

**Town of West New York
Hudson County, NJ
Notice to Bidders**

Notice is hereby given that sealed proposals will be received by the Town of West New York, Hudson County, New Jersey for **“Municipal Pool Renovations”**, opened and read aloud in public at the Town Clerk’s Office, West New York Municipal Building, 428 - 60th Street, Town of West New York, New Jersey, **Wednesday, April 10, 2013 at 10:00 a.m.** prevailing time.

The project generally consists of various upgrades to the pool building which contains bathrooms, changing areas and lifeguard facilities and the exterior pool area of the Municipal Pool including, but not limited to siding repairs, bathroom stall upgrades, new ventilation, ceiling fans and lighting, exterior door replacement, repair of existing floor drains, new lockers, water fountain installation, hot water heater installation and other associated improvements proposed for the building and the installation of new lighting, replacement of damaged lighting, new security cameras, fencing replacement, replacement of picnic tables, removal of deteriorated landscape boxes, outdoor shower, repair broken galvanized water main, general landscaping improvements, parking lot improvements and other associated improvements for the exterior pool area within the project limits in the Town of West New York, and all other associated work as contained in the Contract Documents or as ordered by the Engineer.

Bids for said contract must be based upon and in strict accordance with the specifications. All Bids must be stated in words and figures.

A Non-Mandatory Pre-Bid Meeting is scheduled for April 4, 2013 at 10:00 am to be held on the site of the Municipal Swimming Pool located on Anthony Defino Way. It is highly recommended that all prospective bidders attend this meeting.

Contract documents and plans for the proposed work prepared by David J. Samuel, P.E., Town Engineer’s Office, CME Associates, may be examined at the office of said engineer at 3141 Bordentown Avenue, Parlin, New Jersey, and at the office of the Purchasing Agent’s Office, Xenia Rivero, 428 60th Street Room #9, West New York, New Jersey, 07093 from 9:00am to 4:00pm, Monday through Friday (telephone number: 201-295-5147) and may be obtained at the Town Engineer’s office until forty-eight (48) hours prior to the time set for the opening of bids upon payment of **\$100.00** per set. No refunds will be made. Proposals and the Contract Documents must be enclosed in sealed envelopes in the format listed below and must be accompanied by a Statement of Consent of Surety from a surety company authorized to do business in the State of New Jersey and acceptable to the Town.

Requests for specifications may also be made in writing, on company letterhead, and faxed to David J. Samuel, P.E., Town Engineer, at 732-727-3989. Specifications will be mailed to such requestors via regular U.S. mail upon receipt of payment of same. (The Town does not guarantee delivery or receipt or timely delivery or receipt of mailed specifications.)

Any questions regarding the specifications are to be addressed to David J. Samuel, P.E., Town Engineer via fax 732-727-3989.

All Bids shall be submitted in sealed envelopes addressed to the Town Clerk of West New York, the envelope shall have marked conspicuously on its face on the top right-hand side in letters not less than one inch the word **“Public Bid”** followed immediately below those words in letters not less than one half inch high: **“Municipal Pool Renovations”** and underneath that **“To be received on Wednesday, April 10, 2013 at 10:00 a.m.”**

If Bids are to be accepted by mail or courier, the Bids must be placed in an outer envelope, which on the top right-hand side shall clearly designate in the same manner as set forth above, the same size and information. The inner envelope shall have specifically placed in the center the same information as set forth above and on the bottom left-hand side the name and address of the Bidder.

All Bids delivered by mail or other postal service shall be addressed specifically to the Town Clerk of West New York and if delivered by a postal service shall be delivered to the office of the Town Clerk between the hours of 9:00 a.m. and 4:00 p.m. prior to the time set forth for the opening of the Bid and not earlier than 48 hours previous to the opening of the Bid.

The burden is upon the Bidder to comply specifically with the directions in the “Notice to Bidders”. The Bidders are put on notice that because of precautions resulting from terrorist’s threats, packages may be opened if directed to the wrong office of the Town.

