

**BID PROPOSAL - Revised July 14, 2020**

CITY OF JERSEY CITY  
DEPARTMENT OF ADMINISTRATION  
DIVISION OF ARCHITECTURE

Date 07-15-2020

Project No. 2018-025

**DO NOT REMOVE THESE PROPOSAL PAGES. SUBMIT THE ENTIRE BOUND DOCUMENT IN A SEALED ENVELOPE MARKED ON BOTH SIDES WITH THE PROJECT TITLE. ALSO SUBMIT SEPARATE COPY OF COMPLETED BID PROPOSAL WITH BID PACKAGE.**

Proposal of Picerno-Giordano Construction, LLC (hereinafter called "Bidder" organized and existing under the laws of the State of New Jersey doing business as Limited Liability Company \*)

Gentlemen:

The Bidder, in compliance with your invitation for bids for the:

PERSHING FIELD - COURT REPLACEMENT

JERSEY CITY, N.J. 07307

having examined the plans and specifications with related documents and the site of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the project in accordance with the Contract Documents; within the time set forth therein, and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the Contract Documents of which this proposal is part.

Bidder hereby agrees to commence work under this contract on or before a date to be specified in written "Notice to Proceed" of the City and to fully complete the project within 120 consecutive calendar days thereafter as stipulated in the specifications. Furthermore, it is understood and agreed in accordance with Article GC-36 "Time for Completion, Liquidated Damages and Extension of Time," that liquidated damages in the amount set forth in Article GC-36 will be charged to the Bidder for each consecutive calendar day of delay until the work is completed and accepted.

Bidder acknowledges receipt of the following addendum:

Addendum No. Addendum #1 Dated: July 15, 2020

Addendum No. \_\_\_\_\_ Dated: \_\_\_\_\_

Addendum No. \_\_\_\_\_ Dated: \_\_\_\_\_

\*Insert "a corporation, "a partnership", or "an individual" as applicable.

## BID PROPOSAL CHECK LIST

The following documents are to be completed and submitted with the bid proposal. Compliance shall be indicated by placing initials on the line preceding each item attached:

- TGP \*List of Prices
- TGP \*Grand Total Bid Price
- TGP Alternate(s), if applicable, with supporting documentation, if applicable.
- TGP Substitutions, if applicable, are attached in conformance with the Information to Bidders, Article 21, Substitutions
- TGP \*Certificate of Experience of General Contractor
- TGP Certificate of Experience for subcontractors required to be named pursuant to N.J.S.A. 40A:11-16
- TGP \*Plant and Equipment Questionnaire completed by General Contractor
- TGP Plant and Equipment Questionnaire completed by subcontractors required to be named pursuant to N.J.S.A. 40A:11-16
- TGP Non-Collusion Affidavit
- TGP \*Statement of Ownership Disclosure
- TGP Disclosure of Investment Activities in Iran Form
- TGP Form MWB-3 - Minority/Women Business Compliance Plan
- TGP Form Supplier Diversity Bidder Questionnaire
- TGP Exhibit B: Mandatory Equal Employment Opportunity Language (N.J.S.A. 10:5-31 et seq.) (N.J.A.C. 17:27) Construction Contracts **must be signed.**
- TGP State of New Jersey, Division of Contract Compliance Equal Employment Opportunity in Public Contracts' Initial Project Workforce Report Construction (Form AA-201). **Must be submitted after notification of award but prior to signing a construction contract.** Form AA-201 maybe obtained and must be submitted to Jersey City's Public Agency Compliance Officer (P.A.C.O.) at Office of Tax Abatement & Compliance, 13 Linden Avenue East, Jersey City, NJ 07305, Telephone 201-547-4538 E-mail Address: abuanj@jcnj.org
- TGP \*Bid Bond
- TGP \*Consent of Surety
- TGP Public Works Contractor Registration Certificates for General Contractor and all Subcontractors listed on page P-11.
- TGP New Jersey Business Registration Certificates of General Contractor and all Subcontractors listed on page P-11.
- TGP \*Written acknowledgment of addendum (if issued), on Page P-1 of the Bid Form, pursuant to N.J.S.A. 40A:11-23.2(e).

