

General Info

Total:

\$247,945,055.49

Number

IFB No. 20-005X

Deadline

02/20/2020 02:00 PM EST

Vendor

George Harms Construction Co., Inc.

Submitted

02/20/2020 01:57 PM EST

Signed by

Daniel P Healey Jr.

Opened

02/20/2020 02:06 PM EST By [REDACTED]

Description

Raritan River Bridge Replacement Project - General Construction Contract (GC.01) Perth Amboy and South Amboy, New Jersey.

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 20-005X FEDERAL EBS MFC- Instructions to Bidders FINAL NOV-2019.pdf
Instructions to Bidders

IFB 20-005X FEDERAL EBS MFC General Provisions - FINAL NOV 2019 - Revised as per Addendum No. 6.pdf
General Provisions - Addendum No. 6

IFB 20-005X General Provisions Appendix D Attachment.pdf
General Provisions (Appendix D)

IFB 20-005X Raritan GC.01 Special Provisions.pdf
Special Provisions

IFB 20-005X Raritan GC.01 Technical Provisions.pdf
Technical Provisions

IFB 20-005X Technical Specification - Appendix A - NJT GUIDELINES FOR TEMPORARY SHEETING and SHORING.pdf
Technical Specification - Appendix A

IFB 20-005X Technical Specification - Appendix B - NJT Requirements for Hoisting and Demolition.pdf
Technical Specification - Appendix B

IFB 20-005X Technical Specification - Appendix C - Geotechnical.pdf
Technical Specification - Appendix C

IFB 20-005X Technical Specification - Appendix D - Materials Management Plan.pdf
Technical Specification - Appendix D

IFB 20-005X Technical Specifications - Addendum No. 6.pdf
Technical Specifications - Addendum No. 6

20-005X Addendum No. 7 Specifications.pdf
Technical Specifications - Addendum No. 7

20-005X Addendum No. 8 Specifications.pdf
Technical Specifications - Addendum No. 8

SECTION 1A: SPECIAL PROVISIONS EXHIBIT

SP.6 Exhibit 1 - NJDEP Permit 1200-17-0002.2.pdf
SP.6 Exhibit 1 - NJDEP Permit

SP.6 Exhibit 2 - Tidelands License and Grant.pdf
SP.6 Exhibit 2 - Tidelands License and Grant

SP.6 Exhibit 3 - HPO Acceptance.pdf
SP.6 Exhibit 3 - HPO Acceptance

SP.6 Exhibit 4 - Soil Erosion and Sediment Control Permit.pdf
SP.6 Exhibit 4 - Soil Erosion and Sediment Control Permit

SP.9 Exhibit 1 - Property Acquisition Table.pdf
SP.9 Exhibit 1 - Property Acquisition Table

SP.9 Exhibit 2 - GPPM.pdf
SP.9 Exhibit 2 - GPPM

SP.23 Exhibit 1 - Archaeological Investigations.pdf
SP.23 Exhibit 1 - Archaeological Investigations

SP.23 Exhibit 2 - NJ HPO Sept 27, 2019.pdf
SP.23 Exhibit 2 - NJ HPO

SP.27 NJ Prevailing Wage Statewide-8-1-19.pdf
SP.27 NJ Prevailing Wage Statewide

SP.27 NJ Prevailing Wage-Middlesex County -8-22-19.pdf
SP.27 NJ Prevailing Wage-Middlesex County

SP.28 Federal Prevailing Wage - NJ20190003.pdf
SP.28 Federal Prevailing Wage - NJ20190003

SP.28 Federal Prevailing Wage - NJ20190004.pdf
SP.28 Federal Prevailing Wage - NJ20190004

SP.28 Federal Prevailing Wage - NJ20190057.pdf
SP.28 Federal Prevailing Wage - NJ20190057

SP.29 Exhibit 1 - Conrail CE-8.pdf
SP.29 Exhibit 1 - Conrail CE-8

SP.29 Exhibit 2 - Conrail CE-4.pdf
SP.29 Exhibit 2 - Conrail CE-4

SECTION 2: EXHIBIT AND ATTACHMENT LIST

IFB 20-005X Pre -Bid Conference Presentation - FOR INFORMATIONAL PURPOSES ONLY.pdf
"20-005X Pre-Bid Conference Presentation – FOR
INFORMATIONAL PURPOSES ONLY".

