

NEW JERSEY DEPARTMENT OF TRANSPORTATION
PROPOSAL FOR CONSTRUCTION OF

PAGE 1

DP NUM 13114
BIDDER 03955

GENERATED 03-20-13
REVISED 04-29-13

Route 35, Restoration, Mantoloking to Point Pleasant (MP
9-12.5) Contract 009950322

FOR WHICH BIDS WERE ADVERTISED TO BE RECEIVED ON 05-02-13
AT 10:00 A.M.

TO THE COMMISSIONER OF TRANSPORTATION OF THE STATE OF NEW JERSEY:

STATE OF NEW JERSEY

COUNTY OF CAPE MAY

I LARRY W. ZOERB

(NAME)

I AM SENIOR VICE PRESIDENT OF THE

(TITLE)

FIRM OF AGATE CONSTRUCTION COMPANY, INC.,

THE BIDDER SUBMITTING THIS PROPOSAL.

THE BIDDER HEREBY AGREES TO CONSTRUCT AND COMPLETE THIS PROJECT IN EVERY
DETAIL AND AT THE PRICES PER UNIT OF MEASURE DELINEATED IN THE ATTACHED
EBS FILE IN THE FOLDER DESIGNATED "SCHEDULE OF ITEMS":

DP NUM 13114
 BIDDER 03955

GENERATED 03-20-13
 REVISED 04-29-13

LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
SECTION 0001 ROADWAY					
0001	PERFORMANCE BOND AND PAYMENT BOND 151006M	1.00	DOLL	90,000.00	90,000.00
0004	PROGRESS SCHEDULE 153003P	LUMP SUM		50,000.00	50,000.00
0005	PROGRESS SCHEDULE UPDATE 153006P	16.00	U	10.00	160.00
0006	TRAINEES 153012P	3,780.00	HOUR	8.00	30,240.00
0007	MOBILIZATION 154003P	LUMP SUM		3,596,701.40	3,596,701.40
0010	CONSTRUCTION LAYOUT 157004M	1.00	DOLL	50,000.00	50,000.00
0018	BREAKAWAY BARRICADE 159003M	80.00	U	50.00	4,000.00
0019	DRUM 159006M	100.00	U	25.00	2,500.00
0020	CONSTRUCTION SIGNS 159012M	800.00	SF	100.00	80,000.00
0021	CONSTRUCTION BARRIER CURB 159021P	3,500.00	LF	200.00	700,000.00
0022	FLASHING ARROW BOARD, 4' X 8' 159027M	4.00	U	0.01	0.04
0023	TEMPORARY CRASH CUSHION, INERTIAL BARRIER SYSTEM, 10 MODULES 159042M	6.00	U	30,000.00	180,000.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0024	TRAFFIC CONTROL TRUCK WITH MOUNTED CRASH CUSHION 159108M	4.00	U	40,000.00	160,000.00
0025	TEMPORARY PAVEMENT MARKING TAPE, 4" 159120M	100,800.00	LF	0.65	65,520.00
0026	TRAFFIC DIRECTOR, FLAGGER 159141M	50,000.00	HOUR	0.01	500.00
0027	FUEL PRICE ADJUSTMENT 160004M	1.00	DOLL	32,000.00	32,000.00
0028	ASPHALT PRICE ADJUSTMENT 160007M	1.00	DOLL	143,900.00	143,900.00
0029	FINAL CLEANUP 161003P		LUMP SUM	500.00	500.00
0030	CLEARING SITE 201003P		LUMP SUM	300,000.00	300,000.00
0031	NO ITEM 999999P	1.00	U	0.00	0.00
0032	EXCAVATION, TEST PIT 202006M	51.00	CY	380.00	19,380.00
0033	EXCAVATION, UNCLASSIFIED 202009P	28,816.00	CY	25.00	720,400.00
0034	REMOVAL OF PAVEMENT 202021P	84,300.00	SY	7.50	632,250.00
0035	GEOTEXTILE, ROADWAY STABILIZATION 203041P	85,996.00	SY	1.20	103,195.20
0036	DENSE-GRADED AGGREGATE BASE COURSE, 6" THICK 302036P	46,403.00	SY	8.00	371,224.00
0037	DENSE-GRADED AGGREGATE BASE COURSE, 12" THICK USE IF AND WHERE ELSE DIRECTED 302048P	37,778.00	SY	13.00	491,114.00

