

NOTE: To receive addenda or modification to this Request for Qualifications, please provide the Clerk with Respondent's name, email address, and phone number upon receipt of this document.

**REQUEST FOR QUALIFICATIONS
FAIR AND OPEN PUBLIC SOLICITATION PROCESS
FOR THE PROVISION OF PROFESSIONAL SERVICES AND
EXTRAORDINARY UNSPECIFIABLE SERVICES**

ISSUE DATE: Friday, June 15, 2018

DUE DATE: Tuesday, July 17, 2018 at 10:00 o'clock a.m.

Issued by:

City of Hackensack

CITY OF HACKENSACK

REQUEST FOR QUALIFICATIONS FOR THE PROVISION OF PROFESSIONAL SERVICES AND EXTRAORDINARY UNSPECIFICABLE SERVICES

NOTICE IS HEREBY GIVEN that sealed Qualifications for Professional Services not subject to bidding pursuant to N.J.S.A. 40A:11-5, will be received by the Clerk of the City of Hackensack.

The Qualification Statement must be submitted to the City Clerk via mail or hand delivery at the Municipal Building, 65 Central Avenue, 3rd Floor, Hackensack, New Jersey, 07601, on or before **Tuesday, July 17, 2018 at 10:00 A.M.** **Qualifications Statements will not be accepted by facsimile transmission or email.**

Proposals for the following Professional Services will be accepted:

1. City Attorney;
2. City Prosecutor;
3. Alternate City Prosecutor;
4. Public Defender/Conflict Public Defender;
5. Labor Attorney;
6. Bond Counsel;
7. Tax Appeal Attorney;
8. Tax Appeal Appraiser;
9. General Municipal Engineer;
10. Consulting Traffic Engineer;
11. Consulting Environmental Engineer;
12. Municipal Auditor and Financial Management Services;
13. Redevelopment Attorney;
14. Affordable Housing Counsel;
15. City Planner/Architect
16. Special Litigation Counsel; and
17. Other Professional Services and Extraordinary Unspecifiable Services as the Council may deem appropriate to award pursuant to a "Fair and Open Process".

The Municipal Appointing Authority shall thereafter publicly select the Professional for the position so advertised which shall thereafter be confirmed or approved as required by Law or Ordinance.

Request for Qualifications may be obtained from the City Clerk's Office or on our Website: www.Hackensack.org.

James A. Mangin. CFO/QPA

GLOSSARY

The following definitions shall apply to and are used in this Request for Qualifications:

“City” – refers to the City of Hackensack.

“Cost Proposal” – refers to a statement of hourly rates and costs for the services provided.

“Due Date” – refers to the date and time by which Qualification Statements must be received by the City in order to be considered for award of the contract or position.

“Qualification Statement” – refers to the complete responses to this RFQ submitted by the Respondents.

“Qualified Respondent” – refers to those Respondents who (in the sole judgment of the City) have satisfied the qualification criteria set forth in this RFQ.

“RFQ” – refers to this Request for Qualifications, including any amendments thereof or supplements thereto.

“Respondent” or **“Respondents”** – refers to the interested firm(s) that submit a Qualification Statement.

SECTION 1

INTRODUCTION AND GENERAL INFORMATION

1.1. Introduction and Purpose.

NOTICE IS HEREBY GIVEN that the City is soliciting sealed Qualification Statements from interested persons and/or firms for the provision of professional services and extraordinary unspecifiable services in accordance with the “fair and open process” pursuant to N.J.S.A. 19:44A-20.5, et seq. Through a Request for Qualification process described herein, persons and/or firms interested in assisting the City with the provision of such services must prepare and submit a Qualification Statement in accordance with the procedure and schedule in this RFQ. The City will review Qualification Statements only from those firms that submit a Qualification Statement that includes all the information required to be included as described herein (in the sole judgment of the City). The City intends to qualify a person(s) and/or firm(s) that (a) possesses the professional, financial and administrative capabilities to provide the proposed services; and (b) will agree to work under the compensation terms and conditions determined by the City to provide the greatest benefit to the taxpayers of the City. The City will consider Qualification Statements only from individuals, firms or organizations that have demonstrated the capability and willingness to provide high quality services as required by the City. All appointments shall be made in accordance with all applicable law.

1.2. Procurement Process and Schedule.

The selection of Qualified Respondents is not subject to the bidding provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. The selection is, however, subject to the “New Jersey Local Unit Pay-to-Play” Law, N.J.S.A. 19:44A-20.1, et seq. The City has structured a procurement process that seeks to obtain the desired results described above, while establishing a competitive process to assure that each person and/or firm is provided an equal opportunity to submit a Qualification Statement in response to the RFQ. Qualification Statements will be evaluated in accordance with the criteria set forth in Section 5 of this RFQ, which will be applied in the same manner to each Qualification Statement received.

The Qualification Statements will be reviewed to determine if the Respondent has met the minimum professional, administrative and financial criteria described in this RFQ. Based upon the totality of the information contained in the Qualification Statement, including information about the reputation and experience of each Respondent, the City will (in its sole judgment) determine which Respondents are qualified (from professional, administrative and financial standpoints). Each Respondent that meets the requirements of the RFQ (in the sole judgment of the City) will be designated as a Qualified Respondent, and will be considered for selection by the City, in accordance with any applicable statute or governing regulation.

The RFQ process commences with the issuance of this RFQ. The steps involved in the process and the anticipated completion dates are set forth in Table 1, Procurement Schedule. The City reserves the right, among other things, to amend, modify or alter the Procurement Schedule upon notice to all potential Respondents who have provided contact information to the Clerk upon receipt of this RFQ.

All communications concerning this RFQ or the RFQ process shall be directed to the City's designated contact person, in writing.

