

General Info

Total:

\$3,451,962.00

Number

IFB No. 21-049X

Deadline

09/09/2021 06:00 PM UTC

Vendor

DMR Construction Services, Inc.

Submitted

09/09/2021 03:50 PM UTC

Signed by

Ellen Radici

Opened

09/09/2021 06:02 PM UTC By brichardson@njtransit.com

Description

Hoboken Electrical Repairs

Allows zero unit prices and labor

Yes

Allows negative unit prices and labor

Yes

SECTION 1: INSTRUCTIONS TO BIDDERS, GENERAL PROVISIONS, SPECIAL PROVISIONS AND TECHNICAL SPECIFICATIONS

IFB No. 21-049X Federal EBS MFC - Instructions - April 2021.pdf (241 KB)
Instructions To Bidders

IFB No. 21-049X Federal EBS-MFC - General Provisions - Feb 2021 v2.pdf (1.19 MB)
General Provisions

IFB No. 21-049X Special Provisions.pdf (248 KB)
Special Provisions

IFB No. 21-049X Technical Specifications.pdf (3.63 MB)
Technical Specifications

SECTION 2: EXHIBIT AND ATTACHMENT LIST

IFB No. 21-049X NTC.pdf (73.4 KB)
Advertisement (Notice To Contractors)

IFB No. 21-049X PREQUALIFICATION FORM.pdf (269 KB)
Prequalification Forms

IFB No. 21-049X - DBE Requirements.pdf (3.42 MB)
DBE Requirements

IFB No. 21-049X ATTACHMENT A (Hudson county wage determination).pdf (237 KB)
Attachment A (Hudson Wage Determination)

Addendum 2 Attachment 1 - Building Material Survey Report - Hoboken Ferry Terminal and Boiler System Repairs Project (Matrix Rev. #2 - 10_9_2015).pdf (67.8 MB)
Building Material Survey Report - Hoboken Ferry (Addendum No. 2)

Sample Paper Bid Bond (11 KB)
Sample Bid Bond Form

EEO Provisions - Construction 3-1-2018.pdf (292 KB)
EEO Provisions for Construction

Statement of Joint Venture.pdf (44.4 KB)
Statement of Joint Venture

Iran Disclosure 2.1.2021.pdf (165 KB)
Iran Disclosure Form

Ownership Disclosure 2.22.2021.pdf (325 KB)
Ownership Disclosure Form

SECTION 3: DRAWINGS

IFB No. 21-049X Drawings 2021.03.pdf (11.3 MB)
Drawings

SECTION 4: ADDENDA ISSUED

IFB No. 21-049X Addendum 01.pdf (12.4 MB)
Addendum No. 1

IFB No. 21-049X Addendum 02.pdf (166 KB)
Addendum No. 2

SECTION 5: ADDENDA ACKNOWLEDGEMENT FORM

Bidder acknowledges and affirms that he/she has obtained, reviewed and applied all addenda issued during this bidding period. (Refer to the "Addenda Issued" section above) *

Yes

The undersigned acknowledges receipt of ____ Addenda attached hereto in the "Addenda Issued" section above. (Bidder must input the total number of Addenda issued in the space provided below) *

2

Bidders must acknowledge receipt of all Addenda in the space provided above. Failure to acknowledge receipt of all Addenda may be grounds for the rejection of a Bid as non-responsive.

SECTION 6: DBE REQUIREMENTS AND GOAL ASSIGNMENT

As an aid in meeting the commitment of its Disadvantaged Business Enterprise Program, NJ TRANSIT has assigned a DBE goal on the gross sum amount of the Bid or Contract for DBE subcontracting utilization which is identified in the "Instructions to Bidders". All NJ Unified Certification Program (NJUCP) certified DBE firms, including suppliers, are eligible to participate in this Contract. NJ TRANSIT's DBE Program is accorded the same priority as compliance with all other legal obligations required by the United States Department of Transportation (USDOT). Contractors shall comply with the DBE Program requirements in the award and administration of NJ TRANSIT contracts. Failure by the Contractor to carry out these requirements shall constitute a breach of the contract, which may result in the termination of the Contract or other such remedy, as NJ TRANSIT deems appropriate.

The Bidder shall refer to NJ TRANSIT's "DBE Requirements and Forms" available for download with the electronic bidding documents, for instructions, guidance, and explanations for DBE Program obligations for contracts and subcontracts.

