

ADVERTISEMENT

**LINDEN BOARD OF EDUCATION
ADMINISTRATION BUILDING
2 EAST GIBBONS STREET
LINDEN, NEW JERSEY 07036-2951**

Notice is hereby given that sealed bids will be received by the Linden Board of Education (“Board”), Union County, New Jersey for the **Data Wiring Services, Maintenance and Repair Work Time and Materials Services** for the 2023-2024 School Year, together with all work incidental thereto.

Bid documents for the Projects are now available Monday through Friday, except legal holidays, between the hours of 9:00 A.M. and 4:00 P.M. at the offices of John Serapiglia, Business Administrator/Board Secretary, Linden Board of Education, Administration Building, 2 East Gibbons Street, Linden New Jersey 07036-2951. Bidders should contact Mr. Jason Andersen and Mr. Rolando Ramirez, Maintenance Supervisors at 908.862.0950, Ext. 8550 to arrange for site visits.

Sealed bids shall be delivered to the Office of the Business Administrator between the hours 9:00 A.M. and 4:00 P.M. on official business days. Bids shall bear the name and address of the Bidder and shall be endorsed “(“Board”), Union County, New Jersey for the Data Wiring Services, Maintenance and Repair Work Time and Materials Services for the 2023-2024 School Year”.

Bids may be submitted to the Board’s Business Administrator, John Serapiglia, Business Administrator at the Administration Building, located at 2 E. Gibbons Street, Linden, NJ, up to and until **11:00 A.M. on May 18, 2023**, and at which time they will be publicly opened and read.

Bids must be submitted on the applicable proposal forms in the manner designated. All Bidders are required to submit a Bid Security with their bids, accompanied by certified check, cashier’s check or bid bond drawn to the order of the “Linden Board of Education” in the amount of Two Thousand Five Hundred Dollars (\$2,500.00).

The Bidder and its prime subcontractors must be prequalified by the New Jersey Department of Treasury, Division of Property Management and Construction, as required by law, and possess a valid and current Notice of Classification prior to the time and date that bids are received.

Pursuant to N.J.S.A. 18A:18A-26, in order to be eligible to submit a Bid for a Project, the Bidder and/or its subcontractor shall be classified by the New Jersey Department of Treasury, Division of Property Management and Construction in the appropriate discipline(s) as follows:

**C047 Electrical
C120 Inside Plant Cable
C121 Outside Plant Cable
C122 Fiber Installation**

In addition to the above DPMC qualifications the bidder is required to be certified with Corning,

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Berk-Tek/Ortronics and/or Hubbell to offer extended manufacturer's warranty on all new installations. Also, AFL ADSS Certification to service Outside Plant Fiber Ring and point to point.

No bid may be withdrawn for a period of sixty (60) days after the date set for the opening thereof. The Board reserves the right to reject any and all bids and/or to waive informality in the bidding, pursuant to the applicable rules and regulations governing same, if it is in the interest of the Board to do so. The Contract shall be awarded to the lowest responsible and responsive bidder.

Bidding shall be in conformance with the requirements of N.J.S.A. 18A:18A-1 et seq. and N.J.S.A. 18A:7G-1 et. seq.

Bidders are required to comply with the requirements of N.J.S.A. 10:5-31, et seq., and N.J.A.C. 17:27.

Pursuant to N.J.S.A. 34:11-56.50 et. seq., Bidders and their subcontractors are required to be registered with the New Jersey Department of Labor and to possess a current Certificate by said Department indicating compliance prior to the time and date that bids are received.

THE BOARD RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS PURSUANT TO N.J.S.A. 18A:18A-1 ET SEQ., AND NOT AWARD A CONTRACT FOR ANY PORTION OF THE PROJECT BASED ON BUDGETARY CONSIDERATION OR IF THE BOARD HAS NOT OBTAINED THE REQUISITE APPROVAL FOR THE PROJECT OR ANY PORTION THEREOF FROM THE APPROPRIATE STATE AGENCY. ANY AGREEMENT ENTERED INTO BY THE BOARD FOR ANY PORTION OF THE PROJECT IS EXPRESSLY CONDITIONED UPON THE BOARD OBTAINING THE REQUISITE APPROVAL FOR THE PROJECT OR ANY PORTION THEREOF. THE BOARD RESERVES THE RIGHT TO TERMINATE THE AGREEMENT IF THE BOARD HAS NOT OBTAINED THE REQUISITE APPROVAL FOR THE PROJECT OR ANY PORTION THEREOF FROM THE APPROPRIATE STATE AGENCY.

By Order of the
Linden Board of Education,
Union County, New Jersey

John Serapiglia
Business Administrator/Board Secretary

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INSTRUCTIONS TO BIDDERS AND BID FORMS

DEFINITIONS

Wherever reference is made to the Board, Title of Project, Bidder or Contractor, they shall be as follows:

OWNER/BOARD:

Linden Board of Education
Administration Building
2 East Gibbons Street
Linden, New Jersey 07036-2951

ADDRESS BIDS AND SUBMIT TO:

Linden Board of Education
Administration Building
2 East Gibbons Street
Linden, New Jersey 07036-2951
Telephone: 908.486.2800, Ext 8015
Facsimile: 908.486.8891
Attention: John Serapiglia, Business Administrator/Board Secretary

TITLE OF PROJECT:

Data Wiring Services, Maintenance and Repair Work, Time and Material Rates for or the 2023-2024 School Year and all work incidental thereto.

BIDDER:

Bidder shall be to the lowest responsive Contract bidder based upon the individual packages upon which the Bidder has submitted a bid.

CONTRACTOR:

The lowest responsive and responsible Bidder(s) for each contract as determined by the Board/Owner.

SCOPE

It is the intention that the Drawings, Specifications and other Contract Documents provided for the Project to provide an overall scope of the services to be provided on a time and materials basis for Data Wiring Maintenance and Repair Work, Time and Material Rates for the 2023-2024 School Year and all work incidental thereto. The Board reserves the right to extend the contract of the successful bidder for two (2) additional one (1) year periods, as may be permitted by law. All work incidental to providing the annual services or any work evidently necessary to complete the Contract, shall be included in the bid.

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PREPARATION OF THE BID

The “complete” Bid Form includes the Bid Bond, Bidder’s Checklist, Ownership Disclosure Certification, Non-Collusion Affidavit, Political Disclosure, Investment Activity in Iran form, DPMC Certification, Corning Certification, Certification of non-involvement in Prohibited Activities in Russia and Belarus form, Berk-Tek/Ortronics Certification, Hubbell Certification, AFL Certification and any other documents noted in these Instructions to Bidders to be submitted with this Bid.

Bid prices must be filled in, in ink, in both words and figures for the contract or work for which the bid is made.

Insert applicable allowances, if any have been specified applicable to the Bidder’s work. Any allowance, or unused portion thereof, shall belong to the Owner.

Insert applicable alternates, if any have been specified, applicable to the Bidder’s work. All alternates must be bid upon. Any Bidder’s failure to respond to, or complete, any alternate will be deemed a material, non-waivable defect and will render the bid non-responsive. The Bidder shall clearly designate whether the change in price is an addition or subtraction, by using either a “+” sign or the word “addition”, or in the alternative, a “-” sign or the word “minus”. If there is no change in price, the Bidder shall indicate this by inserting, “NC” or “No Change”.

Insert applicable unit prices, if any have been specified, applicable to the Bidder’s work. Where unit prices have already been established by the contract documents, the Bidder agrees that such unit prices shall prevail. All unit prices, whether filled in by the Bidder or established by the contract documents, shall become part of the Contract. No award will be made, unless applicable unit prices, as required, are filled in.

Conditional bids will not be accepted. Bids may be withdrawn prior to the advertised time for the opening of bids or authorized postponement thereof. Bids received after the advertised time will not be considered. Bidders shall be solely responsible for premature opening or late delivery of bids, not properly marked or addressed, or which do not arrive by the proper time or at the proper place.

Bidders must submit their bids in a sealed envelope addressed to the Board and bearing on outside: the name of the Bidder, its address, the title of the Contract Package, and the type of work bid upon.

Bidder may bid on more than one Contract but must meet the bid requirements for each Contract Package so bid.

QUALIFICATIONS OF BIDDERS

The Board may make such investigation as it deems necessary to determine the ability of the Bidders to perform the work, which includes investigation of the subcontractors. The Bidder shall furnish any information and data for this purpose as the Board may request.

In accordance with N.J.S.A. 18A:18A-26, (Classification of Bidders as Requisite to Bidding on Public Work), where bids will exceed \$20,000 (twenty thousand dollars), the Bidder and its prime subcontractors must be classified and prequalified by the New Jersey Department of the Treasury prior to the time and date that bids are received.

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The provisions of N.J.S.A. 18A:18A, Article 6, "Qualification of Bidders" shall govern, as applicable.

The Bidder shall submit a current Classification/Pre-qualification Certificate from the Department of Treasury for each contract bid on, and an Uncompleted Contractor Affidavit (DPMC Form 701) or other form indicating the dollar amount of uncompleted contracts as of the date of the bid opening.