Designated Contact Person:

Deborah Karlsson, RMC
City Clerk
65 Central Avenue, 3rd Floor
Hackensack, New Jersey 07601

Qualification Statements must be submitted to, and be received by, the City, via mail or hand delivery, by the Due Date (Tuesday, July 17, 2018 at 10:00 a.m.). Qualification Statements will not be accepted by facsimile transmission or e-mail. Responses must be enclosed in a sealed envelope. The service provider must indicate the following on the outside of the envelope: (1) the name and address of the service provider; (2) the RFQ Reference Name and Title of the Services for which the response is submitted; and (3) "Sealed RFQ Response." Responses may be delivered by hand, overnight courier or mail. The envelope containing the response must be received by the City by the date and time set forth above. No late responses will be accepted.

All Professional Service Contractors are required to comply with the requirements of N.J.S.A. 52:32-44 (Business Registration of Public Contractors), N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 (Contract Compliance and Equal Employment Opportunities in Public Contracts).

Contracts will be awarded based on the most advantageous responses. In accordance with the Fair and Open Public Solicitation Process as set forth in N.J.S.A. 19:44A- 20.4 et seq., the City reserves the right to reject any or all submissions for any reason including, but not in any way limited to, any defects; or the City, in its sole discretion may waive formalities and accept any submissions that in their judgment will be in the best interest of the City and its users and member cities. The City shall award the contract or reject all submissions no later than sixty (60) days from receipt of same, unless extended with the consent of the professional service responders (or extraordinary unspecifiable services responders). Proposals are being solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.1, et seq. These qualifications are being sought pursuant to the Local Public Contract Laws.

Subsequent to issuance of this RFQ, the City (through the issuance of addenda to all firms that have received a copy of the RFQ) may modify, supplement or amend the provisions of this

RFQ in order to respond to inquiries received from prospective Respondents or as otherwise deemed necessary or appropriate by (and in the sole judgment of) the City.

Respondents are expected to examine the RFQ with care and observe all its requirements. All questions about the meaning or intent of this RFQ shall be submitted in writing no less than 5 days prior to the due date of the proposal. All interpretations and clarifications considered necessary by the City's representative in response to such comments and questions shall be responded to no less than 5 days prior to the due date of the proposal.

The City assumes no responsibility and liability for costs incurred by the Respondents prior to the issuance of an agreement. The liability of the City shall be limited to the terms and conditions of the contract. Respondents will assume responsibility for all costs not stated in their proposals. All unit rates either stated in the proposal or used as a basis for its pricing are required to be all inclusive. Additional charges, unless incurred for additional work performed by request of the City, are not to be billed and will not be paid.

Any contract entered into between the Respondent and the City must be in accordance with and subject to compliance by both parties with the New Jersey Local Public Contracts Law. The Respondent must agree to comply with the nondiscrimination provisions and all other laws and regulations applicable to the performance of services there under. The Respondent shall sign and acknowledge such forms and certificates as may be required by this section.

No corporation or partnership shall be awarded any contract for the performance of any work or the furnishing of any goods, unless, with receipt of the proposal of said corporation or partnership, there is submitted a statement setting forth the names and addresses of all stockholders in the corporation or partnership who own ten (10%) percent or greater interest therein. The Respondent shall complete and submit the form of statement that is included in this RFQ.

The City shall retain all of its rights and interest in any and all documents and property both hard copy and digital furnished by the City to the Respondent for the purpose of assisting the Respondent in the performance of this contract. All such items shall be returned immediately to the City at the expiration or termination of the contract or completion of any related services, pursuant thereto, whichever comes first. None of the documents and/or property shall, without the written consent of the City, be disclosed to others or used by the Respondent or permitted by the Respondent to be used by their parties at any time except in the performance of the resulting contract.

Ownership of all data, materials and documentation originated and prepared for the City pursuant to this contract shall belong exclusively to the City. All data, reports, computerized information, programs and materials related to this project shall be delivered to and become the property of the City upon completion of the project. The Respondent shall not have the right to use, sell, or disclose the total of the interim or final work products, or make available to third parties, without the prior written consent of the City. All information supplied to the City may be required

to be supplied on electronic media compatible with the City's computer operating system, windows based, Microsoft Office Suite 2003 or 2007.

Termination: If, through any cause, the Respondent shall fail to fulfill in a timely and proper manner obligations under the contract or if the Respondent violates any requirements of the contract, the City shall have the right to terminate the contract by giving written notice to the Respondent of such termination at least thirty (30) days prior to the proposed effective date of the termination, unless the contract contains more favorable terms to the City. Such termination shall relieve the City of any obligation for the balances to the Respondent of any sum or sums as set forth in the contract.

The right to reject any or all proposals and to waive immaterial formalities is expressly reserved by the City.

**TABLE 1
ANTICIPATED PROCUREMENT SCHEDULE**

ACTIVITY	DATE
1. Issuance of Request for Qualifications	Friday, June 15, 2018
2. Due Date for Receipt of Qualification Statements	Tuesday, July 17, 2018 at 10:00 a.m

1.3. Conditions Applicable to RFQ.

Upon submission of a Qualification Statement in response to this RFQ, the Respondent acknowledges and consents to the following conditions relative to the submission and review and consideration of its Qualification Statement:

- This document is an RFQ and does not constitute an RFP.
- This RFQ does not commit the City to issue an RFP.
- All costs incurred by the Respondent in connection with responding to this RFQ shall be borne solely by the Respondent.
- The City reserves the right (in its sole judgment) to reject for any reason any and all responses and components thereof and to eliminate any and all Respondents responding to this RFQ from further consideration for this procurement.
- The City reserves the right (in its sole judgment) to reject any Respondent that submits incomplete responses to this RFQ, or a Qualification Statement that is not responsive to the requirements of this RFQ.

