

Exhibit A

Request for Proposal -March 29, 2022

Falmouth Fire-EMS is currently requesting proposals for the provision of a new NFPA compliant fire engine. The intent of this request is for qualified vendors to submit proposals for vehicles that meet the following specifications. Vendors may submit multiple proposals. Vendors are asked to submit specifications for each proposed apparatus. Each proposal shall include delivery timeframes.

The apparatus shall be designed, and the equipment mounted with due consideration to distribution of load between the front and rear axles so that all specified equipment, including filled water tank, a full complement of personnel and fire hose shall be carried without injury to the apparatus. Weight balance and distribution shall be in accordance with the recommendations of the International Association of Fire Chiefs and National Fire Association (or American Insurance Association). Certified Laboratories certificate shall be submitted by the manufacturer. Weight of apparatus shall meet all federal axle load laws.

The apparatus shall be completely equipped as per these specifications upon arrival and on completion of the required tests shall be ready for immediate service in the fire department of the purchaser. Any and all alterations required at the scene of delivery to comply with these specifications must be done at the contractor's expense.

A general layout drawing depicting the apparatus layout and appearance shall be provided with the bid. The drawing shall consist of left side, right side, frontal and rear elevation views. Apparatus equipped with a fire pump, shall have a general layout view of the pump operators panel scaled the same as the elevation views. The drawing shall be a depiction of the actual apparatus proposed and not of a generic similar product.

It is required that each bidder produce both the chassis and complete apparatus. To eliminate divided responsibility and service, the chassis and body must be manufactured by the same Company. Manufacturer shall state the number of years the Company has been producing their own chassis and body. Manufacturer shall state compliance with the paragraph. NO EXCEPTIONS.

After award of the contract, and prior to construction of the apparatus, a pre-construction conference shall be held at the facility of the manufacturer.

After the award of bid and pre-construction conference, a detailed layout drawing depicting the apparatus layout and appearance including any changes agreed upon shall be provided for customer review and signature. The drawing will become part of the contract documents. The drawing shall consist of left side, right side, frontal and rear elevation views. Apparatus equipped with a fire pump, shall have a general layout view of the pump operators panel scaled the same as the elevation views.

An inspection trip shall be scheduled at the manufacturer's facility, prior to delivery of the completed apparatus.

Minimum Required Specifications:

Chassis

- Full tilt 6-person Aluminum NFPA compliant cab with 10" raised roof designed specifically for the fire service and manufactured by the chassis builder.
- Manually operated hydraulic pump for tilting the cab in case the main pump should fail.
- Cummins Diesel Engine (500 H.P minimum)
- Jacobs Engine Brake
- Manual Shoreline inlet on cab to the right of Driver's Door with indicator light.
- Front Axle minimum 23,000 lb. capacity
- Rear Axle minimum 40,000 lb. capacity
- Rear Air-Ride Suspension
- Locking inter-axle differential with switch on driver's dash.
- Aluminum Wheels
- Mud and Snow tires
- Automatic Tire Chains
- Right side exhaust for plymovent
- Front Tow Eyes below bumper
- Rear tow eyes
- Front stainless-steel wrap-around 24" bumper to include cut outs for air horns and siren speaker.
- The air horns shall be activated by a split "Y" lanyard in carb ceiling.
- A well / trough in front bumper to contain a 1.5" pre-piped discharge with a swing-out valve to connect and hold 150 feet of 1.75" hose. Ability to flow foam.
- Diamond plated cover of house well / trough.
- Front bumper 2" Reese hitch with power for winch
- A Federal Q2B siren installed in the center of the cab grille.
- Led headlights.
- Two (2) Ziamatic #SAC-44 folding wheel chocks with SQCH-44H holders shall be provided. The wheel chocks shall be located in an area close to the rear axles easily accessible from the side of the apparatus.
- Front Officer's seat shall be H.O. Bostrom Secure-All SCBA seat with ability to hold Scott 4500 45-minute bottle.
- Storage under front officer's seat with a door to close.
- Map Book holder with cup holders in between the 2 front seats.
- Four seats in back of cab (2 forward facing and 2 rear facing).
- Four rear seats shall be H.O. Bostrom Secure-All SCBA seat with ability to hold Scott 4500 45-minute bottle.
- Storage in the back of the cab under the 2 forward-facing seats with doors on either side.
- Tool mounting board in cab above engine between the two rear-facing seats.
- Storage in the top of the cab above the tool mounting board.
- 18" rear bumper
- A Cast Products LP0013 cast aluminum license plate bracket with LED light shall be provided at the rear of the apparatus.

