

Advertisement for RFP

Through a Shared Service Agreement, the Borough of Bradley Beach and Borough of Avon, Monmouth County Request for Qualifications/Proposals for the following professional service for Engineering Services Related to Storm Water Outfall Analysis and Design. RFQ/RFP packages are available at www.bradleybeachnj.gov. Proposals are due May 10th, 2022 by 10AM to attention of The Bradley Beach Borough Clerk's Office, 701 Main Street, Bradley Beach, NJ 07720. Please provide two (2) hard copies and one (1) electronic version/flash drive. This RFP will be reviewed by persons chosen by the mayor of both municipalities to weigh their findings. The weight will be determined by experience of outfall projects, knowledge of the area, availability, and cost. Proposals are being solicited by Fair and Open Process in accordance with NJSA 19:44A-20.4 et seq.

RESOLUTION 56-2022 – Entering agreement with Bradley Beach for Shared Services for repair of infrastructure around Sylvan Lake.

WHEREAS, the Borough of Bradley Beach (“Bradley Beach”) and the Borough of Avon-By-The-Sea (“Avon”) share stormwater management infrastructure in the area of Sylvan Lake located at the border between Bradley Beach and Avon; and

WHEREAS, the failure of said stormwater management infrastructure near Sylvan Lake has created a large sink hole on the beach close to the border of Bradley Beach and Avon; and

WHEREAS, the officials and professionals of both Bradley Beach and Avon have extensively inspected and conferred with each other, and with Monmouth County, and with other applicable governmental agencies regarding the municipalities’ mutual repair and/or replacement of the failing stormwater management infrastructure in the area of Sylvan Lake; and

WHEREAS, pursuant to the New Jersey Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., Bradley Beach and Avon are permitted to enter into a contract for the joint provisions within their combined jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, both Bradley Beach and Avon believe that a Shared Services Agreement will ultimately be necessary to jointly repair and/or replace their stormwater management infrastructure in the area of Sylvan Lake, however, the preliminary engineering and design work to apportion such costs as between Bradley Beach and Avon must first be completed; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that the failure of their common stormwater management infrastructure in the area of Sylvan Lake constitutes an emergency as defined under the New Jersey Local Public Contracts Law, at N.J.S.A. 40A:11-6.1, and both municipalities will cause applicable documentation and certifications to be filed with their respective Purchasing Agents regarding same; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that professional engineering services must likewise be procured on an emergent basis, and that Bradley Beach shall be the contracting agency for this purpose, and the costs of which engineering services, in consultation with Avon, shall be later allocated in accordance with the parties’ Shared Services Agreement; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that Monmouth County and other applicable governmental agencies shall be involved in the municipalities’ mutual repair and/or replacement of the failing stormwater management infrastructure in the area of Sylvan Lake, and that Bradley Beach shall be the lead agency for this purpose. Bradley Beach and Avon will work together to obtain funding from State, County and Federal Governments;

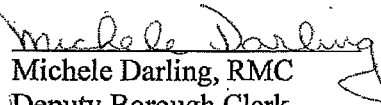
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Avon-By-The-Sea, County of Monmouth, State of New Jersey hereby declares its intention to enter into a Shared Services Agreement with the Borough of Bradley Beach, upon the following conditions, to advance the municipalities’ joint repair and/or replacement of their shared stormwater management infrastructure in the area of Sylvan Lake:

- (1) Bradley Beach and Avon mutually declare that the failure of their shared stormwater management infrastructure in the area of Sylvan Lake constitutes an emergency as defined under the New Jersey Local Public Contracts Law, at N.J.S.A. 40A:11-6.1; and
- (2) Bradley Beach and Avon hereby agree to emergently procure professional engineering services to address the failure of their stormwater management infrastructure in the area of Sylvan Lake, and Bradley Beach shall be the contracting agency for this purpose; and
- (3) Bradley Beach and Avon hereby agree that Monmouth County and other governmental agencies will be involved in the municipalities' joint repair and/or replacement of their failing stormwater management infrastructure in the area of Sylvan Lake, and that Bradley Beach shall be the lead agency for this purpose; and
- (4) Bradley Beach and Avon hereby agree that all costs incurred in connection with the foregoing shall be tracked and allocated to the respective municipalities in their eventual Shared Services Agreement to be negotiated after preliminary engineering work determines the appropriate allocation of such costs as between the parties.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Borough Administrator, Borough Engineer, Borough CFO, and Bradley Beach.