- The City reserves the right to supplement, amend or otherwise modify the RFQ through issuance of addenda to all prospective Respondents who have received a copy of this RFQ, and who have provided their contact information to the City.
- All Qualification Statements shall become the property of the City and will not be returned.
- All Qualification Statements will be made available to the public at the appropriate time, as determined by the City (in the exercise of its sole discretion) in accordance with law.
- The City may request additional information from Respondents, including requiring Respondents to send representatives to the City for interviews.
- Any Qualification Statements not received by the City by the Due Date and Time will be rejected.
- Neither the City, nor its respective staffs, consultants nor advisors shall be liable for any claims or damages resulting from the solicitation or preparation of the Qualification Statement, nor will there be any reimbursement to Respondents for the cost of preparing and submitting a Qualification Statement or for participating in this procurement process.

1.4. **Rights of City**

The City reserves, holds and may exercise, at its sole discretion, the following rights and options with regard to this RFQ and the procurement process in accordance with the provisions of applicable law:

- To determine that any Qualification Statement received complies or fails to comply with the terms of this RFQ.
- To supplement, amend or otherwise modify the RFQ through issuance of addenda to all prospective Respondents who have received a copy of this RFQ, and who have provided their contact information to the City.
- To waive any technical non-conformance with the terms of this RFQ.
- To change or alter the schedule for any events called for in this RFQ upon the issuance of notice to all prospective Respondents who have received a copy of this RFQ.

- To conduct investigations of any or all of the Respondents, as the City deems necessary or convenient, to clarify the information provided as part of the Qualification Statement and to request additional information to support the information included in any Qualification Statement.
- To suspend or terminate the procurement process described in this RFQ at any time (in its sole discretion). If terminated, the City may determine to commence a new procurement process or exercise any other rights provided under applicable law without any obligation to the Respondents.
- To procure the professional services and/or extraordinary unspecifiable services described herein at any date or time, not to exceed one (1) year, subsequent to the Qualification Statement Due Date.

The City shall be under no obligation to complete all or any portion of the procurement process described in this RFQ.

1.5. Addenda or Amendments to RFQ.

During the period provided for the preparation of responses to the RFQ, the City may issue addenda, amendments or answers to written inquiries. Those addenda will be provided by the City to all Respondents who have provided the City with their contact information, and will constitute a part of the RFQ. All responses to the RFQ shall be prepared with full consideration of the addenda issued prior to the submission due date.

1.6. Cost of Qualification Statement Preparation.

Each Qualification Statement and all information required to be submitted pursuant to the RFQ shall be prepared at the sole cost and expense of the Respondent. There shall be no claims whatsoever against the City, its staff or consultants for reimbursement for the payment of costs or expenses incurred in the preparation of the Qualification Statement or other information required by the RFQ.

1.7. Qualification Statement Format.

Responses should cover all information requested in the Questions to be answered in this RFQ. Responses which in the judgment of the City fail to meet the requirements of the RFQ or which are in any way conditional, incomplete, obscure, contain deletions from requested information, or contain errors may be rejected.

SECTION 2 SCOPE OF SERVICES

The City seeks to award contracts for the positions listed below. The contract shall be open-ended, and may encompass additional work during the course of the year not explicitly described herein. It is the intent of the City to solicit Qualification Statements from Respondents that have expertise in the provision of the services required by the position or contract sought. Firms and/or persons responding to this RFQ must be able to demonstrate that they will have the continuing capabilities to perform these services.

City Attorney

Respondent must have significant experience representing New Jersey Municipalities and/or Public Entities as Municipal Attorney, General Counsel and/or Corporate Counsel. The Successful Respondent will provide the City with legal guidance and representation relating to, but not necessarily limited to the following: performing legal research and providing advisory opinions as needed; representing the City in Federal and State Courts, as well as administrative forums; reviewing, analyzing and advising the City on any application before it; reviewing and/or drafting resolutions and ordinances; attending all meetings of the Mayor and Council and any other Board or Committee, as directed; performing all requirements of the position of City Attorney; notifying the City of changes in the law or regulations, as well as Court decisions that may impact the City and its Officials; and, any other matters directed by appropriate City Officials. The City Attorney shall also have experience with and be able to provide legal services in connection with labor and employment management, including but not limited to performing legal research and providing advisory opinions as needed; researching and drafting ordinances, resolutions and collective bargaining agreements; reviewing and/or drafting contracts and other legal documents; representing the City in negotiations and litigation in federal and state courts and administrative forums; attending meetings of the Mayor and Council; meeting with individual Council members or employees upon request; conducting programs on specified labor and employment issues for appropriate elected officials and/or City employees upon request; and, any other matters as directed by the City. The City Attorney shall supervise and oversee all legal matters, whether or not same are assigned to any designated Special Counsel.

City Prosecutor

Respondent must be an Attorney licensed by the State of New Jersey to practice law and qualified pursuant to the New Jersey Court Rules and New Jersey Statutes to serve as a Municipal Prosecutor. In addition, the City Prosecutor must have experience in all areas of Municipal Court representation, including expert and lay direct and cross-examination, handling of discovery and motions in Municipal Court, prosecution of both Title 39, Municipal Ordinance, and other violations commonly considered by the Municipal Court. Respondent will serve as Municipal Court Prosecutor in the Hackensack Municipal Court, attending court hearings and trials, and preparing any documents necessary for the prosecution of offenses in the Hackensack Municipal Court.

Alternate City Prosecutor

Respondent must be an Attorney licensed by the State of New Jersey to practice law and qualified pursuant to the New Jersey Court Rules and New Jersey Statutes to serve as a Municipal Prosecutor. In addition, the City Prosecutor must have experience in all areas of Municipal Court representation, including expert and lay direct and cross-examination, handling of discovery and motions in Municipal Court, prosecution of both Title 39, Municipal Ordinance, and other violations commonly considered by the Municipal Court. Respondent will serve as Municipal Court Prosecutor in the Hackensack Municipal Court, attending court hearings and trials, and preparing any documents necessary for the prosecution of offenses in the Hackensack Municipal Court.