ALL BIDDERS ARE REQUIRED TO SUBMIT A SWORN STATEMENT INDICATING WHETHER THE BIDDER IS, AT THE TIME OF THE BID, INCLUDED ON THE NEW JERSEY STATE TREASURER'S, THE ECONOMIC DEVELOPMENT AUTHORITY'S OR THE FEDERAL GOVERNMENT'S LIST OF DEBARRED, SUSPENDED OR DISQUALIFIED BIDDERS AS A RESULT OF ACTION TAKEN BY ANY STATE OR FEDERAL AGENCY. THE BOARD SHALL IMMEDIATELY NOTIFY THE STATE AND THE UNIT OF FISCAL INTEGRITY, IN WRITING, WHENEVER IT APPEARS THAT A BIDDER IS ON THE TREASURER'S, OR THE FEDERAL GOVERNMENT'S LIST OF DEBARRED, SUSPENDED OR DISQUALIFIED BIDDERS. THE STATE OF NEW JERSEY RESERVES THE RIGHT IN SUCH CIRCUMSTANCES TO IMMEDIATELY SUSPEND SUCH BIDDER FROM CONTRACTING AND TO TAKE SUCH OTHER ACTION AS IS DEEMED APPROPRIATE PURSUANT TO N.J.A.C. 17:19-3.1 ET SEQ.

AWARD OF CONTRACT

Contracts, if awarded, will be made to the lowest qualified Bidder for each individual package. Award of the contracts shall be made in accordance with provisions of N.J.S.A. 18A:18A, Article 8, "Awarding Contracts." The Board reserves its rights to select the bids or particular alternates, or combination of alternates, as may be in the best interest of the Board, in its sole discretion.

BID SECURITY

All Bidders are required to submit a Bid Security with their bids. **Bid securities shall be required for each contract bid on.**

The Bid Securities shall be in the amount of Two Thousand Five Hundred Dollars (\$2,500.00), and payable by certified check, cashier's check or bid bond drawn to the order of the "Linden Board of Education".

All Bid Securities for each contract, except the security of the three (3) apparent lowest responsible Bidders, shall, if requested, be returned after ten (10) days from the opening of bids, Sundays and holidays excepted, and the bids of such Bidders shall be considered as withdrawn. Within three (3) days after the awarding of the contract the Bid Security of the remaining unsuccessful Bidders shall be returned to them forthwith, Sundays and holidays excepted.

If the bid is not accepted within sixty (60) days after the date of opening of bids, or any length of time thereafter if agreed to by the Board and the Bidder, or if the Bidder executes the Contract, the Bid Security will be returned to the Bidder. No interest will be allowed on the Bid Security deposits.

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OWNERSHIP DISCLOSURES REQUIRED

Pursuant to P.L. 1977, N.J.S.A. 52:25-24.2, the Bidder shall submit with its Bid, or prior to receipt of bids, a statement setting forth the names and addresses of all stockholders or owners in the corporation, partnership, or other business entity bidding who own ten percent (10%) or greater interest therein.

If one or more such stockholder or partner is itself a corporation, partnership or other business entity, the Bidder shall submit further disclosures for such entity pursuant to the law.

NON-COLLUSION AFFIDAVIT

The Bidder shall submit with its bid, a statement of non-collusion with verbiage similar to that on the "Sample Non-Collusion Affidavit."

PREVAILING WAGE RATE DETERMINATION

The date of the wage rate determination for this Project will be set forth in the contract. This determination is conclusive for a period of two (2) years from that date, unless superseded by a later determination. Contractor shall be responsible for complying with such determination.

NO BIDS WILL BE ACCEPTED FROM BIDDERS WHO BID LESS THAN THE PREVAILING WAGE. IT IS THE RESPONSIBILITY OF CONTRACTOR TO GO TO THE FOLLOWING LINK AND FIND THE CURRENT PREVAILING WAGE RATE DETERMINATION IN FORCE ON THE DATE OF THE BID OPENING:
http://lwd.dol.state.nj.us/labor/forms_pdfs/lse/union.pdf

TAXES

School projects are exempt from New Jersey State Tax, however, Contractors and Subcontractors are required to comply with New Jersey Sales and Use Tax, in accordance with P.L. 1966, c.30 (C.54:32B-1 *et seq.*) and, P.L. 2004, c.57. Forms and additional information are available from the New Jersey State Tax Department. No allowance will be made by the Board for any such taxes paid by the Contractor or Subcontractor arising out of the applicability of the New Jersey Sales and Use Tax.

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

The successful bidder shall be required to comply with the Mandatory Equal Employment Opportunity Language which will be annexed to the Contract. A copy of the language is included in the bid package.

The successful bidder shall be required to complete and submit to the Board an Initial Project Workforce Report, New Jersey Department of Treasury Form AA-201, upon notification of award. Failure to submit this completed form may result in the contract being terminated.

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The successful bidder shall also be required to submit a copy of its Monthly Project Workforce Report, New Jersey Department of Treasury Form AA-202, to the New Jersey Department of Treasury's Division of Public Contracts Equal Employment Opportunity Compliance and to the Board.

CONDITIONS OF THE WORK

Bidders shall submit bids subject to, and in accordance with, all the conditions stated herein, required by the Specifications, Drawings, and actual conditions. Bidders shall carefully examine the site, as well as the Drawings and Specifications and fully inform themselves as to the existing conditions, and to the relationship(s) between their work and the work of others in connection with the Project including both labor and materials even though not especially shown or noted, but that are necessary to obtain a complete and finished condition.

Bidders are advised that construction terms and conditions set forth in the Contract Documents will be rigidly enforced.

BRAND NAME OR EQUAL

When the Specifications, Forms, and other Contract Documents use "brand name or equivalent", "basis of design" or similar language, the listed brand name shall serve as a reference or point of comparison for the functional or operational characteristic desired for the goods or services being requested. Where a bidder attempts to submit an equivalent product for a brand name, it shall be the responsibility of the bidder to fully describe and document the product to be provided with the bid in order to establish the equivalence claim.

- A. If the Bidder proposes to offer substitute goods as an equal to those specified herein, the bidder shall so indicate with the Bid Proposal. For the purposes of this paragraph, a proposed item shall be considered equal to goods specified herein if:
 - 1. The Board, in its sole discretion, determines that: (i) the goods conform substantially, even with deviations, to the brand name goods specified herein; (ii) the goods are equal to or greater than the brand name goods specified herein in terms of quality, durability, functionality, appearance, strength and design; (iii) the goods are capable, at least as well as the brand name goods specified herein, of performing with existing equipment; and (iv) the goods do not cost the Board more than the brand name goods specified herein costs the Board.

- B. To offer substitute goods as an equal to those specified herein, it is necessary that:
 - 1. The Bidder submits sufficient information with its bid to permit the Board to determine that the goods are equivalent to the brand name goods specified herein, including, but not necessarily limited to the brand, catalog number and specifications/data sheets;

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2. The Bidder fully identifies and describes the variations of the goods from the brand name goods specified herein on a separate sheet that is to be submitted with the bid proposal. Bidder's literature **WILL NOT** suffice in explaining exceptions to these specifications;
 3. The Bidder certifies that the goods (i) are similar in substance to the brand name goods specified, and (ii) are suited to the same use as the item specified;
- C. The Board shall be allowed a reasonable time within which to evaluate the Bidder's proposal to offer substitute goods as an equal to those specified herein. The Board shall be the sole judge of acceptability. No "or-equal" goods shall be ordered, delivered, assembled, set-up or utilized until the Board's evaluation is complete. The Board's determination as to equivalency shall be deemed final and absolute.

In the event the Bidder does not provide sufficient supporting documentation regarding an equivalent product with the bid, it will be presumed and required that the brand name or basis of design goods and services as described in the specifications will be provided.

QUALITY, SAFETY AND PERFORMANCE STANDARDS

All goods and services must be constructed and provided with the highest quality materials and workmanship. It is the intent of these specifications that only equipment equal to, or exceeding, the standard specified will be acceptable in order to protect the safety of the students of the School District.

ADDENDA, INTERPRETATIONS, AND EQUIVALENCY DETERMINATIONS

Should any error, omissions, inconsistencies or obscure wording appear or occur in the Specifications, or should there be any discrepancies between any of the Contract Documents, the Bidder shall, before submitting its bid, apply to the Board in writing for an interpretation and determination of the intent of the Specifications and equivalency, if applicable. Requests for such interpretations, to be given consideration, must be received **at least ten (10) business days** prior to the date fixed for the opening of bids (Saturday, Sunday, and Holidays excluded). Failure to request an interpretation shall serve as an acknowledgement by the Bidder that the specifications are complete and contain no discrepancies.

Interpretations and any supplemental instructions will be in the form of written Addenda to the Specifications, which if issued, will be mailed by certified or registered mail with return receipt requested, or sent by facsimile to all bidders of record, **not later than seven (7) business days** prior to the date fixed for the opening of bids (Saturdays, Sundays and holidays excluded). Each Bidder shall ascertain, prior to submitting its bid that it received all Addenda issued and it shall acknowledge their receipt in its bid. Failure of any Bidder to receive any Addenda or interpretation shall not relieve the Bidder from any obligation under its bid as submitted. In addition, a failure on the part of any Bidder to acknowledge receipt of said Addenda may result in disqualification of the entire bid submission. Addenda so issued, shall become part of the Contract Documents.

The price bid for the work of any Contract shall NOT be based in any manner upon oral opinions, or

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real or alleged instructions of an oral nature, regardless of whether such opinions or instructions are expressed by the Borough or agents or representatives of any of them.

FORM OF CONTRACT

Contracts will be let on the attached Form of Agreement Between Board and Contractor, including supplementary terms and conditions, if any.