Failure to include the bid documents listed immediately above that are marked with an asterisk (\*) shall result in automatic rejection of the bid at the time of the bid reception.

BID PROPOSAL  
Continued

**BID PRICES:**

**Item No. 1:** The Bidder agrees to perform and provide all labor, materials, equipment and services required to complete all work as described in the Specifications and shown on the drawings for the Lump Sum Price of:

Four hundred three thousand, two hundred eighty two dollars  
(In Writing) and zero cents

\$ 403,282.00  
(In Figures)

**UNIT PRICE:**

The Specifications and Drawings represent the Base Bid, and contain specific quantities of work based on good faith estimates. If during project construction, the quantities contained in the specifications and drawings are exceeded, payment for excess quantities shall be based on the prices set forth below:

**If additional quantities are needed which results in a change order, Contractor will honor Unit Price as herein stated.**

**Item No. 2:** Unforseen excavation and replacement with engineered fill (DGA) in accordance with Section 312000 - Earthwork

5 C.Y. @ \$ 275.00 Per C.Y. for a Total Cost of \$ 1,375.00  
(Unit Price in Figures) (Total Cost Item 2 in Figures)

5 C.Y. @ Two hundred seventy five dollars and zero cents  
(Write Unit Price)

Per C.Y. for a Total Cost of: one thousand three hundred seventy five dollars  
(Write Total Cost - Item No. 2) and zero cents

**Item No. 3:** Rock removal in accordance with Section 312000 - Earthwork. Removal shall be based on line drilling method.

1 C.Y. @ \$ 550.00 Per C.Y. for a Total Cost of \$ 550.00  
(Unit Price in Figures) (Total Cost Item 3 in Figures)

1 C.Y. @ Five hundred fifty dollars and zero cents  
(Write Unit Price)

Per C.Y. for a Total Cost of: Five hundred fifty dollars and zero cents  
(Write Total Cost - Item No. 3)

BID PROPOSAL  
Continued

**Item No. 4:** Concrete Paving in accordance with Section 321313 - Concrete Paving. Removal and disposal of existing concrete and base material; prepare subbase, provide minimum base material and new concrete paving.

2000 S.F. @ \$ 16.00 Per S.F. for a Total Cost of \$ 32,000.00  
(Unit Price in Figures) (Total Cost Item 4 in Figures)

2000 S.F. @ sixteen dollars and zero cents  
(Write Unit Price)

Per S.F. for a Total Cost of: Thirty two thousand dollars and zero cents  
(Write Total Cost - Item No. 4)

The Unit Price bid shall cover all costs of whatever nature, incidental to that item. In explanation but not in limitation thereof, these costs shall include the cost of all work, labor, material, equipment, transportation and all else necessary to execute the Contract, and all incidental expenses in connection therewith, including all costs on account of loss by damage or destruction encountered for settlement of damages, and including all cost for replacement of defective materials.

The Estimate of material quantities specified is approximate only and is given solely to be used as a uniform basis for comparison of basis. The minimum quantity for any item shall be zero (0). The maximum quantity shall be as stated in the Bid Proposal for each item.

Should the final quantity be less than the maximum quantity stated in the Bid Proposal for any item, the Supplier shall have no claim for loss incurred by him/her for commitments made by him/her in anticipation of the work contemplated, or for loss of anticipated profits, or for work done prior to his/her having been authorized to proceed therewith.

**GRAND TOTAL BASE BID: (Items Nos. 1 thru 4 above)**

\$437,207.00

In Figures)

four hundred thirty seven thousand, two hundred seven  
(In Writing) dollars and zero cents

The Contract will be awarded based on either the Grand Total Base Bid or Grand Total Base Bid plus Alternates as explained on page P-7. However, it is understood that the Total Cost for quantities are based upon a good faith estimate of the quantity of materials needed; therefore, the actual contract price, cannot be determined until completion of the project.



BID PROPOSAL  
(Continued)

**SCHEDULE OF PRICES**  
**(FOR ALTERNATES)**

**ALTERNATES:**

Indicate below the amount that will be added to or deducted from the lump sum Grand Total Base Bid for each of the following alternates, if any are accepted by the City:

**ALTERNATE A:**

(Add  or Deduct ) please confirm and indicate type of bid alternate with check mark

**ALTERNATE A: NEW CHAIN LINK FENCE**

**Under the Base Bid:** Provide no new Chain Link Fence.

**Under this Alternate:** Provide all required demolition, excavation, preparing forms, reinforcing, concrete (footing and paving) for complete installation of new chain link fence as detailed on the Drawings and specified in the Specifications.