Pump / Capacity

- Midship Mounted Hale QMax
- Minimum 1,500 gpm pump
- Pump Compartment Heater with 12-volt fan installed behind the pump panel.
- Trident air powered priming system.
- Pre-piped Class A foam system
- 3" tank to pump valve
- Three (3) cross lay hose beds
 - o One (1) crosslay with 2.5" piping, 2.5" valve, and 2.5" swivel with the capacity of 200' of 2.5" hose. Ability to flow foam.
 - o Two (2) crosslays with 2" piping, 2" valve, and 1.5" swivel with the capacity of 200' of 1.75" hose each. Ability to flow foam.
 - o Aluminum diamond plate cover installed over the cross lay hose beds with chrome grab handle on each end for closing. The cover shall have vinyl flaps on the sides with fasteners.
- Hose trough on driver's side of pump panel to accommodate 20-ft length of rolled 5-inch LDH

Water Tank

- Minimum 2,000-gallon water tank.
- UPF tank able to be removed without dismantling the apparatus structure.
- 2.5" direct tank fill valve with 45-degree elbow at the rear of the apparatus. Adapted to a 5" Storz connection.
- 20-30 Gallon Foam Tank.
- Newton 6000SW stainless steel swivel dump assembly, capable of swiveling 180 degrees mounted on the rear of the apparatus.
- Newton stainless steel manual extension chute.
- Minimum 2,100-gallon portable water tank with aluminum frame provided.
- Ziamatic Hydraulic lift storage for dump tank on Officer's (right) side above rear wheels with painted aluminum enclosure.
- LED Tank level gauges on both sides and rear of the truck.

Compartmentation

- All compartments contain Unistrut channel.
- All compartment equipped with R.O.M. Robinson Shutter doors.
- The doors shall be wet painted before assembly by the door manufacturer. The paint shall be the same as the apparatus to achieve an exact match of paint color and have the look and durability same as on the rest of the truck.
- All compartments contain two (2) LED light strips to illuminate entire compartment.
- All compartments contain turtle tile on bottom of floors, shelves, trays, or drawers.
- Compartmentation Driver's Side (Left Side).
 - o L1 – Ahead of wheel wells. Contains roll out tray on bottom and 2 adjustable shelves.
 - o L2 – Above rear wheels. Wide enough to take up the space over both rear wheels. Contains one adjustable shelf.
 - o L3 – Behind wheel well. Contains two adjustable shelves.
- Compartmentation Officer's Side (Right Side).
 - o R1 – Ahead of rear wheels. Rear walls of compartment (upper and lower) contain ChanL PanL (Sensible Products) or similar tool mounting board.

- R2 – Above rear wheels. Wide enough to take up the space over both rear wheels. Contains one adjustable shelf.
- R3 – Behind wheel well. Contains 600 lbs. roll out tool tray with small shelf on tray to hold hydraulic rescue tools. Compartment contains one shelf above pull-out tray. Rear walls of compartment (upper and lower) contain ChanL PanL (Sensible Products) or similar tool mounting board.