CERTIFICATION

I hereby certify the above to be a true
and correct copy of a Resolution
adopted by the Board of Commissioners
of the Borough of Avon-By-The-Sea at
a meeting held on March 31, 2022.


Michele Darling, RMC
Deputy Borough Clerk

March 22, 2022

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2022-103

**RESOLUTION OF INTENT TO ENTER INTO SHARED SERVICES AGREEMENT
WITH THE BOROUGH OF AVON-BY-THE-SEA FOR THE JOINT REPAIR
AND/OR REPLACEMENT OF FAILING STORMWATER MANAGEMENT
INFRASTRUCTURE IN THE AREA OF SYLVAN LAKE**

Mayor Fox offered the following Resolution and moved its adoption:

WHEREAS, the Borough of Bradley Beach ("Bradley Beach") and the Borough of Avon-By-The-Sea ("Avon") share stormwater management infrastructure in the area of Sylvan Lake located at the border between Bradley Beach and Avon; and

WHEREAS, the failure of said stormwater management infrastructure near Sylvan Lake has created a large sink hole on the beach close to the border of Bradley Beach and Avon; and

WHEREAS, the officials and professionals of both Bradley Beach and Avon have extensively inspected and conferred with each other, and with Monmouth County, and with other applicable governmental agencies regarding the municipalities' mutual repair and/or replacement of the failing stormwater management infrastructure in the area of Sylvan Lake; and

WHEREAS, pursuant to the New Jersey Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*, Bradley Beach and Avon are permitted to enter into a contract for the joint provisions within their combined jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, both Bradley Beach and Avon believe that a Shared Services Agreement will ultimately be necessary to jointly repair and/or replace their stormwater management infrastructure in the area of Sylvan Lake, however, the preliminary engineering and design work to apportion such costs as between Bradley Beach and Avon must first be completed; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that the failure of their common stormwater management infrastructure in the area of Sylvan Lake constitutes an emergency as defined under the New Jersey Local Public Contracts Law, at N.J.S.A. 40A:11-6.1, and both municipalities will cause applicable documentation and certifications to be filed with their respective Purchasing Agents regarding same; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that professional engineering services must likewise be procured on an emergent basis, and that Bradley Beach shall be the contracting agency for this purpose, and the costs of which engineering services, in consultation with Avon, shall be later allocated in accordance with the parties' Shared Services Agreement; and

WHEREAS, both Bradley Beach and Avon recognize and acknowledge that Monmouth County and other applicable governmental agencies shall be involved in the municipalities' mutual repair and/or replacement of the failing stormwater management infrastructure in the area of Sylvan Lake, and that Bradley Beach shall be the lead agency for this purpose. Bradley Beach and Avon will work together to obtain funding from State, County and Federal Governments;

NOW, THEREFORE, BE IT RESOLVED that the Mayor & Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey hereby declares its intention to enter into a Shared Services Agreement with the Borough of Avon-By-The-Sea, upon the following conditions, to advance the municipalities' joint repair and/or replacement of their shared stormwater management infrastructure in the area of Sylvan Lake:

- (1) Bradley Beach and Avon mutually declare that the failure of their shared stormwater management infrastructure in the area of Sylvan Lake constitutes an emergency as defined under the New Jersey Local Public Contracts Law, at N.J.S.A. 40A:11-6.1; and
- (2) Bradley Beach and Avon hereby agree to emergently procure professional engineering services to address the failure of their stormwater management infrastructure in the area of Sylvan Lake, and Bradley Beach shall be the contracting agency for this purpose; and
- (3) Bradley Beach and Avon hereby agree that Monmouth County and other governmental agencies will be involved in the municipalities' joint repair and/or replacement of their failing stormwater management infrastructure in the area of Sylvan Lake, and that Bradley Beach shall be the lead agency for this purpose; and
- (4) Bradley Beach and Avon hereby agree that all costs incurred in connection with the foregoing shall be tracked and allocated to the respective municipalities in their eventual Shared Services Agreement to be negotiated after preliminary engineering work determines the appropriate allocation of such costs as between the parties.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Borough Administrator, Borough Engineer, Borough CFO, and Avon-By-The-Sea.

