



Addendum # 1

New Jersey Schools Development Authority
Office of Procurement
32 East Front Street
Trenton, NJ 08625
Phone: 609-858-2986
Fax: 609-656-7238

Date: April 21, 2017

PROJECT #: ES-0043-N01 RB1
Cleveland Street Abatement, Demolition, and Site Improvements
Orange Public Schools

DESCRIPTION: Addendum # 1

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

A. CHANGES TO THE PROCUREMENT PROCESS

1. Not applicable.

B. CHANGES TO THE PROCUREMENT DOCUMENTS

1. Modifications to the Request for Proposals:

a. **REPLACE:** Replace the Price Proposal form originally issued, with revised Price Proposal form dated 4-21-2017, included herewith as Attachment 1.1 to this Addendum.

C. CHANGES TO THE PROJECT MANUAL

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

1. Division 1 General Requirements

a. **MODIFY:** In Section 01010, Summary of Work, modify Paragraph 1.5.A (“Structural Assessment”) as follows:

A. The Design Consultant’s Structural Engineer shall provide a structural assessment of existing buildings. The assessment shall be conducted in two (2) stages as follows:



- 1. ~~Within seven (7) calendar days of the Pre-Bid Site Inspection, the Design Consultant's Structural Engineer shall conduct~~ **On January 26, 2017 the Design Consultant's Structural Engineer conducted** a site inspection for the purpose of documenting, in a Structural Assessment Report, observations and findings regarding the structural integrity and condition of any buildings to be demolished.

b. **MODIFY:** In Section 01010, Summary of Work, modify Paragraph 1.7.A ("Allowance Categories and Amounts") to add a new Allowance Category and Amount as follows:

<u>CATEGORY</u>	<u>AMOUNT</u>
Unforeseen Subsurface Conditions and Underestimated Hazardous Materials Abatement Allowance.....	\$75,000
<u>Changed Structural Condition Allowance.....</u>	<u>\$50,000</u>

c. **MODIFY:** In Section 01010, Summary of Work, modify Paragraph 1.7.B ("Allowances") to add a new Allowance Category description as follows:

A. Allowances

- 1. The Unforeseen Subsurface Conditions and Underestimated Hazardous Materials Abatement Allowance shall be utilized only after written authorization from the Authority, in accordance with Section 01020 "Allowances," in the event the Contractor encounters unforeseen subsurface conditions or for hazardous materials abatement and disposal activities greater than what is indicated on related drawings and specifications. Testing results, locations and quantities will be documented via third-party survey in order to support volume charges.
- 2. **The Changed Structural Condition Allowance shall be utilized only after written authorization from the Authority, in accordance with Section 01020 "Allowances," in the event a changed structural condition impacting demolition methodology as established by the plans and specifications under the engagement are encountered at NTP and as defined by Section 1.5 "Structural Assessment" above.**
- 3. Costs that cannot be properly verified or supported shall not be authorized for payment under the Allowance.
- 4. Note that the Contractor shall not be entitled to additional compensation for any delays (including, but not limited to, damages, additional general conditions costs or indirect costs) relating to the Allowance Work compensated under this Allowance Amount.



D. CHANGES TO THE PERFORMANCE SPECIFICATIONS

- 1. Not applicable.

E. CHANGES TO THE DRAWINGS:

- 1. Not applicable.

F. BIDDER’S QUESTIONS, REQUESTS FOR INFORMATION AND RESPONSES:

1. Question: The bid advertisement indicates that we must identify the plumbing, electrical and asbestos removal/treatment subcontractors in our bid submittal if we are a pre-qualified demolition contractor or all of the above and the demolition subcontractor if a construction contractor. The pre-bid conference agenda further stated that we will be required to submit prequalified subcontractors for the remediation of the underground storage tanks (USTs) and above ground storage tanks (ASTs) once award has been made. However, it is noted that the current bid form calls for the identification of the following as well: HVACR Branch Work, Structural Steel and Miscellaneous Iron Work. Should we just indicate Not Applicable under these headings along with to be determined post award for the UST/AST subcontractors?

