

NOTICE TO CONTRACTORS

BID ADVERTISEMENT

DEPARTMENT OF WATER AND SEWER UTILITIES OF THE CITY  
OF NEWARK

Sealed Bids will be received at 10:00 AM prevailing time, on December 9, 2022 by the Department of Water & Sewer Utilities, City of Newark, at City Hall, Basement Floor, Room B31-F Director's Office, 920 Broad Street, Newark, New Jersey 07102, and there publicly opened and read aloud for the following:

Concrete Sidewalk Restoration over Water/  
Sewer Utility Excavations  
Contract 03-WS2022

The public opening of bids may also be accessed via Zoom Meeting using the following link, meeting ID and Passcode:  
<https://NewarkNJ.zoom.us/j/3979076244?pwd=SzhKbFNrcWtkeWRBYzRteGloa0lpQT09>  
Meeting ID: 397 907 6244  
Passcode: water2020

No bids will be received after the hour named. The City of Newark hereinafter called the "Owner" accepts no responsibility for any submittal of bids prior to their presentation at the date and hour indicated for the formal bid opening.

The work includes the restoration of up to 26,500 SF of concrete sidewalks and curbs located at various locations throughout the City of Newark, where water and sewer repairs have been previously performed.

Contract Documents may be examined and obtained at the Department of Water & Sewer Utilities, Division of Sewers and Water Supply, 1294 McBride Avenue, Little Falls, New Jersey (Tel:973-256-4965), during regular business hours. Copies of the Contract Documents may be obtained upon payment of a \$50.00 (fifty dollars) non-refundable fee made, with checks made payable to "The City of Newark". At the time Contract Documents are purchased, Contractors shall also be required to furnish a valid fax number to which all addenda can be directed.

Bidders will be furnished one set of Contract Documents for the deposit specified. Additional sets may be purchased for the deposit specified. No refunds will be given for the return of any bidding documents.

Each Bid shall be submitted in accordance with the Instructions to Bidders and be accompanied by a Bid Security in the form of a bid bond from a surety company licensed to do business in the State of New Jersey or a certified check in the amount of ten (10) percent of the Bid amount, not to exceed twenty thousand dollars. Bid Security must be accompanied by a consent of surety from the surety company.

No Bidder may withdraw his/her Bid for a period of sixty (60) calendar days after the actual date of the opening of the Bids, except for reasons covered under N.J.S.A. 40A:11-

### 23.3.

The Successful Bidder must furnish a 100 percent Performance Bond, and a 100 percent Payment Bond with a surety company licensed in the State of New Jersey, and meets the requirements of N.J.S.A. 2A:44-143. Surety company shall also be listed on latest version of the U.S. Department of Treasury Circular 570.

Complete instructions for filing Bids are included in the Instructions to Bidders.

All bidders must comply with N.J.S.A. 40A:11-1, as amended relative to submission of a certification of the bidder, indicating the ability to perform the Contract.

The bidder, in conformance with N.J.S.A. 52:25-24.2, shall submit with its bid, a statement setting forth the names and addresses of all stockholders who own a ten percent (10%) or greater interest in the firm.

The successful bidder shall be required to comply with the provisions of the New Jersey Prevailing Wage Act, N.J.S.A. 34:11-56.25 et seq. The successful bidder shall be required to comply with Davis-Bacon prevailing wage requirements (40 U.S.C. § 3141 et seq. and 29 CFR Parts 5, 6), and the higher of the state or federal wages shall apply.

The Bid is subject to New Jersey Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq. Bidders must comply with N.J.S.A. 52:32.44 by providing a Business Registration Certificate prior to contract award.

Pursuant to P.L. 2005, c.271, the "Pay to Play Legislation", a Contractor shall file an annual disclosure statement on political contributions with the New Jersey Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-20.13 (P.L. 2005, c. 271, s. 3) if the contractor receives contracts in excess of \$50,000.00 from public entities in a calendar year. The contractor shall be responsible for determining if filing is necessary. Additional information on this requirement is available from ELEC at 888-313-3532 or at [www.elec.state.nj.us](http://www.elec.state.nj.us)

All proposals are subject to the requirements to all laws and City of Newark Ordinances affecting same. The bidder's attention is directed to Sec. 2:4-14 of the City of Newark Administrative Code. Bidders are also advised as to the applicability of the City of Newark's Affirmative Action Program and must, during the performance of the Contract, comply with the requirements of N.J.S.A. 10:5-31 et seq. and NJAC 17:27.

In addition, the Contractor must certify that at least 25% of the total Contract bid price will be directed and paid to a minority business enterprise, either through joint venture arrangement, partnerships, subcontractors, the purchase of goods and services or any other method available. The term "minority business enterprise" means a business at least fifty one (51) percent of the stock of which is owned by a minority group member. "Minority group members" are citizens of the United States, who are Black, Spanish speaking, Orientals, Indians, Eskimos, and Aleuts. Successful bid-

ders shall be required to attend a meeting with, and obtain clearance from, the City of Newark's Office of Affirmative Action prior to execution of the contract.

An additional seven percent (7%) of the total Contract bid price will be directed and paid to a women's business enterprise, either through joint venture arrangements, partnerships, subcontractors, the purchase of goods and services or any other method available. The term "women's business enterprise" means a business where at least fifty-one (51) percent of the stock is owned by women.

The Owner reserves the right to reject all Bids in accordance with N.J.S.A. 40A:11-13.2 and waive minor informalities. The Contract will be awarded to the lowest responsible and responsive bidder, in accordance with applicable law. This Bid Advertisement can also be viewed on-line on the City of Newark Website at <https://waterandsewer.newarknj.gov/resources/rfps-rfqs>

By direction of the Department of Water & Sewer Utilities, City of Newark, of the State of New Jersey.

Director, Department of Water & Sewer Utilities  
11/18/22 \$369.05