

NOTICE TO BIDDERS

PUBLIC NOTICE IS HEREBY GIVEN that sealed bids will be received by the City of Bayonne for the **Lead Service Line Replacement Phase 2 Contract 1** for the **City of Bayonne, Hudson County, New Jersey**. In general, the work of this project consists of the investigation of water service lines and replacement of lead and lead-lined service lines.

Said Bids will be received, opened and read aloud in public by the Purchasing Agent of the City of Bayonne in the Council Chamber on the First Floor of the Municipal Building, 630 Avenue C, Room 15, Bayonne, New Jersey 07002 on Wednesday, June 3, 2026, at 10:00 AM prevailing time.

Bid forms, contracts and specifications are available by contacting Remington & Vernick Engineers. Contact shall be made by email, RVEbidinterest@rve.com, to make bid purchase arrangements.

Electronic download link for copies of the bid forms, contracts and specifications may be obtained from said Remington & Vernick Engineers, by prospective bidders upon request, upon payment of the sum of \$50.00 for each set. Should interested bidders not have the ability to handle electronic download sets, a set may be arranged to be sent overnight by emailing RVEbidinterest@rve.com.

NO BIDS ARE TO BE PICKED UP AT THE ENGINEER'S OFFICE OR AT THE MUNICIPALITY OFFICES.

PAYMENT MUST BE RECEIVED PRIOR TO OBTAINING SAID SPECIFICATIONS.

NO BIDS ARE TO BE DROPPED OFF AT THE ENGINEER'S OFFICE.

The **City of Bayonne** reserves the right to consider the bids for sixty (60) days after the receipt thereof, and further reserves the right to reject all bids and also to waive minor informalities or non-material exceptions in a bid and make such awards to the lowest responsible bidder in accordance with N.J.S.A. 40A:11-4. In no case shall the advertisement for bids to be published less than 30 days prior to the date fixed for receiving bids on the purchase or contract.

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.

This subchapter (7:22-9) establishes procedures for provided opportunities for socially 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 required 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.

In accordance with N.J.A.C. 7:22-9.6:

All project sponsors, at least 30 days prior to public advertisement for bids, shall notify the agencies specified in N.J.A.C. 7:22-9.13(a)8, of the availability of opportunities for SEDs to provide services, to bid on unrestricted contracts or subcontractors, or to provide any other necessary purchase or procurement. The notice shall include a description of the type and scope of the services involved.

Bids must be on the bid form prepared by Remington & Vernick Engineers in the manner designated therein and required by the specifications. All bids must be enclosed in sealed envelopes bearing the name and address of the bidder on the outside and also bearing on the outside reference to the particular work bid upon. Said bids are to be submitted and addressed to "John F. Coffey II, Esq., Law Director, City of Bayonne, 630 Avenue C, Room 15, Bayonne, New Jersey 07002.

Each bid shall be accompanied by a certified check, cashier's check or bid bond duly executed by the bidder as principal and having as surety thereon a surety company listed on the Federal Treasury List (Environmental Protection Department Circular 570 Surety Companies Acceptable on Federal Bonds) as required by N.J.A.C. 7:22-3.17(g) and approved by the **City of Bayonne** in a goal amount not less than ten percent (10%) but in no case in excess of \$20,000.00 of the amount bid.

The project sponsor has identified that the SED utilization goal for this project is 10 PERCENT. 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. Any such bid bond shall be without endorsement or conditions. The bid shall also be accompanied by a certificate letter from a surety company stating that it will provide the bidder with the completion bond. The 10 percent SED utilization requirement shall be accomplished by the following:

1. Bids shall be solicited in 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.
2. Contractors also have the option of establishing unrestricted bidding procedures to fulfill the 10 percent SED utilization requirement for the project.

In accordance with N.J.A.C. 7:22-9.10:

- 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 statues 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 statues 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.

The award of the contract shall be made subject to the certification of funds to do the work being provided by the **City of Bayonne** in a lawful manner. The contract to be executed by the successful bidder will provide that it shall not become effective until the necessary moneys to do the work have been provided by the **City of Bayonne** in a lawful manner. The award shall further be subjected to the securing of necessary State, Federal or Local permits governing the work.

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.

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.

In accordance with the provisions of N.J.S.A. 10:5-33 et seq., P.L. 1975, c. 127, N.J.S.A. 34:11-56.25 et seq. (New Jersey Prevailing Wage Act), and Americans with Disabilities Act of 1990 (42 U.S.C. S12101, et seq.) bidders are required to comply with all provisions.

In accordance with the provisions of N.J.S.A. 58:11B-26, N.J.A.C. 7:22-3.17(a)24 and 4.17(a)24, the contractor (subcontractor) shall comply with all the provisions of N.J.A.C. 7:22-9.

N.J.A.C. 7:22-3.17(a)24, 4.17(a)42, 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 percent.

The contractor (subcontractor) is further notified that they must comply with provisions of N.J.S.A. 52:25-24.2 and submit a Disclosure Statement listing stockholders with their bid.

The contractor is further notified that they must comply with N.J.S.A. 34:11-56.48 et seq. Public Works Contractor Registration Act and them and any subcontractors must be registered in accordance with the act.

The contractor is also further notified that they must comply with N.J.S.A. 52:32-44 and submit proof of business registration and submit proof of business registration for any named subcontractors in accordance with the act.

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 contractor or subcontract. This contract is subject to the provisions of N.J.A.C. 7:22-3, 4, 5, 9 and 10. In accordance with the provisions of N.J.S.A. 58:11B-26, N.J.A.C. 7:22-3.17(a) 24 and 4.17(a) 24, the contractor (subcontractor) shall comply with all of the provisions of N.J.A.C. 7:22-9.

This Notice shall appear in the Newspaper not less than ten (10) working days before the bid opening; and notice of revisions or addenda to advertisements or bid documents will be as outlined in N.J.S.A. 40A:11-23.

By Order of the
Municipal Council of the City of Bayonne

Dated: May 1, 2026