Answer: Other than those trades specifically required by the terms of the Advertisement and Request for Proposal, the Bidder is to determine if a given trade is applicable to this Project’s scope of work. If the Bidder determines that a particular trade cited in the Price Proposal Form is not applicable the Project’s scope of work, the Bidder should state “Not applicable” or “N/A” in the space on the Price Proposal for identification of a subcontractor for the cited trade.

G. ATTACHMENTS

- 1. Attachment 1.1 Revised Price Proposal

H. SUPPLEMENTAL INFORMATION

1. Contractual Requirement to name certain Subcontractors

It shall be a contractual requirement that, after Notice of Award, but prior to the commencement of the contract and issuance of a Notice To Proceed, the Contractor shall be required to identify and engage the following required subcontractor(s) for this Project, prequalified by NJSDA and classified by DPMC in the following disciplines:



Either:

- a. One SINGLE Subcontractor classified in Under Ground Storage Tanks/Closure & Installation (C113) [this discipline is deemed classified in C115 and C118]**

OR:

b. One EACH of:

- i. A Subcontractor classified in Under Ground Storage Tanks/Closure (C115)**

AND

- ii. A Subcontractor classified in Above Ground Storage Tanks (C118)**

2. Responses to Questions Posed in Previously-Advertised Procurement

The NJSDA reproduces here certain questions posed by bidders in the previously-advertised iteration of this procurement (Project# EP-0043-N01, advertised January 4, 2017) and updates in prior responses to such questions in this addendum, in hopes that such updated information may assist bidders on this rebid procurement.

- 1. Question: Is this summer project?

Answer: The forecasted Notice to Proceed for Construction activities is July 20, 2017. Substantial Completion is 125 calendar days from date of Notice to Proceed. Final Completion is 30 calendar days from date of Substantial Completion

- 2. Question: Do utilities need to capped at Main or Side-Walk?

Answer: Utilities to be capped at/inside the sidewalk, especially knowing that the area is scheduled for new construction.

- 3. Question: Does all Debris in basements of 349 & 351 Cleveland need to be disposed of as contaminated Asbestos Contaminated Material?

Answer: Yes, all debris in basements of 349 & 351 shall be disposed of as contaminated ACM due to the fact that asbestos pipe insulation was ripped off pipes and thrown on the ground and that comingled dust exists throughout the basement. Additionally, there is debris remaining on pipes that need to be cleaned. Because the extent of cross-contamination is not known, all debris must be treated as ACM.




4. Question: Does Wood Lath under Plaster Base Coat at 349 Cleveland need to be removed and disposed of as Asbestos Containing Material?

Answer: Plaster is directly adhered to the wood lath and the base coat plaster is positive. This material needs to be removed in containment as part of the abatement as there may be plaster dust/debris behind it as well.

Any bidder attempting to contact government officials (elected or appointed), including NJSDA Board members, NJSDA Staff, and Selection Committee members in an effort to influence the selection process may be immediately disqualified.

End of Addendum No.1


NJSDA 4-21-17
Date



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Office of Procurement
32 East Front Street
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Cleveland Street Abatement, Demolition, and & Site Improvements
Orange Public Schools

DESCRIPTION: Addendum #1

Addendum No. 1

Acknowledgement of Receipt of Addendum

Contractor hereby acknowledges the receipt of the Addendum by signing in the space provided below and returning via scanned copy (NKathiari@njsda.gov) or fax (609-656-7238). Signed acknowledgement must be received prior to the Bid Due Date. Acknowledgement of the Addendum must be made in Section E.5 of the Price Proposal Submission.