Check: 71439C60

Amendment Count: 7

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0038	HMA MILLING, 3" OR LESS 401009P	2,688.00	SY	25.00	67,200.00
0039	TACK COAT 401030M	18,000.00	GAL	2.00	36,000.00
0040	HOT MIX ASPHALT 9.5 M 64 SURFACE COURSE 401042M	4,810.00	T	79.50	382,395.00
0041	HOT MIX ASPHALT 9.5 M 76 SURFACE COURSE 401048M	5,117.00	T	89.50	457,971.50
0042	HOT MIX ASPHALT 12.5 M 64 INTERMEDIATE COURSE 401072M	9,932.00	T	89.50	888,914.00
0043	HOT MIX ASPHALT 25 M 64 BASE COURSE 401099M	33,169.00	T	72.50	2,404,752.50
0044	CORE SAMPLES, HOT MIX ASPHALT 401108M	72.00	U	200.00	14,400.00
0045	PERMANENT SHEETING DIMENSION 40LF X 25 FT DEEP 501006P	4,000.00	SF	100.00	400,000.00
0046	15" REINFORCED CONCRETE PIPE 601122P	1,490.00	LF	110.00	163,900.00
0047	18" REINFORCED CONCRETE PIPE 601124P	162.00	LF	116.00	18,792.00
0048	16" DUCTILE IRON PIPE 601680M	5,835.00	LF	150.00	875,250.00
0049	18" DUCTILE IRON PIPE 601681M	63.00	LF	175.00	11,025.00
0050	24" DUCTILE IRON PIPE 601682M	6,339.00	LF	100.00	633,900.00
0051	30" DUCTILE IRON PIPE 601683M	2,752.00	LF	268.50	738,912.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0052	12" DUCTILE IRON PIPE 601684M	62.00	LF	82.00	5,084.00
0053	14" DUCTILE IRON PIPE 601685M	2,468.00	LF	121.00	298,628.00
0054	36" DUCTILE IRON PIPE 601741M	4,058.00	LF	331.00	1,343,198.00
0055	TIDAL CHECK VALVE 602007M	16.00	U	4,500.00	72,000.00
0056	INLET, TYPE A 602009M	169.00	U	2,290.00	387,010.00
0057	INLET, TYPE B 602012M	43.00	U	3,500.00	150,500.00
0058	INLET, TYPE A MODIFIED 602042M	11.00	U	3,000.00	33,000.00
0059	MANHOLE, 4' DIAMETER 602054M	118.00	U	4,060.00	479,080.00
0060	MANHOLE, 6' DIAMETER 602060M	2.00	U	7,170.00	14,340.00
0061	WATER QUALITY TREATMENT STRUCTURE 602217M	4.00	U	22,000.00	88,000.00
0062	STORMWATER PUMPING STATION NO. 1 602219P		LUMP SUM	2,445,250.29	2,445,250.29
0063	STORMWATER PUMPING STATION NO. 2 602219P		LUMP SUM	2,276,662.95	2,276,662.95
0064	STORMWATER PUMPING STATION NO. 3 602219P		LUMP SUM	2,274,126.57	2,274,126.57
0065	STORMWATER PUMPING STATION NO. 4 602219P		LUMP SUM	2,137,783.45	2,137,783.45
0066	MANUFACTURED TREATMENT DEVICE 602229M	4.00	U	75,000.00	300,000.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0067	CONCRETE SIDEWALK, 4" THICK 606012P	6,922.00	SY	45.00	311,490.00
0068	TINTED CONCRETE SIDEWALK, 4" THICK 606013P	56.00	SY	112.00	6,272.00
0069	BRICK PAVERS 606029P	157.00	SY	196.00	30,772.00
0070	HOT MIX ASPHALT DRIVEWAY, 6" THICK 606039P	300.00	SY	50.00	15,000.00
0071	STONE OR GRAVEL DRIVEWAY, 4" THICK 606043P	1,212.00	SY	3.00	3,636.00
0072	CONCRETE DRIVEWAY, 6" THICK 606051P	4,579.00	SY	62.00	283,898.00
0073	DETECTABLE WARNING SURFACE 606084P	178.00	SY	224.00	39,872.00
0074	IMPRINTED CROSSWALK 606092P	165.00	SY	100.00	16,500.00
0075	9" X 16" CONCRETE VERTICAL CURB 607018P	35,666.00	LF	18.00	641,988.00
0076	NONVEGETATIVE SURFACE, POROUS RESIN BOUND AGGREGATE, 2" THICK 608017P	250.00	SY	151.65	37,912.50
0077	REMOVAL OF BEAM GUIDE RAIL 609075M	562.00	LF	7.00	3,934.00
0078	TRAFFIC STRIPES, LONG LIFE, EPOXY RESIN 4" 610003M	200,000.00	LF	0.25	50,000.00
0079	TRAFFIC MARKINGS, THERMOPLASTIC 610009M	5,000.00	SF	1.95	9,750.00
0080	RPM, MONO-DIRECTIONAL, WHITE LENS 610012M	10.00	U	24.50	245.00