IFB 20-005X Site Visit - Directions to River Draw.pdf
Site Visit - Directions to River Draw

IFB 20-005X MC Federal-Advertisement - FINAL..pdf
Notice to Contractors (Advertisement)

IFB 20-005X DBE Requirements and Forms.pdf
DBE Requirements and Forms

IFB 20-005X Prequalification Form.pdf
Prequalification Form

IFB 20-005X Sample Paper Bid Bond
Sample Bid Bond Form

IFB 20-005X EEO Provisions - Construction 3-1-2018.pdf
EEO Provisions

IFB 20-005X Statement of Joint Venture.pdf
Statement of Joint Venture

SP.6 Exhibit 5 - USCG General Construction Requirements.pdf
USCG General Construction Requirements - (Exhibit 5)
Addendum No. 6

SP.6 Exhibit 6 - USCG General Permit Conditions.pdf
USCG General Permit Conditions - (Exhibit 6) Addendum No. 6

SP.6 Exhibit 6A - Updated USCG General Permit Conditions.pdf
Refer to Addendum No. 7

SP.6 Exhibit 7 - NWP 15.pdf
Refer to Addendum No. 7

SP.6 Exhibit 8 - 2017_NJ_Reg_Cond_Final.pdf
Refer to Addendum No. 7

FOR REF INFO ONLY - ASI Summary of Findings Raritan Bay Bridge Survey.pdf
Addendum No. 7 - Reference Materials

FOR REF INFO ONLY - Existing Fender Drawing.pdf
Addendum No. 7 - Reference Materials

FOR REF INFO ONLY - FROM POWERBRIDGE LLC - AT&T Crossing Clip.pdf
Addendum No. 7 - Reference Materials

FOR REF INFO ONLY - Existing Abandoned AT&T Cable As-Built 1986.pdf
Addendum No. 8 - Reference Materials

SECTION 3: DRAWINGS

IFB 20-005X Raritan GC.01 Plans, Part 1 of 2.pdf
Plans (Part 1 of 2)

IFB 20-005X Raritan GC.01 Plans, Part 2 of 2.pdf
Plans (Part 2 of 2)

IFB 20-005X Addendum 6 Drawings.pdf
Drawings - Addendum No. 6

IFB 20-005X Raritan River Bridge_1982_Rehab.pdf
Raritan River Bridge 1982 Rehab - Addendum No. 6

IFB 20-005X Raritan River Bridge_existing dwgs.pdf
Raritan River Bridge Existing Drawings - Addendum No. 6

IFB 20-005X Addendum 7 Drawings.pdf
Drawings - Addendum No. 7

IFB 20-005X Addendum No. 8 Drawings.pdf
Drawings - Addendum No. 8

SECTION 4: ADDENDA ISSUED

IFB 20-005X Addendum No. 1.pdf
Addendum No. 1

IFB 20-005X Addendum No. 2.pdf
Addendum No. 2

IFB 20-005X Addendum No. 3.pdf
Addendum No. 3

IFB 20-005X Addendum No. 4.pdf
Addendum No. 4

IFB 20-005X Addendum No. 5.pdf
Addendum No. 5

IFB 20-005X Addendum No. 6.pdf
Addendum No. 6

IFB 20-005X Addendum No. 7.pdf
Addendum No. 7

IFB 20-005X Addendum No. 8.pdf
Addendum No. 8

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) *

8

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 participation. 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 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 DBE subcontracting goals are identified in the "Special Provisions" for this Project.