Hose Bed

- Rear hose bed to contain space for 1200' of 5" supply hose.
- The hose bed will have fully adjustable aluminum divider on each side for:
 - 200' of 1.75" hose on left side.
 - 200' of 2.5" hose on right side.
- There shall be a red nylon/vinyl hose bed cover for the main hose bed. The cover shall be capable of being securely fastened at the front, sides, and rear.
- There shall be a Ziamatic model RL-2-6 "Quick-Lift" swing out and fold down ladder located at the rear of the apparatus to access the top of the vehicle body. The ladder shall be on the driver's side of the apparatus.
- There shall be one (1) vertical handrail at rear of the body one each side of the rear of the apparatus.
- There shall be a minimum of three (3) steps on the rear of the truck to access the top of the hose bed on the officer's side of the truck.

Added Features

- There shall be a minimum of six (6) spare breathing air cylinder compartments recessed in the rear fender wells. The compartments shall have brushed stainless doors with equipped with a weather resistant flush fitting thumb latch. The interior of the door shall incorporate a rubber seal to keep the compartment free of road debris and moisture. The interior compartment shall be constructed of a high- density polyethylene plastic.
- Two (2) 10 ft. lengths of 6" lightweight (KOCHKEK) fire department hard suction hose with lightweight long handle couplings and pin lug male couplings shall be provided.
- The suction hose shall be mounted on the driver's side (left) of the apparatus above the compartments enclosed in the body and access through the rear of the truck. Stainless steel scuff plates shall be provided on the body side metal where the long handle couplings would otherwise hit the body sides.
- A 6" Kochek barrel strainer shall be provided.
- Smart Power 10.0 KW hydraulic generator shall be provided and installed. The generator shall be powered by a transmission power take off unit, through a hydraulic pump and motor. The generator shall be operable anytime that the apparatus engine is running and meeting the minimum range of 950 RPM's.
- A circuit breaker box shall be provided and mounted in the L1 compartment and contain eight (8) spaces for GFI breakers which shall be provided as needed. All wiring shall be installed in liquid tight conduit.
- A 120-volt outlet with weather-proof cover shall be provided. All 120-volt wiring shall be installed in liquid tight conduit.
- There shall be a Hannay Model ECR1614-17-18 electric rewind cable reel furnished and mounted on top of the apparatus on the officer's side of the truck behind the cross lays. The reel shall come

complete with 150 feet of 12/3 Seoprene Water-resistant (SOW) yellow jacketed cable. A Hannay Type "C" roller assembly and HS-3 cable stop ball shall be provided.

- An Akron (GFE) four-way receptacle box with light shall be provided and hard wired to the end of the cable. The box shall be securely mounted in the immediate area of the cord reel. The mounting shall be a fabricated aluminum bracket equipped with a Velcro strap to secure the box.
- There shall be a Command Light Knight KL Series LED light tower mounted on the top of the body of the apparatus. The light tower shall have the capability of full deployment from a stowed position within 15 seconds. The light shall have an auto park feature that returns the light tower to the proper travel position after use. The light tower shall be operated through the use of a remote control with 15' of cord that shall be mounted in a bracket located in an easily accessible area. Total light output of the tower shall be accomplished through use of six (6) light heads and shall be capable of producing at least 66,000 lumens. There shall be a red strobe light mounted on the top.
- Deck Gun with stacked tips mounted on top of apparatus.

Ground Ladders

- The ground ladders shall be mounted behind the right upper compartments in an area accessible from the rear of the apparatus. The ladders shall be individually located in holders lined with anti-wear strips. There shall also be storage for a 2" backboard and two (2) pike poles in the ladder chute compartment. The ladders shall meet the requirements of NFPA 1931 to ensure proper design and that sufficient strength is available for the service intended. The ground ladders shall be constructed of aluminum with non-welded, field replaceable rung to rail connections to simplify field repairs and removable plated steel butt spurs for added strength. A full 1/2", non-rotting, poly rope shall be provided for easy ladder operation.
 - o One (1) Alco-Lite PEL-24 24 ft. two-section aluminum extension ladder.
 - o One (1) Alco-Lite PRL-14 14 ft. aluminum roof ladder.
 - o One (1) Alco-Lite FL-10' 10 ft. folding ladder.
 - The ladders shall have lifetime Warranty against manufacturing defects.