Signature

Print Name

Company Name

Date

Attachment 1.1

PRICE PROPOSAL

**PRICE PROPOSAL SUBMISSION
for
BID
to
NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY**

For the following Package:

Contract Number: ES-0043-N01 RB1
Contract Name/Description: Cleveland Street
Abatement, Demolition & Site Improvements
District: Orange
County: Essex

THIS PACKAGE IS COMPRISED OF THE FOLLOWING SCHOOL PROJECTS:

Cleveland Street Abatement, Demolition & Site Improvements

Bid of _____
(Bidder's Name) (Bidder's Federal I.D. #)
a Corporation organized and existing under the laws of the State of _____
or a partnership or joint venture consisting of _____
or an individual, trading as _____

There is a two-step bidding process for bidding with the NJSDA:

First Step: A Bidder must first submit the "Project Rating Proposal", which consists of information regarding the "other factors" which will be evaluated by the NJSDA in its consideration of the bid. The NJSDA will determine a Bidder's Project Rating Limit based on this proposal.

Second Step: A Bidder must submit the "Price Proposal", which contains the price the Bidder intends to bid for the work as well as other required information.

Important Notes:

- 1) A Bidder may not submit a Price Proposal that exceeds its Project Rating Limit for a project.
- 2) A Bidder's Project Rating Limit cannot exceed the firm's Aggregate Limit.

A. Price Proposal Submission:

The Bidder shall complete and execute this Price Proposal and enclose it in an envelope that is **sealed and clearly marked** with the Bidder's Name, Contract Number, Contract Name, School District, County and the date of Price Proposal submission. The Bidder must submit its sealed Price Proposal to the NJSDA in accordance with Section 8 of the Instruction to Bidders.

B. Bidder:

All Bidders must be classified by the Department of the Treasury, Division of Property Management and Construction in all applicable trades; pre-qualified by the NJSDA in all applicable trades; registered with the Department of Labor; and registered with the Department of Treasury, Division of Revenue; and provide a valid contractor or trade licenses where applicable at the time of submission of this bid. **Time is of the essence for completion of all projects in this package.**

The Bidder **MUST** submit a copy of its Uncompleted Contracts Form. Uncompleted Contracts forms submitted by the Bidder and any required Subcontractors must reflect accurate and timely information. The amount set forth in the Uncompleted Contracts Form must reflect the amount of uncompleted work as of the date of the bid submission. In no instances will Uncompleted Contracts forms be acceptable where the date of the Form is greater than 120 days prior to the due date for bid submission.

In addition, the Bidder **MUST** submit a Disclosure of Investment Activities in Iran Form on the form provided by the NJSDA. "Pursuant to Public Law 2012, c. 23 (codified at N.J.S.A. 52:32-55 et. seq.) (the "Act"), any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract with the New Jersey Schools Development Authority ("NJSDA") must complete a Certification which states that the person or entity, or one of the persons or entity's parents, subsidiaries, or affiliates, is not identified on a list created and maintained by the New Jersey Department of the Treasury ("Treasury") as a person or entity engaging in investment activities in Iran. Such a Certification must be in the form attached hereto. **Failure to include such Certification with the completed Price Proposal will result in the disqualification of the bid and rejection of the Price Proposal.**

C. Subcontractors:

1. The Bidder **MUST** name all subcontractors that will be performing work in any of the trades listed in the Bid Advertisement or required by statute.
2. In accordance with the requirements of N.J.S.A. 52:18A-243, each bidder is required to set forth in its bid the name or names of all subcontractors to whom the bidder will directly subcontract for the furnishing of any of the work and materials specified in the plans and specifications for the following branches: (1) the plumbing and gas fitting and all work and materials kindred thereto ("Plumbing Branch"); (2) the steam and hot water heating and ventilating apparatus, steam power plants and all work and materials kindred thereto ("HVAC Branch"); (3) the electrical work ("Electrical Branch"); and (4) structural steel and miscellaneous iron work and materials ("Structural Steel Branch").
3. When naming subcontractors in accordance with Section C.2 above, a bidder is required to name only those subcontractors that are engaged directly by the Bidder ("first-tier subcontractors"). Bidders are **NOT REQUIRED** to name any subcontractors engaged by the first-tier subcontractors or by others (e.g., "second-tier subcontractors" or "third-tier subcontractors.")
4. All named subcontractors identified in accordance with C.1 and C.2 above must be classified by the Department of the Treasury, Division of Property Management and Construction in all applicable trades; pre-qualified by the NJSDA in all applicable trades; registered with the Department of Labor; and registered with the Department of Treasury, Division of Revenue; and provide a valid contractor or trade licenses where applicable at the time of submission of this bid.