**Additional calendar days added to the contract time period: 20**

\$ 104,654.00

(Price in Figures)

\$ one hundred four thousand, six hundred fifty four dollars and zero cents

(Price in Words, Dollars and Cents)

**ALTERNATE B:**

(Add  or Deduct ) please confirm and indicate type of bid alternate with check mark

**ALTERNATE B: GREEN INFRASTRUCTURE**

**Under the Base Bid:** Provide no Green Infrastructure.

**Under this Alternate:** Provide protection to existing trees prior to demolition of vicinity, labor, equipment and materials for the excavation, removal/disposal of the existing plating bed for construction of Green Infrastructure planting pit, including drainage and plantings as shown and detailed on Drawings and in the Specifications.

BID PROPOSAL  
Continued

**Additional calendar days added to the contract time period: 0**

\$ 39,823.00  
(Price in Figures)

\$ Thirty nine thousand, eight hundred twenty three dollars and zero cents  
(Price in Words, Dollars and Cents)

**TOTAL PRICE FOR GRAND TOTAL BASE BID PLUS ALTERNATES A AND B**

\$ 581,684.00  
(Price in Figures)

\$ Five hundred eighty one thousand, Six hundred eighty four dollars and zero cents  
(Price in Words, Dollars and Cents)

\*NOTE: If the Grand Total Base Bid is within the amount of funds available to finance the Contract and the City wishes to accept Bids on the Alternate(s), then the Contract award will be made to that responsible Bidder submitting the lowest combined Bid, consisting of the Grand Total Base Bid plus Alternate(s) (applied in the alphabetical order in which they are listed in the Schedule of Prices). Under this procedure, if the City decides not to accept the Alternate(s), then the contract will be awarded to the responsible bidder submitting the lowest Grand Total Base Bid.

**BID PROPOSAL**  
Continued

**PROCEDURE FOR ALTERNATE BIDS**

Each bidder shall submit on the Proposal Form, Alternate Bids stating the difference in price, additions to or deductions from the Grand Total Base Bid for the substitution, omission, or addition of the following materials, items or construction from that shown and specified.

Each bidder shall carefully check the Drawings and Specifications to determine the extent of each Alternate Bid required.

Alternate Bids shall include all overhead and profit applicable thereto.

Alternate Bids shall reflect the increase or decrease in cost of all work of every name and nature which may be affected thereby and not subsequent claims for extras by reason of the Contractor's failure to observe this requirement will be considered.

Except as otherwise described or approved, materials and workmanship of the Alternate Bids shall conform to the requirements specified under the various Sections of the Specifications for similar items of work.

Where methods of construction, materials, finishes or details of installation required by the various Alternate Bids differ from the requirements shown on drawings or specified for corresponding items, the Alternate construction, material, etc., will be subject to approval by the Architect.

The Contractor shall submit shop drawings and samples for the work under each accepted Alternate Bid for approval in conformance with general conditions.

BID PROPOSAL  
Continued

It is understood and agreed that the total price stated by the undersigned in the "Schedule of Prices" is based on estimated quantities and will only control in the awarding of the contract. It is further understood that the quantities stated in the "Schedule of Prices" for the items are estimated only and may be increased or decreased as provided in the specifications.

Attached herewith is a (cashier's check)  
(certified check) (Check one)  
(bid bond)

in the amount of \$ 10% NTE 20K representing 10% of the total amount bid, but not exceeding \$20,000.00 as stated in Article 8, Page 4.

The undersigned agrees that this check or bond is to be forfeited as liquidated damages and not as a penalty, if the contract is awarded to the undersigned and he shall fail to execute the contract for the project or forward the bond required within the stipulated time. Otherwise, the check or bond will be returned to the undersigned.