AFFIRMATIVE ACTION COMPLIANCE NOTICE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS AND SERVICES CONTRACTS
(INCLUDING PROFESSIONAL
SERVICES)

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

(a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

(b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

(c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.1 et seq. and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

COMPANY: _____

SIGNATURE: _____

PRINT NAME: _____

TITLE: _____

DATE: _____

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the _____ of _____, (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

NON-COLLUSION AFFIDAVIT

State of New Jersey

County of _____

ss:

I, _____ residing in _____
(name of affiant) (name of municipality)
in the County of _____ and State of _____ of
full age, being duly sworn according to law on my oath depose and say that:

I am _____ of the firm of _____
(title or position) (name of firm)

_____ the bidder making this Proposal for the bid

entitled _____, and that I executed the said proposal with
(title of bid proposal)

full authority to do so that said bidder has not, directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that all statements contained in said proposal and in this affidavit are true and correct, and made with full knowledge that the _____

_____ relies upon the truth of the statements contained in said Proposal
(name of contracting unit)

and in 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 _____.

Subscribed and sworn to

before me this day

Signature

_____, 2 _____

(Type or print name of affiant under signature)

Notary public of _____

My Commission expires _____

(Seal)

EXHIBIT A

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

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

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

The contractor or subcontractor, where applicable, will not discriminate against any employee 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 and 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, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive 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, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, 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 places 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.

The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2, or Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability,

nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan

Approval Certificate of Employee Information

Report Employee Information Report Form

AA302

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.**

The undersigned vendor further agrees to furnish the required forms of evidence and understands that their contract/company bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.S. 17:27

Representative's Name/Title (Print): _____

Representative's Signature: _____

Name of Company: _____

Tel. No.: _____ **Date:** _____

STATEMENT OF OWNERSHIP DISCLOSURE

N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

This statement shall be completed, certified to, and included with all bid and proposal submissions. Failure to submit the required information is cause for automatic rejection of the bid or proposal.

Name of

Organization: _____

Organization

Address: _____

Part I Check the box that represents the type of business organization:

- ☐ Sole Proprietorship (skip Parts II and III, execute certification in Part IV)
- ☐ Non-Profit Corporation (skip Parts II and III, execute certification in Part IV)
- ☐ For-Profit Corporation (any type) ☐ Limited Liability Company (LLC)
- ☐ Partnership ☐ Limited Partnership ☐ Limited Liability Partnership (LLP)
- ☐ Other (be specific): _____

Part II

- ☐ The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (**COMPLETE THE LIST BELOW IN THIS SECTION**)

OR

- ☐ No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (**SKIP TO PART IV**)

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address

Part III DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. **Attach additional sheets if more space is needed.**

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II **other than for any publicly traded parent entities referenced above.** The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. **Attach additional sheets if more space is needed.**

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the ***Boroughs of Bradley Beach and Avon*** is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with ***Boroughs of Bradley Beach and Avon*** to notify the ***Boroughs of Bradley Beach and Avon*** 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, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting ***Boroughs of Bradley Beach and Avon*** to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):		Title:	
Signature:		Date:	

CERTIFICATION OF NON-DEBARMENT
FOR FEDERAL OR STATE GOVERNMENT CONTRACTS

N.J.S.A. 52:32-44.1 (P.L. 2019, c.406)

This certification shall be completed, certified to, and submitted to the contracting unit prior to contract award, except for emergency contracts where submission is required prior to payment.

PART I: VENDOR INFORMATION	
Individual or Organization Name	
Address of Individual or Organization	
DUNS Code (if applicable)	
CAGE Code (if applicable)	
Check the box that represents the type of business organization:	

- ☐ Sole Proprietorship (skip Parts III and IV) ☐ Non-Profit Corporation (skip Parts III and IV)
- ☐ For-Profit Corporation (any type) ☐ Limited Liability Company (LLC) ☐ Partnership
- ☐ Limited Partnership ☐ Limited Liability Partnership (LLP)
- ☐ Other (be specific): _____

PART II – CERTIFICATION OF NON-DEBARMENT: Individual or Organization			
<p>I hereby certify that the individual or organization listed above in Part I is not debarred by the federal government from contracting with a federal agency. I further acknowledge: that I am authorized to execute this certification on behalf of the above-named organization; that the <i>Boroughs of Bradley Beach and Avon</i> is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the date of contract award by <i>Boroughs of Bradley Beach and Avon</i> to notify the <i>Boroughs of Bradley Beach and Avon and Avon</i> 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, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the <i>Boroughs'</i>, permitting the <i>Boroughs of Bradley Beach and Avon and Avon</i> to declare any contract(s) resulting from this certification void and unenforceable.</p>			
Full Name (Print):		Title:	
Signature:		Date:	

PART III – CERTIFICATION OF NON-DEBARMENT: Individual or Entity Owning Greater than 50

