

NOTICE TO BIDDERS

PUBLIC NOTICE IS HEREBY GIVEN that sealed bids will be received by the **South Jersey Economic Development District, Inc.** for the following project:

Next Generation Aviation Research Park Infrastructure Development Project located on 58.25 acres at the FAA William J. Hughes Technical Center in the Township of Egg Harbor, Atlantic County, New Jersey.

GENERAL DESCRIPTION OF PROJECT: This project will consist of the construction of the site work infrastructure improvements required to support the Next Generation Aviation Research Park building project. The infrastructure improvements will include construction of roadways, improvements to Delilah Road, grading, drainage, sanitary sewers, traffic signalization, county road widening and related site work.

FUNDING: Note that this project is to be funded by the United States Economic Development Administration under Award #01-01-08559, New Jersey Department of Transportation, United States Housing and Urban Development, United States Agriculture Department-Rural Development, County of Atlantic and private financing. The award of the Contract shall be made subject to the necessary moneys to do the work being provided to SJEDD in a lawful manner as is the Contract to be executed by the Successful Bidder. The award shall further be subjected to the securing of necessary State, Federal or Local permits governing the work.

EXAMINATION AND OBTAINING CONTRACT DOCUMENTS: Copies of the Bid forms, contracts, project plans and specifications (Contract Documents) are on file at the office of South Jersey Economic Development District, Inc. (SJEDD) located at 226 N. High Street, Suite A., Millville, NJ 08332 and may be obtained at said address by prospective bidders upon request and upon payment of the sum of \$150.00 for each set. All Contract Documents must be obtained in person. No Contract Documents will be mailed or emailed. Payment must be received prior to obtaining said Contract Documents. No Bids shall be dropped off at the Engineer's Office.

BID SUBMISSION PROCEDURES: Separate sealed Bids for the construction of the Next Generation Aviation Research Park Infrastructure development Project located on 58.25 acres at the FAA William J. Hughes Technical Center will be received by South Jersey Economic Development District, Inc. at 226 N. High Street, Suite A., Millville, NJ 08332 between the hours of 9:00 am and 3:00 pm Monday through Friday on or before 5th day of November 2009. **Bids will not be accepted thereafter.** All Bids must be hand delivered to South Jersey Economic Development District, Inc. Bids must be on the bid form prepared by SJEDD, in the manner designated therein and required by the specifications. Only one copy of the Bid form is required. Bidders must satisfy themselves of the accuracy of the estimated quantities in the Bid Schedule by examination of the site and a review of the drawings and specifications including Addenda. After Bids have been submitted, the Bidder shall not assert that there was a misunderstanding concerning the quantities of work or of the nature of the work to be done. The Contract Documents contain the provisions required for the construction of the Project. Information obtained from an officer, agent or employee of SJEDD or any other person shall not affect the risks or obligations assumed by the Bidder or relieve him from fulfilling any of the conditions of the Contract Documents or subsequent Contract. A conditional or qualified Bid will not be accepted. Award will be made to the lowest responsible Bidder. Each Bidder is responsible for reading and being thoroughly familiar with the Contract Documents. The failure or omission of any Bidder to do any of the foregoing shall in no way relieve any Bidder from any obligation in respect to the Bid.

MANDATORY SITE INSPECTION AND PRE-BID MEETING: All Bidders are required to attend the mandatory site inspection and pre-bid meeting on Tuesday, 20 October 2009 at 10:00 am. A limit of two people representing each bidder shall be allowed. All Bidders shall meet at the Security Building outside the gate of the FAA's William J. Hughes Technical Center on Amelia Earhart Boulevard by 9:30 am. All Bidders shall bring with them two forms of identification in order to be processed through security and then transported to the pre-bid meeting location and

the site inspection thereafter. All Bidders shall call SJEDD by Noon on Monday, 19 October 2009 to register their attendance.

PUBLIC BID OPENING AND READING: Bids will be opened and read aloud in public at said South Jersey Economic Development District, Inc. on the 6th day of November at 12:00 (Noon) prevailing time. Each sealed envelope containing a Bid must be plainly marked on the outside as Bid for Next Generation Aviation Research Park infrastructure development with the Bidder's name and contact information.