The Contract will be subject to all statutory provisions on the matter of Public Works, Public Contracts and Prevailing Rates of Wages under the laws of New Jersey.

The Agreements shall be executed by both parties not later than twenty-one (21) days from the date of the award by the Board (Sundays and holidays excluded); however, such time frame may be extended by agreement of the parties.

PROGRESS PAYMENTS

Monthly progress payments will be made based on the value of labor and materials incorporated in the Work and of materials suitably stored at the site. An itemized schedule of value shall be submitted with each Application for Payment. Payments for undisputed portions of the Application for Payment shall be made in the following payment cycle following the Board's approval of the Application of Payment, or portion thereof. Refer to the Form of Agreement for payment provisions.

All Applications for Payment shall be accompanied by paid invoices for materials incorporated in the Work and for materials suitably stored at the site, and affidavit(s) by Subcontractors whose work was included in the next to the last application to the effect such work and such materials have been paid for.

COMMENCEMENT OF WORK, DELAYS AND EXTENSIONS OF TIME

Time is of the essence of the Contract and Work. Once called upon to perform Work, the Contractor shall start the requested Work promptly and shall continue to perform the Work so as to permit delivery of the completed Work within the allocated time.

Refer to the Standard Form of Agreement between the Board and Contractor for terms and conditions pertaining to liquidated damages and reimbursement of any wages paid by the Board for inspector(s) due to failure to complete the Project within the Contract Time.

Bidder/Contractor understands, acknowledges and agrees that claims, disputes or other matters in question may arise prior to, during and after the bid opening as there may be challenges to the Project Specifications, the proposal of a bidder and/or the award of a contract. Bidder/Contractor further understands and acknowledges that adverse weather conditions and acts and/or omissions of other contractors on the Project may impact the successful bidder's ability to meet the Project milestone dates as set forth in the Project Specifications.

Should any of these events result in a delay in the commencement or progress of any Project Work, the Board shall not be liable to any Contractor or Subcontractor for any damages other than an

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extension of time for performance under the contract. This Section shall not apply to delays in the Contractor's performance resulting from the Board's negligence, bad faith, active interference, tortious conduct, or other reasons un-contemplated by the parties pursuant to N.J.S.A. 18A:18A-41.

INDEMNIFICATION

The Contractor shall indemnify, defend, and hold harmless, the Board and the Owner/Board from and against, any and all claims, demands, lawsuits, damages, costs and expenses of any type whatsoever, including reasonable attorneys' fees, arising out of, or in any way related to, (1) a breach of the Contractor's Contract with the Board, (2) any personal injury or property damage that may arise out of, or result from the Contractor's acts or omissions in performing the Work, (3) the Contractor's performance of the Work, the Contractor's negligent acts and/or omissions, or (4) the Contractor's failure to comply with any law, statute, regulation, ordinance, code or rule.

COMPLIANCE WITH THE PUBLIC WORKS CONTRACTOR REGISTRATION ACT (N.J.S.A. 34:11-56.48 et seq.)

Pursuant to the above-referenced law, Bidders are required to be registered with the New Jersey Department of Labor and to possess a current certificate by said Department indicating compliance with the Act prior to the time and date that bids are received. Bidders are notified of this requirement of their compliance. Such certificates or applications shall also be provided for each Subcontractor furnishing plumbing and gas fitting, and all kindred work, heating and ventilating systems and equipment, electrical work, or structural steel and ornamental iron work.

OBLIGATION OF BIDDER

At the time of the opening of bids, each Bidder will be presumed to have inspected the site(s) and to have read, and to be thoroughly familiar with the Contract Documents. The failure or neglect of any Bidder to receive or examine any form, instrument, or document shall in no way relieve any Bidder from any obligation in respect to its bid.

Prior to the Bid Opening, the Bidder shall examine the contents of the Project Manual and the set of Drawings and assure itself that all pages of the Specifications, Drawings, and other Contract Documents are included in the documents obtained for bidding purposes and contain no ambiguities or conflicting provisions. Should the Specifications, Drawings, and other Contract Documents be incomplete or contain any ambiguities or conflicting provisions, the Bidder shall notify the Owner in writing, who will supply the Bidder with any missing pages of Specifications, Drawings, or other Contract Documents and resolve any ambiguities or conflicts. The lack of such written notification by the Bidder will be construed as evidence that the Specifications, Drawings, and other Contract Documents are full and complete, and as a waiver of any subsequent claim to the contrary.

BID PROTEST – LEGAL FEES AND COSTS

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In the event a Bidder unsuccessfully challenges a Bid Submission by filing an action in a court of law concerning same, said Bidder agrees to be responsible for payment of reasonable legal costs and fees incurred by the Board relating to said protest.

AMERICAN GOODS AND PRODUCTS WHERE POSSIBLE

Bidder shall comply with the requirements of N.J.S.A. 18A:18A-20 and use only manufactured and farm products of the United States, wherever available, for the Project.

NEW JERSEY PAY-TO-PLAY REQUIREMENTS

This Contract is required by law to be publicly advertised for bids. As such, lists of political contributions pursuant to N.J.S.A.19A:44A-1 et seq. are **NOT REQUIRED** to be provided with the bids.

STATEMENT OF EQUIPMENT TO BE USED IN CONSTRUCTION

Pursuant to N.J.S.A. 18A:18A-23, entitled Certificate of Bidder Showing Ability to Perform Contract, the Board requires a Certification from all Bidders submitting a bid showing that the Bidder owns, leases, or controls all necessary equipment required by the Project Plans and Specifications. All Bidders shall provide this information at the time of the Bid Opening using the attached form entitled, "CERTIFICATE OF BIDDER SHOWING ABILITY TO PERFORM CONTRACT".

If the Bidder is not the actual owner of the equipment, it shall state the source from which the equipment will be obtained and shall attach a certificate from the owner or person in control of the equipment demonstrating that the equipment owner has granted the Bidder control of the requisite equipment during such time as may be necessary for completion of the portion of the contract for which the equipment is necessary.

NEW JERSEY BUSINESS REGISTRATION CERTIFICATE AND SALES AND USE TAX REQUIREMENTS, P.L. 2004, c.57

Contractors are required to comply with the following:

- a) **Business Registration Certificate Requirements:** Prior to the award of Contract, all Bidders shall provide a current Certificate of Business Registration for itself and any prime subcontractors named in its bid. Such certificates shall have been issued on or before the date and time of the bid opening, unless the law permits otherwise.

In addition, the Contractor shall provide copies of the current valid Certificate of Business Registration for each Subcontractor identified in the bid, immediately upon entering into each subcontract, and prior to entering into a Contract with the Linden Public Schools.

Contractor must maintain and submit a current updated list of Subcontractors, their addresses, and all valid Business Registration forms as a continuing obligation under

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the Contract. Before final payment on the Contract is made by the Owner, the Contractor shall submit a complete and accurate list for each Subcontractor or supplier for goods provided, or services rendered, or for construction of a construction project used, in the fulfillment of the Contract, and a copy of said subcontract, or shall attest that no Subcontractors were used.

- b) **New Jersey Sales and Use Tax Requirements:** All contractors or contractors with subcontractors, or any of their affiliates, who enter into contracts for the provision of goods or services with or for New Jersey local government entities, including without limitation, boards of education, are required to collect and remit to the New Jersey Director of Taxation in the Department of the Treasury the use tax due on all of their sales of tangible personal property delivered into the State of New Jersey pursuant to the “Sales and Use Tax Act,” (N.J.S.A.54:32B-1 et seq.), regardless of whether the tangible personal property is intended for a contract with a contracting agency. This tax shall be remitted for the term of the Contract.

For purposes herein, “affiliate” shall mean any entity that: (a) directly, indirectly, or constructively controls another entity, (b) is directly, indirectly, or constructively controlled by another entity, or (c) is subject to the control of a common entity. For purposes of the immediately preceding sentence, an entity controls another entity if it owns, directly or indirectly, more than fifty percent (50%) of the ownership interest in that entity. N.J.S.A. 52:32-44(g)(3).

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

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 enclosed in the bid to attest, under penalty of perjury, that the person or entity, or one of 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 Board finds a person or entity to be in violation of the principles which are the subject of this law, they 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.

CERTIFICATION OF NON-INVOLVEMENT IN PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS

Pursuant to NJSA 52:32-60.1, et. Seq (PL 2022, c3) any person or entity that seeks to enter into or renew a contract with a NJ public entity must certify that the Vendor/Bidder is not engaged in prohibited activities in Russia or Belarus as such term is defined in P.L.2022, c.3,1 section 1.e, except as permitted by federal law

CONTRACTOR PERFORMANCE EVALUATION

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In accordance with N.J.S.A. 18A:18A-15, when the entire cost of a Project exceeds \$20,000.00, the Board, through its authorized agent, shall upon the completion of the contract report to the department as to the contractor's performance, and shall also furnish such report from time to time during performance if the contractor is then in default.

RECORD MAINTENANCE

Pursuant to N.J.A.C. 17:44-2.2, the Contractor shall maintain all documentation related to products, transactions or services under this Contract for a period of five years from the date of final payment. Such records shall be made available to the New Jersey Office of the State Comptroller upon request.