Percent of Organization	
Section A (Check the Box that applies)	
<input type="checkbox"/>	Below is the name and address of the stockholder in the corporation who owns more than 50 percent of its voting stock, or of the partner in the partnership who owns more than 50 percent interest therein, or of the member of the limited liability company owning more than 50 percent interest therein, as the case may be.
Name of Individual or Organization	
Home Address (for Individual) or Business Address	
OR	
<input type="checkbox"/>	No one stockholder in the corporation owns more than 50 percent of its voting stock, or no partner in the partnership owns more than 50 percent interest therein, or no member in the limited liability company owns more than 50 percent interest therein, as the case may be.
Section B (Skip if no Business entity is listed in Section A above)	
<input type="checkbox"/>	Below is the name and address of the stockholder in the corporation who owns more than 50 percent of the voting stock of the organization's parent entity, or of the partner in the partnership who owns more than 50 percent interest in the organization's parent entity, or of the member of the limited liability company owning more than 50 percent interest in organization's parent entity, as the case may be.
Stockholder/Partner/Member Owning Greater Than 50 Percent of Parent Entity	
Home Address (for Individual) or Business Address	
OR	
<input type="checkbox"/>	No one stockholder in the parent entity corporation owns more than 50 percent of its voting stock, no partner in the parent entity partnership owns more than 50 percent interest therein, or no member in the parent entity limited liability company owns more than 50 percent interest therein, as the case may be.
Section C – Part III Certification	
I hereby certify that no individual or organization that is debarred by the federal government from contracting with a federal agency owns greater than 50 percent of the Organization listed above in Part I or, if applicable, owns greater than 50 percent of a parent entity of _____. I	

further acknowledge: that I am authorized to execute this certification on behalf of the above-named organization; that the **Boroughs of Bradley Beach and Avon and Avon** is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the date of contract award **Boroughs of Bradley Beach and Avon and Avon** to notify the **Boroughs of Bradley Beach and Avon and Avon** 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, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the **Boroughs of Bradley Beach and Avon and Avon** permitting the **Boroughs of Bradley Beach and Avon and Avon** to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):		Title:	
Signature:		Date:	

Part IV – CERTIFICATION OF NON-DEBARMENT: Contractor – Controlled Entities

Section A



Below is the name and address of the corporation(s) in which the **Organization listed in Part I** owns more than 50 percent of voting stock, or of the partnership(s) in which the **Organization listed in Part I** owns more than 50 percent interest therein, or of the limited liability company or companies in which the **Organization listed above in Part I** owns more than 50 percent interest therein, as the case may be.

Name of Business Entity

Business Address

****Add additional sheets if necessary****

OR



The **Organization listed above in Part I** does not own greater than 50 percent of the voting stock in any corporation and does not own greater than 50 percent interest in any partnership or any limited liability company.

Section B (skip if no business entities are listed in Section A of Part IV)



Below are the names and addresses of any entities in which an entity listed in Part III A owns greater than 50 percent of the voting stock (corporation) or owns greater than 50 percent interest (partnership or limited liability company).

Name of Business Entity Controlled by Entity Listed in Section A of Part IV		Business Address	
Add additional Sheets if necessary			
OR			
<input type="checkbox"/>	No entity listed in Part III A owns greater than 50 percent of the voting stock in any corporation or owns greater than 50 percent interest in any partnership or limited liability company.		
Section C – Part IV Certification			
<p>I hereby certify that the Organization listed above in Part I does not own greater than 50 percent of any entity that that is debarred by the federal government from contracting with a federal agency and, if applicable, does not own greater than 50 percent of any entity that in turns owns greater than 50 percent of any entity debarred by the federal government from contracting with a federal agency. I further acknowledge: that I am authorized to execute this certification on behalf of the above-named organization; that the Boroughs of Bradley Beach and Avon is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the date of contract award by Boroughs of Bradley Beach and Avon to notify the Boroughs of Bradley Beach and Avon 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, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my</p> <p>agreement(s) with the Boroughs of Bradley Beach and Avon and Borough of Avon, permitting the Boroughs of Bradley Beach and Avon to declare any contract(s) resulting from this certification void and unenforceable.</p>			
Full Name (Print):		Title:	
Signature:		Date:	

s AND BOROUGH OF AVON
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

NAME OF CONTRACTOR/BIDDER _____

PART 1: CERTIFICATION

CONTRACTORS/BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.
FAILURE TO CHECK ONE OF THE BOXES WILL RENDER THE PROPOSAL NON-RESPONSIVE.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is included in this certification and can also be found on the State of New Jersey, Department of Treasury, Division of Purchase and Property website at <http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. Contractors/Bidders must review this list prior to completing the below certification. **FAILURE TO COMPLETE THE CERTIFICATION WILL RENDER A CONTRACTOR'S/BIDDER'S PROPOSAL NON-RESPONSIVE.** If the Township finds a person or entity to be in violation of law, it 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.