5. All Bidders **MUST** submit a copy of the Uncompleted Contracts Form for any subcontractor required to be named in accordance with Sections C.1. and C.2. above. Uncompleted Contracts forms submitted by the Bidder and any named Subcontractors must reflect accurate and timely information. The amount set forth in the Uncompleted Contracts Form must reflect the amount of uncompleted work as of the date of the bid submission. In no instances will Uncompleted Contracts forms be acceptable where the date of the Form is greater than 120 days prior to the due date for bid submission.
6. If the Bidder is properly classified and pre-qualified, and will be performing work in these trades with its "own forces," so state. Failure to indicate what firms will be performing the work in accordance with the requirements of N.J.S.A. 52:18A-243 may cause the bid to be rejected.
7. The Bidder shall list the SBE status of each subcontractor, where applicable.

C. SBE Opportunities:

The Bidder agrees it shall make a good faith effort to meet the requirements of the SBE Utilization Attachment contained in the Contract Documents in order to ensure that small business enterprises, as defined in that attachment and in applicable regulation, have the maximum opportunity to compete for and perform subcontracts.

The NJSDA requires the contractor to provide opportunities to SBE firms to participate in the performance of this engagement, consistent with NJSDA's SBE set aside goals of 25%, awarding 5% of the contract value to registered Category 4 SBE firms; 5% of the contract value to registered Category 5 SBE firms; and 5% of the contract value to registered Category 6 SBE firms; and 10% of the contract value to SBE firms registered in any of the three Categories.

GENERAL CONSTRUCTION WORK:

Firm	Address
SBE Status	DOL Contractor Registration #
	Federal I.D. #

PLUMBING BRANCH WORK: The bidder must identify a subcontractor that is DPMC classified in the trade of Plumbing (C030), unless the bidder intends to self-perform for this trade. If the bidder intends to self-perform, the bidder must identify itself as self-performing in the trade of Plumbing (C030). If the bidder will contract with any additional subcontractors with DPMC Trade Classifications in the Plumbing trade or other trades applicable to this branch, each such additional subcontractor must be identified.

Firm	Address
SBE Status	DOL Contractor Registration #
	Federal I.D. #

HVACR BRANCH WORK: The bidder must identify a subcontractor that is DPMC classified in the trade of HVACR (C032) OR an HVAC Contractor classified in the former DPMC classification of C039 may also satisfy the HVACR (C032) requirement, if a bona-fide representative linked to the Contractor has applied to be "grandfathered in" under the new Master Heating, Ventilating, Air Conditioning, and Refrigeration license offered by the State Board of Examiners for Heating, Ventilating, Air Conditioning and Refrigeration Contractors pursuant to N.J.A.C. 45:16A-26. Such a C039 Contractor or subcontractor must supply a copy of the "grandfathering" license application, as well as proof of payment of application fee, unless the bidder intends to self-perform for this trade. If the bidder intends to self-perform, the self-

OTHER TRADE CLASSIFICATIONS NAMED IN BID ADVERTISEMENT: ASBESTOS REMOVAL/TREATMENT (C092)

Firm

Address

SBE Status

DOL Contractor Registration #

Federal I.D. #

E. Price:

1. The undersigned, as Bidder, declares:
 - That this Price Proposal is made, without collusion with any other person, firm or corporation;
 - That the Bidder has carefully examined the form of the Project Manual, Contract, Instructions to Bidders, Addenda, Specifications, Plans and all other Contract Documents;
 - That the Bidder has carefully examined the locations, conditions and classes of material for the proposed work;
 - That the Bidder agrees that it will provide all necessary machinery, tools, apparatus and other means of construction and will do all work and furnish all the materials called for in the Contract Documents in the manner therein prescribed; and
 - That this Price Proposal is submitted Net of Insurance, excluding all applicable insurance expenses and policy costs allocated to the on-site activities of the project with respect to Workers' Compensation and Employer's Liability, Commercial General Liability, Owner's Contractor's Protective Liability, Excess/Umbrella Liability and Builder's Risk insurance.