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BIDDING DOCUMENTS

The bidding documents consist of the following items:

- **ADVERTISEMENT**
- **ADDENDA, if issued**
- **CLARIFICATIONS, if issued**
- **INSTRUCTIONS TO BIDDERS**
- **BID FORM**
- **PROPOSED FORM OF AGREEMENT**
- **POLITICAL DISCLOSURE STATEMENT**
- **DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN**
- **CERTIFICATION OF NON-INVOLVEMENT IN PROHIBITED
ACTIVITIES IN RUSSIA OR BELARUS**
- **SPECIFICATIONS: As provided herein.**

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BIDDER'S CHECKLIST

THE FOLLOWING CHECKLIST MUST BE PROPERLY COMPLETED WITH THE BID PACKAGE AND SUBMITTED TO THE BOARD AS PART OF THE BID DOCUMENTS.

ITEM

- REVIEWED THE CONTRACT DOCUMENTS (INCLUDING ANY PERMITS THE BOARD OR ITS PROFESSIONALS MAY HAVE OBTAINED), WORK, SITE, LOCALITY, AND ALL LOCAL CONDITIONS AND LAWS AND REGULATIONS THAT IN ANY MANNER MAY AFFECT COST, PROGRESS, PERFORMANCE OR FURNISHING OF WORK

- BIDDER'S PROPOSAL (SIGNED, DATED AND BID ON ALL ALTERNATES APPLICABLE TO THE WORK)

- ACKNOWLEDGED ALL ADDENDA ON BIDDER'S PROPOSAL, WHERE APPLICABLE

- PARTNERSHIP-STOCKHOLDER DISCLOSURE CERTIFICATE

- STATEMENT OF BIDDER'S QUALIFICATION

- PERFORMANCE RECORD

- PERFORMANCE RECORD CERTIFICATION

- COMPLIANCE WITH NEW JERSEY PREVAILING WAGE ACT

- AFFIDAVIT REGARDING LIST OF DEBARRED, SUSPENDED OR DISQUALIFIED BIDDERS

- PRIOR NEGATIVE EXPERIENCE QUESTIONNAIRE

- NON-COLLUSION AFFIDAVIT

- BIDDER'S CONTRACTOR CERTIFICATION OF QUALIFICATIONS AND CREDENTIALS AFFIDAVIT

- BIDDER'S UNCOMPLETED CONTRACTS AFFIDAVIT* (FORM DPMC 701) – PROVIDE FOR BIDDERS AND ANY PRIME SUBCONTRACTORS

- CERTIFICATE OF EQUAL OPPORTUNITY

LINDEN BOARD OF EDUCATION

- AFFIRMATIVE ACTION QUESTIONNAIRE
- AFFIRMATIVE ACTION - EXHIBIT B
- CERTIFICATION OF NO MATERIAL CHANGE OF CIRCUMSTANCES
- BID BOND, CERTIFIED CHECK, CASHIER'S CHECK OR ANY COMBINATION THEREOF IN AN AMOUNT NO LESS THAN TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00)
- REVIEWED FORM OF OWNER/CONTRACTOR AGREEMENT AND SPECIFICATIONS
- PROVIDED CURRENT NEW JERSEY DEPARTMENT OF LABOR CONTRACTOR REGISTRATION CERTIFICATE (P.L. 1999 C. 238)
- PROVIDED CURRENT DEPARTMENT OF TREASURY, DIVISION OF PROPERTY MANAGEMENT (DPMC) CLASSIFICATION CERTIFICATE
- PROVIDED CURRENT BUSINESS REGISTRATION CERTIFICATE AND TRADE LICENSE, WHERE APPLICABLE
- CERTIFICATE OF BIDDER SHOWING ABILITY TO PERFORM CONTRACT
- C.271 POLITICAL DISCLOSURE STATEMENT
- DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN
- CERTIFICATION OF NON-INVOLVEMENT IN PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS

NOTES: **The failure to complete and submit all of the above documents, including the additional document submissions found in the technical specifications, if any, with your proposal may result in the rejection of your proposal.**

By placing a checkmark in the boxes provided above, I acknowledge having read and fully understand all the requirements of each of the documents referenced herein.

BIDDER (Signature)

DATED: _____

BIDDER (Print Name)

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OWNERSHIP DISCLOSURE CERTIFICATION
TO BE SUBMITTED WITH PROPOSAL FORM

In order to conform to N.J.S.A. 52:25-24.2, all corporations or partnerships must provide the following information:

1. Name of Firm: _____
(Type of Business Organization (check appropriate type))

2. Partnership _____ Corporation _____ Sole Proprietorship _____

Limited Partnership _____ Limited Liability Corporation _____

Limited Liability Partnership _____ Subchapter S Corporation _____

3. Name of State in which Incorporated: _____

The following individuals own ten percent (10%) or more of any class stock in the corporation or are a ten percent (10%) or more Partner in the Firm:

<u>NAME</u>	<u>ADDRESS</u>	<u>TITLE</u>	<u>PERCENTAGE</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

IF ANY OF THE AFOREMENTIONED STOCKHOLDERS ARE A CORPORATION, WHEREBY THEY HOLD 10% (TEN PERCENT) OR MORE OF ANY CLASS STOCK IN BIDDING CORPORATION, THEY MUST ALSO PROVIDE THE INFORMATION REQUESTED ABOVE.

Subscribed and sworn to before me
This _____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My commission Expires _____, 20__.

The above information is true and correct
to the best of my knowledge.

(Signature)

(Name)

(Address)

(Title)

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

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STATEMENT OF BIDDER'S QUALIFICATIONS

All questions must be answered and the data given must be clear and comprehensive. This statement must be notarized. Questions may be answered on separate attached sheets. The Bidder may submit any additional information it desires.

1. _____
(Name of Bidder)

2. _____
(Permanent Main Office Address)

3. _____
(When Organized)

4. _____
(If a Corporation, Where Incorporated)

5. Number of years engaged in construction or contracting business under present firm or trade name? _____

6. Contracts on hand: (Show gross amount of each Contract and the appropriate dates of Completion) _____

7. General character of work performed by you. _____

8. Have you ever failed to complete any work awarded to you? _____
If so, where and why? _____

9. Have you ever defaulted on a Contract? _____ If so, provide complete details, including where and why?

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10. List your major equipment available for this Contract. _____

11. Have you had any material adverse changes from the trades as listed in N.J. Notice of Classification within last five (5) years? _____ If so, list prior classification.

12. Background and experience of the principal members of your organization, including the officers.

13. Bidder's telephone number, fax number and e-mail address (if applicable).

Phone _____

Fax _____

Email _____

Dated at _____ this ____ day of _____, 20__.

Bidder (Signature)

Subscribed and sworn to before me
this ____ day of _____, 20__.

BY: _____

TITLE: _____

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____, 20__.

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR PROPOSAL

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PERFORMANCE RECORD

How many years has your organization been in business as a Contractor under your present business name?

How many years' experience in construction work has your organization had (a) As a general contractor?
_____ (a) As a subcontractor? _____

What is the construction experience of the principal individuals of your organization?

Individual's Name	Present Position or Office	Yrs. of Construction Experience	Magnitude & Type of Work	In What Capacity

Have you ever failed to complete any work contracted to you?

If so, where and why? _____

Has any officer or partner of your organization ever failed to complete a construction contract handled in its own name?

If so, state name of individual, name of owner, location and type of project, and reason for the failure to complete.

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PERFORMANCE RECORD (Continued) List of recent contracts completed by you.

Name of Owner	Name & Location of Project; Type of Work	Prime or Sub-Cont.	Architect or Engineer in Charge for Owner	Contract Price (Omit Cost)	Date Completed	Was Time* Extension Necessary	Were Any Penalties Imposed	Were Liens* Claims or Stop Notice Filed

Explain “Yes” answers under following item.

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CERTIFICATION

Explanation of details in connection with non-completion of contracts, time extensions, penalties imposed, labor troubles experience, liens, claims and notices filed against contracts listed in preceding item "Performance Record."

The information above is true and complete to the best of my knowledge and belief.

(Name of Organization)

(Signature)

(Title)

STATE OF)
)ss.
COUNTY OF)

_____, being duly sworn to law, deposes and says that it is authorized to make this affidavit for, and on behalf of, the individual, partnership or corporation herein first named as the Bidder, that deponent is familiar with the books of the said Bidder and that the foregoing statement is a true and accurate statement taken from the records of said Bidder of such condition, financial or otherwise, as of the date herein first named; that the answers to the foregoing interrogatories are true and correct.

Subscribed and sworn to before me
This _____ day of _____, 20 ____.

(Signature)

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____, 20 ____.

LINDEN BOARD OF EDUCATION

COMPLIANCE WITH NEW JERSEY PREVAILING WAGE ACT

Bidder's Past Record under the New Jersey Prevailing Wage Act (N.J.S.A. 34:11-56.25, inclusive) and all acts amendatory thereof and supplemental hereto.

Special Instructions: Answer each question with a "yes" or "no" entered in the space provided and furnish additional information when required.

