

BOROUGH OF RUTHERFORD

BID NOTICE

Notice is hereby given that sealed bids will be received by the Mayor and Council or its agent(s) of the Borough of Rutherford, Bergen County, New Jersey, for the **Diamond 5 & Diamond 6 Sports Lighting** project at the Rutherford Borough Hall, 176 Park Avenue, on **May 27, 2020 at 12:00 PM** Local Prevailing Time. The project is for the construction of pole mounted sports field lighting to illuminate the existing combined softball/soccer field known as Diamond 5 and Diamond 6 within Memorial Park in the Borough of Rutherford in accordance with plans and specifications.

Drawings, specifications and forms of bids, contract and bond for proposed work, prepared by Michael J. Neglia, Borough Engineer, will be on file at the office of said Engineer, 34 Park Avenue, Lyndhurst, N. J., on **May 7, 2020** and may be examined at no expense by prospective bidders during business hours. Bidders, upon request, will be furnished with a copy of a Cd containing plans and specifications by the Engineer upon proper notice and a non-refundable payment cost of **\$20.00** to cover the cost of reproduction. (Checks made payable to: **Neglia Engineering Associates.**) Bids must be made on Standard Proposal Forms in the manner designated herein and required by the Specifications, must be enclosed in sealed envelopes, bearing the name and address of bidder and name of project on the outside addressed to **Mayor and Council, Borough of Rutherford, Bergen County, New Jersey,** and must be accompanied by a non-collusion affidavit and a certified check or bid bond for not less than ten (10%) percent of the amount bid, provided said check need not be more than \$ 20,000.00, nor shall not be less than \$ 500.00, and a consent of surety from a surety company authorized to transact business in the State of New Jersey in a sum equal to one hundred (100%) percent of the amount bid, and be delivered at the place on or before the hour named above.

The Standard Proposal Form and the non-collusion affidavit are attached to the Specifications, copies of which will be furnished on application to the Engineer.

Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27, regarding Affirmative Action and Executive Order 11246 regarding Equal Opportunity, and with all provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. and all rules and regulations promulgated thereunder, the provisions of which are incorporated herein by reference.

Bidders: Please be advised that State funds through the Green Acres Program are being utilized in this project. Under N.J.A.C. 7:1-5, vendors currently suspended, debarred, or disqualified are excluded from participation on this project.

New Jersey Business Registration Requirements: N.J.S.A. 40A:11-23.2 requires all contractors and subcontractors with public contracting agencies to provide proof of registration with the Department of Treasury, Division of Revenue.

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor. The requirement of proof of business registration extends down through all levels (tiers) of the project. Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g) (3)] shall collect and remit to the Director, New Jersey Division of Taxation, the

use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency. The Contractor is required to comply with all rules and regulations and orders promulgated by the State Treasurer pursuant to N.J.S.A. 10:5-31 et. seq. and N.J.A.C. 17:27, P.L.1975, c 127., regarding Affirmative Action, Executive Order 11246 regarding Equal Employment Opportunity, and Chapter 33, Laws of 1977 regarding disclosure of Partners & Stockholders, and all rules and regulations promulgated thereunder, the provisions of which are incorporated herein by reference, and with all provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. and all rules and regulations promulgated thereunder, the provisions of which are incorporated herein by reference. All bidders must be registered with the New Jersey Department of Labor.

All contracts and subcontracts for construction or purchase of materials are subject to Section 3 of the Housing and Community Development Act of 1968 where to the greatest extent possible, opportunities for training & employment shall be given to lower income residents of the project area, and when possible, contracts shall be awarded to business concerns owned by area residents.

All bids shall be irrevocable, not subject to withdrawal and shall stand available for a period of sixty (60) days. The Borough of Rutherford reserves the right to reject any or all bids, or to waive any informalities in the bidding.

Furthermore, contractors shall be advised that the project is being funded through a Green Acres Grant with remaining portions of this project is being funded through the Borough of Rutherford Capital Funds. Accordingly, all requirements of the program such as must be followed by the contractor in the performance of this contract. Federal Prevailing Wage Rates shall prevail in this contract.

"By order of the **Mayor and Council, Borough of Rutherford, Bergen County, New Jersey.**"

Margaret Scanlon, RMC
Borough Clerk