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				DOLLARS CT	DOLLARS CT
0081	RPM, MONO-DIRECTIONAL, AMBER LENS 610018M	20.00	U	24.50	490.00
0082	RPM, BI-DIRECTIONAL, AMBER LENS 610021M	220.00	U	24.50	5,390.00
0083	REMOVAL OF TRAFFIC STRIPES 610036M	74,400.00	LF	0.45	33,480.00
0084	REGULATORY AND WARNING SIGN 612003P	1,307.00	SF	26.50	34,635.50
0085	GUIDE SIGN, TYPE GA, BREAKAWAY SUPPORTS 612009P	81.00	SF	23.00	1,863.00
0086	OVERHEAD STREET NAME SIGNS 612030P	192.00	SF	37.50	7,200.00
0088	8" DUCTILE IRON WATER PIPE, CLASS 52 651057P	7,398.00	LF	140.00	1,035,720.00
0089	12" DUCTILE IRON WATER PIPE, CLASS 52 651063P	6,601.00	LF	175.00	1,155,175.00
0090	16" DUCTILE IRON WATER PIPE, CLASS 52 651069P	416.00	LF	280.00	116,480.00
0091	WATER SERVICE CONNECTION 651243M	249.00	U	2,200.00	547,800.00
0092	FIRE HYDRANT 651246M	10.00	U	5,000.00	50,000.00
0093	GATE VALVES AND BOXES 651270M	2.00	U	8,100.00	16,200.00
0094	BUTTERFLY VALVES AND BOXES 651273M	6.00	U	4,500.00	27,000.00
0095	8" DUCTILE IRON SEWER PIPE 652004P	7,059.00	LF	135.00	952,965.00
0096	4" POLYVINYL CHLORIDE SEWER PIPE 652232P	3,192.00	LF	8.00	25,536.00

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				DOLLARS CT	DOLLARS CT
0097	10" POLYVINYL CHLORIDE SEWER PIPE 652235P	55.00	LF	100.50	5,527.50
0098	8" POLYVINYL CHLORIDE SEWER PIPE 652236P	1,968.00	LF	50.00	98,400.00
0099	SANITARY SEWER SERVICE CONNECTION 652417M	150.00	U	1,500.00	225,000.00
0100	SANITARY SEWER CLEANOUT 652419M	150.00	U	400.00	60,000.00
0101	MANHOLE, SANITARY SEWER 652420M	39.00	U	7,500.00	292,500.00
0102	RESET MANHOLE, SANITARY SEWER, USING EXISTING CASTING 652432M	37.00	U	680.00	25,160.00
0103	NO ITEM 999999P	1.00	U	0.00	0.00
0104	ELECTRICAL UTILITY RELOCATION, JCP&L 654007P		LUMP SUM	800,000.00	800,000.00
0105	NO ITEM 999999P	1.00	U	0.00	0.00
0106	2" RIGID METALLIC CONDUIT 701015P	1,220.00	LF	40.00	48,800.00
0107	3" RIGID METALLIC CONDUIT 701021P	1,206.00	LF	45.00	54,270.00
0108	18" X 36" JUNCTION BOX 701102M	4.00	U	1,750.00	7,000.00
0109	FOUNDATION, TYPE SFT 701123M	4.00	U	1,400.00	5,600.00
0110	FOUNDATION, TYPE P-MC 701132M	4.00	U	2,510.00	10,040.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE		AMOUNT	
				DOLLARS	CT	DOLLARS	CT
0111	FOUNDATION, TYPE SFK 701144M	4.00	U	1,625.00		6,500.00	
0112	METER CABINET, TYPE TL 701171M	4.00	U	2,120.00		8,480.00	
0113	GROUND WIRE, NO. 8 AWG 701192P	2,000.00	LF	3.00		6,000.00	
0114	MULTIPLE LIGHTING WIRE, NO. 6 AWG 701198P	800.00	LF	3.00		2,400.00	
0115	SERVICE WIRE, NO. 6 AWG 701213P	800.00	LF	3.50		2,800.00	
0116	CONTROLLER, 8 PHASE 702009M	1.00	U	18,500.00		18,500.00	
0117	TRAFFIC SIGNAL STANDARD, ALUMINUM 702012M	8.00	U	2,650.00		21,200.00	
0118	PEDESTRIAN SIGNAL STANDARD 702018M	24.00	U	800.00		19,200.00	
0119	TRAFFIC SIGNAL MAST ARM, ALUMINUM 702021M	8.00	U	2,200.00		17,600.00	
0120	TRAFFIC SIGNAL CABLE, 2 CONDUCTOR 702027P	2,000.00	LF	3.00		6,000.00	
0121	TRAFFIC SIGNAL CABLE, 5 CONDUCTOR 702030P	2,000.00	LF	3.50		7,000.00	
0122	TRAFFIC SIGNAL CABLE, 10 CONDUCTOR 702033P	2,000.00	LF	3.75		7,500.00	
0123	TRAFFIC SIGNAL HEAD 702036M	32.00	U	1,055.00		33,760.00	
0124	PEDESTRIAN SIGNAL HEAD 702039M	24.00	U	1,040.00		24,960.00	
0125	PUSH BUTTON 702042M	24.00	U	300.00		7,200.00	