Painting, Striping, Lettering

- The cab exterior surfaces shall be two (2) colors. The paint break line shall be at the bottom of the windshield. All paint to match current Falmouth Fire-EMS Engine 4.
- The frame rails and body subframe shall be painted glossy black.
- Ziebart, or equal, undercoating shall be applied to visible surfaces on the underside of the truck body and chassis to help reduce noise in the cab caused by tires, stones, sand and water spray. This thick, super-tough coating, being highly abrasion-resistant does not wear off. It also protects underbody components from moisture, mud and salt.
- A 4" Scotchlite stripe shall be provided across the front of the cab and along each side of the apparatus to match current Falmouth Fire-EMS Engine 4.
- Forty (40) 3" 22KT Gold laminate goldleaf letters, with left hand shading and right-hand outline to equal 3- 5/8" letter, shall be provided. Lettering to match current Falmouth Fire-EMS Engine 4. Additional thirty (30) 10" 22KT Gold laminate goldleaf letters.
- The apparatus shall have 6" red and yellow reflective Orafol Reflexite Chevron style striping affixed to the outboard rear body panels. The striping will be set in a manner to have the effect of an inverted "V" shape. The stripe will travel low to high from the outside to the inside.

Lighting

- All emergency lights to be Whelen LED
- Opticom traffic emitter contained in the front Light Bar
- All ground lighting to be LED
- A pair of Whelen 900 LED scene lights shall be installed on either side of the truck.
- The pump module running board area shall be illuminated by Whelen 2G 4" diameter LED lights mounted one each side on the front of the body in chrome flanges. LED strip lighting shall be provided at the front and rear of the body to illuminate all stepping surfaces.
- The apparatus shall be equipped with lighting capable of illumination to meet NFPA requirements. Lighting shall be provided at areas under the driver and crew riding area exits and shall be automatically activated when the exit doors are opened. The ground lights shall be Truck-lite® LED model #44042C. Lighting required in other areas such as work areas, steps and walkways shall be activated when the parking brake is applied, provided the ICC lights are on.
- The upper level is divided into zones A, B, C and D and the approved lighting package to be provided shall be as follows: Zone A (front) shall have one (1) Whelen Freedom 72" Model FN72QLED NFPA 1901 compliant light bar, with twelve (12) LED modules. The light bar shall have ten (10) red LED and two (2) clear LED heads and shall be mounted on the cab roof. Zone B (right side) shall be covered by the module from the light bar and the right rear stanchion beacon. Zone C (rear) shall have two (2) Whelen Model L31HRFN LED beacons, red, mounted on rear stanchions. Zone D (left side) shall be covered by the module from the light bar and the left rear stanchion beacons. The left rear L31 Beacon will have a blue lens. The right rear L31 Beacon will have a red lens.
- The lower level is divided into zones A, B, C and D and the approved lighting package to be provided shall be as follows: Zone A (front) shall have a total of two (2) Whelen 600 Series LED red lights mounted one each side of the apparatus grille. Zone B (right side) shall have two (2) Whelen 600 Series LED red lights mounted one (1) on the side of the headlight housing and one (1) in the fender well on the apparatus. There shall also be one (1) Whelen 500 Series LED red light located in the rub rail near the rear of the apparatus. Zone C (rear) shall have two (2) Whelen 600 Series LED red lights mounted one each side of the rear of the apparatus as part of the taillight cluster. Zone D (left side) shall have two (2) Whelen 600 Series LED red lights mounted one (1) on the side of the headlight housing and one (1) in the fender well on the apparatus. There shall also be one (1) Whelen 500 Series LED red light located in the rub rail near the rear of the apparatus.
- A Whelen LED TAL65 Traffic Advisor with a TACTRL1 Control Head shall be provided. The low-profile Traffic Advisor is approximately 1-1/2" high x 2-1/2" deep x 36" long. The six (6) LED lamp group is in a cap style extruded aluminum housing with black powder painted finish and surface mounted to eliminate large body panel cutouts. The high intensity LEDs are rated for over 100,000 hours of operation and have extremely low current consumption. The Control Head has a four-function rotary switch for selection of: center to left, center to right, center to left and right, or flash patterns. The dip switch on the rear panel selects the choice of eight (8) different programmable flash patterns. The Control Head features a visual LED status display.