For this Contract, the apparent low Bidder and the second low Bidder shall identify all DBE and non-DBE Subcontractors, Subconsultants, and suppliers proposed to participate in and those solicited for this Contract, and shall complete and submit to NJ TRANSIT, in care of the Contract Specialist the mandatory DBE Forms A-First Tier DBE Utilization, DBE Form A1-Bidder Solicitation & Contractor Information, DBE Form A2-Non-DBE Subcontractor Utilization and DBE Form B-Intent to Perform as a First Tier DBE. The apparent low Bidder and the second low Bidder shall submit the DBE firm's current Certified Profile with commodity codes from the NJUCP DBE Business Directory at njucp.dbesystem.com. Additionally, the apparent low Bidder and the second low Bidder shall submit any applicable supplemental forms for Second-Tier DBE and Non-DBE firms (AA, AA1, AA2, BB, and D). All required DBE forms and NJUCP DBE Certification Profile with Commodity Codes shall be submitted to NJ TRANSIT, in care of the Contract Specialist with the Bid or within five (5) calendar days after the bid opening date. **However, Bidders are strongly encouraged to submit all mandatory documents with the Bid to prevent delay of the Contract Award. Bidders are requested to review carefully and complete the forms entirely, with no blank fields.**

Notwithstanding the date of submission of the mandatory DBE forms, all negotiations between a Bidder and any potential DBE subcontractor, subconsultant, or supplier shall be completed prior to the bid opening date. All DBE forms are included in the "DBE Requirements and Forms" available for download with the electronic bidding documents.

Failure to submit any and all mandatory DBE documentation within five (5) calendar days after the Bid Opening date shall result in a rejection of a Bid as non-responsive.

Any questions regarding the DBE requirements or the mandatory required forms for this contract should be directed to the Office of Business Development Specialist identified in the "Instructions to Bidders".

The Bidder can refer to <https://njucp.dbesystem.com/>, which is a search engine of firms certified by the New Jersey Department of Transportation, the New Jersey Transit Corporation and the Port Authority of New York and New Jersey as Disadvantaged Business Enterprises. This listing is intended as an aid in identifying DBE firms to potential Bidders and is not meant to be an all-inclusive listing of DBE firms available for subcontracting. The Bidder may identify other firms; however, all DBE firms must be properly certified prior to award of the Contract. At the time of Bid submission, only DBE firms certified in the New Jersey Unified Certified Program (NJUCP) shall satisfy the assigned DBE goal on this IFB.

Link to the search engine of firms certified by the New Jersey Department of Transportation, the New Jersey Transit Corporation and the Port Authority of New York and New Jersey as Disadvantaged Business Enterprises

NEW SECTION 7: REQUIRED DOCUMENT LIST (The forms are attached hereto in the "Exhibit and Attachment List" section above.

Name	Omission Terms	Submitted File
DBE REQUIRED FORMS - Refer to NJ TRANSIT DBE Requirements Submit the mandatory required forms (A, A1, A2) and any applicable supplemental forms (AA, AA1, AA2). Bidders utilizing DBE firms and/or suppliers shall also submit the mandatory Forms B and BB if applicable and a NJUCP DBE certification letter.	All forms shall be completed entirely with no blank fields and submitted with the Bid or to NJ TRANSIT in care of the Contract Specialist within five (5) calendar days of the bid opening date.	I am not enclosing this document because the omission terms have been met.
Ownership Disclosure Form Mandatory at time of bid submission. For joint ventures, each individual firm comprising the joint venture must submit this form		OWNERSHIP.pdf
Iran Disclosure Form Due prior to contract award. For joint ventures, each individual firm comprising the joint venture should submit this form.	Firms are encouraged to submit this form with the bid, but it is not due until prior to any contract award.	DISCLOSURE OF INVESTMENT.pdf
3 Required Documents		

SECTION 8: BID PRICE FORM (ITEM LIST)