Public Defender / Conflict Public Defender

Respondent must be an Attorney licensed by the State of New Jersey to practice law and qualified pursuant to the New Jersey Court Rules and New Jersey Statutes to serve as a Municipal Public Defender. In addition, the City Public Defender must have experience in all areas of Municipal Court representation, including expert and lay direct and cross-examination, handling of discovery and motions in Municipal Court, prosecution of both Title 39, Municipal Ordinance, and other violations commonly considered by the Municipal Court. Respondent will serve as Municipal Court Public Defendant, providing representation to indigent defendants in the Hackensack Municipal Court, attending court hearings and trials, and preparing any documents necessary for the defense of offenses in the Hackensack Municipal Court.

Special Labor Counsel

Respondent must be an Attorney or Law Firm licensed to practice law in the State of New Jersey that wishes to provide labor and employment legal services to the City. Respondent must have significant experience representing New Jersey Municipalities and/or Public Entities as Special Labor Counsel as needed and directed by the City. The Successful Respondent will provide the City with legal guidance and representation relating to, but not necessarily limited to: performing legal research and providing advisory opinions as needed; researching and drafting ordinances, resolutions and collective bargaining agreements; reviewing and/or drafting contracts and other legal documents; representing the City in negotiations and litigation in Federal and State Courts and Administrative Forums; attending meetings of the Mayor and Council; meeting with individual Council Members or Employees upon request; conducting programs on specified labor and employment issues for appropriate Elected Officials and/or City Employees upon request; and, any other matters as directed by the City.

Bond Counsel

Respondent must have significant experience representing New Jersey Municipalities and/or Public Entities in bond matters. The Successful Respondent will provide the City with legal guidance relating to, but not necessarily limited to: performing legal research and providing advisory opinions as needed; rendering the Bond Counsel's opinion regarding the validity and binding effect of the bonds, the source of payment and security for the bonds, and the excludability of interest on the bonds from gross income for federal income tax purposes; preparing and reviewing documents necessary or appropriate to the authorization, issuance, sale, and delivery of the bonds, coordination

of the authorization and execution of these documents, and review and, where appropriate, drafting of enabling legislation; assisting the Issuer in seeking from other Governmental Authorities any approvals, permissions, and exemptions necessary or appropriate in connection with the authorization, issuance, sale, and delivery of the bonds; reviewing legal issues relating to the structure of the bond issue; preparing election proceedings or pursue validation proceedings; reviewing or preparing those sections of the offering document to be disseminated in connection with the sale of the bonds that relate to the bonds, financing documents, bond counsel opinion, and tax exemption; assisting the Issuer in presenting information to bond rating organizations and credit enhancement providers relating to legal issues affecting the issuance of the bonds; and reviewing or preparing the notice of sale or bond purchase contract for the bonds and reviewing or drafting the continuing disclosure undertaking of the Issuer; representing the City in any litigation resulting from the issuance or intent to issue bonds; attending meetings of the Mayor and Council upon request; notifying the City of changes in Municipal Bond or Municipal Finance Law or Regulations, as well as Court decisions that impact the City; and any other matters as directed by the City.

Tax Appeal Attorney

Respondent must be an Attorney licensed to practice law in the State of New Jersey that wishes to provide Special Counsel and Litigation Services to the City with regard to property tax appeals, as directed by the City Attorney, the Mayor and Council, the City Tax Assessor, or other appropriate Official within the City. Respondent must have significant experience in representing New Jersey Municipalities and/or Public Entities in Tax Court and before County Boards of Taxation. The Successful Respondent will provide the City with legal guidance relating to tax appeals, including but not necessarily limited to: performing legal research and providing advisory opinions as needed; drafting pleadings and stipulations of settlement related to tax appeals; representing the City in litigation in Federal and State Courts and Administrative Forums with regard to tax appeal issues; preparing motions and discovery requests; attending meetings of the Mayor and Council and/or Committees upon request; conducting programs on specified legal issues relating to tax appeals for appropriate Elected Officials and/or City Employees upon request; and, any other matters as directed by the City.

Tax Appeal Appraiser

Respondent must be a New Jersey Real Estate Appraiser licensed in the State of New Jersey that wishes to provide services to the City with regard to property tax appeals, as directed by the City Manager, the Mayor and Council, the City Tax Assessor, or other appropriate Official within the City. Qualifications include M.A.I, Licensed with General State Appraiser Certification and C.T.A (Certified Tax Assessor) designation for the State of New Jersey.

Respondent must have significant experience in representing New Jersey Municipalities and/or Public Entities in Tax Court and before County Boards of Taxation. The Successful Respondent will provide the City with guidance relating to tax appeals, including but not necessarily limited to: advisory opinions as needed; stipulations of settlement related to tax appeals; representing the City in litigation in Federal and State Courts and Administrative Forums with regards to tax appeal issues; attending meetings of the Mayor and Council and/or Committees upon request;

conducting programs on specified issues related to tax appeals for appropriate Elected Officials and/or City Employees upon request; and any other matter as directed by the City.

General Municipal Engineer

Respondent must have significant experience in providing Engineering Services to New Jersey Municipalities and/or Public Entities. Preference shall be given to Respondents that employ at least one Certified Municipal Engineer (“CME”). The Successful Respondent will provide the City with Engineering Services relating to, but not necessarily limited to, planning and designating capital improvements for buildings, roads, parks and recreational facilities within the City. The Successful Firm will also review private applications for development as directed by the City, or its Employees. Additionally, the Successful Respondent will provide Engineering Services in technical and administrative areas such as Municipal Budgeting, Traffic Engineering, Pavement Management, Storm Water Management, Water System Operations, Municipal Land Use, Public Contracts Law, Personnel Practices, Data Management, Infrastructure Maintenance and any other Engineering matter as directed by the City.