The Contractor shall refer to NJ TRANSIT's "DBE Requirements for Race-Conscious Federal Procurement Activities," attached to this IFB as "NJ TRANSIT DBE Requirements", for instructions, guidance, and explanations for DBE program obligations under this Contract. 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 the mandatory DBE Form A - First Tier DBE Utilization, DBE Form A1 - Bidder/Proposal Solicitation and Contractor Information, DBE Form A2 - Non-DBE Subcontractor Utilization, and DBE Form B - Intent to Perform as a DBE Subcontractor.

The apparent low Bidder and the second low Bidder must also submit NJ Unified Certification Program (NJUCP) certificate or letter for all potential DBE subcontractors. Additionally, the apparent low Bidder and the second low Bidder shall submit any applicable supplemental forms (AA, AA 1, AA2, BB, and D). **All DBE forms and NJUCP certificates or letters shall be submitted 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 Contract package, specifically in "NJ TRANSIT DBE Requirements", attached to this IFB and available for download with the electronic bidding documents in the "Exhibit and Attachment List" section above.

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-responsible.

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 "Special Provisions".

Bidders 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/proposers 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 Opening only DBE firms certified in the New Jersey Unified Certified Program (NJUCP) will satisfy the assigned DBE goal on this contract/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

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 (Form D). Bidders utilizing SBE firms and/or suppliers shall also submit the mandatory Forms B if applicable and a State of New Jersey Division of Revenue certificate.	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 after the bid opening date.	I am not enclosing this document because the omission terms have been met.
1 Required Document		

SECTION 8: BID PRICE FORM (ITEM LIST):

\$247,945,055.49

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extensio
1	General Requirements	ITB H.6	C01-000-001.0	LS	1	\$1,120,000.00	Performance and Payment Bonds	\$1,120,000.0
1	General Requirements	GP 5.1	C01-001-002.0	LS	1	\$24,780,000.00	Mobilization and General Requirements	\$24,780,000.0
1	General Requirements	GP 3.6	C01-002-002.0	ALW	1	\$13,673,591.15	Supplemental Construction Costs	\$13,673,591.1
1	General Requirements	GP 7.6	C01-002-003.0	ALW	1	\$313,509.47	Laboratory Testing	\$313,509.4
1	General Requirements	SP 9	C01-002-005.0	ALW	1	\$228,006.89	Delayed or Cancelled Outages	\$228,006.8
1	General Requirements	GP 5.2.9	C01-003-003.0	ALW	1	\$273,608.27	Field Office	\$273,608.2
1	General Requirements	1312	C01-005-001.0	ALW	1	\$57,001.72	Partnering Meetings	\$57,001.7
1	General Requirements	1351	C01-008-001.0	ALW	1	\$1,329,284.09	Health and Safety Program	\$1,329,284.0
1	General Requirements	1570	C01-007-001.1	LS	1	\$100,000.00	Maintenance and Protection of Traffic	\$100,000.0
2	Site Work	2114	C02-002-004.0	Tons	4,506	\$85.00	Offsite Disposal of Excavated Soil - ID27	\$383,010.0
2	Site Work	2114	C02-002-005.0	Tons	1,000	\$200.00	Offsite Disposal of Excavated Soil Contaminated - Hazardous	\$200,000.0
2	Site Work	2220	C02-003-001.0	LS	1	\$200,000.00	Demolition - Essay Tower	\$200,000.0