Any Bid not delivered in the manner as set forth in this "Notice to Bidders" shall be declared void.

Proposals must be made on the provided **Proposal** forms in the Contract Specifications, in the manner designated, and must be accompanied by a statement of Consent of Surety from a surety company authorized to do business in the State of New Jersey and acceptable to the Town and either a Bid Bond, Certified or Cashier's Check drawn to the order of Treasurer of Town of West New York for not less than ten percent (10%) of the amount bid as further set out in the Bid Specifications, except that the check need not exceed \$20,000.00. The successful bidder is hereby notified that a performance bond for the full amount of the contract will be required, upon award of contract.

The award of the contract for this project will not be made until the necessary funds have been provided by the Town of West New York in a lawful manner. The Town of West New York or the Engineer reserves the right to require a complete financial and experience statement from prospective bidders showing that they have satisfactorily completed work of the nature required before furnishing proposal forms or specifications, or before awarding the Contract.

Each bid must also be accompanied by a certificate from a bonding company licensed to do business in the State of New Jersey guaranteeing that if the proposal of the bidder be accepted they will furnish the bond set forth in paragraph one of the General Conditions of the contract and the acceptance of the bid will be contingent upon the fulfillment of this requirement.

The Town reserves the right to increase or decrease quantities specified in the manner designated in the Specifications. The Town reserves the right to award this contract based on funds available.

All bidders are required to be registered with the New Jersey Department of Labor if they elect to bid public works projects. The bidder shall be required to comply with "The Public Works Contractor Registration Act" (N.J.S.A. 34:11-56.48), as identified in Section B – Instruction to Bidders paragraph B3.13 and in the Appendix of the Specifications and Contract Documents. All Contractors and Subcontractors working on prevailing wage projects, which have a public building component, must attach a certificate of registration from the Department of Labor, to all bids.

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.

During the performance of this contract the Contractor agrees to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq., all requirements of the State of New Jersey Worker Health and Safety Act (N.J.A.C. 12:110 et seq.) as amended and the United States Occupational Safety and Health Act (OSHA) (29 CFR 1910), as amended with regard to worker and jobsite safety.

No bidder may withdraw his bid for a period of sixty (60) days after the date set for the opening thereof. The successful bidder will be required to furnish a surety company bond in the full amount of contract price indemnifying the Town of West New York, New Jersey, for all proceedings, suits or actions of any kind of description and conditional for the faithful performance of the work.

Proposals for this Contract will be accepted only from bidders who have properly qualified in accordance with the requirements of the Contract Documents.

The right is also reserved to reject any or all bids or to waive any informalities where such informality is not detrimental to the best interest of the Town of West New York.

The successful bidder shall be required to comply with the following as may be applicable:

- A. Affirmative Action Evidence & Compliance (P.L. 1975, C.127, N.J.S.A. 10:5-1 et. seq.).
- B. Worker and Community Right-to-Know Act (N.J.S.A. 34:5A-1).
- C. Performance Bond - when contract is executed, if required.
- D. Public Disclosure Law - list of names and addresses of all stockholders owning 10% or more of the stock, to be provided with bid (P.L. 1988, C.33, N.J.S.A. 52:25-24.2).
- E. Business Registration Law (P.L. 2004, Chapter 57).
- F. Addendum Acknowledgement

Please be advised that State funds through the Green Acres Program are being utilized in this project. Under N.J.A.C. 7:1-5, vendors currently suspended, debarred or disqualified are excluded from participation on this project.

This project is subject to Labor Standard Provisions and Federal Wage Decisions.

The Town reserves the right to reject any or all bids if in its opinion it is in the best interest to do so and to award the contract for any and/or all items.

BY ORDER of the Mayor and the Board of Commissioners of the Town of West New York, Hudson County, New Jersey

Carmela Riccio, RMC, Town Clerk

March 28, 2013