Choice of Retainage:

If the Total Price bid for the Contract Work exceed \$100,000. the undersigned elects the following option for retainage in accordance with the General Conditions: (check one only)

2% Cash from each payment  
2% of Contract amount deposited as approved negotiable securities  
(an individual) Picerno-Giordano Construction, LLC a Limited Liability Company  
The undersigned is (a corporation) under the laws  
(a partnership)

of the State of New Jersey having offices  
at 200 Market St Kenilworth NJ 07033

Signed 

Name Toni Giordano Picerno

Title Managing Member

Company Picerno-Giordano Construction, LLC

Address 200 Market St Kenilworth NJ 07033

Phone (908) 241-4331

Fax (908) 241-7854

(Seal if Bid is by a Corporation)





## Endurance Assurance Corporation New Jersey Bid Bond

### Know all men by these presents:

That Picerno Giordano Construction, LLC, as Principal, and Endurance Assurance Corporation, a corporation organized under the laws of Delaware (hereinafter called the Surety), as Surety, are held and firmly bound unto City of Jersey City (hereinafter called the Obligee) in the full and just sum of 10.00 % Percent of the Total Bid Amount not to exceed \$20,000.00, good and lawful money of the United States of America, to the payment of which sum of money well and truly to be made, the said Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 14th day of July, 2020 A.D.

### The condition of the obligation is such, that:

If the Obligee shall make any award within 60 days to the Principal for Pershing Field - Court Replacement, Project #2018-025 according to the terms of the proposal or bid made by the Principal therefor, and the Principal shall duly make and enter into a contract with the Obligee in accordance with the terms of said proposal or bid and award and shall give bond for the faithful performance thereof with Surety or Sureties approved by the Obligee; or if the Principal shall, in case of failure to do so, pay to the Obligee the damages which the Obligee may suffer by reason of such failure, not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

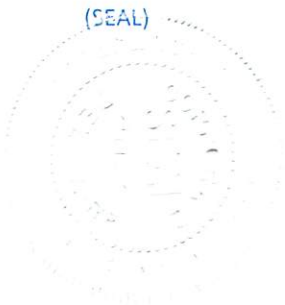
In Testimony Whereof, the Principal and Surety have caused these presents to be duly signed and sealed.

Principal: Picerno Giordano Construction, LLC

By: *Picerno Giordano*  
Name & Title: Managing Member

Surety: Endurance Assurance Corporation

By: *Adriana Giammichele*  
Name: Adriana Giammichele  
(Attorney-in-Fact)





## Endurance Assurance Corporation Surety Consent

In consideration of the sum of One Dollar, lawful money of the United States, the receipt whereof is hereby acknowledged, and for other good and valuable consideration, Endurance Assurance Corporation herein called the Company, consents and agrees that if the contract for Pershing Field-Court Replacement, Project #2018-025

for which the preceding proposal is made be awarded to Picerno Giordano Construction, LLC herein called the Bidder, the Company will become bound as Surety for its faithful performance and will execute the final bonds required, and if the Bidder shall omit or refuse to execute such contract when notified or awarded then the Company will pay to City of Jersey City herein called the Obligee, the difference between the amount of the Bidder's bid or proposal, and the lowest amount in excess of said bid, or proposal, for which the Obligee may be able to award said contract within a reasonable time.

Signed, sealed and dated 14th July, 2020.

Principal: Picerno Giordano Construction, LLC

By: \_\_\_\_\_

Name & Title: \_\_\_\_\_

Surety: Endurance Assurance Corporation

By: \_\_\_\_\_

Name: Adriana Giammichele

(Attorney-in-Fact)



# Surety Acknowledgement

State of New Jersey

County of Passaic

On this 14<sup>th</sup> day of July in the year 2020 before me personally came Adriana Giammichele to me known, who, being by me duly sworn, did depose and say that she resides in Passaic County, New Jersey that he/she is the Attorney-In-Fact for

## **Endurance Assurance Corporation**

the corporation described in and which executed the attached instrument; that he/she knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; and that it was affixed by Order of the Board of Directors of the said corporation, and that he/she signed his/her name thereto by like order.

