
Addendum #1

NJSDA
32 E Front Street
Trenton, NJ 08625
Phone: 609-858-2981

Date: May 09, 2019

PROJECT #: EP-0104-C01
Newark Chancellor Ave Elementary School
Newark Public Schools

DESCRIPTION: Addendum #1

This addendum shall be considered part of the Bid Documents issued in connection with the referenced project. Should information conflict with the Bid Documents, this Addendum shall supercede the relevant information in the Bid Documents.

A. CHANGES TO THE PROCUREMENT PROCESS:

1. Not applicable.

B. CHANGES TO THE PROJECT MANUAL:

NOTE: Additions are shown in **bold and underline** text; deletions are shown in ~~strikethrough~~ and *italics*.

1. Modifications to the General Contractor Task Order Master Agreement:

A. ADD: In General Contractor Task Order Master Agreement Article 21.21, add as follows:

21.21 Equal Pay Act Compliance. The Contractor shall be required to submit payroll information to the Division of Labor and Workforce Development, with copies to the NJSDA, in accordance with the Diane B. Allen Equal Pay Act, P.L. 2018, c. 9). Guidance and forms for compliance with this requirement are available at:

www.nj.gov/labor/equalpav/equalpav.html

B. MODIFY: In General Contractor Task Order Master Agreement Article 18.6, modify as follows:

18.6 Set Asides and Goals for Small Business Entities (SBEs) and **Disabled Veteran Owned Businesses (DVOBs)** on Authority Projects.

C. MODIFY: In General Contractor Task Order Master Agreement Article 18.6.1, modify as follows:

18.6.1 At the time of each school facilities project advertisement, the Authority shall announce the SBE **and DVOB** requirements for the Contract, and the Contractor shall be required to make a good faith effort to comply fully with the SBE **and DVOB** subcontracting goals.

D. MODIFY: In General Contractor Task Order Master Agreement Article 18.6.2, modify as follows:

18.6.2 The good faith efforts of the Contractor to meet the SBE **and DVOB** goals on the Projects shall include, but not be limited to, the following measures:

- (a) Sending solicitation letters to SBE **and DVOB** firms registered with the New Jersey Department of Treasury, Division of Revenue **and Enterprise Services**, Selective Assistance Vendor Information List and to pre-qualified SBE and DVOB firms on a list that is available from the SDA's website at www.njsda.gov;
- (b) Making follow-up telephone calls to firms solicited in (a) above, and keeping a log of such calls and responses;
- (c) Breaking the work into smaller subcontracts, to make it easier for SBE **and DVOB** firms to compete;
- (d) Contacting community groups, including, but not limited to, groups listed by the SDA for this purpose, for assistance in identifying SBE **and DVOB** firms;
- (e) Placing advertisements in local newspapers, construction trade letters, magazines, or special publications aimed at SBEs **and DVOBs**;
- (f) Negotiating in good faith with interested SBE **and DVOB** subcontractors, so as not to disqualify a prospective subcontractor without good cause; and
- (g) Assisting potential SBE **and DVOB** subcontractor firms by acting as a reference for the subcontractor, or by referring the subcontractor to the surety agent or bank officer of the Contractor or consultant to satisfy bonding, insurance, or credit requirements.

- E. MODIFY:** In General Contractor Task Order Master Agreement Article 18.6.3, modify as follows:
- 18.6.3 If the Authority determines that a Contractor has failed to comply with its good faith obligations to meet the specified SBE **and DVOB** subcontracting goal, he or she may pursue any of the sanctions available pursuant to Section 18.9 below, and/or N.J.A.C. 19:39-3.2.
- F. MODIFY:** In General Contractor Task Order Master Agreement Article 18.7, modify as follows:
- 18.7 Affirmative Action, Small Business **and Disabled Veteran Owned Business** Compliance.
- G. MODIFY:** In General Contractor Task Order Master Agreement Article 18.7.1, modify as follows:
- 18.7.1 The Contractor shall designate an employee who shall serve as a liaison with the Authority and who shall be responsible for coordinating the firm's affirmative action program, maintaining all records required by this ~~Section~~ **chapter** and submitting the forms required by this ~~Section~~ **chapter** through the Authority's website, or as otherwise directed, to the Authority's designated employee or representative.
- H. MODIFY:** In General Contractor Task Order Master Agreement Article 18.7.2, modify as follows:
- 18.7.2 The Contractor, after notification of award, but prior to the Authority's execution of this Agreement, shall submit to the Authority an **SBE/DVOB Participation Form and a Confirmation of SBE/DVOB Status Form**~~*SBE Form B and on or more Form Cs.*~~
- I. REPLACE:** In General Contractor Task Order Master Agreement Article 18.7.3, delete existing Section 18.7.3 in its entirety and replace with following:
- 18.7.3 The Contractor shall complete and submit the following forms available from the Authority, at the times, and in the manner and form (whether hard-copy or electronic) specified by the Authority:**
- (a) An SBE/DVOB Participation Form, together with all Confirmation of SBE/DVOB Status Forms, at the time of bid or at any other time specified by the Authority;**
- (b) An initial project workforce report, Form AA-201;**
- (c) A subcontractor projection report, Form 201A, within seven business days of the Notice to Proceed issued to the**

Contractor by the Authority, and as updated during the duration of the contract;

(d) A monthly project workforce report, Form AA-202, submitted in electronic form no later than the seventh business day of each month for the duration of the contract; and

(e) A certified payroll report within 10 days of the end of each pay period.

C. CHANGES TO THE DRAWINGS:

1. Not applicable.

D. BIDDER'S QUESTIONS, REQUESTS FOR INFORMATION AND RESPONSES:

1. Question: Re: Appendix C Page 6 item number 4.11. Are we required to Hire a Design Consultant to Perform Investigation and Design Services for this project.

Answer: No Design Consultant engagement is required for this procurement as outlined in Appendix C item 4.11.

2. Question: If so is this price to be included in the bid (which will be nearly impossible to get a price for the items requested in 4.11.1 pre bid) or is this after award.

Answer: Refer to response to Bidder Question #1 listed above.

E. CHANGES TO PREVIOUS ADDENDA:

1. Not applicable.

F. ATTACHMENTS

1. Attachment 1.1 - SBE DVOB Participation 2-2019

2. Attachment 1.2 - SBE DVOB Confirmation 2-2019

G. SUPPLEMENTAL INFORMATION

1. Not applicable.

Any bidder attempting to contact government officials (elected or appointed), including NJSDA Board members, NJSDA Staff (except for Procurement), Selection Committee members, NJSDA Consultants, and School District officials for information relating to this project or in an effort to influence the selection process may be immediately disqualified.

End of Addendum No. 1


NJSDA *A. Oakley* Date *5/9/10*

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32 E. Front Street
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Date: May 09, 2019

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Addendum No. 1

Acknowledgement of Receipt of Addendum

Contractor must acknowledge the receipt of the Addendum by signing in the space provided below and returning via email to Alison Perry at aperry@njsda.gov. Signed acknowledgement must be received prior to the Bid Due Date. Acknowledgement of the Addendum must be made in Section F.5 of the Price Proposal Submission.

Signature

Print Name

Company Name

Date