\$3,451,962.00

Sect/ Division	Section/ Division Description	Item No.	Title	Units	Quantity	Estimated Price	Extension
1	General Requirements	C01-000-001.0	PERFORMANCE AND PAYMENT BONDS	LS	1.0	\$27,000.00	\$27,000.00
1	General Requirements	C01-001-002.0	MOBILIZATION (GP 5.1)	LS	1.0	\$345,000.00	\$345,000.00
1	General Requirements	C01-002-001.0	PERMIT FEES (GP1.6)	ALW	1.0	\$75,000.00	\$75,000.00
1	General Requirements	C01-002-002.0	SUPPLEMENTAL CONSTRUCTION COSTS (GP 3.6)	ALW	1.0	\$200,000.00	\$200,000.00
1	General Requirements	C01-002-003.0	TESTING AND INSPECTION (GP 7.6 & 01460)	ALW	1.0	\$60,000.00	\$60,000.00
1	General Requirements	C01-003-001.0	CONSTRUCTION AND CM OFFICES (S.P. 5.2)	ALW	1.0	\$150,000.00	\$150,000.00
2	Site Work	C02-003-002.0	SELECTIVE DEMOLITION (02070)	LS	1.0	\$20,776.00	\$20,776.00
2	Site Work	C02-002-002.0	ASBESTOS ABATEMENT (02821)	LS	1.0	\$33,031.00	\$33,031.00
2	Site Work	C02-002-003.1	LEAD ABATEMENT (02830)	LS	1.0	\$23,936.00	\$23,936.00
5	Metals	C05-000-001.0	METALS (05120, 05500, 05511, 05521)	LS	1.0	\$105,395.00	\$105,395.00
7	Thermal & Moisture Protection	C07-000-001.0	THERMAL & MOISTURE PROTECTION (07210, 07560, 07840, 07900)	LS	1.0	\$23,975.00	\$23,975.00
8	Doors & Windows	C08-000-001.0	DOORS & WINDOWS (08100, 08700)	LS	1.0	\$47,584.00	\$47,584.00
9	Finishes	C09-000-001.0	FINISHES (09250, 09900)	LS	1.0	\$39,007.00	\$39,007.00
15	Plumbing	C15-001-001.0	PLUMBING & DOMESTIC WATER SYSTEMS (15402, 15404, 15411, 15421)	LS	1.0	\$42,804.00	\$42,804.00
16	Electrical	C16-000-002.0	SITE LIGHTING AND ELECTRICAL (16010, 16011, 16125, 16134,	LS	1.0	\$42,711.00	\$42,711.00
							Total: \$3,451,962.00

Sect/ Division	Section/ Division Description	Item No.	Title	Units	Quantity	Estimated Price	Extension
			16140, 16170, 16180, 16190, 16195, 16440)				
16	Electrical	C16-000-002.1	RACEWAYS (16110)	LS	1.0	\$276,308.00	\$276,308.00
16	Electrical	C16-000-002.2	WIRING (16123)	LS	1.0	\$315,880.00	\$315,880.00
16	Electrical	C16-000-002.3	BOXES (16130)	LS	1.0	\$504,676.00	\$504,676.00
16	Electrical	C16-000-002.4	DRY-TYPE DISTRIBUTION TRANSFORMERS (16462)	LS	1.0	\$352,315.00	\$352,315.00
16	Electrical	C16-000-002.5	PANELBOARDS (16470)	LS	1.0	\$236,214.00	\$236,214.00
16	Electrical	C16-000-002.6	ART WALL ILLUMINATORS (16500, 16500A)	LS	1.0	\$330,350.00	\$330,350.00
16	Electrical	C16-000-002.7	COMMISSIONING OF ELECTRICAL SYSTEMS (16990)	ALW	1.0	\$200,000.00	\$200,000.00
							Total: \$3,451,962.00

SECTION 9: REQUIRED CERTIFICATIONS

NEW JERSEY TRANSIT CORPORATION BIDDERS PROPOSAL (FOR CONSTRUCTION OF)

IFB NO. *

21-049X

New Jersey Transit Corporation
One Penn Plaza East
Newark, New Jersey 07105

The undersigned hereby declare that I/we (NAME) *

Richard Radici

TITLE *

President

of (FIRM NAME) *

DMR Construction Services, Inc.

DATE *

September 9, 2021

having carefully examined the Notice to Bidders, Instructions to Bidders, Exhibits and Certifications, General Provisions, Special Provisions, Technical Provisions, Drawings and DBE Requirements and any Addenda, as listed in this Contract, and being familiar with local conditions affecting the cost of work, hereby will contract to do all work, complete, in place, according to the General Provisions, Special Provisions, Technical Provisions, Drawings, DBE Provisions and any Addenda to said Documents, and all other work in connection and incidental thereto for the amounts delineated in the Electronic Bidding Solicitation File designated "Schedule of Items".

I, being duly authorized, certify that the information supplied above is complete and correct to the best of my knowledge. I certify that all of the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

The Bidder hereby certifies to the best of his/her knowledge and belief and under penalty of perjury under the Laws of the United States and the State of New Jersey.

(A.) NON-COLLUSION CERTIFICATION

This said bid was executed with full authority so to do; that said 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 the above named project; and that all statements contained in said bid and in this affidavit are true and correct, and made with full knowledge that the State of New Jersey and New Jersey Transit Corporation relies upon the truth of the statements contained in said bid and in the statements contained in this affidavit in awarding the Contract for the said project.

The Bidder further warrants that no person or selling agency has been employed or retained to solicit or secure such contract upon agreement or understanding for a commission, percentage, brokerage or contingent fee, except bona fide employees or bona fide established commercial or selling agencies maintained by Bidder.