Consulting Traffic Engineer

Respondent must be a Qualified Consultant licensed to practice in the State of New Jersey. The Successful Respondent must provide on call Services, provide assistance to the City Manager, Police Department, Health Department, Department of Public Works, and Land Use Boards as directed by the City Manager. The requested Services will include but not be limited to: Reviewing Land Development Applications, including Review of Subdivisions, and Site Plans; Traffic Evaluations, Traffic Signal Design, Pavement Management Evaluations, Drainage, Roadway, Various Project Design and Infrastructure Design, Evaluation, and Maintenance Upgrades, for Various Design and Construction Projects within the City of Hackensack and provide other Services on an as needed basis to the City.

The Successful Respondent must provide the following Professional Credentialed Individuals, PE, PTP, TSOS. Structural Engineers familiar with foundation design. Traffic Signal Designers must have more than fifteen (15) years’ experience in Traffic Signal Design and Construction experience. The Successful Respondent must have prior experience and familiarity working with Municipal Engineering Projects, Traffic Engineering, Traffic Signal Design, Construction Management, Road, Drainage, and other projects as they relate to Traffic Planning and Design.

Consulting Environmental Engineer

Respondent must a Qualified Consultant licensed to practice in the State of New Jersey. The Successful Respondent must provide on call Services, provide assistance to the City Manager, Police Department, Health Department, Department of Public Works, and Land Use Boards as directed by the City Manager. The requested Services will include but not be limited to: Reviewing Land Development Applications, including Review of Subdivisions, and Site Plans; Various Project Design and Building Infrastructure Design, Evaluation and Maintenance Upgrades, LSRP Services, to provide assistance to the City with ongoing Site Remediation Projects, for

Various Construction Projects within the City of Hackensack and provide other Environmental Services on an as needed basis to the City.

The Successful Respondent must provide the following Professional Credentialed Individuals, PE, LSRP, AIA or RA. The Successful Respondent must be familiar with inside building shoring and bracing. The Successful Respondent must have prior experience and familiarity working with Municipal Engineering Projects, Construction Management, Environmental LSRP, Services, and other projects as they relate to Site Remediation Projects.

Municipal Auditor and Financial Management Services

Respondent must have significant experience in Public Sector Auditing. Further, the Respondent shall be licensed as a Registered Municipal Accountant. The Successful Respondent will provide the City with Consulting Services related, but not necessarily limited to: assisting in the preparation of the Municipal Budget; making routine investigations, examinations, and audits of books and financial records and preparing reports thereof; making inspections of varied financial transactions and records to ensure that concerned regulations and accounting procedures are observed; auditing expense invoices and preparing audits and reports of costs and other financial summaries and statements; preparing detailed reports of audits containing findings, conclusions, and recommendations; maintaining essential auditing records and files; and, any other thing necessary and proper for completion of the duties of the City Auditor as directed by the City.

Redevelopment Attorney

Respondent must be an Attorney licensed to practice law in the State of New Jersey that wishes to provide Special Counsel and Litigation Services to the City with regard to all legal matters related to Redevelopment, as directed by the City Attorney, the Mayor and Council, or other appropriate Official within the City. Respondent must have significant experience in representing New Jersey Municipalities and/or other Public Entities in Redevelopment matters. The Successful Respondent will provide the City with legal guidance relating to Redevelopment, including but not necessarily limited to: attending meetings of the Council; drafting ordinances and resolutions as directed by the Manager or the majority of the Members of the Council; give opinions and rulings on questions of Redevelopment law that may arise at Council meetings at the request of a majority of the Members of the Council or the City Manager; prepare and approve all legal instruments relating to Redevelopment within the City; represent the City in any Redevelopment related litigation; conduct trials, appeals, and other proceedings affecting the interest of the City as he or she may in his or her discretion determine to be necessary or desirable, subject to the approval of the Council; and, any other matters as directed by the City.

Affordable Housing Counsel

Respondent must have significant experience representing and advising New Jersey Municipalities and/or Public Entities concerning the Fair Housing Act, N.J.S.A. 52:27D-301, et. seq., Council on Affordable Housing (“COAH”), and Affordable Housing issues. The Successful Respondent will provide the City with legal guidance and representation relating to, but not necessarily limited to the following: performing legal research and providing advisory opinions as

needed; representing the City in Federal and State Courts, as well as administrative forums; reviewing, analyzing, and advising the City on applications before it; reviewing and/or drafting resolutions and ordinances; attending meetings of the Mayor and Council and any other Board or Committee, as directed; notifying the City of changes in the law or regulations concerning Affordable Housing, as well as Court decisions that may impact the City and its Officials; and, any other matters directed by appropriate City Officials.

City Planner/Architect

Respondent must be able to prepare for Community Development. City Planners often study their City's population and current use of land through surveys, field investigations, and other research methods. They may use computers to analyze their information, map land areas, project program costs, and predict trends. Other duties require preparing reports regarding the locations of different infrastructure, as well as population characteristics. City Planners use their reports and community input to plan how the City's land should be used. They may also plan public transportation systems if necessary. City Planners spend much of their time interacting with other Professionals.

Special Litigation Counsel

Respondent must have significant experience representing New Jersey Municipalities in all aspects of Municipal Law and litigation involving Municipalities. The Successful Respondent will provide the City with legal guidance and representation relating to, but not necessarily limited to the following: performing legal research and providing advisory opinions as needed; researching and drafting ordinances and resolutions; representing the City in Federal and State Courts, as well as administrative forums; reviewing, analyzing, and/or drafting contracts, bid specifications, or legal notices; attending all meetings of the Mayor and Council and any other Board or Committee, as directed; conduct programs on specified legal issues for appropriate Elected Officials and/or City Employees upon request; notify the City of changes in Municipal Law or State Regulations, as well as Court decisions, that impact the operation of the City; and, any other matters directed by appropriate City Officials.