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
							Building	
2	Site Work	2220	C02-003-001.1	LS	1	\$500,000.00	Demolition - Overhead Contact Systems Poles and Foundations - Partial Staging Demolition	\$500,000.00
2	Site Work	2220	C02-003-001.2	LS	1	\$350,000.00	Demolition - Partial Demolition of Existing Fender System	\$350,000.00
2	Site Work	2220	C02-003-001.2.5	LF	3,300	\$45.00	Demolition -Abandoned AT&T Fiber Optic Facilities	\$148,500.00
2	Site Work	2230	C02-003-001.3	LS	1	\$325,000.00	Site Clearing	\$325,000.00
2	Site Work	2240	C02-004-002.1	LS	1	\$140,000.00	Dewatering	\$140,000.00
2	Site Work	2260	C02-004-004.1	SF	83,800	\$0.01	Excavation Support Systems	\$838.00
2	Site Work	2261	C02-005-006.2	SF	844	\$550.00	Permanent Sheeting	\$464,200.00
2	Site Work	2263	C02-005-007.1	LS	1	\$19,000,000.00	Cofferdams	\$19,000,000.00
2	Site Work	2270	C02-004-009.0	LS	1	\$875,000.00	Soil Erosion and Sediment Control	\$875,000.00
2	Site Work	2319	C02-004-006.0	CY	33,310	\$9.50	Backfill	\$316,445.00
2	Site Work	2322	C02-004-004.0	CY	24,482	\$19.00	Excavation	\$465,158.00
2	Site Work	2330	C02-004-008.1	CY	1,800	\$55.00	Embarkment and Surcharge	\$99,000.00
2	Site Work	2333	C02-004-008.2	LS	1	\$2,900,000.00	Column Support	\$2,900,000.00

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
							Embankment	

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
2	Site Work	2371	C02-004-008.2.5	SY	9,192	\$67.00	Riprap Stone Protection	\$615,864.00
2	Site Work	2395	C02-000-002.1	LS	1	\$1,100,000.00	Instrumentation and Monitoring	\$1,100,000.00
2	Site Work	2400	C02-006-006.1	LF	70	\$4,800.00	Jacking and Boring	\$336,000.00
2	Site Work	2463	C02-005-001.0.2	EA	51	\$1,780.00	Dynamic Pile Testing	\$90,780.00
2	Site Work	2463	C02-005-002.7.0	LF	20,146	\$235.00	24 Inch Diameter, 0.50 Inch Thick Concrete Filled Steel Pipe Piles	\$4,734,310.00
2	Site Work	2463	C02-005-002.7.1	LF	4,275	\$255.00	24 Inch Diameter, 0.75 Inch Thick Concrete Filled Steel Pipe Piles	\$1,090,125.00
2	Site Work	2464	C02-005-003.1.6	LF	1,251	\$500.00	1'-6" Diameter Drilled Shaft Foundations - Equipment Platforms	\$625,500.00
2	Site Work	2464	C02-005-003.1.7	LF	1,055	\$420.00	2'-0" Diameter Drilled Shaft Foundations - Equipment Platforms	\$443,100.00
2	Site Work	2465	C02-005-003.1.8	EA	1	\$1,950,000.00	8'-0 Diameter Drilled Trial Shaft	\$1,950,000.00
2	Site Work	2465	C02-005-003.1.9	LF	425	\$9,900.00	8'-0 Diameter Drilled Demonstration Shaft Foundations	\$4,207,500.00

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
2	Site Work	2465	C02-005-003.1.10	LF	3,400	\$245.00	Borings	\$833,000.00
2	Site Work	2465	C02-005-003.1.11	EA	2	\$2,000,000.00	Bi-Directional Load Test	\$4,000,000.00
2	Site Work	2465	C02-005-003.1.12	LF	17,165	\$3,700.00	8'-0" Diameter Drilled Production Shaft Foundations	\$63,510,500.00
2	Site Work	2465	C02-005-003.1.13	LF	500	\$370.00	Obstructions	\$185,000.00
2	Site Work	2465	C02-005-003.1.14	EA	57	\$3,200.00	Shaft Inspection Device (Mini-SID)	\$182,400.00
2	Site Work	2465	C02-005-003.1.15	EA	57	\$3,200.00	Sonic Caliper Profiling	\$182,400.00
2	Site Work	2465	C02-005-003.1.16	EA	28	\$10,900.00	Thermal Integrity Profiling	\$305,200.00
2	Site Work	2465	C02-005-003.1.17	EA	28	\$2,400.00	Crosshole Tomography	\$67,200.00
2	Site Work	2465	C02-005-003.1.18	LF	1,700	\$180.00	Concrete Coring	\$306,000.00
2	Site Work	2465	C02-005-003.1.19	EA	4	\$35,000.00	High-Strain Dynamic Load Test	\$140,000.00
2	Site Work	2481	C02-000-002.2	LS	1	\$625,000.00	Vibration Monitoring	\$625,000.00
2	Site Work	2495	C02-000-002.3	EA	1	\$150,000.00	Railroad Grade Crossings	\$150,000.00
2	Site Work	2497	C02-001-003.3	Tons	15,297	\$35.00	Ballast	\$535,395.00
2	Site Work	2498	C02-001-003.4	Tons	9,909	\$45.00	Subballast	\$445,905.00
2	Site Work	2630	C02-006-006.0	LS	1	\$550,000.00	Storm Drainage System	\$550,000.00