Exceptions to Specifications

The following specifications shall be strictly adhered to. Exceptions shall be considered if they are deemed equal to or superior to the specifications, provided they are fully explained on a separate page entitled "EXCEPTIONS TO SPECIFICATIONS." Exceptions shall be listed by page and paragraph.

Failure to denote exceptions in the above manner shall result in immediate rejection of the proposal. In addition, a general statement taking "TOTAL EXCEPTION" to the specifications shall result in immediate rejection of bid.

Proposals shall be submitted in a sealed envelope to the "Office of the Fire Chief", located at 8 Bucknam Road, Falmouth, ME 04105-2098 no later than April 28, 2022, at 1400 hours. The envelope with two copies of each proposal shall be sealed and clearly marked "Falmouth Fire-EMS Engine-Tanker Proposal". Faxed, emailed or late bids are not acceptable and will be rejected. The Town of Falmouth reserves the right to reject any or all bids at any time for any reason. The following attachment (AGREEMENT) represents The Town of Falmouth's standard contract.

Please contact Chief Howard Rice with any questions at (207) 781-2610 or e-mail hrice@falmouthme.org.

BID FORM – EXHIBIT B

Manufacturer: _____

Model: _____

Price: _____

Delivery Date: _____

Minimum Required Specifications:

Yes or No

Chassis

Full tilt 6-person Aluminum NFPA compliant cab with 10" raised roof	_____
Manually operated hydraulic pump for tilting the cab	_____
Cummins Diesel Engine (500 H.P minimum)	_____
Jacobs Engine Brake	_____
Manual Shoreline inlet on cab to the right of Driver's Door with indicator light	_____
Front Axle minimum 23,000 lb. capacity	_____
Rear Axle minimum 40,000 lb. capacity	_____
Rear Air-Ride Suspension	_____
Locking inter-axle differential with switch on driver's dash	_____
Aluminum Wheels	_____
Mud and Snow tires	_____
Automatic Tire Chains	_____
Right side exhaust for plymovent	_____
Front Tow Eyes below bumper	_____
Rear tow eyes	_____
Front stainless-steel wrap-around 24" bumper	_____
The air horns shall be activated by a split "Y" lanyard in carb ceiling	_____
A well / trough in front bumper to contain a 1.5" pre-piped discharge	_____
Ability to flow foam from front bumper line	_____
Diamond plated cover of house well / trough	_____
Front bumper 2" Reese hitch with power for winch	_____
A Federal Q2B siren installed in the center of the cab grille	_____
Led headlights	_____
Two (2) Ziamatic folding wheel chocks with holders	_____
Front Officer's H.O. Bostrom Secure-All SCBA seat to hold Scott 4500 45-minute bottle	_____
Storage under front officer's seat with a door to close	_____
Map Book holder with cup holders in between the 2 front seats	_____
Four seats in back of cab (2 forward facing and 2 rear facing)	_____
Four rear H.O. Bostrom Secure-All SCBA seat to hold Scott 4500 45-minute bottle	_____
Storage in back of the cab under the 2 forward-facing seats with doors on either side	_____
Tool mounting board/plate in cab above engine between the two rear-facing seats	_____
Storage in the top (ceiling) of the cab above the tool mounting board	_____
18" rear bumper	_____
Aluminum license plate bracket with LED light	_____