*Christie Carlo*

Notary Public

*Christie Carlo*  
*New Jersey, My Commission Expires April 21, 2024*

# Corporate Acknowledgement

STATE OF New Jersey  
COUNTY OF Union

On this 15<sup>th</sup> day of July the year 2020, before me Stephanie Osorio,  
NOTARY PUBLIC personally appeared Toni Giordano Picerno  
personally known to me (or proved to me on the basis of satisfactory evidence) to be  
the person who executed the within instrument as president (or secretary) or on  
behalf of the corporation therein named and acknowledged to me that the  
corporation executed it.

*Toni Giordano Picerno*

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by Official Seal,  
the date and year first above written.

My Commission expires 6-17-2025 Stephanie Osorio  
Notary Public, residing in





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Handwritten text, possibly a signature or name, located in the middle left quadrant of the page.

NOTARY PUBLIC OF NEW JERSEY  
Commission Expires 01/15/2025  
STEPHANIE OSORIO

ENDURANCE ASSURANCE CORPORATION

POWER OF ATTORNEY

Know all Men by these Presents, that ENDURANCE ASSURANCE CORPORATION, a Delaware corporation (the "Corporation"), with offices at 4 Manhattanville Road, 3rd Floor, Purchase, NY 10577, has made, constituted and appointed and by these presents, does make, constitute and appoint David M. Solimine, Vincent G. Matthews, Emil W. Solimine, Donald L. Felter, Anthony R. Ferrara, Adriana Giammichele its true and lawful attorney(s)-in-fact, at LIVINGSTON in the State of NJ and each of them to have full power to act without the other or others, to make, execute and deliver on its behalf, as surety or co-surety, bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Corporation for any portion of the penal sum thereof in excess of the sum of TEN MILLION DOLLARS (\$10,000,000.00).

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Corporation as fully and to the same extent as if signed by the President of the Corporation under its corporate seal attested by its Corporate Secretary. This appointment is made under and by authority of certain resolutions adopted by the Board of Directors of the Corporation by unanimous consent on the 9th of January, 2014, a copy of which appears below under the heading entitled "Certificate". This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the Board of Directors of the Corporation by unanimous written consent on January 9, 2014 and said resolution has not since been revoked, amended or repealed. RESOLVED that in granting powers of attorney pursuant to certain resolutions adopted by the Board of Directors of the Corporation by unanimous consent on January 9, 2014, the signature of each of the directors and the seal of the Corporation may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking to which it is attached. IN WITNESS WHEREOF, the Corporation has caused these presents to be duly signed and its corporate seal to be hereunto affixed and attested this 6th day of NOVEMBER of 2018 at Purchase, New York.

(Corporate Seal)  
ATTEST  
Marianne L. Wilbert, Senior Vice President  
STATE OF NEW YORK  
COUNTY OF NEW YORK  
SS: MANHATTAN

By  
Sharon L. Sims, Senior Vice President  
ENDURANCE ASSURANCE CORPORATION

On the 6th day of NOVEMBER of 2018 before me personally came SHARON L. SIMS, SENIOR VICE PRESIDENT to me known, who being by me duly sworn, did depose and say that (s)he resides in SCOTCH PLAINS, NEW JERSEY that (s)he is a SENIOR VICE PRESIDENT of ENDURANCE ASSURANCE CORPORATION, the Corporation described in and which executed the above instrument, that (s)he knows the seal of said Corporation, that the seal affixed to said instrument is such corporate seal, that it was so affixed by order of the Board of Directors of said Corporation, and that (s)he signed his (her) name thereto by like order.

(Notary Seal)  
Nicholas James Beneb, Notary Public - My Commission Expires 12/6/2019  
STATE OF NEW YORK  
COUNTY OF NEW YORK  
SS: MANHATTAN

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of the Corporation and has not since been revoked, amended or modified, that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof.  
2. The following are resolutions which were adopted by the Board of Directors of the Corporation by unanimous consent on January 9, 2014 and said resolutions have not since been revoked, amended or modified.  
RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Corporation any and all bonds, undertakings or obligations in surety or co-surety with others.

CHRISTOPHER DONELAN, SHARON L. SIMS, MARIANNE L. WILBERT  
And be it further certified that the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Corporation.