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
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Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
2	Site Work	2741	C02-007-002.2	SY	26	\$500.00	Flexible Pavements	\$13,000.00
2	Site Work	2741	C02-007-002.2.1	SY	10,000	\$19.50	Flexible Pavements - As Directed	\$195,000.00
2	Site Work	2714	C02-007-002.3	SY	10,950	\$18.00	Crushed Stone Surface Course - Gravel Berm	\$197,100.00
2	Site Work	2714	C02-007-002.4	SY	12,195	\$38.00	Crushed Pavement Stone Surface Course - Gravel Pavement	\$463,410.00
2	Site Work	2714	C02-007-002.5	CY	1,922	\$70.00	No. 57 Stone at Abutments	\$134,540.00
2	Site Work	2770	C02-007-006.0	LF	330	\$115.00	Curbs and Gutters	\$37,950.00
2	Site Work	2275	C02-007-003.3	SF	1,150	\$20.00	Concrete Sidewalk	\$23,000.00
2	Site Work	2820	C02-008-001.1	LF	217	\$110.00	Chain Link Fence & Gates	\$23,870.00
2	Site Work	2832	C02-005-006.4	LS	1	\$425,000.00	Soldier Pile & Concrete Panel Wall	\$425,000.00
2	Site Work	2835	C02-000-002.6	LF	1,000	\$7.00	Caution Fence	\$7,000.00
2	Site Work	2840	C02-002-002.0	LS	1	\$22,000.00	Asbestos Abatement	\$22,000.00
2	Site Work	02860	C02-002-002.1	LS	1	\$5,000.00	Lead Paint Management	\$5,000.00
2	Site Work	2843	C02-007-007.0	LF	335	\$40.00	Beam Guide Rail	\$13,400.00
2	Site Work	0	C02-009-001.0	LS	1	\$55,000.00	Site and Street Furnishings	\$55,000.00

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
2	Site Work	2920	C02-010-003.0	MSF	20	\$1,400.00	Topsoil Fertilizing and Seeding, 4 inchs Thick	\$28,000.00
2	Concrete	3200	C03-001-002.2	LBS	3,522,437	\$1.80	Concrete Reinforcement	\$6,340,386.60
3	Concrete	3300	C03-001-003.2	CY	20,194	\$900.00	Cast-in-Place Concrete	\$18,174,600.00
3	Concrete	3400	C03-003-001.1	EA	7	\$5,500.00	Precast Signal Foundations	\$38,500.00
5	Metals	5120	C05-010-002.1.0	LBS	10,366,200	\$3.15	Structural Steel - Approach Spans	\$32,653,530.00
5	Metals	5120	C05-010-002.1.1	LBS	2,493,800	\$2.70	Structural Steel - Approach Span Deck Plates	\$6,733,260.00
5	Metals	5120	C05-010-002.1.5	LS	1	\$1,625,000.00	Structural Steel - Miscellaneous	\$1,625,000.00
5	Metals	5122	C05-010-003.1	EA	288	\$8,500.00	Elastomeric Bearings	\$2,448,000.00
5	Metals	5510	C05-002-002.0	LS	1	\$95,000.00	Metal Stairs	\$95,000.00
5	Metals	5521	C05-002-005.2	LF	5,677	\$165.00	Metal Railings	\$936,705.00
5	Metals	5530	C05-002-006.2	SF	11,800	\$38.00	Steel Grating	\$448,400.00