Pump / Capacity

Midship Mounted Hale QMax Pump (1,500 gpm minimum)
Pump Compartment Heater with 12-volt fan installed behind the pump panel
Trident air powered priming system
Pre-piped Class A foam system
3" tank to pump valve
One (1) crosslay with 200' of 2.5" hose. Ability to flow foam
Two (2) crosslays with 200' of 1.75" hose each. Ability to flow foam
Aluminum diamond plate cover installed over the cross lay hose beds
Hose trough on driver's side of pump panel

Water Tank

Minimum 2,000-gallon water tank
UPF tank able to be removed without dismantling the apparatus structure
Rear 2.5" direct tank fill valve adapted to a 5" Storz connection
30 Gallon Class A Foam Tank
Newton 6000SW stainless steel swivel dump assembly with chute
Minimum 2,100-gallon portable water tank with aluminum frame
Ziamatic Hydraulic lift storage for dump tank on Officer's (right) side
Painted Aluminum Cover for dump tank on Officer's (right) side
LED Tank level gauges on both sides and rear of the truck

Compartmentation

All compartments contain Unistrut channel
All compartment equipped with R.O.M. Robinson Shutter doors
All compartments contain two (2) LED light strips to illuminate entire compartment
All compartments contain turtle tile on bottom of floors, shelves, trays, or drawers

Compartmentation Driver's Side (Left Side)

L1 – Ahead of wheel wells with roll out tray and 2 adjustable shelves
L2 – Above both rear wheels with one adjustable shelf
L3 – Behind wheel well with two adjustable shelves

Compartmentation Officer's Side (Right Side)

R1 – Ahead of rear wheels with ChanL PanL or similar tool board on rear walls
R2 – Above both rear wheels with one adjustable shelf
R3 – Behind wheel well with roll out tool tray (with small shelf on tray to hold hydraulic rescue tools), one shelf above pull-out tray, and rear walls of compartment (upper and lower) with ChanL PanL or similar tool mounting board

Hose Bed

Rear hose bed to contain space for 1200' of 5" supply hose
Adjustable aluminum divider on each side for 200' of 1.75" hose on left side
Adjustable aluminum divider on each side for 200' of 2.5" hose on right side
Red nylon/vinyl hose bed cover for the main hose bed
Ziamatic swing out and fold down ladder at the rear of the apparatus
One (1) vertical handrail on each side of the rear of the apparatus
Minimum of three (3) steps on the rear of the truck on officer's side

Added Features

Minimum of six (6) breathing air cylinder compartments in the rear fender wells _____
Two (2) 10 ft. lengths of 6" lightweight (KOCHER) fire department hard suction hose _____
6" Kocher barrel strainer _____
Smart Power 10.0 KW hydraulic generator _____
A circuit breaker box in L1 compartment _____
A 120-volt outlet with weather-proof cover _____
Electric rewind cable reel with four-way receptacle box hard wired to the end _____
Command Light Knight KL Series LED light tower mounted on the top of the body _____
Deck Gun with stacked tips mounted on top of apparatus _____

Ground Ladders

Storage for a 2" backboard and two (2) pike poles in the ladder chute compartment _____
One (1) Alco-Lite PEL-24 24 ft. two-section aluminum extension ladder _____
One (1) Alco-Lite PRL-14 14 ft. aluminum roof ladder _____
One (1) Alco-Lite FL-10' 10 ft. folding ladder _____

Painting, Striping, Lettering

All paint and 4" Scotchlite stripe to match current Falmouth Fire-EMS Engine 4 _____
The frame rails and body subframe shall be painted glossy black _____
Ziebart, or equal, undercoating shall be applied to visible surfaces on the underside _____
Forty (40) 3" laminate goldleaf letters to match current Falmouth Fire-EMS Engine 4 _____
Additional thirty (30) 10" laminate goldleaf letters _____
6" red and yellow reflective Orafol Reflexite Chevron style striping on rear of apparatus _____