(B.) CONTRACTOR'S CERTIFICATION OF ELIGIBILITY

Bidder hereby certifies that it and its Subcontractors are not listed on the State of New Jersey, Department of Labor and Workforce Development, Division of Wages and Hour Compliance, Prevailing Wage Debarment List *or* on the State of New Jersey, Department of Treasury, Consolidated Debarment Report.

Bidder also certifies that it has no exclusion on the consolidated U.S. Government, Systems for Award Management (SAM) database located at www.sam.gov.

I, being duly authorized, certify that the information supplied above is complete and correct to the best of my knowledge. I certify that all of the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

If the Bidder is included on such report(s), the Bidder may not be eligible for award of Contract.

(C.) MANDATORY EQUAL EMPLOYMENT OPPORTUNITY (EEO) INFORMATION

Refer to the "EEO Provisions for Construction " attached above in Section 2 - Exhibit and Attachment List.

Link to the State of New Jersey Department of Treasury -
Public Contracts EEO Compliance Monitoring Program
Webpage

(D.) CERTIFICATION OF COMPLIANCE/ NJ TRANSIT CODE OF ETHICS FOR VENDORS

IMPORTANT NOTICE TO ALL CONTRACTORS AND CONSULTANTS

NJ TRANSIT is an instrumentality of the State of New Jersey and its employees and officers, including members of the NJ TRANSIT Board of Directors, are public servants. NJ TRANSIT, its employees and officers are governed by a number of civil and criminal laws which control how NJ TRANSIT and its personnel do business with contractors and consultants. These provisions include the Conflicts of Interest Law, N.J.S.A. 52:13D-12 etseq. and contain unequivocal and stringent restrictions relating to gifts and gratuities.

Be advised that the law prohibits the receipt of gifts and gratuities by any NJ TRANSIT employee or officer from any person, company or entity doing business - or wanting to do business - with NJ TRANSIT. Concomitantly, NJ TRANSIT's own Code of Ethics and Code of Ethics for Vendors, prohibits NJ TRANSIT employees from accepting gifts and prohibits you, the contractors and consultants, from offering any gifts to any NJ TRANSIT employee.

The term "gift" is broadly and widely defined. It includes all things and objects, tangible or intangible, including services, gratuities, meals, entertainment, tickets to events, access to membership clubs, travel costs, and lodging. Simply put, a "gift" is anything of value.

Do not, under any circumstance, tempt or put an NJ TRANSIT employee in the awkward position of having to refuse a gift or return a gift, no matter how well intentioned or innocuous the gift may be in your eyes.

The bright line rule for you and your staff in doing business with NJ TRANSIT is simple: Offer nothing and give nothing to any NJ TRANSIT employee or officer. It is your responsibility to circulate this Notice in your company and educate accordingly all personnel who do business with NJ TRANSIT.

CERTIFICATION OF COMPLIANCE/NJ TRANSIT'S CODE OF ETHICS FOR VENDORS AND STATE OF NEW JERSEY ETHICS LAWS

a. Bidder warrants and affirms it has obtained and reviewed a copy of NJ TRANSIT's Code of Vendor Ethics and that Bidder has read and studied this document and distributed this document to all of Bidder's personnel involved in seeking to do business with NJ TRANSIT and required said personnel to fully read this document. In addition, Bidder further warrants and affirms that Bidder has obtained and reviewed NJ TRANSIT'S document entitled "Important Notice to All Contractors and Consultants" and that Bidder has read and studied this document, including the page setting forth various New Jersey statutory provisions, and that Bidder has distributed this document to all of Bidder's personnel involved in seeking to do business with NJ TRANSIT and required said personnel to fully read this document.

b. Bidder warrants and affirms that it has issued written instructions to all of Bidder's personnel involved in seeking to do business with NJ TRANSIT instructing and requiring same to strictly adhere to the Contractor's responsibilities as set forth in NJ TRANSIT's Code of Vendor Ethics and in the "Important Notice to All Contractors and Consultants".

c. Bidder warrants and affirms that during the bidding or proposal process for the contract with NJ TRANSIT, no gratuities or other inducements have been offered or given or will be offered or given in any form including gifts, gratuities, benefits, inducements, meals (other than de minimis valued snacks such as coffee, tea, soda, pretzels, cookies, or similar non-meal items), entertainment, or any other thing of value or favors of any kind to any member of NJ TRANSIT's Board of Directors, officer or employee of NJ TRANSIT.

d. Bidder warrants and affirms that during the RFP or IFB process for the contract with NJ TRANSIT, Bidder has not and will not make any offers of employment to any member of the NJ TRANSIT Board of Directors, officer or employee directly involved with this contract, or solicit or interview therefore, directly or indirectly, without first seeking and obtaining written approval from NJ TRANSIT's Ethics Liaison Officer.