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0126	INTERIM TRAFFIC SIGNAL SYSTEM, LOCATION NO. ____ NO 1, NO 2 AND NO.3 702057M		LUMP SUM	26,500.00	26,500.00
0127	CONTROLLER TURN-ON 702060M	1.00	U	5,020.00	5,020.00
0128	LUMINAIRE 703018M	16.00	U	1,495.00	23,920.00
0129	ITS CONDUIT, TYPE A 704002M	17,435.00	LF	24.00	418,440.00
0130	JUNCTION BOX ITS TYPE A 704003M	23.00	U	4,910.00	112,930.00
0131	JUNCTION BOX ITS TYPE B 704006M	11.00	U	4,910.00	54,010.00
0132	PREPARATION OF EXISTING SOIL 803006M	1,000.00	SY	2.00	2,000.00
0136	TOPSOILING, 4" THICK 804006P	5,723.00	SY	3.60	20,602.80
0157	POLYMERIZED JOINT ADHESIVE 401027M	100,000.00	LF	0.45	45,000.00
0158	15" DUCTILE IRON SEWER PIPE 652006P	24.00	LF	165.00	3,960.00
TOTAL SECTION 0001 ROADWAY					35,216,644.20

SECTION 0002
 CONSTRUCTION ENGINEERING

0008	FIELD OFFICE TYPE C SET UP 155009M	1.00	U	50,000.00	50,000.00
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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0009	FIELD OFFICE TYPE C MAINTENANCE 155027M	19.00	MO	3,000.00	57,000.00
0155	MATERIALS FIELD LABORATORY SET-UP 156003M	1.00	U	30,000.00	30,000.00
0156	MATERIALS FIELD LABORATORY MAINTENANCE 156006M	15.00	MO	2,700.00	40,500.00
TOTAL SECTION 0002 CONSTRUCTION ENGINEERING					177,500.00

SECTION 0003
 NON-PARTICIPATING (ROADWAY)

0002	OWNER'S AND CONTRACTOR'S PROTECTIVE LIABILITY INSURANCE 152004P	1.00	DOLL	80,000.00	80,000.00
0003	POLLUTION LIABILITY INSURANCE 152015P	1.00	DOLL	25,000.00	25,000.00
0087	CUSTOM SIGN 612032P	128.00	SF	37.50	4,800.00
0132	SELECTIVE THINNING 801006M	500.00	SY	5.00	2,500.00
0143	MOWING 810003M	9.00	ACRE	550.00	4,950.00
TOTAL SECTION 0003 NON-PARTICIPATING (ROADWAY)					117,250.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT

SECTION 0004
 EROSION CONTROL

0011	CAUTION FENCE 158003M	1,000.00	LF	6.00	6,000.00
0012	SILT FENCE 158006M	36,000.00	LF	2.50	90,000.00
0013	HAYBALE 158015M	50.00	U	14.00	700.00
0014	INLET FILTER TYPE 1 158027M	4,400.00	SF	0.01	44.00
0015	CONCRETE WASHOUT SYSTEM 158063P	LUMP SUM		5,000.00	5,000.00
0016	OIL ONLY EMERGENCY SPILL KIT, TYPE 1 158072M	3.00	U	1,300.00	3,900.00
0017	EROSION CONTROL SEDIMENT REMOVAL 158084M	2,000.00	CY	0.01	20.00
0138	FERTILIZING AND SEEDING, TYPE F 806018P	600.00	SY	0.40	240.00
TOTAL					105,904.00
SECTION 0004 EROSION CONTROL					

SECTION 0005
 GENERAL LANDSCAPE

0133	TREE REMOVAL, OVER 6" TO 12" DIAMETER 802021M	25.00	U	200.00	5,000.00
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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
				DOLLARS CT	DOLLARS CT
0134	TREE REMOVAL, OVER 12" TO 18" DIAMETER 802024M	15.00	U	500.00	7,500.00
0137	FERTILIZING AND SEEDING, TYPE B 806012P	5,723.00	SY	0.40	2,289.20
0139	STRAW MULCHING 809003M	5,773.00	SY	0.45	2,597.85
0140	FIBER MULCHING 809006M	5,723.00	SY	0.60	3,433.80
0141	STONE MULCHING 809009M	12,961.00	SY	8.00	103,688.00
0142	WOOD MULCHING 809018M	1,730.00	SY	3.90	6,747.00
0144	SMALL DECIDUOUS TREE, 2-2 1/2" CALIPER, B&B 811024M	216.00	U	225.00	48,600.00
0145	SMALL DECIDUOUS TREE, 1 1/4-1 1/2" CALIPER, B&B 811027M	19.00	U	195.00	3,705.00
0146	SMALL DECIDUOUS TREE, 8-10' HIGH, B&B 811032M	532.00	U	210.00	111,720.00
0147	EVERGREEN TREE, 7-8' HIGH B&B 811037M	77.00	U	170.00	13,090.00
0148	EVERGREEN TREE, 6-7' HIGH, B&B 811039M	50.00	U	150.00	7,500.00
0149	DECIDUOUS SHRUB, 3-4' HIGH, B&B 811057M	10.00	U	50.00	500.00
0150	DECIDUOUS SHRUB, 30-36" HIGH, B&B 811061M	15.00	U	50.00	750.00
0151	DECIDUOUS SHRUB, 18-24" HIGH, #3 CONTAINER 811063M	88.00	U	40.00	3,520.00

