

# NOTICE TO BIDDERS

**A NOTICE IS HEREBY GIVEN** that sealed Bid Packets will be received by Western Monmouth Utilities Authority (WMUA), County of Monmouth, State of New Jersey on August 21, 2018 at 11:00 AM prevailing time at the offices of the WMUA, 103 Pension Road, Manalapan, New Jersey 07726, at which time and place the Bid Packets will be publicly unsealed and its contents announced in public for the **Prestressed Concrete Equalization Tank**.

The Scope of Work contemplated for the above-named Project includes construction of a 2 million gallon prestressed concrete equalization tank and associated piping, demolition of existing concrete reed beds, as well as, all other Work of any type or description necessary for contemplation of the Project, whether or not specifically described in these Contract Documents. All Work on this Contract shall be completed within Three Hundred and Sixty-Five (365) Calendar Days from Notice to Proceed.

Contract Documents and Plans for the proposed Work, which have been prepared by **Christine A. Ballard, P.E.**, of the firm of T&M Associates, are available at the office of the Western Monmouth Utilities Authority and may be inspected by prospective Bidders during business hours.

Bidders will be furnished with a copy of the Contract Documents upon proper notice and payment of a non-refundable charge of One Hundred and Twenty-Five Dollars (\$125.00) **payable to** "Western Monmouth Utilities Authority" at the offices of Authority to defray the cost thereof.

The provided Bid Packet must be completed in the manner designated in the Contract Documents, must be enclosed in a sealed envelope bearing the name and address of the Bidder and the name of the Project on the outside addressed to the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726. Also, Bid Packets must be accompanied by a Statement of Consent of Surety from a surety company holding a Certificate of Authorization to do business in the State of New Jersey and either a Bid Bond or a Certified Check drawn to the order of "Western Monmouth Utilities Authority" for not less than ten percent (10%) of the total bid price amount, except that the check shall not exceed \$20,000.00. The successful Bidder is hereby notified that a Performance and Payment Bonds for the full amount of this Project is required.

The award of the Contract for this Project will not be made until the necessary funds have been provided by Western Monmouth Utilities Authority in a lawful manner. Please be advised that this Project is being funded through Western Monmouth Utilities Authority. By virtue of Executive Order #34 (1976), vendors currently suspended, debarred or disqualified are excluded from participating on this Project.

The successful Bidder shall be required to comply with the applicable statutory requirements of the Contract Documents and Plans which include all of the following: (i) **N.J.A.C. 17:27**; (ii) **N.J.S.A. 10:5-31 et seq.**; (iii) **Business Registrations** (N.J.S.A. 52:32-44); (iv) **Prevailing Wage Act** (N.J.S.A. 34:11-56.25, et seq.); (v) **Public Work Contractor Registration** (N.J.S.A. 34:11-56.48); and (vi) **Affirmative Action Requirements** (N.J.S.A. 10:5-1, et seq.); and any other legal requirements applicable to this Project.

Western Monmouth Utilities Authority intends to award this Project to the lowest Bidder whose Bid Packet is responsive and complies with its requirements for the Project, provided that in the judgment of Western Monmouth Utilities Authority is reasonable, within available funds and in the interest of Western Monmouth Utilities Authority. Western Monmouth Utilities Authority reserves the right to reject any and all Bid Packets to the extent permitted by law. An award will be made or Bid Packets will be rejected within sixty (60) Calendar Days after the opening of the Bid Packets, during which time the Bid Packets shall be irrevocable and unavailable to withdraw by Bidders, unless otherwise extended in the Contract Documents.

The Authority further reserves the right to modify this Contract through the distribution of Addenda to plan holders of record without further publication. Bids will be evaluated on the basis of this Advertisement plus any Addenda issued by the Authority prior to the opening of the Proposal.

A non-mandatory pre-bid site visit will be held on August 1, 2018 at 11:00 AM local time at the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726. All Bidders are strongly urged to attend the pre-bid site visit.

This procurement will be subject to regulations contained in applicable sections of the New Jersey Local Public Contracts Law in effect on the date of the assistance award for this project.

Under the terms of any contract awarded under this invitation for bids, the successful bidder shall fully comply with the requirements, terms, and conditions of the NJDEP's Socially and Economically Disadvantaged Individuals (SEDs) Regulations, NJAC 7:22-3.7(a)24 and 7:22-4.17(a), or 7:22-6.17(a)24. Contractor must award not less than 10% of the costs for construction, materials, or services to small business concerns owned and controlled by SEDs.

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 subcontract or any lower tier contract or subcontract. This contract or subcontract is subject to the provisions of N.J.A.C. 7:22-3, 4, 5, 9 and 10, Local Public Contract, Department of Labor Current Wage Rate Determination, Prevailing Wage Act, Contract Works Hours and Safety Standard Act, Copland Act, Davis Bacon Act, Buy American Clause, Debarment and Suspension, and Socially and Economically Disadvantaged according to N.J.A.C. 7:22-3.17(d), 4.17(d).

Funds for this project are to be provided by the New Jersey Environmental Infrastructure Financing Program. Therefore, the successful bidder shall be required to comply with the provisions of the New Jersey prevailing Wage Act, Chapter 150 of the Laws of 1963, effective January 1, 1964 and the Public Works Contractor Registration Act (NJSA 34:11-56.48).

**By Order of the Western Monmouth Utilities Authority**

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Brian J. Valentino, WMUA Executive Director