SECTION 3

SUBMISSION REQUIREMENTS

3.1. General Requirements.

The Qualification Statement submitted by the Respondent must meet or exceed the Professional, Administrative and Financial Qualifications set forth in this Section 3 and shall incorporate the information requested below. An **Original and Eight (8) copies of the Qualification Statement and all attachments are to be submitted by each Respondent in response to this RFQ.**

In addition to the information required as described below, a Respondent may submit supplemental information that it feels may be useful in evaluating its Qualification Statement. This information may include documents such as a firm profile or brochure. Respondents are encouraged to be clear, factual, and concise in their presentation of information.

3.2. Administrative Information Requirements.

The Respondent shall, as part of its Qualification Statement, provide the following documentation and information:

1. An executive narrative summary (not to exceed two (2) pages) of the information contained in all the other parts of the Qualification Statement.
2. An executed Letter of Qualification (See Appendix “A” to this RFQ).
3. An executed Letter of Intent (See Appendix “B” to this RFQ).
4. Name, address, and telephone number of the firm or firms submitting the Qualification Statement pursuant to this RFQ, and the name of the key contact person for this RFQ.
5. A description of the business organization (i.e., Corporation, Partnership, Joint Venture, etc.) of each Firm, its Ownership and its Organizational Structure.
 - (a) Provide the Names and Business addresses of all Principals of the Firm or firms submitting the Qualification Statement. For purposes of this RFQ, the term “Principals” means persons possessing an Ownership interest in the Respondent. If the Respondent is a Corporation, “Principals” shall include each investor who would have any amount of operational control over the Respondent and every Stockholder having an Ownership interest of 10% or more in the Firm.

- (b) If the Firm is a partially owned or a fully-owned subsidiary of another Firm, identify the parent company and describe the nature and extent of the parent's approval rights over the activities of the Firm submitting a Qualification Statement. Describe the approval process.
 - (c) If the Respondent is a Partnership or a Joint Venture or similar Organization, provide comparable information as required in (a) and (b) above for each member of the Partnership, Joint Venture or similar Organization.
- 6. A statement that the Respondent has complied with all applicable Affirmative Action (or similar) requirements with respect to its business activities (e.g. N.J.S.A. 10:5-31, et seq. and N.J.A.C. 17:27 as amended) together with evidence of such compliance.
- 7. The number of years Respondent has been in business under the present name.
- 8. The number of years Respondent has been under the current management. If Respondent is a Corporation, please provide a current list of Corporate Officers.
- 9. Any judgments within the last three (3) years in which Respondent has been adjudicated liable for professional malpractice. If yes, please provide a recitation of the docket numbers.
- 10. Whether the business organization is now or has been involved in any bankruptcy or re-organization proceedings in the last ten (10) years. If yes, please provide a recitation of the docket numbers.
- 11. Confirm and provide copies of the appropriate Federal and State licenses to perform the services required by the position or contract for which this RFQ is made.
- 12. A copy of the Respondent's State of New Jersey Business Registration Certificate.
- 13. A completed Business Entity Disclosure Certification, in accordance with the State of New Jersey's Pay-to-Play laws, N.J.S.A. 19:44A-1, et seq.
- 14. Completed bid documents annexed hereto.

3.3. Professional Information Requirements.

1. Respondent shall submit a description of its overall experience in providing the type of services sought in the RFQ. At a minimum, the following information on past experience should be included as appropriate to the RFQ:
 - (a) Description and scope of work by Respondent;
 - (b) Name and contact information for any references; and
 - (c) Explanation of perceived relevance of the experience to the RFQ.
2. Describe the services that Respondent would perform directly.
3. Although total contract costs will not be the determining factors, budget or allocation of funds will be considered. Respondent shall furnish confirmation that proposed services will be performed at a rate not to exceed \$150.00/hr. Payments for services for contracts awarded will be paid upon the submission of itemized invoices detailing the work done and the time expended. **Block billing will not be permitted.** A Purchase Order will be processed and sent to you for signature. Payment will only be made following the formal approval on the claims list by the City at its subsequent regular meeting.
4. Describe those portions of the Respondent's services, if any, that are Sub-contracted out. Identify all Subcontractors the Respondent anticipates using in connection with the position or contract for which this RFQ is made.
5. Professional history of all individuals whom Respondent anticipates performing the Professional Services or Extraordinary Unspecifiable Services required by the position or contract for which this RFQ is made.
6. A narrative statement of Respondent's understanding of the City's needs and goals to be accomplished by the appointment or contract for which this RFQ is made.
7. List all immediate relatives of Principal(s) of Respondent who are City Employees or Elected Officials of the City.

(For purposes of the above, "Immediate Relative" means a spouse, parent, step-parent, brother, sister, child, step-child, direct-line aunt or uncle, grandparent, grandchild, and in-laws.)

SECTION 4

INSTRUCTIONS TO RESPONDENTS

4.1. Submission of Qualification Statements

A Respondent must submit its Qualification Statement to the designated contact person:

Deborah Karlsson, RMC
City Clerk
65 Central Avenue, 3rd Floor
Hackensack, New Jersey 07601

To be responsive, Qualification Statements must provide all requested information, and must be in strict conformance with the instructions set forth herein:

1. Qualification Statements must be received by the City no later than the Due Date, and must be mailed or hand-delivered. Qualification Statements forwarded by facsimile or e-mail will not be accepted. Qualification Statements received after this time will not be considered. The City will not bear responsibility for delays in delivery for any reason.
2. Qualification Statements and all related information must be stapled or bound, and signed by the Respondent. If Respondent is other than a natural person, the Qualification Statement must be signed by an individual with power to bind Respondent.
3. The name of the Respondent and the position or contract for which the submission is being made must be printed on the outside of the package containing Respondent's submission, together with instructions that the submission should not be opened prior to the Due Date. (Suggested format: "Qualification Statement for _____. Do not open until _____").