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LINE	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE		AMOUNT	
				DOLLARS	CT	DOLLARS	CT
0152	EVERGREEN SHRUB, 18-24" HIGH, #3 CONTAINER 8111078M	20.00	U	40.00		800.00	
0153	PERENNIAL, #1 CONTAINER 8111111M	900.00	U	14.00		12,600.00	
0154	PLANT ESTABLISHMENT PERIOD 8111138M		LUMP SUM	15,675.00		15,675.00	
TOTAL SECTION 0005 GENERAL LANDSCAPE						349,715.85	
TOTAL PRICE						35,967,014.05	

(THIS SPACE FOR DEPARTMENT USE ONLY)

EXTENSIONS AND ADDITIONS OF ITEMS IN THIS PROPOSAL HAVE BEEN VERIFIED.
 ERRORS, IF ANY, HAVE BEEN IDENTIFIED AND CORRECTED IN ACCORDANCE WITH
 DEPARTMENT SPECIFICATIONS.

Bruce Young

EXAMINER
 BUREAU OF CONSTRUCTION SERVICES, NJDOT

NOTE: THE TOTAL PRICE, AS CORRECTLY DETERMINED FROM THE ESTIMATED QUANTITIES LISTED AND THE PRICES PER UNIT OF MEASURE BID RESPECTIVELY THEREFORE, WILL BE CONSIDERED TO BE THE AMOUNT BID FOR THE PROJECT, AND THE CORRECT TOTAL PRICE WILL CONTROL IN AWARDING THE CONTRACT AS PROVIDED IN SECTION 103 OF THE SPECIFICATIONS.

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DC-16 (1/2013)

State of New Jersey
Department of Transportation
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

Bidx Proposal Number: 13114
Bidder/Vendor: NJDOT

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 the person or entity, or one of the person or entity's parents, subsidiaries, or affiliates, is not identified on a list created and maintained by the Department of the Treasury as a person or entity engaging in investment activities in Iran. If the Department of Treasury finds a person or entity to be in violation of the principles which are the subject of this law, the Department of Treasury 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 person or entity.

I certify, pursuant to Public Law 2012, c. 25, that the person or entity listed above for which I am authorized to bid:

- is not providing goods or services of \$20,000,000 or more in the energy sector of Iran, including a person or entity that provides oil or liquefied natural gas tankers, or products used to construct or maintain pipelines used to transport oil or liquefied natural gas, for the energy sector of Iran,

AND

- is not a financial institution that extends \$20,000,000 or more in credit to another person or entity, for 45 days or more, if that person or entity will use the credit to provide goods or services in the energy sector in Iran.

In the event that a person or entity is unable to make the above certification because it or one of its parents, subsidiaries, or affiliates has engaged in the above-referenced activities, a detailed, accurate and precise description of the activities must be provided below to the Department of Transportation under penalty of perjury.

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No, I do not need to provide further information related to investment activities in Iran.

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.

EACH BOX WILL PROMPT YOU TO PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION.

Name: N/A

Relationship to Bidder/Vendor: N/A

Description of Activities: N/A

Duration of Engagement: N/A

Anticipated Cessation Date: N/A

Bidder/Vendor Contact Name: N/A

Contact Phone Number: N/A

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 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 agreements(s) with the State of New Jersey and that the State at its option may declare contract(s) resulting from this certification void and unenforceable.

Full Name (Print): LARRY W. ZOERB

Title: SENIOR VICE PRESIDENT

Date: 04/18/13

DP NUM 13114
BIDDER 03955

GENERATED 03-20-13
REVISED 04-29-13

THE BIDDER HEREBY CERTIFIES TO THE BEST OF HIS KNOWLEDGE AND BELIEF AND UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES AND THE STATE OF NEW JERSEY,

I. AFFIRMATIVE ACTION

THAT AN AFFIRMATIVE ACTION PROGRAM OF EQUAL OPPORTUNITY, IN SUPPORT OF PL 1945, C 169, THE NEW JERSEY "LAW AGAINST DISCRIMINATION" AS SUPPLEMENTED AND AMENDED, AS WELL AS IN ACCORDANCE WITH EXECUTIVE ORDER NO. 11246 PROMULGATED BY THE PRESIDENT OF THE UNITED STATES, SEPTEMBER 24, 1965 AND EXECUTIVE ORDER NO. 11625, PROMULGATED BY THE PRESIDENT OF THE UNITED STATES, OCTOBER 13, 1971, HAS BEEN ADOPTED BY THIS ORGANIZATION TO ENSURE THAT APPLICANTS ARE EMPLOYED, EMPLOYEES ARE TREATED WITHOUT REGARD TO THEIR RACE, CREED, COLOR, NATIONAL ORIGIN, SEX OR AGE, AND THAT THE SELECTION AND UTILIZATION OF CONTRACTORS, SUBCONTRACTORS, CONSULTANTS, MATERIALS SUPPLIERS AND EQUIPMENT LESSORS SHALL BE DONE WITHOUT REGARD TO THEIR RACE, CREED, COLOR, NATIONAL ORIGIN, SEX OR AGE. SAID AFFIRMATIVE ACTION PROGRAM ADDRESSES BOTH THE INTERNAL RECRUITMENT, EMPLOYMENT AND UTILIZATION OF MINORITIES AND THE EXTERNAL RECRUITMENT POLICY REGARDING MINORITY CONTRACTORS, SUBCONTRACTORS, CONSULTANTS, MATERIALS SUPPLIERS AND EQUIPMENT LESSORS.