REJECTION OF BIDS: SJEDD reserves the right to consider the bids for sixty (60) days after the receipt thereof, and further reserves the right to reject any or all bids, either in whole or in part and also to waive any informality in any and make such awards or take action as may be in the best interest of the SJEDD. Any Bid may be withdrawn prior to the above scheduled time for the opening of Bids or authorized postponement thereof. Any bid received after the time and date specified shall not be considered. No Bidder may withdraw a Bid within 60 days after the actual date of the opening thereof. Should there be reasons why the contract cannot be awarded within the specified period; the time may be extended by mutual agreement between SJEDD and the Bidder.

BID SECURITY AND CONSENT OF SURETY: Bid Security is required in an amount of not less than ten percent (10%) of the total amount of the Bid, but not in excess of \$20,000.00 as set forth in N.J.S.A. 40A:11-21 or five percent (5%) of the total amount of the Bid, whichever is higher per law or regulation of the United States. Certificate from a Surety company is required indicating consent to be bound as surety and guarantor for performance required under the Contract Documents. A Performance Bond and a Payment Bond, each in the amount of 100 percent of the Contract Price, with a corporate surety approved by SJEDD, will be required for the faithful performance of the Contract.

BIDDER INVESTIGATION: SJEDD may investigate as it deems necessary to determine the ability of the Bidder to perform the work, and the Bidder shall furnish to SJEDD all such information and data for this purpose as SJEDD may request. SJEDD reserves the right to reject any Bid if the evidence submitted by, or investigation of, such Bidder fails to satisfy SJEDD that such Bidder is properly qualified to carry out the obligations of the Agreement and to complete the work contemplated therein.

CONTRACTOR REGISTRATON AND STATUTORY REQUIREMENTS: All applicable laws, ordinances, and the rules and regulations of all authorities having jurisdiction over construction of the project shall apply to the contract throughout, including but not limited to the following: Production of business registration pursuant to N.J.S.A. 52:32-44 which requires New Jersey Businesses register with the State of New Jersey and be in good standing; N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1 et seq. along with Executive Order No. 11246, as amended, which requires that equal employment opportunity and affirmative action laws are followed; N.J.S.A. 10:2-1 et seq. which requires that anti-discrimination laws are followed; and N.J.S.A. 10:5-1 et seq. which requires that the New Jersey Law Against Discrimination is followed; The Davis-Bacon Act found at 40 USCA §§ 3141 et seq. or New Jersey Prevailing Wage Act found at N.J.S.A. 34:11-56.25 et seq., whichever is higher; Americans with Disabilities Act of 1990 found at 42 U.S.C. 12101 et seq.; Public Works Contractor Registration Act found at N.J.S.A. 34:11-56.48 et seq.; Production of list of stockholders pursuant to Stockholder Disclosure Statement found at N.J.S.A. 52:25-24.2; Local Unit Pay-to-Play-Law found at N.J.S.A. 19:44A-1 et seq.; and Center Order CT 5310.1G entitled "FAA William J. Hughes Technical Center Master Planning and Site Selection" or as amended and in effect at the time the request for information is made; Federal Facility Agreement under CERCLA Section 120; and US EDA Standard Terms and Conditions for Construction Projects. Bidder shall provide necessary documentation and submit proof to show compliance with statutes, Orders, Agreements, Standard Terms and Conditions as set forth above along with attesting to knowledge of the specific statutes, Orders, Agreements, Standard Terms and Conditions as set forth above. Each Bidder is directed to the website www.sjedd.com under the headings EDA Construction Reference Documents, FAA Orders and Next Generation Aviation Research Park for some, but not all, information which may be needed to complete the attestation.

The Successful Bidder shall supply the names and addresses of major material Suppliers and Subcontractors.

ENGINEER'S NAME AND ADDRESS: CMX, ATTN: David J. Fleming, PE, Project Manager,
1101 Laurel Oak Road, Voorhees, NJ 08043-7346. (856) 783-1900

All questions shall be directed in writing to Judith C. Arnold, Esquire from SJEDD at (856) 765-9700 during the weekday hours of Noon and 3:00 pm.