1. Has the Bidder been notified pursuant to N.J.S.A. 34:11-56.37 that it has been blacklisted, suspended, or debarred for failure to pay prevailing wages as required by the New Jersey Prevailing Wages Act? _____
2. Has any person having an "Interest" in the Bidder within the meaning of N.J.S.A. 34:11-56.38 been blacklisted, suspended or debarred as aforesaid? _____
3. Has any person having an "Interest" in the Bidder within the meaning of N.J.S.A. 34:11-56.38 had any "Interest" as aforesaid in any firm, corporation, or partnership which has been blacklisted, suspended or debarred as aforesaid? _____
4. If the answer to any of the aforesaid questions is "Yes," annex a full statement showing the date of the action taken by the Commissioner of Labor and Workforce Development, the subsequent action, if any, taken with respect to such action of the Commissioner, the name of the person, firm, corporation or partnership blacklisted, suspended or debarred by the commissioner, and the nature, character and extent of the interest existing between the Bidder and the name which was blacklisted, suspended or debarred as aforesaid.
5. Have you made application for certification pursuant to "The Public Works Contractor Registration Act" (PL 1999 C238)? Attach copy of current certificate, or, if pending, a copy of the completed application and proof of payment of the application fee.

BIDDER (Signature)

Print Name of Bidder

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

**AFFIDAVIT REGARDING LIST OF DEBARRED,
SUSPENDED OR DISQUALIFIED BIDDERS**

STATE OF NEW JERSEY/_____
Specify, of Other

COUNTY OF _____

I, _____, of the (City, Town, Borough) of _____ State of _____, of full age, being duly sworn according to law on my oath depose and say that:

I am _____ of the firm of _____, the Bidder making the Proposal for the above named Projects, and that I executed the said Proposal with full authority to do so; that said Bidder is not at the time of the making this bid included on the New Jersey State Treasurer's, the Economic Development Authority's, the Federal Government's, or other State or public entity's List of Debarred, Suspended or Disqualified Bidders as a result of action taken by any State or Federal Agency.

Name of Contractor

By: _____
(Signature of Authorized Representative)

Subscribed and sworn to before me
this ____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____ 20__.

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID

LINDEN BOARD OF EDUCATION

PRIOR NEGATIVE EXPERIENCE QUESTIONNAIRE
(N.J.S.A. 18A:18A-4)

1. Within the past ten (10) years, have you been found, through either court adjudication, arbitration, mediation, or other contractually stipulated alternate dispute resolution mechanism, to have: failed to provide or perform goods or services; or failed to complete the contract in a timely manner; or otherwise performed unsatisfactorily under a prior contract with a board of education or the New Jersey Schools Development Authority, or the New Jersey Economic Development Authority?

_____ yes _____ no If yes, please explain:

2. Within the past ten (10) years, have you defaulted on a contract, thereby requiring a board of education or the New Jersey Schools Development Authority or the New Jersey Economic Development Authority to utilize the services of another contractor to provide the goods or perform the services or to correct or complete the contract?

_____ yes _____ no If yes, please explain:

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3. Within the past ten (10) years, have you defaulted on a contract, thereby requiring a board of education or the New Jersey Schools Development Authority or the New Jersey Economic Development Authority to look to your surety for completion of the contract or tender of the costs of completion?

_____ yes _____ no If yes, please explain:

4. Within the past ten (10) years, have you been debarred or suspended from contracting with any of the agencies or departments of the executive branch of the State of New Jersey at the time of the contract award, whether the action was based on experience with a board of education, the New Jersey Schools Development Authority or the New Jersey Economic Development Authority, or any another entity?

_____ yes _____ no If yes, please explain:

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I hereby certify that the above statements are true and accurate as of this _____ day of _____, 20__.

Name of Contractor

By: _____
(Signature of Authorized Representative)

Subscribed and sworn to before me
this ____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____ 20__.

LINDEN BOARD OF EDUCATION

NON-COLLUSION AFFIDAVIT

STATE OF NEW JERSEY/_____
Specify, of Other

COUNTY OF _____

I, _____, of the (City, Town, Borough) of _____ State of _____, of full age, being duly sworn according to law on my oath depose and say that:

I am _____ of the firm of _____, the Bidder making the Proposal for the above named Projects, and that I executed the said Proposal 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, and the State of New Jersey relies upon the truth of the statements contained in this affidavit in awarding the contract for the said Project.

I further warrant 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 _____.

Name of Contractor

(N.J.S.A. 52:34-15)

By: _____
(Signature of Authorized Representative)

Subscribed and sworn to before me
this ____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____ 20__

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

CONTRACTOR CERTIFICATION OF QUALIFICATIONS AND CREDENTIALS

STATE OF NEW JERSEY/ _____
Specify, of Other

COUNTY OF _____

I, _____, of the (City, Town, Borough) of _____ State of _____, of full age,

being duly sworn according to law on my oath depose and say that:

I am _____ of the firm of _____, the Bidder making the Proposal for the above named Project and that I executed the said Proposal with full authority to do so. The firm of _____ possesses the following qualifications and credentials:

(1) A current, valid Certificate of Registration from the Department of Labor issued pursuant to “The Public Works Contractor Registration Act,” P.L.1999, c. 238 (C.34: 11- 56.48 et seq.), a copy of which is attached hereto.

(2) A current, valid “Certificate of Authority to perform work in New Jersey”/Notice of Classification issued by the Department of the Treasury, a copy of which is attached hereto.

(3) A current, valid Contractor or Trade License required under applicable New Jersey law for any trade or specialty area in which the firm seeks to perform work, a copy of which is attached hereto.

(4) A suitable quality control and quality insurance program, as well as an appropriate safety and health plan that the firm will have in place during the term of construction of the School Facilities Project.

(5) The amount of the firm’s Bid Proposal and the value of all of its outstanding incomplete contracts does not exceed the firm’s existing aggregate rating limit.

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A completed copy of the Department of the Treasury Form DPMC 701, (or other similar form attesting to the amount of the firm's outstanding contracts) is attached.

Name of Contractor

By: _____
(Signature of Authorized Representative)

Subscribed and sworn to before me
this ____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____ 20__.

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

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CERTIFICATE OF EQUAL OPPORTUNITY

Name of Bidder _____

Project No. _____

INSTRUCTIONS

This certification is required pursuant to executive order 11246, Part II, 203(B), (30 C.F.R. 12319-25). Each Bidder is required to state in its Bid whether it has participated in any previous contract or subcontract subject to the equal opportunity clause; and, if so, whether it has filed all compliance reports due under applicable filing requirements.

CONTRACTOR'S CERTIFICATE

Contractor's Name: _____

Address: _____

1. Bidder has participated in previous contract or subcontract subject to the equal opportunity clause. Yes _____ No _____

2. Compliance reports were required to be filed in connection with such contract or subcontract. Yes _____ No _____
 If Yes, state what reports were filed and with what agency.

3. Bidder has filed all compliance reports due under applicable instructions.
 Yes _____ No _____

4. If answer to Item 3 is "No", please explain in detail on reverse side of this certification.

Certification: The information above is true and complete to the best of my knowledge and belief. A willfully false statement is punishable by law. (U.S. Code, Title 18, Section 1001.)

(Name and Title of Signer - Please Type)

(Signature)

Date: _____

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

AFFIRMATIVE ACTION QUESTIONNAIRE

The following question must be answered by all prospective contractors.

Do you have a Federal Letter of Affirmative Action Plan Approval from the U.S. Department of Labor's Office of Federal Contract Compliance Programs (OFCCP)?

YES _____

NO _____

If yes, please submit a photostatic copy of such approval. This letter cannot be more than one year old from the date of instance.

If no, the prospective Contractor may still bid on the Project as long as the question is answered.

BIDDER'S NAME (PRINT)

BIDDER (SIGNATURE)

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

CERTIFICATION OF NO MATERIAL CHANGE OF CIRCUMSTANCES

Bidder's Name: _____

Address: _____

1. A statement as to the financial ability, adequacy of plant equipment, organization and prior experience of the Bidder, as required by N.J.S.A. 18A:18A-28 has been submitted to the Department of Treasury within a period of one year preceding the date of opening of bids for this contract.

2. I certify, as required by N.J.S.A. 18A:18A-32, that there has been no material adverse change in the qualification except:

(Name and Title of Signer - Please print or type)

(Signature)

(Date)

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

CERTIFICATE OF BIDDER SHOWING ABILITY TO PERFORM CONTRACT

State of New Jersey

County of _____

STATE OF NEW JERSEY/ _____
Specify, of Other

COUNTY OF _____

I, _____, of the (City, Town, Borough) of _____ State of _____, of full age, being duly sworn according to law on my oath depose and say that:

I am of the firm of _____, the Bidder making the proposal for the above named Project (“Contractor”), and that I executed said proposal with full authority to do so; and that said Contractor, pursuant to N.J.S.A. 18A:18A-23, certifies that it owns, leases or controls all the necessary equipment required by the Plans, Specifications and Advertisements under which Bids are asked for.

If the Bidder is not the actual owner or lessee of any such equipment, this Certificate shall state the source from which the equipment will be obtained, and shall be accompanied by a certificate from the owner or person in control of the equipment required during such time as may be necessary for the completion of that portion of the contract.

(also type or print name of affiant under signature)

LINDEN BOARD OF EDUCATION

By: _____
(Signature of Authorized Representative)

Subscribed and sworn to before me
this ____ day of _____, 20__.

(Seal) Notary Public of New Jersey/
Specify Other State
My Commission Expires _____ 20__.

NOTE: FAILURE TO COMPLETE AND SUBMIT THIS DOCUMENT WITH YOUR
PROPOSAL MAY RESULT IN THE REJECTION OF YOUR BID.