THE PERFORMANCE OF PREVIOUS CONTRACTS OR SUBCONTRACTS SUBJECT TO THE

EQUAL OPPORTUNITY CLAUSE AND THE FILING OF REQUIRED REPORTS

THAT IF THE BIDDER HAS PARTICIPATED IN A PREVIOUS CONTRACT OR SUBCONTRACT SUBJECT TO THE EQUAL OPPORTUNITY CLAUSE, AS REQUIRED BY EXECUTIVE ORDERS 10925, 11114, OR 11246, ALL REPORTS DUE UNDER THE APPLICABLE FILING REQUIREMENTS HAVE BEEN FILED WITH THE JOINT REPORTING COMMITTEE, THE DIRECTOR OF THE OFFICE OF FEDERAL CONTRACT COMPLIANCE, A FEDERAL GOVERNMENT CONTRACTING OR ADMINISTERING AGENCY, OR THE FORMER PRESIDENT'S COMMITTEE ON EQUAL EMPLOYMENT OPPORTUNITY.

NOTE: THIS SECTION (II) IS REQUIRED BY THE EQUAL EMPLOYMENT OPPORTUNITY

REGULATIONS OF THE SECRETARY OF LABOR (41 CFR 60-1.7(B) (1)) FOR FEDERALLY FUNDED PROJECTS, AND MUST BE CERTIFIED TO BY BIDDERS ONLY IN CONNECTION WITH CONTRACTS AND SUBCONTRACTS WHICH ARE SUBJECT TO THE EQUAL OPPORTUNITY CLAUSE. CONTRACTS AND SUBCONTRACTS WHICH ARE EXEMPT FROM THE EQUAL OPPORTUNITY CLAUSE ARE SET FORTH IN 41 CFR 60-1.5. (GENERALLY ONLY CONTRACTS OR SUBCONTRACTS OF \$10,000 OR UNDER ARE EXEMPT).
CURRENTLY, STANDARD FORM 100 (EEO-1) IS FOR FHWA AND FRA FUNDED PROJECTS AND STANDARD FORMS 100 (EEO-1) AND 257 ARE FOR UMTA

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FUNDED PROJECTS AS REQUIRED BY EXECUTIVE ORDERS OR THEIR
IMPLEMENTING REGULATIONS.

CONTRACTORS WHO HAVE PARTICIPATED IN A PREVIOUS CONTRACT OR
SUBCONTRACT SUBJECT TO THE EXECUTIVE ORDERS AND HAVE NOT FILED
THE REQUIRED REPORTS SHOULD NOTE THAT 41 CFR 60-1.7(B) (1)
PREVENTS THE AWARD OF CONTRACTS UNLESS SUCH CONTRACTOR SUBMITS
A REPORT COVERING THE DELINQUENT PERIOD OR SUCH OTHER PERIOD
SPECIFIED BY THE PARTICIPATING FEDERAL AGENCY OR BY THE DIRECTOR,
OFFICE OF FEDERAL CONTRACT COMPLIANCE, U.S. DEPARTMENT OF LABOR.

III. NON-COLLUSION AND WARRANTY CONCERNING SOLICITATION OF THE CONTRACT

BY OTHERS

THAT THIS PROPOSAL HAS BEEN EXECUTED WITH FULL AUTHORITY TO DO SO; 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 PROPOSAL AND
IN THIS AFFIDAVIT ARE TRUE AND CORRECT, AND MADE WITH FULL KNOWLEDGE
THAT THE STATE OF NEW JERSEY RELIES UPON THE TRUTH OF THE STATEMENTS
CONTAINED IN SAID PROPOSAL AND IN THE STATEMENTS CONTAINED IN THIS
AFFIDAVIT IN AWARDING THE CONTRACT FOR THE SAID PROJECT.

THE BIDDER WARRANTS THAT NO PERSON OR SELLING AGENCY HAS BEEN EMPLOYED
OR RETAINED TO SOLICIT OR SECURE SUCH CONTRACT UPON AN 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 THE BIDDER. (N.J.S.A.52:34-15)

IV. CERTIFICATION FOR FEDERAL AID CONTRACTS

THAT 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 FEDERAL 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.