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
7	Thermal and Moisture Protection	07160	C07-001-002.0.3	SF	74,750	\$33.00	Bridge Deck Waterproofing	\$2,466,750.00
9	Finishes	9910	C09-004-005.1	LS	1	\$2,700,000.00	Painting of Structural Steel	\$2,700,000.00
Total: \$247,945,055.40								

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
17	Rail Systems and OCS	17103	C17-000-002.1	LS	1	\$215,000.00	Interlocking Lighting System	\$215,000.00
17	Rail Systems and OCS	17120	C17-000-002.2	LS	1	\$795,000.00	60Hz System Transformers	\$795,000.00
17	Rail Systems and OCS	17121	C17-000-002.3	LS	1	\$135,000.00	100Hz Transformers	\$135,000.00
17	Rail Systems and OCS	17140	C17-000-002.4	LF	50,722	\$6.40	Insulated Wire and Cable	\$324,620.80
17	Rail Systems and OCS	17141	C17-000-002.5	LF	3,050	\$25.70	Medium Voltage Cable	\$78,385.00
17	Rail Systems and OCS	17215	C17-000-002.7	LF	2,264	\$1,215.00	Overhead Contact System – Catenary Foundations and Anchors	\$2,750,760.00
17	Rail Systems and OCS	17220	C17-000-002.8	LBS	1,114,745	\$3.70	Overhead Contact System – Support Structures and Small Parts Steel	\$4,124,556.50
17	Rail Systems and OCS	17221	C17-000-002.9	EA	1	\$125,000.00	Transmission Monopole Structure-1E	\$125,000.00
17	Rail Systems and OCS	17221	C17-000-002.10	EA	1	\$200,000.00	Transmission Monopole Structure-1W	\$200,000.00
17	Rail Systems and OCS	17221	C17-000-002.11	EA	1	\$125,000.00	Transmission Monopole Structure-2E	\$125,000.00
17	Rail Systems and OCS	17221	C17-000-002.12	EA	1	\$200,000.00	Transmission Monopole Structure-2W	\$200,000.00
17	Rail Systems	17335	C17-000-002.14	LS	1	\$740,000.00	Signal Power Distribution	\$740,000.00
Total: \$247,945,055.40								

Section/ Division	Description	Specifications Section	Item No.	Units	Quantity	Unit Price	Title	Extension
	and OCS							
17	Rail Systems and OCS	17342	C17-000-002.15	EA	2	\$340,000.00	Prefabricated Remote Terminal Unit Houses	\$680,000.00
17	Rail Systems and OCS	17400	C16-002-001.1	LS	1	\$5,200,000.00	Communications Infrastructure	\$5,200,000.00
17	Rail Systems and OCS	17950	C17-000-002.16	LS	1	\$210,000.00	Control Panel Equipment	\$210,000.00
17	Rail Systems and OCS	17951	C17-000-002.17	LS	1	\$285,000.00	SCADA Cabinet Equipment	\$285,000.00
Total: \$247,945,055.4								

SECTION 9: REQUIRED CERTIFICATIONS

NEW JERSEY TRANSIT CORPORATION BIDDERS PROPOSAL (FOR CONSTRUCTION OF)

IFB NO. *

20-005X
New Jersey Transit Corporation
One Penn Plaza East
Newark, New Jersey 07105

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

Daniel P Healey Jr

TITLE *

Vice President of Engineering

of (FIRM NAME) *

George Harms Construction Co., Inc.

DATE *

02/20/2020

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.