e. Bidder warrants and affirms that during the RFP or IFB process for the contract with NJ TRANSIT it has and shall promptly report in writing to NJ TRANSIT every instance that comes to the Bidder's attention and knowledge regarding any member of NJ TRANSIT's Board of Directors, officer or employee of NJ TRANSIT who has solicited or asked Bidder to provide gifts, gratuities, benefits, inducements, meals (other than de minimis valued snacks such as coffee, tea, soda, pretzels, cookies, or similar non-meal items), entertainment or any other thing of value or favors of any kind or has made any solicitation or request, directly or indirectly, for employment with or through the Bidder.

f. Bidder acknowledges and accepts that for breach or violation of the foregoing warranties and affirmations, NJ TRANSIT shall have the discretion and legal right to disqualify Bidder from bidding or proposing for a contract between the Bidder and NJ TRANSIT.

(E.) PREVAILING WAGE

Bidder acknowledges and affirms that he/she has personal knowledge of or has obtained and reviewed a copy of the valid prevailing wage rates for all trades involved in the project for the geographical location of the project as issued by the Commissioner of the Department of Labor & Workforce Development, Trenton, New Jersey 08625.

Bidder further acknowledges and affirms that he/she has personal knowledge of or has obtained and reviewed a copy of the valid wage determination for all construction types required in the project for the geographical location of the project as issued by the Secretary of the U.S. Department of Labor, Washington, DC 20210

Should wage rates determined and issued by the U.S. Department of Labor conflict with those determined and issued by the State of New Jersey Department of Labor, the greater of the two rates shall apply.

State Prevailing Wage Link

Federal Prevailing Wage Link

(F.) AFFIRMATIVE ACTION

Bidder certifies that an Affirmative Action Program of Equal Opportunity has been adopted by the Bidder to ensure that applicants are employed, employees are treated, and the selection and utilization of contractors, subcontractors, consultants, material suppliers and equipment lessors shall be done in accordance with N.J.S.A. 10:2-1 through 10:2-4 and N.J.S.A. 10:5-31 et seq., as amended and supplemented, and the rules and regulations promulgated pursuant thereto. Bidder further certifies that it will comply with all provisions of Executive Order 11246 of September 24, 1965, as amended by Executive Order 11375, and of the rules, regulations and relevant orders of the Secretary of Labor. Said Affirmative Action Program shall address both the internal recruitment, employment and utilization of minorities and women and the external recruitment policy regarding minority and women contractors, subcontractors, consultants, material suppliers and equipment lessors.

(G.) CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

☒ **Agreement Terms**

*

Required for Contracts \$25,000 or more

Instructions for Certification

By signing and submitting this Bid or proposal, the prospective lower tier participant is providing the signed certification set out below.

The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, NJ TRANSIT may pursue available remedies, including suspension and/or debarment.

The prospective lower tier participant shall provide immediate written notice to NJ TRANSIT if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

The terms “covered transaction”, “debarment”, “suspended”, “ineligible”, “lower tier covered transaction”, “participant”, “persons”, “lower tier covered transaction”, “principal”, “proposal”, and “voluntarily excluded”, as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549 [49 C.F.R. Part 20]. You may contact NJ TRANSIT for assistance in obtaining a copy of those regulations.

The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized in writing by NJ TRANSIT.

The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled “Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction”, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List issued by U.S. General Service Administration.

Nothing contained in the foregoing shall be construed to require establishment of system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings

Except for transactions authorized under Paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to all remedies available to the Federal Government, NJ TRANSIT may pursue available remedies including suspension and/or debarment.

Exclusion - Lower Tier Covered Transaction

(1) The prospective lower tier participant certifies by submission of this bid or proposal, that neither it nor its principals [as defined at 49 C.F.R. 29.105(p)] is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) When the prospective lower tier participant is unable to certify to the statements in this certification, such prospective participant shall attach an explanation to this proposal.

(H.) Certification of No Tax Liability or Felony Conviction

Bidder hereby certifies that, as of the date of execution of this Certification, the Bidder:

1. Does not have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability; and the Bidder
2. Has not been convicted of any felony criminal violation under any Federal law within the preceding 24 months; and the Bidder

3. Agrees that, if awarded any contract by NJ TRANSIT, the Bidder will flow down the requirements of Paragraphs 1 and 2 to all lower tier subcontractors or subconsultants involved in this work (including sub-subcontractors and sub-subconsultants, etc.), without regard to the value of any such subagreement (or sub-subagreement, etc.).