THAT IF ANY FUNDS OTHER THAN FEDERAL APPROPRIATED FUNDS HAVE BEEN PAID
OR WILL BE PAID TO ANY PERSON FOR INFLUENCING OR ATTEMPTING TO INFLUENCE

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AN OFFICER OR EMPLOYEE OF ANY FEDERAL 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 STANDARD FORM-LLL, "DISCLOSURE FORM TO REPORT LOBBYING," IN ACCORDANCE WITH ITS INSTRUCTIONS.

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 A CIVIL PENALTY OF NOT LESS THAN \$10,000 AND NOT MORE THAN \$100,000 FOR EACH SUCH FAILURE.

THE PROSPECTIVE PARTICIPANT ALSO AGREES BY SUBMITTING HIS OR HER BID OR PROPOSAL THAT HE OR SHE SHALL REQUIRE THAT THE LANGUAGE OF THIS CERTIFICATION BE INCLUDED IN ALL LOWER TIER SUBCONTRACTS, WHICH EXCEED \$100,000 AND THAT ALL SUCH SUBRECIPIENTS SHALL CERTIFY AND DISCLOSE ACCORDINGLY.

V. THIS SECTION IS RESERVED.

DISADVANTAGED BUSINESS ENTERPRISE CERTIFICATION (DBE)

(REQUIRED FOR FHWA PROJECTS)

THAT HE SHALL MEET THE REQUIREMENTS OF THE DISADVANTAGED BUSINESS ENTERPRISES UTILIZATION ATTACHMENT IN ORDER TO ENSURE THAT DISADVANTAGED BUSINESS ENTERPRISES, AS DEFINED IN THAT ATTACHMENT, HAVE THE MAXIMUM OPPORTUNITY TO COMPETE FOR AND PERFORM SUBCONTRACTS.

VII. DEBARMENT (REQUIRED FOR FHWA PROJECTS)

THAT HE AND HIS PRINCIPALS:

ARE NOT PRESENTLY DEBARRED, SUSPENDED, PROPOSED FOR DEBARMENT, DECLARED INELIGIBLE, OR VOLUNTARILY EXCLUDED FROM COVERED TRANSACTIONS BY ANY FEDERAL, STATE, OR LOCAL GOVERNMENTAL ENTITY.

HAVE NOT WITHIN A THREE-YEAR PERIOD PRECEDING THIS PROPOSAL BEEN CONVICTED OF OR HAD A CIVIL JUDGEMENT RENDERED AGAINST THEM FOR COMMISSION OF FRAUD OR A CRIMINAL OFFENSE IN CONNECTION WITH OBTAINING, ATTEMPTING TO OBTAIN, OR PERFORMING A PUBLIC (FEDERAL, STATE OR LOCAL) TRANSACTION OR CONTRACT UNDER A PUBLIC TRANSACTION; VIOLATION OF FEDERAL OR STATE ANTITRUST STATUTES OR COMMISSION OF EMBEZZLEMENT, THEFT,

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FORGERY, BRIBERY, FALSIFICATION OR DESTRUCTION OF RECORDS, MAKING FALSE STATEMENTS, OF RECEIVING STOLEN PROPERTY;

ARE NOT PRESENTLY INDICTED FOR OR OTHERWISE CRIMINALLY OR CIVILLY CHARGED BY A GOVERNMENTAL ENTITY (FEDERAL, STATE OR LOCAL) WITH COMMISSION OF ANY OF THE OFFENSES ENUMERATED IN THE ABOVE PARAGRAPH OF THIS CERTIFICATION; AND

HAVE NOT WITHIN A THREE-YEAR PERIOD PRECEDING THIS PROPOSAL HAD ONE OR MORE PUBLIC TRANSACTIONS (FEDERAL, STATE OR LOCAL) TERMINATED FOR CAUSE OR DEFAULT.

SHALL INSERT FORM FHWA 1273 IN EACH SUBCONTRACT AND SHALL REQUIRE ITS INCLUSION IN ANY LOWER TIER SUBCONTRACT, PURCHASE ORDER, OR TRANSACTION THAT MAY IN TURN BE MADE.

WHERE THE BIDDER IS UNABLE TO CERTIFY TO ANY OF THE STATEMENTS IN THIS CERTIFICATION, THE BIDDER SHALL EXPLAIN BELOW.

N/A

N/A

N/A

N/A

VIII. THIS SECTION IS DELETED FROM FEDERALLY FUNDED PROJECTS.

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BIDDER'S CERTIFICATION

I HEREBY CERTIFY THAT I HAVE FULL AUTHORITY TO EXECUTE THIS PROPOSAL ON BEHALF OF THE BIDDER NAMED ON PAGE ONE OF THIS PROPOSAL. IN EXECUTING THIS PROPOSAL I HEREBY DECLARE THAT THE BIDDER HAS CAREFULLY EXAMINED THE ADVERTISEMENT, SPECIFICATIONS, PLANS, PROPOSAL AND ALL OTHER CONTRACT DOCUMENTS REQUIRED FOR THE CONSTRUCTION OF THE PROJECT NAMED ABOVE.