2. In submitting this Price Proposal, the Bidder agrees:
 - That the NJSDA has the right to reject this Price Proposal in accordance with the Instructions to Bidders.
 - To hold this Price Proposal open for a period of one hundred twenty (120) calendar days from the date of the public opening and reading of the Price Proposals, unless this time period is extended by mutual agreement of the Bidder and the NJSDA.
 - To accomplish the work at the price bid, in accordance with the Contract Documents.

3. Base Bid Price:
 - Total amount for the furnishing of all labor, materials, services, equipment and appliances required in conjunction with and properly incidental to all work, in conformance with all Contract Documents. **The price of allowances listed in the Specifications and/or by Addenda (um) must be included in the Base Bid Price.**

 - In case of a discrepancy between the amount shown in words and the amount shown in figures, **the amount shown in words shall govern.** In the event that the NJSDA has requested unit pricing, the paragraph entitled "Consideration of Unit Pricing" on page 10 shall govern.

The Public Opening and Reading of the Price is for informational purposes only and is not to be construed as an acceptance or rejection of any bid submitted.

UNIT PRICING:

Bid Item	Description	Quantity	Units	Unit Price	Bid Amount
1	Mobilization, Permits & Demobilization	1	LS		
2	Insurance & Bonding	1	LS		
3	8' high Temporary Site Enclosure/ Security Fence with Silt Fence	510	LF		
4	Installation of two 10' gates 8' high	1	LS		
5	Soil erosion & sediment control measures installation, maintenance, and removal	1	LS		
6	Removal/disposal of ACM floor tile, including: <ul style="list-style-type: none"> - Gray 9" x 9" floor tile at 347 Cleveland Street (160 SF) - Tan 9" x 9" floor tile at 349 Cleveland Street (180 SF) 	340	SF		
7	Removal/disposal of ACM - nine (9) layers of various flooring material at 347 Cleveland Street	160	SF		
8	Removal/disposal of ACM - red flooring under wood at 347 Cleveland Street (amount unknown)	300	SF		
9	Removal/disposal of ACM pipe debris on floor, including: <ul style="list-style-type: none"> - Estimated 972 SF at 349 Cleveland Street - Estimated 972 SF at 351 Cleveland Street 	1,944	SF		

10	Removal/disposal of ACM - debris left on pipe runs at 349 Cleveland Street	8	LF			
11	Removal/disposal of ACM gray chimney exhausts, including: - 6 LF at 349 Cleveland Street - 2 LF at 351 Cleveland Street	8	LF			
12	Removal/disposal of ACM - estimated 10,000+ SF of plaster base coat at 349 Cleveland Street	1	LS			
13	Removal/disposal of ACM - bottom layer of lower roof at 349 Cleveland Street	160	SF			
14	Removal/disposal of ACM - corrugated pipe debris remaining on pipe at 351 Cleveland Street	30	LF			
15	Universal & Other Hazardous Waste Removal - Suspected PCB-containing light ballasts, fluorescent light tubes, gas, oils, paints, household cleaning and bug killer products, propane, etc.	1	LS			
16	Utility pipes - excavate, remove, and backfill	1	LS			
17	Underground Storage Tank Removals, Including Associated Piping, Cleaning, Disposal, and Backfill (Three Suspected Tanks)	3	Tank			
18	Removal of residual fuel, sludge, and contaminated wash waters.	300	Gal.			
19	Removal/disposal of contaminated soil above and beyond that required to remove tanks.	20	Ton			
20	Aboveground Storage Tank Removal, Including Cleaning and Disposal	1	LS			