SECTION 10: OWNERSHIP DISCLOSURE FORM

PART I

PLEASE COMPLETE THE QUESTIONS BELOW BY SELECTING EITHER THE "YES" OR THE "NO" OPTION. ALL PARTIES ENTERING INTO A CONTRACT WITH THE STATE ARE REQUIRED TO COMPLETE THIS FORM PURSUANT TO N.J.S.A. 52:25-24.2 **PLEASE NOTE THAT IF THE VENDOR/BIDDER IS A NON-PROFIT ENTITY, THIS FORM IS NOT REQUIRED.**

1.Are there any individuals, corporations, partnerships, or limited liability companies owning a 10% or greater interest in the Vendor {Bidder}?

Yes

IF THE ANSWER TO QUESTION 1 IS “NO”, PLEASE SIGN AND DATE THE FORM.

IF THE ANSWER TO QUESTION 1 IS “YES”, PLEASE ANSWER QUESTIONS 2 – 4 BELOW.

2. Of those parties owning a 10% or greater interest in the Vendor/Bidder, are any of those parties individuals?

Yes

3.Of those parties owning a 10% or greater interest in the Vendor/Bidder, are any of those parties corporations, partnerships, or limited liability companies?

No

4. If your answer to Question 3 is “YES”, are there any parties owning a 10% or greater interest in the corporation, partnership, or limited liability company referenced in Question 3?

IF **ANY** OF THE ANSWERS TO QUESTIONS 2 - 4 ARE "YES", PLEASE PROVIDE THE REQUESTED INFORMATION IN PART 2 BELOW.

PART 2

PLEASE PROVIDE FURTHER INFORMATION RELATED TO QUESTIONS 2 – 4 ANSWERED AS "YES".

If you answered "YES" for questions 2, 3, or 4, you must disclose identifying information related to the individuals, corporations,partnerships, and/or limited liability companies owning a 10% or greater interest in the Vendor/Bidder. Further, if one or more of these entities is itself a corporation, partnership, or limited liability company, you must also disclose all parties that own a 10% or greater interest in that corporation, partnership, or limited liability company. This information is required by statute.

IF NONE, YOU MAY PLACE N/A IN THE BOX FOR “NAME” IN THE ENTRY BELOW.

PART 2 - INDIVIDUALS

NAME *

Kevin Harms

ADDRESS 1

[REDACTED]

ADDRESS 2

[REDACTED]

[REDACTED]

STATE

[REDACTED]

ZIPCODE

[REDACTED]

PART 2 - INDIVIDUALS 1

NAME *

Robert Harms

ADDRESS 1

[REDACTED]

ADDRESS 2

CITY

[REDACTED]

STATE

[REDACTED]

ZIPCODE

[REDACTED]

PART 2 - INDIVIDUALS 2

NAME *

Lauren Harms-Kreig

ADDRESS 1

[REDACTED]

ADDRESS 2

CITY



STATE



ZIPCODE



IF NONE, YOU MAY PLACE N/A IN THE BOX FOR "ENTITY NAME" IN THE ENTRY BELOW.

PART 2 (Continued) - PARTNERSHIPS/CORPORATIONS/LIMITED LIABILITY COMPANIES

ENTITY NAME *

N/A

PARTNER NAME

ADDRESS 1

ADDRESS 2

CITY

STATE

ZIPCODE

=====

In the alternative, to comply with the ownership disclosure requirement, a Vendor {Bidder} 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 percent 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 percent 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 percent or greater beneficial interest. N.J.S.A. 52:25-24.2.

=====

=====

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.

Name *

Daniel P Healey Jr

Title *

Vice President of Engineering

FEIN/SSN *

[REDACTED]

DATE *

02/20/2020

SECTION 11: INVESTMENT ACTIVITIES IN IRAN - STATE OF NEW JERSEY-DIVISION OF PURCHASE AND PROPERTY DISCLOSURE

PART 1: CERTIFICATION

BIDDERS MUST COMPLETE PART 1 BY SELECTING A OR B.

FAILURE TO SELECT ONE OF THE CHOICES WILL RENDER THE PROPOSAL NON-RESPONSIVE.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at <http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>.