The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 14th day of July, 2020.  
CHRISTOPHER DONELAN, PRESIDENT


Any reproductions are void  
Primary Surety Claims Submissions: suretybondclaims@compo-nd.com  
Surety Claims Hotline: 877-676-7575  
Mailing Address: Surety Claims Department, Compo International, 1221 Avenue of the Americas, 18th Floor, New York, NY 10020

ENDURANCE ASSURANCE CORPORATION  
Balance Sheet - Statutory Basis  
December 31, 2019

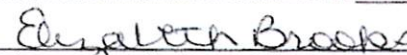
<b>Assets:</b>		
Bonds	\$	1,639,905,403
Preferred stocks		2,377,867
Investment in subsidiaries		1,258,298,596
Other invested assets		36,414,404
Cash and cash equivalents		189,113,830
Receivables for securities		2,412,814
Total cash and invested assets	\$	<u>3,128,522,914</u>
Agents' balances or uncollected premiums		549,501,972
Reinsurance recoverables on paid claims		66,626,268
Funds held by or deposited with reinsurance companies		9,352,472
Net deposit assets		12,395,332
Net deferred tax assets		43,996,926
Accrued investment income		10,274,407
Current federal income tax recoverable		1,676,163
Receivable from subsidiaries and affiliates		1,826,563
Total admitted assets	\$	<u>3,824,173,017</u>
<b>Liabilities:</b>		
Loss and loss adjustment expenses	\$	1,138,067,442
Reinsurance payable on paid loss and loss adjustment expenses		25,093,227
Unearned premiums		690,841,035
Ceded reinsurance premiums payable		95,329,833
Commissions payable, contingent commissions and other similar items		10,997,649
Amounts withheld or retained by company for account of others		76,541,008
Other expenses payable		28,674,615
Net deposit liability		3,747,735
Payable to parent, subsidiaries and affiliates		33,182,262
Provision for reinsurance		25,306,133
Other liabilities		27,523,762
Total Liabilities	\$	<u>2,155,304,701</u>
<b>Capital and surplus:</b>		
Special surplus funds - retroactive reinsurance gain	\$	1,283,729
Common capital stock		5,000,000
Gross paid in and contributed surplus		1,942,282,258
Unassigned deficit		<u>(279,697,671)</u>
Total capital and surplus	\$	<u>1,668,868,316</u>
Total liabilities and capital and surplus	\$	<u>3,824,173,017</u>

I, Daniel S. Lurie, Secretary of Endurance Assurance Corporation (the "Company") do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true Statutory Statement of Admitted Assets, Liabilities, Capital and Surplus of the Company as of December 31, 2019 prepared in conformity with accounting practices prescribed or permitted by the State of Delaware Department of Insurance. The foregoing statement should not be taken as a complete statement of financial condition of the Company. Such a statement is available upon request at the Company's office located at 4 Manhattanville Road, Purchase, NY 10577.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Company

  
\_\_\_\_\_  
Daniel S. Lurie

Subscribed and sworn to before me this 23rd day of March, 2020

  
\_\_\_\_\_  
Notary Public in and for the State of Tennessee, Davidson County



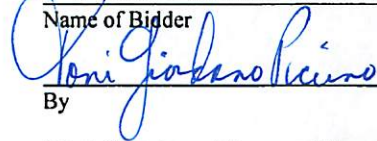
**MY COMMISSION EXPIRES:  
JULY 6, 2020**

1. CERTIFICATE OF EXPERIENCE

Toni Giordano Picerno hereby certifies that Picerno-Giordano Construction, LLC has performed the following work within the past three (3) years:

Name of Owner	Amount of Contract	Type of Work	Owner's Representative in charge of Work (Inc. Address and Phone)	Approximate Dates

  
 Witness

Picerno-Giordano Construction, LLC  
 Name of Bidder  
  
 By  
Toni Giordano Picerno, Managing Member  
 Title

**IMPORTANT: THIS FORM MUST BE FILLED IN BY BIDDER.**



2. PLANT AND EQUIPMENT QUESTIONNAIRE

Submitted to City of Jersey City

By Picerno-Giordano Construction, LLC  A Corporation  
 A Co-partnership  
 An Individual Picerno-Giordano Construction, LLC a Limited Liability Company

Principal Office 200 Market St Kenilworth NJ 07033

The signatory of this questionnaire guarantees the truth and accuracy of all statements and of all answers to interrogatories hereinafter made.

a. In what manner have you inspected the proposed work? Explain in detail.