SECTION 5

EVALUATION

The City's objective in soliciting Qualification Statements is to enable it to select a Firm, Individual, or Organization that will provide high quality and cost effective services to the Taxpayers of Hackensack. The City will consider Qualification Statements only from Firms, Individuals, or Organizations that, in the City's judgment, have demonstrated the capability and willingness to provide high quality services to the Taxpayers of the City in the manner described in this RFQ.

Qualification Statements will be evaluated by the City on the basis of the most advantageous submission, all relevant factors considered. The evaluation will consider the following:

1. Experience and reputation in the field;
2. Knowledge of the subject matter to be addressed under the contract;
3. Availability to accommodate any required meetings of the City or City Agency; and
4. Any other factors demonstrated to be in the best interest of the City or City Agency.

APPENDIX A

LETTER OF QUALIFICATION

(Note: To be typed on Respondent's Letterhead. No modifications may be made to this letter)

Date: _____

Deborah Karlsson, RMC
City Clerk
65 Central Avenue, 3rd Floor
Hackensack, New Jersey 07601

Re: LETTER OF QUALIFICATION

Dear Ms. Karlsson:

The undersigned has/have reviewed my/our Qualification Statement submitted in response to the Request for Qualifications (RFQ) issued by the City of Hackensack ("the City"), dated _____, in connection with the City's need for Professional Services or Extraordinary Unspecifiable Services.

I/We affirm that the contents of the enclosed Qualification Statement (which Qualification Statement is incorporated herein by reference) is accurate, factual and complete to the best of our knowledge and belief and that the Qualification Statement is submitted in good faith upon express understanding that any false statement may result in the disqualification of _____ (Respondent).*

Signed: _____

Printed: _____

Title: _____

* If a Joint Venture, Partnership or other Formal Organization other than a natural person is submitting a Qualification Statement, this Letter of Qualification must be signed by an individual with the Legal Authority to bind the Organization.

APPENDIX B

LETTER OF INTENT

(Note: To be typed on Respondent's Letterhead. No modifications may be made to this letter)

Date: _____

Deborah Karlsson, RMC
City Clerk
65 Central Avenue, 3rd Floor
Hackensack, New Jersey 07601

Re: LETTER OF INTENT

Dear Ms. Karlsson:

The undersigned, as Respondent, has (have) submitted the attached Qualification Statement in response to a Request for Qualifications (RFQ), issued by the City of Hackensack ("the City"), dated _____, in connection with the City's need for Professional Services or Extraordinary Unspecifiable Services.

_____ ("Respondent")* HEREBY STATES:

1. The Qualification Statement contains accurate, factual, and complete information.
2. Respondent agrees to participate in good faith in the procurement process as described in the RFQ and to adhere to the City's procurement schedule.
3. Respondent acknowledges that all costs incurred by it (them) in connection with the preparation and submission of the Qualification Statement and any other documents prepared and submitted in response to the RFQ, or any negotiation which results therefrom shall be borne exclusively by the Respondent.
4. Respondent hereby declares that the only persons anticipated by Respondent to perform the Professional Services or Extraordinary Unspecifiable Services for which this Qualification Statement is submitted are named herein and that no person other than those herein mentioned has any participation in this Qualification Statement or in any contract to be entered into with respect thereto. Additional persons may subsequently perform Professional Services or Extraordinary Services for which this Qualification Statement is submitted, but only if acceptable to the City. Respondent declares that this Qualification Statement is made without connection with any other person, firm or parties who has submitted a Qualification Statement, except as expressly set

forth below and that it has been prepared and has been submitted in good faith and without collusion or fraud.

5. Respondent acknowledges and agrees that the City may modify, amend, suspend and/or terminate the procurement process (in its sole judgment). In any case, the City shall not have any liability to the Respondent for any costs incurred by the Respondent with respect to the procurement activities described in this RFQ.

6. Respondent acknowledges that any contract executed with respect to the provision of Professional Services or Extraordinary Unspecifiable Services must comply with all applicable Affirmative Action and similar Laws. Respondent hereby agrees to take such actions as are required in order to comply with such applicable Laws.

Signed: _____

Printed: _____

Title: _____

Dated: _____

* If a Joint Venture, Partnership or other Formal Organization other than a natural person is submitting a Qualification Statement, this Letter of Qualification must be signed by an individual with the Legal Authority to bind the Organization.

**Appendix C
NON-COLLUSION AFFIDAVIT**

STATE OF NEW JERSEY

ss:

COUNTY OF _____

I _____ of the City of _____

in the County of _____ and the State of _____

of full age, being duly sworn according to law on my oath depose and say that:

I am _____

Of the firm of _____

the Bidder making the Proposal for the above named project, and that I executed the said Proposal with full authority so to do; 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 **City of Hackensack** relies upon the truth of the statements contained in said Proposal 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

(Name of Contractor) (N.J.S.A. 52:34-15)

(Also type or print name of affiant under signature)

Subscribed and sworn to before me this
Day of 20_____.

Notary Public of
My commission expires:

Appendix D

DATA FORM

(Print or Type)

Name and Address of Administrator or Servicing Organization

In connection with the above-named company, I herewith make representations and supply information about myself as hereinafter set forth. (Attach addendum or separate sheet if space hereon is insufficient to answer any question fully.)

IF ANSWER IS "NONE" or "NO EXCEPTION", SO STATE.