The Bidder further understands and acknowledges that the conditions and obligations herein continue through and until the date of any contract award. If any of the conditions stated herein change prior to the date of contract award, for us or for any subcontractor or subconsultant (or sub-subcontractor or sub-subconsultant, etc.), the Bidder will immediately notify the NJ TRANSIT contracting officer.

I certify under penalty of perjury that the foregoing statements made by me are true and correct. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

SECTION 10: BUY AMERICA CERTIFICATION

Required for Contracts Over \$150,000

REQUIREMENT FOR PROCUREMENT OF STEEL, IRON, OR MANUFACTURED PRODUCTS (NON-ROLLING STOCK)

Bidder certifies that:

Select Only One: *

a.

a. CERTIFICATE OF COMPLIANCE WITH 49 U.S.C. 5323(j)(1)

The bidder or offeror hereby certifies that it will meet the requirements of 49 U.S.C. 5323(j)(1) and the applicable regulations in 49 C.F.R. Part 661.5.

b. CERTIFICATE OF NON-COMPLIANCE WITH 49 U.S.C. 5323(j)(1)

The bidder or offeror hereby certifies that it cannot comply with the requirements of 49 U.S.C. 5323(j)(1) and 49 C.F.R. 661.5, but it may qualify for an exception pursuant to 49 U.S.C. 5323(j)(2)(A), 5323(j)(2)(B), or 5323(j)(2)(D), and 49 C.F.R. 661.7.

BIDDERS PLEASE NOTE: This contract is funded in whole or in part by the United States Government through the Federal Transportation Administration (FTA) and is subject to Federal regulations and FTA requirements. For bid submissions over \$100,000 a signed "Buy America" certificate must be included with the bid submission or the bid will be deemed "non-responsive" and therefore rejected.

Note that Buy America certificates cannot be changed after the bid opening date except in very specific instances in which a clerical error has been identified as described in current Buy America regulations. Questions regarding Buy America compliance requirements should be submitted in writing to the appropriate NJ TRANSIT Contract Specialist prior to the bid opening.

(Name) *

Richard Radici

(Title) *

President

(Company Name) *

DMR Construction Services, Inc.

(Date) *

September 9, 2021

SECTION 11 - CERTIFICATION FOR CONTRACTS, GRANTS, LOANS AND COOPERATIVE AGREEMENTS (Byrd Anti-Lobbying Certification)

☒ **Agreement Terms**

*

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal Contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal Contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal Contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit "Disclosure of Lobbying Activities," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Name *

Richard Radici

Title *

President

Firm *

DMR Construction Services, Inc.

SECTION 12: BUSINESS REGISTRATION

In accordance with N.J.S.A. 52:32-44, all New Jersey and out of State business organizations must obtain a Business Registration Certificate (BRC) from the State of New Jersey, Department of Treasury, Division of Revenue, prior to contract award by NJ TRANSIT.

The Bidder must submit its Business Registration Certificate (BRC) and that of any named subcontractor prior to the time the contract is awarded. No contract will be awarded without proof of Business Registration with the Department of Treasury, Division of Revenue.

No contract with a Subcontractor shall be awarded by any Contractor unless the Subcontractor first provides proof of valid business registration.

Any questions in this regard can be directed to the Division of Revenue at (609) 292-1730.

The business registration form (Form NJ-REG) can be found on-line at <http://www.state.nj.us/treasury/revenue/busregcert.shtml>.

Visit <http://www.state.nj.us/treasury/revenue/busregcert.shtml>, if you do not have a business registration. (<http://www.state.nj.us/treasury/revenue/busregcert.shtml>)

Visit https://www1.state.nj.us/TYTR_BRC/jsp/BRCLoginJsp.jsp,

to verify the validity of your existing business registration.

I have obtained a "New Jersey Business Registration Certificate". *

Yes

and my seven-digit "New Jersey Business Registration Certificate" Number is: *

1030968

SECTION 13: PUBLIC WORKS CONTRACTOR'S REGISTRATION ACT (PWCR)

Pursuant to the "Public Works Contractor Registration Act", N.J.S.A. 34:11-56.48 (P.L. 1999, c. 238), as amended, bidders must be registered with the New Jersey Department of Labor, Division of Wage and Hour Compliance, at the time of bid.

