

## NOTICE TO BIDDERS

1. **BIDS:** Sealed Bids for the **12th Street (Rt. 54) Water Main Replacement, Bellevue Avenue Capital Project**, in the Town of Hammonton, will be received at **10:00 A.M. on 05/19/2026** at which time Bids will be publicly opened and read aloud at the Town Hall, located at 100 Central Avenue, Hammonton, NJ 08037. Bids will not be accepted after the specified time.
  - a. The project will consist of the replacement of approximately 5,350 LF of potable water main, select curb and driveway replacement, replacement fire hydrants, service laterals, and related site work along a portion of 12<sup>th</sup> Street (NJSH Route 54) within the Town of Hammonton. As well as the installation of 1,280 LF of potable water main, along a portion of Chew Road specified as an alternate bid. **Award of this project is contingent upon a construction period adjustment to the existing NJDOT project along Route 54, which the Town is pursuing.**
  - b. Accordingly, the Town of Hammonton will award the project to the qualified Bidder who submits the lowest responsible bid price for the total project construction.
  - c. Bids must be on the official Bid Form which can be obtained from the Engineer, at the offices of ARH Associates Inc., 215 Bellevue Avenue, Hammonton, NJ 08037 and accompanied by a Consent of Surety, a Non-Collusion Affidavit, other documents required pursuant to the specifications, and a certified check, cashier's check or bid bond in the amount of 10% of the amount bid but not in excess of \$20,000.00, and be delivered at the place on or before the hour named above. Each Bid must state the name and address of the person, firm and corporation interested in the same as a principal. Bids must be submitted in an opaque sealed envelope, addressed to the Town Clerk, Town of Hammonton, 100 Central Avenue, Hammonton, NJ 08037 and identified as "**Bid 12th Street (Rt. 54) Water Main Replacement, Bellevue Avenue Capital Project**"
  - d. Specifications provide for receipt of Bids by mail. Those Bids which are mailed to the contracting unit shall be sealed, properly marked, and shall only be opened for examination at such time and place as all Bids received are unsealed and announced.
  - e. The Mayor, Town Council, and its Solicitor (hereinafter referred to as Owner) will be the sole discretionary body for consideration or rejection of the Bids.
2. **BID DOCUMENTS:** The Specifications, Drawings and Bid Form for the project can be obtained at a cost of **\$50.00** from the office of the Engineer, ARH Associates, Inc., 215 Bellevue Avenue, Hammonton, NJ 08037, phone (609) 561-0482, and may be inspected by prospective Bidders during business hours. The Engineer will furnish the Bidder with a copy of the specifications upon receipt of payment (for the cost of the specification preparation).
3. **WITHDRAWAL OF BIDS:** Any Bid may be withdrawn prior to the above scheduled time for the opening of Bids or any authorized postponement thereof. Bids received after time and

date designated shall not be considered. The provisions of N.J.S.A. 40A:11-23.3 shall be adhered to on this project.

4. **AFFIRMATIVE ACTION REGULATIONS**: Bidders are required to comply with the requirements of P.L. 1975, c.127 (NJAC 17:27).
5. **CONTRACT COMPLETION**: Construction shall commence at the project site within fourteen (14) calendar days after the date to be specified in the written 'Notice to Proceed' by the Engineer and shall be completed **within one hundred twenty (120) calendar days** from the date the written 'Notice to Proceed' is given, unless otherwise agreed to.
6. **PREVAILING WAGE REQUIREMENTS**: The provisions of the Department of Labor's current wage rate determinations and the New Jersey Prevailing Wage Act are requirements of this project.
7. **PUBLIC WORKS CONTRACTOR REGISTRATION ACT**: The provisions of the New Jersey Public Works Contractor Registration Act are requirements of this project.
8. **BUSINESS REGISTRATION CERTIFICATE**: The provisions of the New Jersey Business Registration Requirements shall be adhered to on this project.
9. **FUNDING STATEMENT N.J.A.C 7:22-3.17(d)**: 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.

## 10. **SED RELATED ITEMS**

### **1. Scope and Purpose**

N.J.A.C. 7:22-9.1 (a)

(a) This subchapter establishes procedures for providing opportunities for social and economically disadvantaged ("SED") contractors and vendors to supply materials and services under State financed construction contracts for environmental infrastructure facilities. To implement the policies established in N.J.S.A. 58:11B-26, 40:11A-41 et seq., and 52:32-17 et seq., this subchapter applies to environmental infrastructure projects receiving financial assistance from the Department and the Trust pursuant to N.J.A.C. 7:22-3, 4 and 6 and 7:22A-6 and 7. Under the provisions of N.J.A.C. 7:22-3, 4 and 6 and 7:22A-6 and 7, the Department and the Trust require recipients of Trust and Fund loans and other assistance to establish such programs for socially and economically disadvantaged small business concerns, to designate a project compliance officer, and to submit to the Department and Trust procurement plans for implementing the SED program.