21	Site demolition/removal to property line, buildings and contents, slabs/footings, basements, pavement, walks, fencing, and clearing	1	LS		
22	Site clearing, debris removal, and tree removal	1	LS		
23	Backfill and grading	1	LS		
24	3/4 " Certified clean traprock	700	Ton		
25	Unforeseen Subsurface Conditions and Underestimated Hazardous Materials Abatement Allowance	1	LS	\$75,000	\$75,000
26	Changed Structural Condition Allowance	1	LS	\$50,000	\$50,000
	TOTAL				

BASE BID PRICE:

_____ (In Words)

\$ _____

(In Figures)

Interpretation of Quantities in Bid Schedule

The quantities appearing in the bid schedule on the Price Proposal Form are approximate only and are provided to facilitate the comparison of bids. Payment will be made only for the quantities of Work completed in accordance with the terms of the Contract. Such payment will be made at the original unit prices for the quantities of Work accepted by the Construction Management Firm/Engineer for the Project or by the Authority itself. The scheduled quantities of Work may be increased, decreased, or eliminated in their entirety, as provided by the Construction Management Firm/Engineer for the Project or by the Authority itself.

"If and Where Directed" Items

The Price Proposal Form may request unit price bids on one or more scheduled bid items to be incorporated into the Work of the Project only "if and when directed" by the Construction Management Firm/Engineer for the Project or by the Authority itself. References to such items may not appear on the plans. The estimated quantities set out in the Price Proposal Form for such items are included for the purpose of obtaining unit price bids only, and not to convey the actual quantities of such items which might be incorporated into the Work of the Project. Depending on field conditions, such "if and where directed" items may or may not be

incorporated into the Work of the Project and, if incorporated, may be many times the estimated quantities or only a fraction thereof.

Incorporation of such "if and where directed" items into the Work of the Project shall be made only on written direction of the Construction Management Firm/Engineer for the Project or the Authority itself. No payment shall be made for "if and where directed" items not directed in writing by the Construction Management Firm/Engineer for the Project or by the Authority itself. The Construction Management Firm/Engineer or the Authority itself, may order incorporation of such items into the Work of the Project at any time during the Contract Time. If such items are directed by the Construction Management Firm/Engineer, or by the Authority itself in writing, payment shall be made at the unit prices bid for the actual quantities of Work performed and accepted by the Construction Management Firm/Engineer, or the Authority itself.

Consideration of Unit Pricing

In the event of a discrepancy between the unit price bid for any scheduled bid item and the extension shown for that item under the column of the Price Proposal Form designated "Bid Amount", the unit price is to govern. Where a unit price is bid, but no extension is provided, the NJSDA will provide the extension based on the unit price bid and the estimated quantity for the Bid Item.

Where an extension is provided in the "Bid Amount" column, but no unit price appears in the "Unit Price" column of the Price Proposal form, the NJSDA will provide the unit price by dividing their "Bid Amount" figure provided by the Bidder by the estimated quantity.

4. Bid Bond:

The Bidder shall attach to this Price Proposal a Bid Bond, having a value of ten percent (10%) of the total base bid amount. Bid bonds shall be returned to all unsuccessful Bidders in accordance with the Instructions to Bidders.

5. Addenda:

The Bidder acknowledges receipt and incorporated into this bid of the following Addenda:

Number: _____

Dated: _____

F. CERTIFICATION

The Bidder hereby certifies to the best of its knowledge and belief and under penalty of perjury under the laws of the United States and the State of New Jersey:

1. That all information provided herein is accurate and truthful.
2. That an affirmative action program of equal employment opportunity, pursuant to P.L. 1945, c. 169, the "New Jersey Law Against Discrimination," as supplemented and amended has been adopted by this organization to ensure that applicants are employed and employees are treated without regard to their race, creed, color, national origin, ancestry, marital status, sex, or affectional or sexual orientation, and that the selection and utilization of contractors, subcontractors, consultants, materials suppliers and equipment lessors shall be done without

regard to their race, creed, color, national origin, ancestry, marital status, sex, or affectional or sexual orientation. Such action shall include but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeships. The Bidder agrees to post in conspicuous places, available to employees and applicants for employment, Notices to be provided by the NJSDA'S Compliance Officer setting forth provisions of this nondiscrimination clause. Said affirmative action program addresses both the internal recruitment, employment and utilization of minorities and the external recruitment policy regarding minority contractors, subcontractors, consultants, materials suppliers and equipment lessors.