LINDEN BOARD OF EDUCATION

EXHIBIT B

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et. seq. (P.L. 1975, c. 127)

N.J.A.C. 17:27

CONSTRUCTION CONTRACTS

During the performance of this contract, _____ the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employees or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation or gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include but not be limited to the following: employment, up-grading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selections for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applications for employment, notices to be provided by the Public Agency Compliance officer setting forth provisions of the nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees place by or on behalf of the contractor, state that all qualified applicants will received consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous place available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer, pursuant to N.J.S.A. 10:5-31 et. seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

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EXHIBIT B *(continued)*

When hiring or scheduling workers in each construction trade, the contractor or subcontractor agrees to make good faith efforts to employ minority and women workers in each construction trade consistent with the targeted employment goal prescribed by N.J.A.C. 17:27-7.2; provided, however, that the Department of Labor and Workforce Development (LWD), Construction EEO Monitoring Program may, in its discretion, exempt a contractor or subcontractor from compliance with the good faith procedures prescribed by the following provisions, A, B and C, as long as the Department of LWD, Construction EEO Monitoring Program is satisfied that the contractor or subcontractor is employing workers provided by a union which provides evidence, in accordance with standards prescribed by the Department of LWD, Construction EEO Monitoring Program, that its percentage of active “card carrying” members who are minority and women workers is equal to or greater than the targeted employment goal established in accordance with N.J.A.C. 17:27-7.2. The contractor or subcontractor agrees that a good faith effort shall include compliance with the following procedures:

- A) If the contractor has a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor, shall within three (3) business days of the contract award, seek assurances from the union that it will cooperate with the contractor or subcontractor as it full fills its affirmative action obligations under this contract and in accordance with the rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et. seq., as supplemented and amended from time to time and the Americans with Disabilities Act. If the contractor or subcontractor is unable to obtain said assurances from the construction trade union at least five (5) business days prior to the commencement of construction work, the contractor or subcontractor agrees to afford equal employment opportunities minority and women workers directly consistent with this chapter. If the contractor or subcontractor’s or subcontractor’s prior experience with a construction trade union, regardless of whether the union has provided said assurances, indicates a significant possibility that the trade union will not refer sufficient minority and women workers consistent with affording equal employment opportunities to minority and women workers directly, consistent with this chapter, by complying with the hiring or scheduling procedures prescribed under (b) below; and the contractor or subcontractor further agrees to take said action immediately if it determines that the union is not referring minority and women workers consistent with the equal employment opportunity goals set forth in the chapter.
- B) If good faith efforts to meet targeted employment goals have not or cannot be met for each construction trade by adhering to the procedures of (a) above, or if the contractor does not have a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor agrees to take the following actions:
 - (1) To notify the public agency compliance officer, the Department of LWD, Construction EEO Monitoring Program, and minority and women referral organizations listed by the Division pursuant to N.J.A.C. 17:27-5.3, of its workforce needs, and request referral of minority and women workers;

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EXHIBIT B *(continued)*

- (2) To notify any minority and women workers who have been listed with it as awaiting available vacancies;
- (3) Prior to commencement of work, to request that the local construction trade union refer minority and women workers to fill job opening, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade;
- (4) To leave standing requests for additional referral to minority and women workers with the local construction trade union, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade, the State Training and Employment Service and other approved referral sources un the area;
- (5) If it is necessary to lay off some of the workers in a given trade on construction site, layoffs shall be conducted in compliance with the equal employment opportunity and non-discrimination standards set forth in this regulation, as well as with applicable Federal and State court decisions;
- (6) To adhere to the following procedure when minority and women workers apply or are referred to the contractor or subcontractor;
 - (i) The contractor or subcontractor shall interview the referred minority or woman worker.
 - (ii) If said individuals have never previously received any document or certification signifying a level of qualifications lower than that required in order to perform the work of the construction trade, the contractor or subcontractors shall in good faith determine the qualifications of such individuals. The contractor or subcontractor shall hire or schedule those individuals who satisfy appropriate qualification standards in conformity with the equal employment opportunity and non-discrimination principles set forth in this chapter. However, a contractor or subcontractor shall determine that the individual at least possesses the requisite skills, and experience recognized by a union, apprentice program or a referral agency, provided the referral agency is acceptable to the Department of LWD, Construction EEO Monitoring Program. If necessary, the contractor or subcontractor shall hire or schedule minority and women workers who qualify as trainees pursuant to these rules. All of the requirements, however, are limited by the provisions of (C) below.

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EXHIBIT B *(continued)*

- (iii) The name of any interested women or minority individual shall be maintained on a waiting list, and shall be considered for employment as described in (i) above, whenever vacancies occur. At the request of the Department of LWD, Construction EEO Monitoring Program, the contractor shall provide evidence of its good faith efforts to employ women and minorities from the list to fill vacancies.
 - (iv) If, for any reason, said contractor or subcontractor determines that a minority individual or a woman is not qualified or if the individual qualifies as an advanced trainee or apprentice, the contractor or subcontractor shall inform the individual in writing of the reasons for the determination, maintain a copy of the determination in its files, and send a copy to the public agency compliance officer and to the Department of LWD, Construction EEO Monitoring Program.
- (7) To keep a complete and accurate record of all requests made for the referral of workers in any trade covered by the contract, on forms made available by the Department of LWD, Construction EEO Monitoring Program upon request.
- C) The contractor or subcontractor agrees that nothing contained in (B) above shall preclude the contractor or subcontractor from complying with the union hiring hall or apprenticeship policies in any applicable collective bargaining agreement or union hiring hall arrangement, and, where required by custom or agreement, it shall send journeymen and trainees to the union for referral, or to the apprenticeship program for admission pursuant to such agreement or arrangement. However, where the practice of a union or apprenticeship program for admission, pursuant to such exclusion of minorities and women or the failure to refer minorities consistent with the targeted county employment goal, the contractor or subcontractor shall consider for employment persons referred pursuant to (B) above without regard to such agreement or arrangement; provided further, however, that the contractor or subcontractor shall not be required to employ women or minority advanced trainees and trainees in numbers which result in the employment of advanced trainees and trainees as a percentage of the total workforce for the construction trade, which percentage significantly exceeds the apprentice to journey worker ratio specified in the applicable collective bargaining agreement, or in the absence of a collective bargaining agreement, exceeds the ratio established by practice in the area for said construction trade. Also, the contractor or subcontractor agrees that, in implementing the procedures of (B) above, it shall, where applicable, employ minority and women workers residing within the geographical jurisdiction of the union.

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EXHIBIT B *(continued)*

After notification of award, but prior to signing a construction, the contractor shall submit to the public agency compliance officer and the Department of LWD, Construction EEO Monitoring Program an initial project workforce report (Form AA201) electronically provided to the public agency by the Department of LWD, Construction EEO Monitoring Program, through its website, for distribution to and completion by the contractor, in accordance the N.J.A.C.17:27-7.

The contractor also agrees to submit a copy of the Monthly Project Workforce Report once a month thereafter for the duration of this contract to the Division and to the public agency compliance officer.

The contractor agrees to cooperate with the public agency in the payment of budgeted funds, as is necessary, for on the job and/or off-the-job programs for outreach and training of minorities and women.

- D) The contractor and its subcontractors shall furnish such reports or other documents to the Department of LWD, Construction EEO Monitoring Program as may be requested by the Department of LWD, Construction EEO Monitoring Program from time to time in order to carry out the purposes of those regulations, and public agencies shall furnish such information as may be requested by the Department of LWD, Construction EEO Monitoring Program for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code (N.J.A.C.17:27)**.

Company: _____

Name: _____

Title: _____

Date: _____

Signature: _____

LINDEN BOARD OF EDUCATION

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a “fair and open” process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee*
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
 - of the public entity awarding the contract
 - of that county in which that public entity is located
 - of another public entity within that county
 - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an “interest” ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, “a contribution by that person’s spouse or child, residing therewith, shall be deemed to be a contribution by the business entity.” [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor’s responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor’s submission and is disclosable to the public under the Open Public Records Act.

N.J.S.A. 19:44A-3(s): “The term “legislative leadership committee” means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures.”

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List of Agencies with Elected Officials Required for Political Contribution Disclosure N.J.S.A. 19:44A-20.26

County Name: Union

State: Governor, and Legislative Leadership Committees

Legislative District #: 20, 21, 22 & 29

State Senator and two members of the General Assembly per district.

County:

Freeholders

County Clerk

Sheriff

Surrogate

Municipalities (Mayor and members of governing body, regardless of title):

Berkeley Heights Township	Kenilworth Borough	Roselle Park Borough
Clark Township	Linden City	Scotch Plains Borough
Cranford Township	Mountainside Borough	Springfield Township
Elizabeth City	New Providence Borough	Summit City
Fanwood Borough	Plainfield City	Union Township
Garwood Borough	Rahway City	Westfield Town
Hillside Township	Roselle Borough	Winfield Township

Boards of Education (Members of the Board):

Berkeley Heights Township	Linden City	Scotch Plains-Fanwood Regional
Clark Township	Mountainside Borough	Springfield Township
Cranford Township	New Providence Borough	Union Township
Elizabeth City	Plainfield City	Westfield Town
Garwood Borough	Rahway City	Winfield Township
Hillside Township	Roselle Borough	
Kenilworth Borough	Roselle Park Borough	

Fire Districts (Boards of Fire Commissioners);

None

LINDEN BOARD OF EDUCATION

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN FORM

BID SOLICITATION/PROPOSAL TITLE
VENDOR/BIDDER NAME

DATA WIRING – 2023-2024

Pursuant to N.J.S.A. 52:32-57, et seq. (P.L. 2012, c.25 and P.L. 2023, 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. 2023, 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

Date

Print Name and Title

Version REV. 2.1 2023

This form is to be completed, certified and submitted prior to the award of contract.