PLEASE CHECK THE APPROPRIATE BOX:

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

OR

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

PART 2: PLEASE PROVIDE FURTHER INFORMATION RELATED TO
INVESTMENT ACTIVITIES IN IRAN

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the requested information below. Please provide thorough answers to each question. If you need to make additional entries, provide the requested information on a separate sheet.

Name _____ Relationship to Contractor/Bidder _____

Description of Activities _____

Duration of Engagement _____ Anticipated Cessation Date _____

Contractor/Bidder Contact Name _____ Contact Phone Number _____

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

FULL NAME (print): _____ **SIGNATURE** _____

TITLE: _____ **DATE** _____



State of New Jersey

DEPARTMENT OF THE TREASURY
DIVISION OF PURCHASE AND PROPERTY
OFFICE OF THE DIRECTOR
33 WEST STATE STREET
P. O. BOX 039

TRENTON, NEW JERSEY 08625-0039
<https://www.njstart.gov>
Telephone (609) 292-4886 / Facsimile (609) 984-2575

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

FORD M. SCUDDER
Acting State Treasurer

JIGNASA DESAI-MCCLEARY
Director

The following list represents entities determined, based on credible information available to the public, to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25"):

1.	Bank Markazi Iran (Central Bank of Iran)	18.	Indian Oil Corporation
2.	Bank Mellat	19.	Kingdram PLC
3.	Bank Melli Iran	20.	Maire Tecnimont SpA
4.	Bank Tejarat	21.	Naftiran Intratrade Company (NICO)
5.	National Iranian Tanker Company (NITC)	22.	Oil and Natural Gas Corporation (ONGC)
6.	Amona	23.	Oil India Limited
7.	Bank Saderat PLC	24.	Persia International Bank
8.	Bank Sepah	25.	PetroChina Company, Ltd.
9.	Belaz	26.	Petroleos de Venezuela (PDVSA Petróleo, SA)
10.	Belneftkhim (Belarusneft)	27.	Sameh Afzar Tajak Co. (SATCO)
11.	China International United Petroleum & Chemicals Co., Ltd. (Unipet)	28.	Shandong FIN CNC Machine Company, Ltd.
12.	China National Offshore Oil Corporation (CNOOC)	29.	Sinohydro
13.	China National Petroleum Corporation (CNPC)	30.	SKS Ventures
14.	China National United Oil Corporation (ChinaOil)	31.	Som Petrol AS
15.	China Petroleum & Chemical Corporation (Sinopec)	32.	Zhuhai Zhenrong Company
16.	China Precision Machinery Import-Export Corp. (CPMIEC)		
17.	Grimley Smith Associates		

List Date: August 4, 2016

Borough of Bradley Beach and Borough of Avon

RFP DOCUMENT CHECKLIST

Required by owner	Submission Requirement	Initial each required entry and if required submit the item
<input checked="" type="checkbox"/>	Stockholder Disclosure Certification	
<input checked="" type="checkbox"/>	Non-Collusion Affidavit	
<input checked="" type="checkbox"/>	Bid Proposal Form	
<input checked="" type="checkbox"/>	Affirmative Action Questionnaire (Mandatory)	
<input checked="" type="checkbox"/>	Affirmative Action Language (Mandatory)	
<input checked="" type="checkbox"/>	Statement of Ownership	
<input checked="" type="checkbox"/>	Copy of NJ Business Registration Certificate (Mandatory)	
<input checked="" type="checkbox"/>	Americans with Disabilities Act of 1990 Language	
<input checked="" type="checkbox"/>	Signature Page	
<input checked="" type="checkbox"/>	Disclosure of Investment Activities in Iran (Mandatory)	
<input checked="" type="checkbox"/>	CERTIFICATION OF NON-DEBARMENT FOR FEDERAL OR STATE GOVERNMENT CONTRACTS	
<input type="checkbox"/>		
<input type="checkbox"/>		

*This form need not be submitted. It is provided for bidder's use in assuring compliance with all required documentation.