I have obtained a "Public Works Contractor Registration": *

Yes

My Public Works Contractor Registration No. is: *

617516

Visit https://www.nj.gov/labor/forms_pdfs/lse/lse-2.pdf to register for a "Public Works Contractor Registration".
(http://lwd.dol.state.nj.us/labor/forms_pdfs/lse/lse-2.pdf)

Visit <http://lwd.state.nj.us/lseapp/LSSERedirect.html?newPage=forms/RegisteredContractors> to verify the validity of your existing
""Public Works Contractor Registration". (<http://lwd.state.nj.us/lseapp/LSSERedirect.html?newPage=forms/RegisteredContractors>)

SECTION 14: BID BOND

"GUARANTEE METHOD" BELOW REFERS TO PAPER OR ELECTRONIC BID BOND SUBMISSION. IF THE VENDOR FAILS TO SUBMIT A BID BOND THE BID WILL BE CONSIDERED NON-RESPONSIVE.

Bond Percentage

10.00%

Guarantee Method *

Paper Bid Bond, Certified
Check or Irrevocable Letter
Of Credit

Paper Bid Bond, Certified Check or Irrevocable Letter Of Credit

Confirmation *

I have provided a Paper Bid Bond, Certified Cashier's Check or Irrevocable Letter of Credit for 10.00% of the bid total amount. The Bid Security shall be delivered to NJ Transit's Bid Desk located at One Penn Plaza East, 6th Floor, Newark, NJ prior to the time and date set for the opening of bids or the bid shall be rejected.

SECTION 15: BIDDER'S CERTIFICATION

☒ **Agreement Terms**

*

Bidder certifies that he/she is authorized to make this Certification on behalf of the Bidder and to the best of his/her knowledge and belief, the foregoing statements are true. Bidder acknowledges that he/she is aware that if any of the statements are willfully false, Bidder is subject to punishment.

Bidder further understands that this Certification is submitted on behalf of the Bidder in order to induce NJ TRANSIT to accept a Bid, with knowledge that NJ TRANSIT is relying upon the truth of the statements contained herein.

I hereby certify that I have full authority to execute this Electronic Bid Proposal on behalf of the Bidder named on this Electronic Bid Proposal. In executing this Electronic Bid Proposal, I hereby declare that Bidder has carefully examined the Notice to Bidders, Instructions to Bidders, Exhibits and Certifications, General Provisions, Technical Provisions, Drawings, any Addenda, DBE Provisions and all other Contract Documents required for the named Project.

By submitting this bid, the Bidder certifies and represents that its Electronic Bid Certifications as to Addenda Acknowledgement, Non Collusion Certification, Contractor's Certification of Eligibility, Mandatory Equal Employment Opportunity Requirements, Certification of Compliance/NJ TRANSIT's Code of Ethics for Contractors, Prevailing Wage, Affirmative Action, Certification Regarding Debarment, Suspension and Other Responsibility Matters, Ownership Disclosure, Disclosure of Investment Activities in Iran, Buy America, Certification for Contracts, Grants, Loans and Cooperative Agreements (Anti-Byrd Lobbying Certification), Business Registration, Public Works Contractor's Registration Act, Bid Bond and Certification of No Tax Liability or Felony Conviction have been digitally signed by an authorized representative of the Bidder.

The undersigned is a *

Corporation

under the laws of the State of *

New Jersey

Company Name *

DMR Construction Services, Inc.

Address *

160 Hopper Avenue, Waldwick, New Jersey 07463

Individual Name *

Richard Radici

Title *

President

Telephone Number: *

(201) 652-2411

Fax Number: *

(201) 652-1173

FEIN Number: *

██████████

E-Mail: *

rradici@dmrconstruct.com

SECTION 16: AGENCY BID CERTIFICATION (FOR AGENCY USE ONLY**)**

Optional: Vendor is not required to complete.

**** FOR AGENCY USE
ONLY****

WHEN BID IS PRINTED

We certify that this is the official electronic copy of the submitted Electronic Bid Proposal.

Contract Specialist: 

Date: 09/09/2021

Procurement Intake Unit Representative: *Lisa Mustillo*

Date: 9/9/2021



OWNERSHIP DISCLOSURE FORM

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY - DIVISION OF PURCHASE AND PROPERTY
33 WEST STATE STREET, P.O. BOX 230 TRENTON, NEW JERSEY 08625-0230

BID SOLICITATION # AND TITLE: 21-049X Hoboken Electrical Repairs

VENDOR NAME: DMR Construction Services, Inc.

PURSUANT TO N.J.S.A. 52:25-24.2, ALL PARTIES ENTERING INTO A CONTRACT WITH THE STATE ARE REQUIRED TO PROVIDE A STATEMENT OF OWNERSHIP.