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**CERTIFICATION OF NON-INVOLVEMENT IN PROHIBITED ACTIVITIES
IN RUSSIA OR BELARUS PURSUANT TO P.L.2022, c.3**

CONTRACT / BID SOLICITATION TITLE

CONTRACT / BID SOLICITATION No.

CHECK THE APPROPRIATE BOX

I, the undersigned, am authorized by the person or entity seeking to enter into or renew the contract identified above, to certify that the Vendor/Bidder is not engaged in prohibited activities in Russia or Belarus as such term is defined in [P.L.2022, c.3](#),¹ section 1.e, except as permitted by federal law.

I understand that if this statement is willfully false, I may be subject to penalty, as set forth in P.L.2022, c.3, section 1.d.

OR

I, the undersigned am unable to certify above because the person or entity seeking to enter into or renew the contract identified above, or one of its parents, subsidiaries, or affiliates may have engaged in prohibited activities in Russia or Belarus. A detailed, accurate and precise description of the activities is provided below.

Failure to provide such description will result in the Quote being rendered as non-responsive, and the Department/Division will not be permitted to contract with such person or entity, and if a Quote is accepted or contract is entered into without delivery of the certification, appropriate penalties, fines and/or sanctions will be assessed as provided by law. **Description of Prohibited Activity**

Attach Additional Sheets If Necessary.

¹ Engaged in prohibited activities in Russia or Belarus” means (1) companies in which the Government of Russia or Belarus has any direct equity share; (2) having any business operations commencing after the effective date of this act that involve contracts with or the provision of goods or services to the Government of Russia or Belarus; (3) being headquartered in Russia or having its principal place of business in Russia or Belarus, or (4) supporting, assisting or facilitating the Government of Russia or Belarus in their campaigns to invade the sovereign country of Ukraine, either through in-kind support or for profit.

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If you certify that the bidder is engaged in activities prohibited by P.L. 2022, c. 3, the bidder shall have 90 days to cease engaging in any prohibited activities and on or before the 90th day after this certification, shall provide an updated certification. If the bidder does not provide the updated certification or at that time cannot certify on behalf of the entity that it is not engaged in prohibited activities, the State shall not award the business entity any contracts, renew any contracts, and shall be required to terminate any contract(s) the business entity holds with the State that were issued on or after the effective date of P.L. 2022, c. 3.

Signature of Authorized Representative

Date

Print Name and Title of Authorized Representative

Vendor Name

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GENERAL REQUIREMENTS

<p style="text-align: center;">TECHNICAL SPECIFICATIONS FOR DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, MATERIAL RATES</p>
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1.0 CODES

All work shall be done in strict accordance with the New Jersey State Uniform Construction Code and the New Jersey Uniform Code.

2.0 EQUIPMENT FURNISHED

Where equipment replacements for new installations are required and unless otherwise specified, the Contractor shall furnish and install new equipment not rebuilt equipment, by the same manufacturer as existing installations. In general, and when available, model numbers of new equipment shall match the model numbers of existing equipment, except that where the manufacturer has available newer replacement models of improved function or maintainability which are fully compatible with other existing system equipment, the newer model shall be furnished.

Where the requirement above to match existing installations does not apply and where the Owner's specifications mention only one manufacturer's product, substitutions may be made only upon approval of the Owner. Where a contractor proposes a substitute, he must request approval after giving a complete description and submitting a sample if requested.

3.0 PATCHING

Any surfaces disturbed or exposed by the Contractor during installations and removals shall be finished including painting to match surrounding surfaces using similar materials.

4.0 CLEANLINESS OF WORK

The Contractor shall at all times maintain all areas in and about the work in a neat and safe condition. The Contractor shall remove trash and all other waste resulting from the work from the site. Use of Owner's trash receptacle is forbidden for disposal of any removals, rubbish, or waste resulting from the work under this contract.

5.0 SCHEDULES

All work shall be scheduled with the approval of the Owner and shall not interfere unduly with building operations.

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6.0 SPECIFICATIONS AND DRAWINGS

The Owner may for some work items supply supplementary specifications and/or drawings describing the work items. All materials, equipment and work must conform to such specifications and drawings, and such supplementary specifications supersede the specification in the original contract documents where in conflict.

7.0 SUBSTITUTIONS FOR SPECIFIED ITEMS

Where specifications mention only one manufacturer's product, substitutions may be made only upon approval of the Owner. Where the Contractor proposes a substitute, he must request approval after giving a complete description and submitting a sample is requested.

8.0 WORKMANSHIP

All work must be done by qualified workmen and performed in a neat and workmanlike manner. Contractor must use adequate numbers of skilled workmen who are thoroughly trained and experienced in the necessary crafts, and who are familiar with the specified requirements and the methods needed for the proper performance of work.

LINDEN BOARD OF EDUCATION

<p style="text-align: center;">TECHNICAL SPECIFICATIONS FOR DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, MATERIAL RATES</p>
--

ELECTRICAL

1.0 MATERIALS TO BE UL LISTED

All materials shall be UL approved for the intended service and equipment and panels shall have UL labels attached.

2.0 VERIFICATION OF CURRENT LOADINGS

The Contractor prior to adding or modifying wiring such as to increase the load on any existing conductors, over-current protection devices, disconnect, switch, switch board, branch circuit panel, or other equipment for which the current loading is subject to the National Electrical Code ("NEC") shall verify that the final loading will be in accordance with the NEC, or, where such verification cannot reasonable be made, shall prior to making any modifications first seek the direction of Owner.

3.0 CONDUCTORS

ELECTRICAL

All new conductors shall be stranded, copper wire and shall be stamped with the manufacturer's name, conduct size, grade of insulation and voltage. Wires shall be color-coded with a separate color for each phase, neutral, and ground. Colors shall be used consistently for all installations.

All new conductors shall be marked with identifying numbered tags at each termination.

All new conductors shall be not less than #12 AWG except for conductors completely contained within control panels or motor starters. All insulation on new conductors shall be type THHN except where otherwise required by the NEC and shall be rated for 600 volts.

COMMUNICATIONS

ALL NEW CONDUCTORS SHALL BE SOLID COPPER WIRE AND BE BERK-TEK/ ORTRONICS AND/OR HUBBELL MANUFACTURERS STAMPED, ALL CABLES WILL FOLLOW STANDARD NEC, EIA/TIA AND BICSI STANDARDS FOR COLOR CODE INSTALLATIONS.

ALL CABLES SHALL BE MARKED ON BOTH ENDS WITH CABLE LABELS, JACK LABELS AND PATCH PANEL LABELS ACCORDING TO THE ANSI 606 STANDARD.

ALL CONDUCTORS SHALL BE 24-26 GAUGE.

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4.0 WIRE TERMINATIONS

For new installations, fasten wire to terminals with Buchanan, T&B, Burndy, or OZ approved mechanical connections for electrical and use Ortronics/Hubbell/Corning for communications copper and fiber connections.

5.0 RACEWAYS

All raceways shall be concealed except other than mechanical rooms or other areas normally accessed by other than the maintenance and custodial staff unless specifically authorized by Owner. Where surface mounted raceways are authorized, use Wiremold Series 500/700 with all fitting by Wiremold.

New raceways shall be EMT of not less than 1/2" diameter except where otherwise required by these specifications or the National Electrical Code, Fittings on EMT shall be compression type.

Where flexibility is required at final connections to motors, controls, or other devices for maintenance or vibration isolation, NEC approved liquid-tight, flexible conduit shall be used except that flexible metal conduit may be used when the installation is not less than four feet above the floor and the area is not subject to moisture including drips from piping.

Such flexible metal conduit shall not exceed 48" in length. A grounding conductor shall be installed in all flexible metal conduits.

Fixture whips for recessed fixture in hung ceiling may be BX (armored cable) not exceeding 6' in length.

All conduits shall be cut square and reamed smooth. Insulating bushings shall be used wherever rigid conduit, EMT or flexible metal conduit enters boxes, panels, and fittings.

Support every run of EMT not less than every five (5) feet and within three feet of fixtures, outlets, and panels. Provided sleeves where conduit passes through walls. Support flexible metal conduit as required by the NEC.

All raceways shall be run parallel to building lines and shall be vertically plumb.

ALL CABLE SHALL BE PLENUM RATED.

LINDEN BOARD OF EDUCATION

<u>DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, TIME AND MATERIAL RATES</u>
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1. BIDDER agrees, if this Bid is accepted, to enter into an Agreement with OWNER in the form included in the Contract Documents to perform and furnish all Work as specified or indicated in the Contract Documents for the Contract Price and within the Contract Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents.

2. BIDDER accepts all of the terms and conditions of the Public Notice and Specifications, including without limitation those dealing with the depository of Bid security. This Bid will remain subject to acceptance for sixty days after the day of Bid opening. BIDDER will sign and submit the Agreement with the other documents required by the Bidding Documents within fifteen days after the date of the OWNER'S Notice of Award.

3. In submitting this Bid, BIDDER represents that:
 - (a) BIDDER has examined all of the Bidding Documents and all of the Addenda, if any.

 - (b) BIDDER has familiarized itself with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and Laws and Regulations that in any manner may affect cost, progress, performance or furnishing of the Work.