1. Affiant's Full Name: _____

2. Other Names Used at any Time: _____

3. For the last 10 years, I have lived at the following address or addresses:

ADDRESS	CITY	DATES

4. Schooling:

College: _____

Graduate: _____

or Professional: _____

Degree (List): _____

5. Member of Professional Societies or Associations (List):

6. I presently hold or have held, in the past, the following professional, occupational, and vocational licenses issued by public or governmental licensing agencies or authorities (state date license issued, issuer of license, date terminated, reason for termination):

ATTACH LIST OF ALL EDUCATIONAL INSTITUTIONS AND LOCATION-CITY AND STATE

7. Present Chief Occupation:

Position or Title: _____

Employer's Name: _____

Address: _____

How long in this position? _____

How long with this employer? _____ Where? _____

8. Other jobs, positions, directorates or officerships concurrently held at present.

9. Complete Employment Record for Past 20 Years:

DATES	EMPLOYER	ADDRESS	TITLE

10. I control directly or indirectly or own legally or beneficially 10% or more of the outstanding capital stock (in voting power) of the following companies:

10a. If any of the above stock is pledged or hypothecated in any way, please detail fully:

11. I have never been adjudicated as bankrupt, except as follows:

12. I have never been convicted or had a sentence imposed or suspended, or had pronouncement of a sentence suspended, or been pardoned for conviction of, or pleaded guilty of an nolo contendere to an information an indictment charging a felony for embezzlement, theft or larceny, mail fraud, or violating any corporate securities statute or any insurance law, nor have I been the subject of a cease

and desist order or consent order _____ of any federal or state regulatory agency, except as follows: _____

13. During the last 10 years, I have neither been refused a professional, occupational vocational license by any public or governmental licensing agency or regulatory authority, nor has such a license held by me ever been suspended or revoked, except as follows:

14. I have never been an officer, director, key employee or controlling stockholder of a company which, while I occupied any such position or capacity with respect to it, became insolvent or was enjoined from or ordered to cease and desist from violating any law, except as follows:

15. Neither I nor any company of which I was an officer, director or key management person at the time has ever been subject to any civil action alleging fraud, negligence or violation of any applicable racketeering statutes (state or federal), except as follows:

16. I am not and none of the employees, officers or directors of: (name of company) is an employee, officer or director of any other administrator, program manager, servicing organization or insurance producer of the Fund, nor do I or any of the employees, officers or directors of (name of company) have a direct or indirect financial interest in any other administrator, program manager, servicing organization or insurance producer of the Fund, except as follows:

16a. Any direct or indirect financial interest or any position held as employee, officer or director in any other administrator, program manager, servicing organization, or insurance producer of the Fund, as described above, has been disclosed to the Fund commissioners or executive committee, as applicable. (Yes/No)

Dated and Signed this ____ day of _____ at _____.

I hereby certify under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge and belief and further, by the affixation of my signature hereon, I hereby give my certified consent to verify the representations and information supplied in response to all questions on the biographical data form, with any Federal, State, Municipal or other agency which may have knowledge and/or information thereon.

(Signature of Affiant)

State of _____

County of _____

Personally appeared before me the above named _____ personally known to me, who, being duly sworn, deposes and says that affiant executed the above instrument and that the statements and answers contained therein are true and correct to the best of affiant's knowledge and belief.

Subscribed and sworn to before me this ____ day of _____.

Notary Public

My Commission Expires _____

(SEAL)

DATA FORM SUMMARY

YEAR _____

Firm Name:

Address:

Phone Number: _____

Fax. Number: _____

1) List all parties having or deriving any interest, right or benefit in the firm.

Name	Address	Interest
------	---------	----------

2.) List all senior officers and directors who will be servicing the Fund, along with a description of professional qualifications.

Name	Title	Qualifications
------	-------	----------------

I hereby certify that the information on this disclosure is accurate and complete, and that I am an officer of the firm and am duly authorized to supply this information on behalf of the firm.

Signature: _____

Print: _____

Title: _____

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 **<name of contracting unit>** 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 **<type of contracting unit>** to notify the **<type of contracting unit>** 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 the **<type of contracting unit>** to declare any contract(s) resulting from this certification void and unenforceable.

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

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: _____

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 take affirmative action to ensure that such applicants are recruited and employed, 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 action 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 employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable 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 applicable 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 Div. of Contract Compliance & EEO 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 Div. of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.**

**STATE OF NEW JERSEY-- DIVISION OF PURCHASE AND PROPERTY
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN**

Quote Number: _____ **Bidder/ Offeror:** _____

PART 1: CERTIFICATION

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 found on the Division's website at <http://wWN.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. Bidders must review this list prior to completing the below certification. **Failure to complete the certification will render a bidder's proposal non-responsive.** If the Director finds a person or entity to be in violation of law, s/he 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 bidder listed above nor any of the 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 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 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 nonresponsive 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 boxes below.

EACH BOX WILL PROMPT YOU TO PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, CLICK THE "ADD AN ADDITIONAL ACTIVITIES ENTRY" BUTTON.

Name _____	Relationship to Bidder/Offeror _____
Description of Activities _____	
Duration of Engagement _____ Anticipated Cessation Date _____	
Bidder/Offeror Contact Name _____ Contact Phone Number _____	
ADD AN ADDITIONAL ACTIVITIES ENTRY	

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 State of New Jersey 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 State to notify the State 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 State of New Jersey and that the State at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): _____ Signature: _____

Title: _____ Date: _____

CITY OF HACKENSACK

ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA

The undersigned Bidder hereby acknowledges receipt of the following Addenda:

<u>Addendum Number</u>	<u>Dated</u>	<u>Acknowledge Receipt</u> (Initial)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

No addenda were received:

Acknowledgement for:

(Name of Bidder)

By: _____
(Signature of Authorized Representative)

Name: _____
(Print or Type)

Title: _____

Date: _____