BY SUBMITTING THIS BID, THE BIDDER CERTIFIES AND REPRESENTS THAT ITS BID, UPDATED FINANCIAL STATEMENT(S), CERTIFICATIONS AS TO BUSINESS REGISTRATION/PWCR, AND PROPOSAL BOND HAVE BEEN DIGITALLY SIGNED BY AN AUTHORIZED REPRESENTATIVE OF THE BIDDER.

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STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION

ACKNOWLEDGEMENT

Acknowledgement is hereby made of the receipt of ADDENDA Nos. 1 through 14 inclusive, containing information for the above referenced Project. This acknowledgement is made by the Bidder, if an individual; by a partner, if a partnership; or by an officer of the corporation, if a corporation.

Further, I understand that by selecting yes, that I have applied all amendments, if any, for the above referenced project. YES

FAILURE TO APPLY THE AMENDMENTS OR ACKNOWLEDGE THE ADDENDA WILL RESULT IN A MATERIAL DEFECT IN THE BID AND THE BID WILL BE REJECTED.

**SCHEDULE OF EMERGING SMALL BUSINESS ENTERPRISE/DISADVANTAGE BUSINESS ENTERPRISE
(ESBE/DBE) PARTICIPATION**

ESBE DBE

PROJECT NAME: Route 35, Restoration, (SANDY RESTORATION) Mantoloking to
(Complete as shown on plans) Point Pleasant (MP 9-12.5) Contract NO. 009950322

DP NO. 13114

BID AMOUNT: \$35,967,014.05

DATE: 5/10/2013

CLASSIFICATION	NAME OF ESBE/DBE CONTRACTOR	ADDRESS	TYPE OF WORK (ELECTRICAL, PAVING, ETC.) & CONTRACT ITEMS OR PARTS THEREOF TO BE PERFORMED	PROJECTED COMMENCEMENT & COMPLETION DATE FOR WORK	ACTUAL DOLLAR AMOUNT OF SUB-CONTRACT WORK
RD/S	Deca Construction Supply, Inc.	725 River Rd Suite 204 Edgewater, NJ 07020	Pipe/Castings Geotextiles Bid Items: 35, 48, 49,50,51,52,53,54, 56, 57, 58, 59, 60, 62,63,64,65,89,95, 96,97,98,99,100, 101, 158	9/3/2013- 11/15/2014	\$2,588,808.00 <i>1,553,284.80</i>
S	Assuncao Brothers	29 Wood Ave Edison, NJ 08820	Concrete Flatwork Bid Items: 67, 68, 69, 72, 73, 75	9/3/2013- 11/15/2014	\$1,308,050.00 <i>3.64</i>
RD/I	LC Equipment	394 Rt 49 Tuckahoe, NJ 08250	Signs Bid Items: 84, 85, 86, 87	9/3/2013- 11/15/2014	\$ 84,632.00 <i>0.24</i>
RD/I	Garden State Highway Products	221 Fowser Road Millville, NJ 08332	Traffic Control Devices Bid Items: 18, 19	9/3/2013- 11/15/2014	\$ 13,250.00 <i>0.04</i>
S	Delta Line Construction Co.	7 Robert Best Road Egg Harbor Twp., NJ 08234	Electrical Bid Items: 62, 63, 64, 65, 106, 107, 108, 109, 110, 111,	9/3/2013- 11/15/2014	\$1,502,162.25 <i>4.18</i>

S	Munoz Engineering	35 Journal Square Ste 531 Jersey City NJ 07306	112, 113, 114, 115, 116, 117, 118, 119, 120 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131 Survey Bid Items: 100	9/3/2013- 11/15/2014	\$ 220,500.00
S	Murray Hydroseeding LLC	9 Harrow Court, P. O. Box 1345 Jackson, NJ 08527	Landscaping Bid Items: 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154	9/3/2013- 11/15/2014	\$ 365,008.00

0.61
1.01
14.04

CLASSIFICATION:

- S SUBCONTRACTOR (100% CREDIT)
- M MANUFACTURER (100% CREDIT)
- RD/S REGULAR DEALER/SUPPLIER (60% CREDIT)
- RD/I REGULAR DEALER/INSTALLER (100% CREDIT)
- T/H TRUCKER/HAULER (100% CREDIT)
- EL EQUIPMENT LESSOR (100% CREDIT)

Agate Construction Co., Inc.

BIDDER – PRINT NAME

Susan D. Sharp

ESBE/DBE LIAISON OFFICER

Susan D. Sharp
609-624-9090 x207

TELEPHONE NUMBER

**NOTES: A REGULAR DEALER/SUPPLIER MUST MAINTAIN INVENTORY AND/OR OWN OR OPERATE DISTRIBUTION EQUIPMENT.
PRIME CONTRACTOR WILL NOT RECEIVE CREDIT FOR DBE BROKER PARTICIPATION.**