 - (c) BIDDER has given the LINDEN BOARD OF EDUCATION written notice of all conflicts, errors or discrepancies that it has discovered in the Contract Documents and the written resolution thereof by LINDEN BOARD OF EDUCATION is acceptable to BIDDER.

 - (d) This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.

LINDEN BOARD OF EDUCATION

DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, TIME AND MATERIAL RATES

SPECIFICATIONS
STANDARD WIRE RUN

- A. DROP CEILING/SHEETROCK WALL.
- B. AVERAGE DISTANCE OF THE WIRE RUNS IS LESS THAN 150 FEET POINT-TO-POINT.
- C. ALL WIRE RUNS START AND TERMINATE ON THE SAME FLOOR.
- D. ALL JACKS ARE TO BE LABELED WITH "P" TOUCH OR ELECTRONIC LABEL MAKER.
- E. ALL JACKS ARE TO BE TESTED FOR CAT 5e OR CAT 6 SPECIFICATIONS (WHICH EVER IS USED) AND PROVIDE DOCUMENTATION WHEN COMPLETED USE FLUKE DTX 1800 OR APPROVED EQUAL FOR TESTING.
- F. NO CABLE SHALL BE INSTALLED WITHOUT PROPER BOARD AND IT DEPARTMENT APPROVAL.

PRICING

STANDARD CAT5E DATA	\$_____EACH
STANDARD DUAL CAT5E	\$_____EACH
STANDARD CAT6 DATA	\$_____EACH
STANDARD DUAL CAT6	\$_____EACH
EMT CONDUIT 3/4 INCH	\$_____PER FOOT
WIREMOLD 500/700 SERIES	\$_____PER FOOT
MASONRY CORE LESS THAN 2	\$_____EACH
MASONRY CORE MORE THAN 2	\$_____EACH

ALL CABLE SHALL BE PLENUM RATED

LINDEN BOARD OF EDUCATION

DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, TIME AND MATERIAL RATES

SPECIFICATIONS

NON-STANDARD WIRE RUN

- A. AVERAGE WIRE RUNS OF DISTANCES GREATER THAN 150 FEET POINT-TO-POINT.**
- B. WIRE RUNS BETWEEN FLOORS.**
- C. DRILLING THROUGH MASONRY WALLS OR FLOORS.**
- D. WAREHOUSE RUNS**
- E. WIRE RUNS IN WHICH WIREMOLD/CONDUIT IS USED**
- F. NON-STANDARD WIRE RUN PRICES WILL BE DISCUSSED BETWEEN VENDOR AND CUSTOMER PRIOR TO WRITTEN PROPOSAL AND PRE APPROVED BY THE LINDEN BOARD OF EDUCATION REPRESENTATIVE PRIOR TO INSTALLATION**
- G. SITE SURVEYS WILL BE DONE AS NECESSARY PRIOR TO PRICING FOR OUT OF STANDARD WIRE RUNS.**

ALL CABLE SHALL BE PLENUM RATED

LINDEN BOARD OF EDUCATION

4. SAMPLE CONTRACT PACKAGE BID AMOUNTS

Bidders must complete all items in the following Contract Package for which the bidder is submitting a bid.

DATA WIRING

*****SAMPLE*****

1. TIME CHARGES

ELECTRICIAN - 15 VOICE/DATA LINES & LESS

TRADE	ESTIMATED HOURS		CHARGE PER HOUR		TIME CHARGES
MASTER TECHNICIAN/ GENERAL FOREMAN	200 Hours	x	<u>\$40.00</u> /Hour	=	<u>\$8,000.00</u>
GENERAL FOREMAN	200 Hours	x	<u>\$20.00</u> /Hour	=	<u>\$4,000.00</u>
TECHNICIAN C/ JOURNEYMAN	200 Hours	x	<u>\$10.00</u> /Hour	=	<u>\$2,000.00</u>

2. MATERIAL CHARGE

TYPE	ESTIMATED CONTRACTOR'S COST		MARKUP		MATERIAL CHARGE
VARIOUS	\$200,000.00	+	<u>\$500.00</u>	=	<u>\$200,500.00</u>

MATERIAL MARKUP % (PERCENTAGE OF CONTRACTOR'S COST): 30%

FLOOR MOUNTED RACK	<u>\$ 3.50</u> EACH
INSTALLATION OF RACK	<u>\$50.00</u> EACH
24-PORT PATCH PANEL CAT5E	<u>\$ 2.00</u> EACH
48-PORT PATCH PANEL CAT5E	<u>\$ 3.00</u> EACH
WALL MOUNTED BRACKETS	<u>\$.75</u> EACH
WIREMOLD 500/700 SERIES	<u>\$ 1.00</u> EACH

CONTRACT ESTIMATED TOTAL CHARGES (Time + Material) = \$214,500.00

LINDEN BOARD OF EDUCATION

5. CONTRACT PACKAGE

Bidders must complete all items in the following Contract Package for which the bidder is submitting a bid.

DATA WIRING

1. TIME CHARGES

ELECTRICIAN - 15 VOICE/DATA LINES & LESS

TRADE	ESTIMATED HOURS		CHARGE PER HOUR	TIME CHARGES
MASTER TECHNICIAN/ GENERAL FOREMAN	200 Hours	x	\$_____ /Hour	= \$_____
GENERAL FOREMAN	200 Hours	x	\$_____ /Hour	= \$_____
TECHNICIAN C/ JOURNEYMAN	200 Hours	x	\$_____ /Hour	= \$_____

2. MATERIAL CHARGE

TYPE	ESTIMATED CONTRACTOR'S COST		MARKUP	MATERIAL CHARGE
VARIOUS	\$200,000.00	+	\$_____	= \$_____

MATERIAL MARKUP % (PERCENTAGE OF CONTRACTOR'S COST): _____%

FLOOR MOUNTED RACK	\$ _____
INSTALLATION OF RACK	\$ _____
24-PORT PATCH PANEL CAT5E	\$ _____
48-PORT PATCH PANEL CAT5E	\$ _____
WALL MOUNTED BRACKETS	\$ _____
WIREMOLD 500/700 SERIES	\$ _____

CONTRACT ESTIMATED TOTAL CHARGES (Time + Material) = \$_____

LINDEN BOARD OF EDUCATION

CONTRACTOR AND/OR SUB-CONTRACTORS MUST BE D.P.M.C. CLASSIFIED AS:

C047 ELECTRICAL
C120 INSIDE PLANT CABLE
C121 OUTSIDE PLANT CABLE
C122 FIBER INSTALLATION

A COPY OF LICENSE MUST BE ATTACHED

LINDEN BOARD OF EDUCATION

6. The Bidder agrees that the Owner at his/her option may renew the Contract for additional one year periods up to four (4) renewals such that the contractor agrees that Charges Per Hours shall be increased at the beginning of such renewals in amounts equal to the percentage increases in the prevailing wage rates since the beginning of the first contract period as listed by the New Jersey Department of Labor for the applicable trades. The Bidder agrees that the Material Markup % shall be unchanged for such optional periods.

7. The following documents are attached to and made a condition of the Bid:
 - Stockholders/Partnership Disclosure Affidavit
 - Non-Collusion Affidavit
 - Affirmative Action Certificate
 - **Notice of Classification (pre-qualification)
 - **Amount of Uncompleted Contract (pre-qualification)

**Submit when required under Qualification of Bidders in Specifications.

8. The terms used in this Bid which are defined in the General Conditions included as part of the Contract Documents have the meanings assigned to them in the General Conditions.

LINDEN BOARD OF EDUCATION

BID FORM

DATA WIRING SERVICES, MAINTENANCE AND REPAIR WORK, TIME AND MATERIAL RATES – 2023-2024

Total Bid Price -- \$ _____

DATA WIRING BIDDER'S CERTIFICATION

The bidder's signature, herein below provided, affirms his knowledge of the statements made in his company's proposal, and certifies his willingness to provide the services outlined in said proposal for fees quoted therein.

Signed: _____

Print: _____

Title: _____

Date: _____

Company Name and Address: _____

Telephone: _____

Fax: _____

E-Mail: _____

Website: _____

SUBSCRIBED AND SWORN TO
BEFORE ME THIS ___ DAY
OF _____, 20___

MY COMMISSION EXPIRES _____, 20___

LINDEN BOARD OF EDUCATION

REQUIRED INFORMATION CHECKLIST

The following forms as noted below are part of the bid package and must be properly completed and submitted with bid proposal.

_____ CERTIFICATION OF NON-INVOLVEMENT IN PROHIBITED ACTIVITIES

IN RUSSIA OR BELARUS

_____ Affirmative Action Evidence – Including Exhibit B

_____ Bid Security — Security in the amount of \$2,500.00, in the form of a Bid Bond, Certified Check or Cashier's Check is required.

_____ Bidder's Qualifications

_____ Disclosure of Investment Activities in Iran

_____ Non-Collusion Affidavit

_____ Notarized State of New Jersey Form (s 701) noting total amount of uncompleted contracts (For contracts greater than \$20,000.00).

_____ Notice of classification, as completed by the State of New Jersey, Division of Building and Construction (For contracts greater than \$20,000.00).

_____ Pre-qualification with Corning, Berk-Tek/Ortronics and/or Hubbell Certifications, and AFL ADSS Fiber Installation Certification

_____ Public Works Contractor Registration Certificate Signature Sheet

_____ Specifications and Bid Proposal

_____ Statement of Ownership of Corporation or Partnership