Lighting

Opticom traffic emitter contained in the front Light Bar _____
All ground lighting to be LED _____
Whelen 900 LED scene lights shall be installed on either side of the truck _____
Pump module running board area illuminated by Whelen LED lights _____
LED strip lighting at the front and rear of the body to illuminate all stepping surfaces _____
Lighting provided at areas under the driver and crew riding area exits _____
One (1) Whelen Freedom 72" light bar with twelve (12) LED modules _____
Two (2) Whelen LED beacons mounted on rear stanchions (Red on right & Blue on left) _____
Two (2) Whelen LED red lights mounted one each side of the apparatus grille _____
One (1) Whelen LED red light on side of the headlight housing (on each side) _____
One (1) Whelen LED red light in the fender well on the apparatus (on each side) _____
One (1) Whelen LED red light in rub rail near rear of apparatus (on each side) _____
Two (2) Whelen LED red lights mounted one each side of the rear of the apparatus _____
Whelen LED TAL65 Traffic Advisor with Control Head _____

AGREEMENT

I. PARTIES

This contract (hereinafter referred to as "Agreement") is made and entered into on this XXXXX, 2022, by and between the Inhabitants of the **Town of Falmouth** with a mailing address of 271 Falmouth Road, Falmouth, Maine 04105 (hereinafter referred to as "Town"); and XXXXX, with a mailing address of XXXXX (hereinafter referred to as "Contractor"). In consideration of the mutual promises contained herein, Contractor agrees to perform the following services for the Town.

II. SCOPE OF WORK

In consideration of the compensation set forth herein, the Contractor shall perform the services as outlined in a **Request for Proposals** dated March 29, 2022 and attached hereto as Exhibit A and the response attached hereto as *Bid Forms - Exhibit B* dated XXXXX.

III. COMMENCEMENT AND COMPLETION

The Contractor will commence work on or before XXXXX with an anticipated duration of XXXXX days.

IV. PAYMENT TERMS

To be determined.

V. TERMINATION

Either party may terminate this Agreement for cause after giving the other party written notice and a reasonable opportunity to cure.

VI. DISPUTE RESOLUTION

Any controversy or claim arising out of or related to this Agreement, which cannot be resolved between the parties shall be submitted to the Maine Superior Court (Cumberland County). This agreement shall be governed by Maine law.

VII. QUALIFICATIONS

The Contractor represents it holds, and will continue to hold during the term hereof any and all qualifications, licenses and certifications required to perform its services in Maine. The contractor shall perform all services in accordance with professional standards.

VIII. SUBCONTRACTORS

The Contractor shall be fully responsible to the Town for the acts and omissions of any subcontractors and of persons either directly or indirectly employed by it, and shall hold subcontractors to the same terms and conditions as Contractor is held under this Agreement. No subcontractors shall be retained on this Agreement without the specific prior written approval of the Town.

IX. INSURANCE

The Contractor shall purchase and maintain Workers' Compensation Insurance, General Public Liability and Property Damage Insurance including vehicle coverage and professional liability insurance, all with limits and terms satisfactory to the Town. The Town shall be named as an additional insured on the liability policy.

X. INDEMNIFICATION

The Contractor will indemnify and hold harmless the Town, its officers, agents and employees from and against all claims, damages, losses and expenses including attorney's fees arising out of or resulting from the performance of the Agreement by the Contractor, its officials, employees, agents and subcontractors.

XI. ENTIRE AGREEMENT

This Agreement and its attachments represent and contain the entire agreement between the parties. Prior discussions or verbal representations by the parties that are not contained in this Agreement and its attachments are not a part of this Agreement. Where there is any conflict between the provisions of this Agreement and the provisions of any attachment, the provisions of this Agreement shall control.

Date: _____

By: _____

Title: _____

Date: _____

INHABITANTS OF THE
TOWN OF FALMOUTH, MAINE

By: _____
Nathan A. Poore, Town Manager