## **2. Required SED Language**

“The project or contract is funded in part by New Jersey wastewater treatment financing programs and the successful bidder must comply with all the provisions of N.J.A.C. 7:22-9.1 et seq. for the participation of small business enterprises owned and controlled by socially and economically disadvantaged individuals.”

## **3. Required SED Utilization Goal Language**

“N.J.A.C. 7:22-3.17(a)24, 4.17(a)24, 6.17(a)24 and 7:22A-2.4(a) provide that a goal of not less than 10 percent be established for the award of contracts to small business concerns owned and controlled by one or more socially and economically disadvantaged individuals. The goal of 10 percent applies to the total amount of all contracts for building, materials and equipment, or services (including planning, design and building related activities) for a construction project.”  
“The project sponsor has identified that the SED utilization goal for this project is:    10%   ”  
The goal should be stated here.

INSTRUCTION: Where a local government unit has a SED participation goal which exceeds 10 percent of the total amount of all contracts, the local government unit must comply with both the Department's rules and the local minority and women-owned business ordinances. The project sponsor must state the identified SED utilization goal for the project.

## **4. SED Utilization Attainment Instruction**

1. N.J.A.C. 7:22-9.3 (b) - Bids shall be solicited on an unrestricted basis. The bid documents, however, shall include a statement to the effect that the successful bidder must fulfill the SED utilization requirements by subcontracting portions or the work to SEDs; or
2. Contractors also have the option of establishing unrestricted bidding procedures to fulfill the 10 percent SED utilization requirement for the project.

## **5. SED Utilization Public Notice NJDEP OEOPCA Operational Direction:**

N.J.A.C. 7:22-9.6 (a) Modified for operational purposes.

All project sponsors, at least 10 days prior to public advertisement for bids, shall notify the NJDEP Office of Equal Opportunity and Public Contract Assistance via H2Loans, of the availability of opportunities for SEDs to provide services, to bid on unrestricted contracts or subcontracts, or to provide any other necessary purchase or procurement.

## **6. Required SED Funding Award Language**

N.J.A.C. 7:22-9.7 (b) The advertisement for bids shall indicate that:

“Awards will be made only to socially and economically disadvantaged business concerns that are certified by the New Jersey Commerce, Economic Growth and Tourism Commission, the New Jersey Department of Transportation, the Port Authority of New York and New Jersey, New Jersey Transit or other agencies deemed appropriate by the Office as eligible minority businesses or female businesses.”

“The invitation to bid is on an unrestricted basis whereby the successful bidder must fulfill

the SED utilization requirements.”

Instruction: The agencies specified in N.J.A.C. 7:22-9.13(a)8 will have a list of eligible SED firms and shall, upon request, provide them to the project sponsor. The project sponsor shall, during the advertisement phase, provide copies of the list to all contractors on unrestricted contracts.

### **7. SED Advertisement Instruction**

N.J.A.C. 7:22-9.7 requires project sponsors to adhere to specific advertisement criteria and duration. Specifically, relating to advertisement duration: In no case shall the advertisement for bids be published less than 30 days prior to the date fixed for receiving bids on the purchase or contract.

### **8. SED Utilization Bid Consideration Instruction**

N.J.A.C. 7:22-9.10 Lowest bid resulting in payment of unreasonable price

(a) If the contracting agency determines that the acceptance of the lowest responsible bid will result either in the payment of an unreasonable price or in a contract otherwise unacceptable pursuant to the statutes and rules governing public contracts, the contracting agency shall reject all bids.

(b) Bidders and the office shall be notified of the rejection of all bids, the reasons for the rejection, and the contracting agency's intent to solicit bids for a second time.

(c) If the contracting agency determines a second time that the acceptance of the lowest responsible bid will result either in the payment of an unreasonable price or in a contract otherwise unacceptable pursuant to the statutes and rules governing public contracts, the contracting agency shall reject all bids and notify the NJDEP Office of Equal Opportunity and Public Contract Assistance and, after receipt of the NJDEP Office of Equal Opportunity and Public Contract Assistance's approval, shall amend the project plan accordingly.

(d) Bidders shall be notified of the cancellation, the reasons for the cancellation and the contracting agency's intent to resolicit bids on an unrestricted basis. SEDs may participate in the bidding on an unrestricted basis.

By Order of the Town Council

Frank Zuber, Business Administrator  
Town of Hammonton