

CITY OF NEWARK  
TRAFFIC TRIANGLE GREENING PROJECT  
BADGER AVENUE AT CLINTON AVENUE

CONTRACT NO. 14-WS2024

INVITATION TO BID

Sealed Bids will be received at 10:00 AM prevailing time, on Tuesday, May 14, 2024 by the Department of Water Sewer Utility, City of Newark, at City Hall, 920 Broad Street, Newark, New Jersey, 2nd floor in Room 215 Council Chambers, and there publicly opened and read aloud for the following:

**TRAFFIC TRIANGLE GREENING PROJECT  
BADGER AVENUE AT CLINTON AVENUE  
Contract No. 14-WS2024**

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. Department of Water & Sewer Utilities is defined as the "Engineer" and representative of the Owner.

The proposed project consists of the removal of the existing concrete traffic triangle, reconstruction of a new traffic triangle, installation of a stormwater management facility and other improvements. Work under this contract generally consists of demolition of existing concrete traffic triangle and curbing, site clearing, excavation, and soil placement and preparation, installation of new concrete curb and pervious concrete paving, installation of stormwater management facility and landscaping.

The site is located at the intersection of Clinton Avenue and Badger Avenue in Newark, NJ. Prospective Bidders are encouraged to visit the site so that existing conditions may be observed and taken into account when preparing bids. The Contractor will be held to have examined the sites before submitting proposals for the work and to be fully aware of the existing conditions under which the work will be done or that will in any way affect the work under this contract. No allowances will be made in this connection for error or negligence on the part of the Bidder. A non-mandatory pre-bid meeting is scheduled for Thursday, April 18th at 12:30PM at the site. Any questions pertaining to the project can be directed to Mohammed Inti Athar, P.E. at [atharm@ci.newark.nj.us](mailto:atharm@ci.newark.nj.us).

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 during regular business hours. Copies of the Contract Documents may be obtained upon payment of a **\$200.00 (two hundred dollars)** nonrefundable 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 (if necessary).

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 additional sets.

Each Bid shall be submitted in accordance with the Instructions to Bidders and shall be accompanied by a Bid Security in the form of a bid bond, cashier's check, or a certified check made payable to the City of Newark in an amount equal to ten percent (10%) of the amount of the total bid, but not in excess of \$20,000.00.

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.

The Owner is seeking funding for this project through the New Jersey Environmental Infrastructure Trust and the New Jersey Department of Environmental Protection. The successful bidder must comply with all the provisions of N.J.A.C. 7:22-9 et. seq. for the participation of small business enterprises owned and controlled by socially and economically disadvantaged individuals (SEs). The successful bidder must comply with the Project Plan provided in Attachment A for fulfilling SED utilization requirements.

This contract or subcontract is expected to be funded in part with funds from the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. Neither the State of New Jersey, the New Jersey Environmental Infrastructure Trust nor any of their departments, agencies or employees is, or will be, a party to this contract or any lower tier contract or subcontract. This contract is subject to the provisions of N.J.A.C. 7:22-3, 4, 5, 9 and 10.

In accordance with the provisions of N.J.S.A. 58:11B-26, N.J.A.C. 7:22-3.17(a)24 and 4.17(a)24, the contractor (subcontractor) shall comply with all of the provisions of N.J.A.C. 7:22-9

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.

All proposals are subject to the requirements of all laws and City of Newark Ordinances affecting it. 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. 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.

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, Hispanic, Asian American, Indians, Eskimos, and Aleuts. Successful bidders 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 woman'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://www.newarknj.gov/viewer/rfps-rtqs>.

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