3. That the bid has been executed with full authority to do so; that the Bidder has not directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with these projects; and that all statements contained in this bid and in this certification are true and correct and made with full knowledge that the NJSDA relies upon the truth of the statements contained in this bid and in the statements contained in this certification in awarding the contract for the projects.
4. That neither the Bidder nor its principals:
 - A. are currently debarred, suspended, proposed for debarment, declared ineligible, or excluded from bidding or contracting by any agency of government including but not limited to federal, state, regional, county or local government agency, in this or any other state including any department, division, commission, authority, office, branch, section and political subdivision or other governmental or quasi-governmental entity;
 - B. are voluntarily excluded from bidding or contracting, or have agreed to voluntarily refrain from bidding or contracting, through an agreement with any agency of government including but not limited to federal, state, regional, county or local government agency, in this or any other state including any department, division, commission, authority, office, branch, section and political subdivision or other governmental or quasi-governmental entity;
 - C. have, within a three-year period preceding this bid, been convicted or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public federal, state or local contract; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - D. are currently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in paragraph (B) of this certification; and
 - E. have, within a three-year period preceding this bid, had one or more public contracts (federal, state or local) terminated for cause or default.
5. The Bidder has a current, valid registration issued pursuant to the "Public Works Contractor Registration Act, "P.L. 1999, c. 238 (c. 34:11-56.48 et. seq)".
6. The Bidder has a current, valid Business Registration Certificate for State Agency and Casino Service Contractors issued by the NJ Department of Treasury to perform work in New Jersey.
7. The Bidder has current, valid contractor or trade licenses and permits required under applicable New Jersey law for any trade or specialty area in which the firm seeks to perform work.
8. That the Bidder will comply with Public Law 2005, Chapter 51 (N.J.S.A. 19:44A-20.13-20.25, suspending Executive Order 134 (2004)) and as amended by Executive Order 117 (2008), and

submit a N.J. Division of Purchase and Property “Two-Year Chapter 51/Executive Order 117 Vendor Certification & Disclosure of Political Contributions” and “Ownership Disclosure Form” if awarded the bid.

9. That the Bidder is aware of its continuing responsibility to file an annual disclosure statement on “contributions” as that term is defined in P.L. 2005, c. 51 (formerly Executive Order 134 (2004)) or any “Business Entity,” as that term is defined in P.L. 2005, c. 51, associated with the Bidder, on the “Disclosure of Political Contribution” form provided by the NJSDA, at the time such contribution is made.” This applies to the contractor if the contractor receives contracts in excess of \$50,000 from a public entity in a calendar year. It is the contractor’s responsibility to determine if filing is necessary. Failure to file can result in the imposition of financial penalties by ELEC. Additional information about this requirement is available from ELEC at 888-313-3532 or at www.elec.state.nj.us.
10. During the term of construction of the project(s) that comprise this package, the Bidder will have in place a suitable quality control and quality assurance program and an appropriate safety and health plan.
11. The amount of the Price Proposal and the value of the Bidder’s outstanding incomplete contracts does not exceed the Bidder’s Aggregate Rating.
12. **Where the Bidder is unable to certify to any of the statements in this certification, the Bidder shall explain below.**

IN WITNESS WHEREOF, the Bidder has caused this instrument to be signed, attested to and sealed.

Bidder: _____
(Legal Firm Name)

By: _____ (Signature) _____ (Printed or Typed Name)

Title: _____

Address: _____

Telephone No.: _____

Fax No.: _____



Date: _____

Witness: _____

Printed or Typed Name: _____

Date: _____

END OF PRICE PROPOSAL