- | | YES | NO |
|---|-------------------------------------|-------------------------------------|
| 1. The vendor is a Non-Profit Entity ; and therefore, no disclosure is necessary. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. The vendor is a Sole Proprietor ; and therefore, no other disclosure is necessary.
A Sole Proprietor is a person who owns an unincorporated business by himself or her-self.
A limited liability company with a single member is not a Sole Proprietor. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. The vendor is a corporation, partnership, or limited liability company . | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

If you answered **YES** to Question 3, you must disclose the following: (a) the names and addresses of all stockholders in the corporation who own 10% or more of its stock, of any class; (b) all individual partners in the partnership who own a 10% or greater interest therein; or, (c) all members in the limited liability company who own a 10% or greater interest therein.*

NAME	Richard Radici - 100%	
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

- | | YES | NO |
|--|--------------------------|--------------------------|
| 4. For each of the corporations, partnerships, or limited liability companies identified above, are there any individuals, partners, members, stockholders, corporations, partnerships, or limited liability companies owning a 10% or greater interest of those listed business entities? | <input type="checkbox"/> | <input type="checkbox"/> |

If you answered **YES** to Question 4, you must disclose the following: (a) the names and addresses of all stockholders in the corporation who own 10% or more of its stock, of any class; (b) all individual partners in the partnership who own a 10% or greater interest therein; or, (c) all members in the limited liability company who own a 10% or greater interest therein. The disclosure(s) shall be continued until the names and addresses of every non-corporate stockholder, individual partner, and/or member a 10% or greater interest has been identified.*

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

NAME		
ADDRESS		
ADDRESS		
CITY	STATE	ZIP

5. As an alternative to completing this form, a Vendor with any direct or indirect parent entity which is publicly traded, may submit the name and address of each publicly traded entity and the name and address of each person that holds a 10% or greater beneficial interest in the publicly traded entity as of the last annual filing with the federal Securities and Exchange Commission or the foreign equivalent, and, if there is any person that holds a 10% or greater beneficial interest, also shall submit links to the websites containing the last annual filings with the federal Securities and Exchange Commission or the foreign equivalent and the relevant page numbers of the filings that contain the information on each person that holds a 10% or greater beneficial interest.*

* Attach additional sheets if necessary



DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN FORM

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY - DIVISION OF PURCHASE AND PROPERTY
33 WEST STATE STREET, P.O. BOX 230 TRENTON, NEW JERSEY 08625-0230

BID SOLICITATION # AND TITLE: 21-049X Hoboken Electrical Repairs

VENDOR/BIDDER NAME: DMR Construction Services, Inc.

Pursuant to N.J.S.A. 52:32-57, et seq. (P.L. 2012, c.25 and P.L. 2021, c.4) any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must certify that neither the person nor entity, nor any of its parents, subsidiaries, or affiliates, is identified on the New Jersey Department of the Treasury's Chapter 25 List as a person or entity engaged in investment activities in Iran. The Chapter 25 list is found on the Division's website at <https://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. Vendors/Bidders must review this list prior to completing the below certification. If the Director of the Division of Purchase and Property finds a person or entity to be in violation of the law, s/he shall take action as may be appropriate and provided by law, rule or contract, including but not limited to, imposing sanctions, seeking compliance, recovering damages, declaring the party in default and seeking debarment or suspension of the party.

CHECK THE APPROPRIATE BOX

☒ I certify, pursuant to N.J.S.A. 52:32-57, et seq. (P.L. 2012, c.25 and P.L. 2021, c.4), that neither the Vendor/Bidder listed above nor any of its parents, subsidiaries, or affiliates is listed on the New Jersey Department of the Treasury's Chapter 25 List of entities determined to be engaged in prohibited activities in Iran.

OR

☐ I am unable to certify as above because the Vendor/Bidder and/or one or more of its parents, subsidiaries, or affiliates is listed on the New Jersey Department of the Treasury's Chapter 25 List. I will provide a detailed, accurate and precise description of the activities of the Vendor/Bidder, or one of its parents, subsidiaries or affiliates, has engaged in regarding investment activities in Iran by completing the information requested below.

Entity Engaged in Investment Activities
Relationship to Vendor/ Bidder
Description of Activities

Duration of Engagement
Anticipated Cessation Date

Attach Additional Sheets If Necessary.

CERTIFICATION

I, the undersigned, certify that I am authorized to execute this certification on behalf of the Vendor/Bidder, that the foregoing information and any attachments hereto, to the best of my knowledge are true and complete. I acknowledge that the State of New Jersey is relying on the information contained herein, and that the Vendor/Bidder is under a continuing obligation from the date of this certification through the completion of any contract(s) with the State to notify the State in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification. If I do so, I will be subject to criminal prosecution under the law, and it will constitute a material breach of my agreement(s) with the State, permitting the State to declare any contract(s) resulting from this certification void and unenforceable.

Signature

September 9, 2021
Date

Richard Radici, President
Print Name and Title