Bidders must review this list prior to completing the below certification. Failure to complete the certification will render a bidder's proposal non-responsive. If the Director finds a person or entity to be in violation of law, he/she 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.

The following list found at <http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. represents entities determined, based on credible information available to the public, to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25"): (<http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>)

CHOOSE ONE *

A. I CERTIFY....

A. I certify, pursuant to Public Law 2012, c. 25, that neither the bidder listed above nor any of the bidder's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below.

B. I am unable to certify as above because the bidder and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

PART 2: PLEASE PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the boxes below.

PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. If additional space is needed, Bidder shall complete list of all activities of the bidding person/entity, or one of its parent, subsidiaries or affiliates, engaging in the investment activities in Iran on a Disclosure of Investment Activities in Iran form provided by NJ TRANSIT, in care of the Contracting Officer, within seven (7) business days of bid submission.

Activities Entry

Name

Relationship to Bidder/Offeror

Description Of Activities

Duration of Engagement

Anticipated Cessation Date

Bidder/Offeror Contact Name

Contact Phone Number

Certification: I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto, to the best of my knowledge, are true and complete. I attest that I am authorized to execute this certification on behalf of the above referenced person or entity. I acknowledge that the State of New Jersey is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the State to notify the State in writing of any changes to the answers of information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreement(s) with the State of New Jersey and that the State at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name *

Daniel P Healey Jr

Title *

Vice President of Engineering

Date *

02/20/2020

SECTION 12: BUY AMERICA CERTIFICATION

Required for Contracts Over \$100,000

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) *

Daniel P Healey Jr

(Title) *

Vice President of Engineering

(Company Name) *

George Harms Construction Co., Inc.

(Date) *

02/20/2020

SECTION 13 - 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 that \$10,000 and not more than \$100,000 for each such failure.

Name *

Daniel P Healey Jr

Title *

Vice President of Engineering

Firm *

George Harms Construction Co., Inc.

SECTION 14: 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 "New Jersey Business Registration Certificate" Number is: *

0097240

SECTION 15: 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: *

607047

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

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

SECTION 16: 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 *

Electronic Bid Bond

Electronic Bid Bond

Bond ID *

SNJ20239523

Surety Agency *

Surety 2000

Verify Bid Bond *

Bid bond verification has been completed.

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned *

GEORGE HARMS CONSTRUCTION CO., INC.

as PRINCIPAL, and *

CONTINENTAL CASUALTY COMPANY

a corporation organized and existing under the laws of the State of and duly authorized to do business in the State of New Jersey, as SURETY, are held and firmly bound unto the New Jersey Transit Corporation in the penal sum of ten percent (10%) of the amount bid for the project(s) listed below, for the payment of which well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

Signed, sealed, and dated this day of two thousand and . *

02/20/2020

The condition of the above obligation is such that whereas the principal is herewith submitting a proposal for: *

IFB No. 20-005X RARITAN RIVER BRIDGE REPLACEMENT PROJECT - GENERAL CONSTRUCTION CONTRACT GC.01

Legal Terms

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the said principal shall execute a contract and give bond for the faithful performance thereof within ten (10) NJ TRANSIT business days after being notified in writing of the award of such contract to principal, or if the principal or surety shall pay the obligee the sum, not exceeding the penalty hereof, by which the amount of the contract, covering the said proposal, properly and lawfully executed by and between the obligee and some third party, may exceed the amount bid by principal, then this obligation shall be void; otherwise it shall remain in full force and effect.

SECTION 17: 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 Oppotunity 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 and Bid Bond 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 *
George Harms Construction Co., Inc.

Address *
PO Box 817, Farmingdale, NJ 07727

Individual Name *
Daniel P Healey Jr

Title *
Vice President of Engineering

Telephone Number: *
(732) 938-4004 x2075

Fax Number: *

FEIN Number: *

[REDACTED]

E-Mail: *

[REDACTED]

SECTION 18: 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 paper printout of the submitted Electronic Bid Proposal.

Contract Specialist:

Date:

Bid Desk Representative:

Date: