BOROUGH OF PENNS GROVE
SALEM COUNTY, NEW JERSEY

REQUEST FOR BIDS – RE-ADVERTISEMENT
INTERIOR CLEAN-OUT AND POSSIBLE SEPARATE ASBESTOS FLOORING ABATEMENT
64 EAST MAIN STREET
PENNS GROVE, NEW JERSEY

KEY DATES AND TERMS

Bids due and public opening	Wednesday, October 21, 2026, at 10:00 a.m., Penns Grove Borough Hall, 1 State Street, Penns Grove, NJ 08069
Not-to-exceed amount	$100,000.00 for all work awarded, whether one combined contract or two separate contracts (Section 4)
Advertising period	Twenty-one (21) days, from posting of the Notice to Bidders on the Borough's official website on Wednesday, September 30, 2026 (P.L. 2025, c. 72) to the bid opening
Completion time	Thirty (30) consecutive calendar days after the date stated in the Notice to Proceed (Section 13)
Site inspection	By appointment only, through Tuesday, October 13, 2026; signed waiver of liability required before entry (Section 8)
Written questions due	Tuesday, October 9, 2026, by email to the Borough Engineer (Section 18)
Bid documents	Office of the Borough Clerk, Borough Hall, and the Borough website at www.pennsgrove-nj.org
Prevailing wage	Applies. This is a public works project (Section 15)

The Borough of Penns Grove, Salem County, New Jersey ("Borough"), will receive sealed bids from qualified contractors for the interior clean-out of the Borough-owned building located at 64 East Main Street, Penns Grove, New Jersey, an approximately 10,000 square foot building, and for the removal and disposal of asbestos-containing flooring in that building. Bids will be received and publicly opened and read aloud at the date, time, and place stated in Section 17, and any contract will be awarded in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

The Borough is considering either:

> **Option A – Combined Award:** A single contract for both the general interior clean-out and the asbestos-containing flooring removal and disposal; or

Option B – Separate Awards: Separate contracts for (1) the general interior clean-out and (2) the asbestos-containing flooring abatement, removal, and disposal.

Bidders may bid on one or both components. The basis of award is set out in Section 12.

Re-advertisement. This Request for Bids re-advertises the Borough's prior solicitation for the same work, under which bids were received in August 2026. The Borough rejected all bids received under the prior solicitation because they substantially exceeded the Borough's appropriation for the work. See N.J.S.A. 40A:11-13.2. These specifications have been revised, including a not-to-exceed amount. This document replaces the prior solicitation in its entirety, including every addendum and written response to questions issued under it. Bidders who responded to the prior solicitation must submit a new bid on the forms included with this document.

1. CONTRACTING UNIT

Borough of Penns Grove
1 State Street
Penns Grove, New Jersey 08069
Attn: Borough Clerk
Phone: (856) 299-0098, ext. 103

2. PROJECT LOCATION

64 East Main Street, Penns Grove, New Jersey (Block 67, Lots 20,23)

3. PURPOSE

The Borough seeks qualified contractors to provide all labor, materials, supervision, equipment, transportation, disposal, and related services necessary for the clean-out of the building and, if awarded, the removal and lawful disposal of asbestos-containing flooring materials.

The Borough's objective is to prepare the building for renovation as the Borough's Technology Hub/Community Center.

4. NOT-TO-EXCEED AMOUNT

The Borough has appropriated not more than One Hundred Thousand Dollars ($100,000.00) for all work under these specifications. The total price of all work awarded, whether under one combined contract or the sum of two separate contracts, shall not exceed $100,000.00.

The Borough has no funds to award more than $100,000.00 for this work. If the lowest responsible bid, or the lowest combination of responsible bids, would cause the total cost of the work to exceed $100,000.00, the Borough will reject all bids under N.J.S.A. 40A:11-13.2 and will not award any contract.

Bid prices shall be lump sums and shall include all labor, materials, equipment, supervision, hauling, disposal and tipping fees, permits and permit fees payable by the contractor (Section 6.D),

insurance, bonds, and wages paid at not less than the prevailing wage rates. The Borough will retain the Asbestos Safety Control Monitor for the asbestos work, and that firm's fees are not part of any bid price. Stating the not-to-exceed amount does not obligate the Borough to spend it.

5. DESCRIPTION OF PROPERTY

The building is approximately 7,000 square feet. The property is owned by the Borough and will be available for inspection by appointment only, as provided in Section 8.

The Borough has confirmed that flooring in the building includes asbestos-containing material greater than one percent (1%). The Borough's asbestos test results are available from the Borough Clerk on request. A facilities conditions report shall be available with the entire RFP on the Borough website.

6. SCOPE OF WORK

A. General Interior Clean-Out Component

The General Interior Clean-Out Component shall include, but not be limited to:

1. Removal of all non-structural interior contents, debris, abandoned materials, and rubbish;
2. Removal of all interior structures, fixtures, and finishes not designated to remain, including shelving, cabinetry, counters, partitions, suspended ceilings, doors and frames, non-load-bearing interior assemblies, and wall, ceiling, and floor finishes not included in the asbestos component, together with furniture, equipment, and loose items. Without limiting the foregoing, this includes the walk-in refrigerators and walk-in freezers, the U-shaped bar, all tables and seating (fixed or loose), wood soffits, ceramic wainscoting, and all flooring that does not contain asbestos, including carpet, ceramic tile, vinyl, and wood flooring;
3. Recovery of any refrigerant from refrigeration equipment by a technician certified by the United States Environmental Protection Agency before that equipment is removed, with recovery records provided to the Borough;
4. Loading, hauling, and lawful off-site disposal of all removed materials;
5. Protection of all items and areas designated to remain;
6. Site safety, dust control, and daily housekeeping;
7. Leaving all work areas in broom-clean condition; and
8. Submission of disposal receipts and close-out documentation.

B. Asbestos Flooring Abatement Component

The Asbestos Flooring Abatement Component shall include, but not be limited to:

1. Removal, handling, packaging, transport, and lawful disposal of asbestos-containing flooring materials, including associated mastic;
2. Preparation of containment and all required engineering controls;

3. Compliance with all required worker protection, permit, notification, and monitoring requirements;
4. Coordination with the Asbestos Safety Control Monitor retained by the Borough;
5. Cleaning, clearance-related procedures, and project close-out documentation;
6. Waste shipment records, manifests, and disposal documentation; and
7. Final condition suitable for turnover to the Borough or any follow-on contractor.

Bid prices for this component shall cover the removal of asbestos-containing floor tile and associated mastic throughout the building, wherever it is present.

C. Combined Bid

A bidder may bid both components and may also state a single combined lump sum price for both. A combined price will be considered only from a bidder that also states separate prices for each component.

D. Work Conditions and Clarifications

The following clarifications respond to questions raised under the prior solicitation and apply to both components:

1. **Items to remain.** Load-bearing and exterior walls, the roof and building envelope, exterior doors and windows, the electrical service equipment and meters, and any other items the Borough Engineer identifies as "to remain" during the site inspection shall remain and shall be protected.
2. **Hard ceilings.** Suspended ceilings shall be removed. Drywall and plaster ceilings shall remain.
3. **Utilities.** The Borough will arrange for electric, gas, and water service to the work areas to be disconnected and made safe at the source before demolition begins. The contractor shall remove abandoned exposed mechanical, electrical, and plumbing fixtures, piping, conduit, and ductwork in the work areas. The Borough does not guarantee that water or electric service will be available on site for the contractor's use. The contractor shall provide any temporary power, water, lighting, and sanitary facilities it needs.
4. **Site fence and staging.** A temporary site fence is not required. The location of dumpsters, containers, and equipment, and any use of the street or sidewalk, require the Borough's approval in advance.
5. **Permits and notifications.** The contractor shall obtain all permits required for its work. For the asbestos component, the contractor shall act as the Borough's authorized representative in applying for the asbestos hazard abatement construction permit under N.J.A.C. 5:23-8, naming the Asbestos Safety Control Monitor retained by the Borough, and shall itself file all required notifications with the New Jersey Department of Labor and Workforce Development and the federal asbestos demolition/renovation notification under

40 C.F.R. 61.145. All permit and notification fees payable by the contractor are included in the bid price.

6. **Prevailing wage.** This is a public works project subject to the New Jersey Prevailing Wage Act (Section 15).

7. BOROUGH'S RIGHT TO COMBINE OR SEPARATE

In accordance with the basis of award in Section 12, the Borough reserves the right to:

1. Award both components to one bidder as a single combined contract;
2. Award the two components separately to different bidders; or
3. Reject all bids, including where the lowest total cost exceeds $100,000.00.

No bidder shall have any claim against the Borough arising from the Borough's decision to combine or separate the components or to reject all bids.

8. SITE INSPECTION

Site inspection is strongly recommended. The building will be available for inspection by appointment only, through Tuesday, October 13, 2026. Appointments shall be scheduled through the Borough Engineer at djohnson@grantecg.com.

Each person entering the building must sign the Borough's waiver of liability before entry. The Borough reserves the right to require evidence of contractor qualifications before permitting access to the building.

Bidders are responsible for familiarizing themselves with site conditions and all existing conditions reasonably ascertainable by inspection. No additional compensation will be allowed for such conditions.

9. MINIMUM QUALIFICATIONS

All Bidders

At the time of bid, the bidder and each of its subcontractors shall be registered under the Public Works Contractor Registration Act, N.J.S.A. 34:11-56.48 et seq., and shall hold a Business Registration Certificate issued by the New Jersey Division of Revenue and Enterprise Services.

This contract is not bid by trade branches under N.J.S.A. 40A:11-16, and no subcontractor listing under that section is required. The identification of proposed subcontractors requested in Section 10.B is used to review responsibility and to verify registration.

General Interior Clean-Out Bidders

Each bidder for the general clean-out component shall demonstrate:

1. Experience with interior demolition, building clean-out, or similar work;
2. Capacity to provide labor, equipment, hauling, and disposal services;

3. Good standing to do business in New Jersey;
4. Required public contracting compliance documentation; and
5. Ability to complete the work within the time stated in Section 13.

Asbestos Flooring Abatement Bidders

Each bidder for the asbestos component shall demonstrate:

1. A current asbestos abatement contractor license issued under the Asbestos Control and Licensing Act, N.J.S.A. 34:5A-32 et seq., and all other required permits and certifications;
2. Experience with asbestos abatement in public or commercial buildings;
3. Use of supervisors and workers holding current New Jersey asbestos worker or supervisor permits;
4. Ability to provide required notifications, manifests, and close-out records, and to cooperate with the Borough's Asbestos Safety Control Monitor; and
5. Ability to comply with all applicable environmental, health, and safety requirements and to complete the work within the time stated in Section 13.

10. BID SUBMISSION REQUIREMENTS

Each bidder shall submit one original and two (2) copies of its bid, in a sealed envelope marked as stated in Section 17. The required forms are listed in Appendix A.

A. Mandatory Items (N.J.S.A. 40A:11-23.2)

The following items must be submitted with the bid. The failure to submit any of them is a fatal defect that renders the bid non-responsive and cannot be cured by the Borough:

(a) Statement of ownership disclosure under N.J.S.A. 52:25-24.2, completed and signed;

(b) Acknowledgment of receipt of all addenda, on the form provided (Section 19); and

(c) Consent of Surety under N.J.S.A. 40A:11-22 for the performance bond required by Section 10.C, on the form in Appendix C or an equivalent form;

B. Other Required Items

Each bid shall also include:

(a) Completed and signed Bid Form (Section 19), stating the components bid;

(b) Business Registration Certificate for the bidder and each subcontractor;

(c) Public Works Contractor Registration Certificate for the bidder and each subcontractor;

(d) Non-Collusion Affidavit, signed and notarized, on the form in Appendix D;

(e) Signed acknowledgment of the Mandatory Equal Employment Opportunity Language for construction contracts (Exhibit B, N.J.A.C. 17:27-3.6 and 17:27-3.8), which is set out in full in Appendix B. Bidders are required to comply with the requirements of P.L. 1975, c.

127 (N.J.S.A. 10:5-31 et seq.). The successful bidder shall submit the Initial Project Workforce Report (Form AA-201) after notice of award and before the contract is signed;

(f) Certification that the bidder is not identified on the Department of the Treasury's list of persons engaging in prohibited investment activities in Iran (N.J.S.A. 52:32-58), which must be on file before award;

(g) Certification regarding prohibited activities in Russia or Belarus (N.J.S.A. 52:32-60.1; P.L. 2022, c. 3), which must be on file before award;

(h) Qualifications statement, including a list of at least three (3) comparable projects completed within the past five (5) years, with owner contact information;

(i) Identification of key personnel and all proposed subcontractors;

(j) Schedule showing completion of all work bid within the time stated in Section 13;

(k) For the asbestos component: a copy of the contractor's asbestos abatement license and a list of the supervisors and workers to be assigned, with their current asbestos permit numbers; and

(l) Certificate of insurance, or a letter from the bidder's insurer confirming that the coverage required in Section 14 will be provided.

C. Bid Guarantee and Bonds

Bid guarantee. No bid guarantee is required (N.J.S.A. 40A:11-21).

Performance bond. The successful bidder shall furnish a performance bond in the amount of twenty-five percent (25%) of the contract price, issued by a surety company authorized to do business in New Jersey, before the contract is signed (N.J.S.A. 40A:11-22). Each bid shall be accompanied by a certificate from a surety company stating that it will provide the bidder with the required performance bond if the bidder is awarded the contract. The surety certificate is a mandatory item under Section 10.A. The payment bond requirement of the Public Works Bond Act, N.J.S.A. 2A:44-143, is waived because the contract does not exceed $100,000.00.

D. Business Registration (N.J.S.A. 52:32-44)

The contractor and every subcontractor must be registered with the New Jersey Division of Revenue and Enterprise Services. The contractor shall give written notice to its subcontractors to submit proof of business registration to the contractor. Before the contract is awarded, the contractor shall submit a copy of its Business Registration Certificate and those of any named subcontractors. During the contract, the contractor shall maintain and submit to the Borough a list of its subcontractors and their addresses, updated as needed, and the contractor and each of its affiliates shall collect and remit New Jersey use tax on sales of tangible personal property delivered into New Jersey.

E. Political Contribution Disclosure

This is a notice, not a bid submission item. A business entity that receives contracts from New Jersey public entities totaling $50,000.00 or more in a calendar year must file an annual Business

Entity Disclosure Statement with the New Jersey Election Law Enforcement Commission under N.J.S.A. 19:44A-20.27. Because this contract is publicly advertised for bids, the pre-award political contribution disclosure under N.J.S.A. 19:44A-20.26 does not apply.

11. PRICING FORMAT

Bidders shall state lump sum prices, in words and figures, on the Bid Form (Section 19) as follows:

A. General Interior Clean-Out Component: Lump Sum

B. Asbestos Flooring Abatement Component: Lump Sum

C. Combined Price for Both Components (optional): Lump Sum

If a price stated in words differs from the price stated in figures, the price stated in words shall govern.

12. BASIS OF AWARD

Any contract will be awarded to the lowest responsible bidder, as required by N.J.S.A. 40A:11-4, on the following basis:

(a) The Borough will compare (1) the lowest responsible Combined Price (Price C) with (2) the sum of the lowest responsible General Interior Clean-Out price (Price A) and the lowest responsible Asbestos Flooring Abatement price (Price B), and will award in the manner that results in the lowest total cost to the Borough.

(b) No award will be made that causes the total cost of the work to exceed $100,000.00. If the lowest total cost under paragraph (a) exceeds $100,000.00, the Borough will reject all bids.

(c) In determining whether a bidder is responsible, the Borough may consider the bidder's licenses, registrations, experience, references, safety and compliance record, and capacity to complete the work within the time stated in Section 13.

(d) The Borough will award or reject bids within sixty (60) days after the bid opening, unless the time is extended with the consent of the bidders as permitted by N.J.S.A. 40A:11-24.

13. CONTRACT TERM AND COMPLETION TIME

Time is of the essence. The contractor shall begin work within five (5) calendar days after the date stated in the Borough's written Notice to Proceed and shall complete all awarded work, including delivery of all close-out documentation, within **thirty (30) consecutive calendar days** after that date.

The Borough will not issue a Notice to Proceed for asbestos work until the contractor has obtained the required asbestos permit and all required advance notifications have been filed, and their waiting periods have run. Bidders should plan for that lead time between award and the Notice to Proceed.

If separate contracts are awarded, both contractors shall complete their work within the same completion period and shall coordinate the sequence of their work as directed by the Borough Engineer.

The completion time may be extended only by written change order, and only for delays caused by the Borough or by events beyond the contractor's reasonable control. Each bidder shall certify on the Bid Form that it will complete the work within that time.

14. INSURANCE

Before beginning work, the successful bidder(s) shall provide certificates of insurance, in forms satisfactory to the Borough, for at least the following coverage:

1. Commercial General Liability: $1,000,000 per occurrence and $2,000,000 aggregate;
2. Automobile Liability: $1,000,000 combined single limit;
3. Workers' Compensation: statutory limits; Employer's Liability: $500,000 each accident;
4. For the asbestos component, Contractor's Pollution or Asbestos Abatement Liability: $1,000,000 per occurrence and $2,000,000 aggregate; and
5. Any additional insurance required by the Borough for asbestos-related work.

The Borough shall be named as an additional insured on the liability policies.

15. COMPLIANCE WITH LAW

The successful bidder(s) shall comply with all applicable federal, state, county, and local laws, regulations, ordinances, and codes, including those relating to public contracting, worker health and safety, asbestos licensing and abatement, disposal of regulated materials, transportation of waste, equal employment opportunity, nondiscrimination, and all permit and notice requirements.

Prevailing wage. This is a public works project. The contract will contain the applicable prevailing wage rate determination, and the contractor and all subcontractors shall pay not less than the prevailing wage rates established by the New Jersey Department of Labor and Workforce Development under the Prevailing Wage Act, N.J.S.A. 34:11-56.25 et seq. The contractor shall post the applicable rates at the site and shall submit certified payroll records to the Borough and to the Department of Labor and Workforce Development, through its website, within ten (10) days after each payroll period (N.J.S.A. 34:11-56.29).

Asbestos work. Asbestos work shall comply with the Asbestos Control and Licensing Act, N.J.S.A. 34:5A-32 et seq., and N.J.A.C. 12:120; the asbestos hazard abatement subcode of the Uniform Construction Code, N.J.A.C. 5:23-8; the National Emission Standards for Hazardous Air Pollutants for asbestos, 40 C.F.R. Part 61, Subpart M; and the federal Occupational Safety and Health Administration asbestos standard for construction, 29 C.F.R. 1926.1101.

Affirmative action and accessibility. The successful bidder(s) shall comply with N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27, and with the Americans with Disabilities Act of 1990, 42 U.S.C. 12101 et seq.

16. RESERVATION OF RIGHTS

The Borough reserves the right, to the fullest extent permitted by law, to:

1. Reject any or all bids under N.J.S.A. 40A:11-13.2;
2. Waive minor, non-material informalities, but not the mandatory items listed in Section 10.A;
3. Request information bearing on a bidder's responsibility;
4. Award one combined contract or separate component contracts in accordance with Section 12;
5. Amend these specifications by addendum before the bid opening; and
6. Take such other action as is permitted by law.

17. BID DEADLINE AND OPENING

Sealed bids will be received by the Borough Clerk until, and will be publicly opened and read aloud at:

Date: Wednesday, October 21, 2026
Time: 10:00 a.m. prevailing time
Location: Penns Grove Borough Hall, 1 State Street, Penns Grove, NJ 08069

This date is twenty-one (21) days after the Notice to Bidders was posted on the Borough's official website on Wednesday, September 30, 2026, as required by P.L. 2025, c. 72 (N.J.S.A. 35:3-1 et seq.).

Bids may be delivered by hand, by mail, or by overnight carrier. The sealed bid envelope, and any outer carrier package, shall show the bidder's name and address and shall be plainly marked:

"BID – 64 East Main Street – Interior Clean-Out / Asbestos Flooring – Opening Wednesday, October 21, 2026"

The Borough is not responsible for delays by any delivery service. Bids received after the stated time will not be considered and will be returned unopened. Bids submitted by fax or email will not be accepted.

18. QUESTIONS AND ADDENDA

All questions concerning these specifications shall be submitted in writing, by email, no later than Friday, October 9, 2026, to:

Dena Moore Johnson, PE, Borough Engineer
Grant Engineering & Construction Group, LLC
djohnson@grantecg.com
with a copy to the Borough Clerk at swilliams@pennsgrove-nj.org

Answers will be provided on the website issued only by written addendum, not later than Wednesday, October 14, 2026.

19. BID FORM

Interior Clean-Out and Possible Separate Asbestos Flooring Abatement – 64 East Main Street, Penns Grove, New Jersey

Name of Bidder: _____

Address: _____

Telephone: _____

Email: _____

Contact Person: _____

Public Works Contractor Registration No.: _____

Asbestos Abatement License No. (asbestos component only): _____

Components bid (check all that apply):

[ ] A. General Interior Clean-Out

[ ] B. Asbestos Flooring Abatement

[ ] C. Combined Price for Both Components (only if A and B are also bid)

A. General Interior Clean-Out Lump Sum

In figures: $_____

In words: _____

B. Asbestos Flooring Abatement Lump Sum

In figures: $_____

In words: _____

C. Combined Lump Sum for Both Components (optional)

In figures: $_____

In words: _____

Certification. The undersigned bidder certifies that it has examined the specifications and the site; that its prices include all work described and wages at not less than the prevailing wage rates; that the total price of all work awarded shall not exceed $100,000.00; and that it will complete all awarded work within the completion time stated in Section 13.

Acknowledgment of addenda. The bidder acknowledges receipt of the following addenda (write "None" if none were received):

No. ____ dated _____ No. ____ dated _____ No. ____ dated _____

Authorized Signature: _____

Printed Name and Title: _____

Date: _____

APPENDIX A – BID DOCUMENT CHECKLIST

Bidders should submit this checklist with the bid. Items marked "Mandatory" cannot be cured after the bid opening.

- [ ] Bid Form, completed and signed (Section 19)
- [ ] Statement of ownership disclosure, N.J.S.A. 52:25-24.2 (Mandatory)
- [ ] Acknowledgment of all addenda, on the Bid Form (Mandatory)
- [ ] Consent of Surety for 25% performance bond, Appendix C (Mandatory)
- [ ] Business Registration Certificate (bidder and subcontractors)
- [ ] Public Works Contractor Registration Certificate (bidder and subcontractors)
- [ ] Non-Collusion Affidavit, notarized (Appendix D)
- [ ] Signed acknowledgment of Exhibit B affirmative action language (Appendix B)
- [ ] Iran disinvestment certification
- [ ] Russia/Belarus certification
- [ ] Qualifications statement, comparable projects, and references
- [ ] Key personnel and subcontractor list
- [ ] Project schedule (Section 13 completion time)
- [ ] Asbestos license and worker/supervisor permit list (asbestos component only)
- [ ] Certificate of insurance or insurer's letter

Where to obtain the required forms

The following forms are published by the New Jersey Department of the Treasury at www.nj.gov/treasury/purchase/forms.shtml and www.nj.gov/treasury/contract_compliance, and shall be completed and submitted as stated in Section 10:

- Ownership Disclosure (N.J.S.A. 52:25-24.2) – www.nj.gov/treasury/purchase/forms/OwnershipDisclosure.pdf
- Disclosure of Investment Activities in Iran (N.J.S.A. 52:32-58) – www.nj.gov/treasury/purchase/forms/DisclosureofInvestmentActivitiesinIran.pdf
- Disclosure of Prohibited Activities in Russia/Belarus (N.J.S.A. 52:32-60.1) – www.nj.gov/treasury/administration/pdf/DisclosureofProhibitedActivitiesinRussiaBelarus.pdf
- Mandatory Language for Construction Contracts (Appendix B) – www.nj.gov/treasury/contract_compliance/documents/pdf/programs/MandatoryConstructionLanguage.pdf
- Initial Project Workforce Report, Form AA-201 (successful bidder, after award) – www.nj.gov/treasury/contract_compliance/documents/pdf/forms/aa201.pdf

The Bid Form (Section 19), Consent of Surety (Appendix C), and Non-Collusion Affidavit (Appendix D) are included in these specifications. The waiver of liability for site access is available

from the Borough Clerk. State forms on the Treasury site that apply only to State contracts (such as the Offer and Acceptance page, the State Standard Terms and Conditions, and the Chapter 51 and Chapter 271 certifications) are not required for this bid.

APPENDIX B

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, c. 127) | N.J.A.C. 17:27-3.6 and 17:27-3.8

EXHIBIT B – CONSTRUCTION CONTRACTS

During the performance of this contract, the contractor agrees as follows:

1. Nondiscrimination: 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 ensure that equal opportunity is afforded to such applicants in recruitment and employment, 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 equal employment opportunity 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.

2. Solicitations and Advertisements: 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.

3. Labor Unions and Worker Representatives: The contractor or subcontractor will send to each labor union, 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.

4. Rules and Regulations: 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.

5. Good Faith Outreach and Hiring Goals: When hiring or scheduling workers in each construction trade, the contractor or subcontractor agrees to make good faith efforts to employ minority and women workers in numbers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-7.2; provided, however, that the Dept. of LWD, Construction EEO Monitoring Program, may authorize a construction goal of not less than 20% for minorities and 6.9% for women for all trades. The contractor or subcontractor agrees to review each trade on the project site each month, and if its work force is not meeting the goals, to make good faith efforts to obtain minority and women workers through: (a) the union, if applicants are referred by union agreement; (b) the New Jersey Department of Labor and Workforce Development Construction EEO Monitoring Program; (c) state and local workforce agencies, training programs,

and trade organizations; and (d) targeted advertising in community and minority/women-focused media.

6. Documentation and Best Efforts: If the contractor or subcontractor has a collective bargaining agreement providing for exclusive referral of workers, it will obligate itself to refer minority and women workers to meet the workforce goals. If the union fails or refuses to refer such workers, the contractor or subcontractor shall notify the public agency and the Department of the Treasury, Division of Public Contracts Equal Employment Opportunity Compliance, within three (3) business days of such failure or refusal, and shall hire workers directly from other available sources to achieve equal employment opportunity.

7. Reporting Requirements: The contractor agrees to complete and submit within three (3) business days after signing a construction contract an Initial Project Workforce Report (Form AA-201) to the public agency and the Division of Public Contracts Equal Employment Opportunity Compliance, and thereafter submit a Monthly Project Workforce Report (Form AA-202) once per month for the duration of the project.

8. Subcontracts: The contractor agrees to include the mandatory language of this Exhibit in every subcontract or purchase order so that the provisions will be binding upon each subcontractor or vendor.

BIDDER'S ACKNOWLEDGMENT & COMPLIANCE CERTIFICATION

(Must be completed, signed, and submitted with the bid proposal)

The undersigned bidder hereby acknowledges receipt of the Mandatory Equal Employment Opportunity Language for Construction Contracts (N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27, Exhibit B). The undersigned certifies that it is fully aware of its affirmative action responsibilities thereunder and agrees to comply strictly with all provisions if awarded the contract.

The successful bidder further certifies that it will complete and submit the Initial Project Workforce Report (Form AA-201) to the Borough of Penns Grove and the State of New Jersey following notification of award and prior to signing the contract.

Project Name:	Interior Clean-Out & Possible Separate Asbestos Flooring Abatement 64 East Main Street, Penns Grove, NJ 08069
Name of Bidder / Firm:	_____
Business Address:	_____
Authorized Signature:	_____
Printed Name & Title:	_____
Date Signed:	_____

APPENDIX C – CONSENT OF SURETY

(Mandatory – must be submitted with the bid, N.J.S.A. 40A:11-22 and 40A:11-23.2)

Interior Clean-Out and Possible Separate Asbestos Flooring Abatement – 64 East Main Street, Penns Grove, New Jersey

Bidder: _____

Surety: _____

Surety Address: _____

Telephone: _____

The surety must be authorized to do business in the State of New Jersey and must be listed in the current United States Department of the Treasury Circular 570.

The undersigned surety consents and agrees that, if the contract for the above work is awarded to the bidder named above, the surety will execute and deliver to the Borough of Penns Grove a performance bond, in the amount of twenty-five percent (25%) of the contract price, guaranteeing the bidder's faithful performance of the contract in accordance with the bid specifications and contract documents, and indemnifying the Borough against loss resulting from the bidder's failure to perform.

A current power of attorney for the attorney-in-fact signing below shall be attached.

IN WITNESS WHEREOF, the surety has executed this Consent of Surety this _____ day of _____, 2026.

ATTEST: _____

SURETY: _____

By (Attorney-in-Fact): _____

Printed Name and Title: _____

(Surety seal)

APPENDIX D – NON-COLLUSION AFFIDAVIT

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

Interior Clean-Out and Possible Separate Asbestos Flooring Abatement – 64 East Main Street, Penns Grove, New Jersey

STATE OF NEW JERSEY)
) ss:
COUNTY OF _____)

I, _____, residing in _____ in the County of _____ and State of _____, of full age, being duly sworn according to law on my oath, depose and say that:

I am the _____ (title) of _____ (firm), the bidder making the bid for the above-named project, and I executed the bid with full authority to do so. The 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. All statements contained in the bid and in this affidavit are true and correct, and are made with full knowledge that the Borough of Penns Grove relies on the truth of the statements contained in the bid and in this affidavit in awarding the contract for the project.

I further warrant that no person or selling agency has been employed or retained to solicit or secure the 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 _____ (firm).

Signature: _____

Printed Name and Title: _____

Subscribed and sworn to before me this _____ day of _____, 2026.

Notary Public of the State of _____

My commission expires: _____

(Seal)