Thoroughly inspected plans and specs as well as performed a site visit.  
\_\_\_\_\_  
\_\_\_\_\_

b. Explain your plan or layout for performing the proposed work.

As per plans and specification  
\_\_\_\_\_  
\_\_\_\_\_

c. The work, if awarded to you, will have the personal supervision of whom?

Nina Vera, Project Manager and Richard Picerno, Owner  
\_\_\_\_\_  
\_\_\_\_\_

d. Do you intend to do the grading on the proposed work with your own forces? Yes If so, give type of equipment to be used.

Please See Attached  
\_\_\_\_\_  
\_\_\_\_\_





**\*\* Please See Attached \*\***

g. What equipment do you own that is available for and intended to be used on the proposed project?

QTY	ITEM	DESCRIPTION, SIZE, CAPACITY, ETC.	COND.	YRS. OF SERVICE	PRESENT LOCATION

h. What equipment do you intend to purchase or lease for use on the proposed project? **N/A**

QUANTITY	ITEM	DESCRIPTION, SIZE, CAPACITY, ETC	APPROXIMATE COST	
			PURCHASE	LEASE



I. Have you made contracts or received firm offers for all materials within prices used in preparing your proposal? Do not give name of dealers or manufacturers.

No

The undersigned hereby declare(s) \_\_\_\_\_ that the items of equipment in Table 1 are owned by Picerno-Giordano Construction, LLC, and are available for and intended to be used on the Project, if Picerno-Giordano Construction, LLC awarded the Contract, and that he/they propose(s) to purchase or lease for the Project the additional items of equipment stated in Table 2.

Dated at 4:14 PM this 15th

day of July, 20 20

Picerno-Giordano Construction, LLC

Name of Organization

By Toni Giordano Picerno  
Toni Giordano Picerno

Managing Member

Title of Person Signing

STATE OF New Jersey

ss:

COUNTY OF Union

Toni Giordano Picerno, Being duly sworn, deposes and says that he is Managing Member of the above Picerno-Giordano Construction, LLC  
Name of Organization

and that the answers to the foregoing questions and all statements therein contained are true and correct.

Sworn to before me this 15th

day of July, 20 20



Stephanie Osorio  
Notary Public New Jersey

My commission expires 06-17-2025

PROJECT TITLE: PERSHING FIELD - COURT REPLACEMENT

3. NON-COLLUSION AFFIDAVIT

STATE OF NEW JERSEY)

ss:

COUNTY OF HUDSON )

I, Toni Giordano Picerno of the City of Kenilworth, in the County of Union and the State of New Jersey, of full age, being duly sworn according to law, upon my oath depose and say that:

I am Managing Member of the firm of Picerno-Giordano Construction, LLC 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 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 Jersey City 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:

Picerno-Giordano Construction, LLC  
(Name of Contractor)

Toni Giordano Picerno  
(Also type or print name of affiant under signature) Toni Giordano Picerno, Managing Member

ATTEST: Maria Velazquez  
Secretary

(Affix Corporate Seal)

Sworn and subscribed to before me this 15<sup>th</sup> day of July, 2020  
Stephanie Osorio  
NOTARY PUBLIC New Jersey  
My commission expires on: 06-17-2025

STEPHANIE OSORIO  
NOTARY PUBLIC OF NEW JERSEY  
Commission # 50129335  
My Commission Expires 6/17/2025

NOTARY PUBLIC

STATE OF NEW JERSEY

IN

COUNTY OF HUNTERDON

I, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the records of the County of Hunterdon, New Jersey.

Witness my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

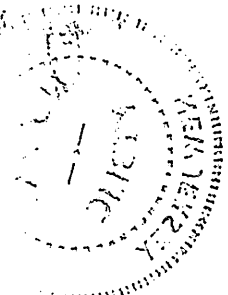
Notary Public in and for the State of New Jersey  
My Commission Expires \_\_\_\_\_  
My Commission No. \_\_\_\_\_

Notary Public in and for the State of New Jersey  
My Commission Expires \_\_\_\_\_  
My Commission No. \_\_\_\_\_

Place of Business  
State of New Jersey

*[Handwritten Signature]*  
Notary Public  
My Commission Expires \_\_\_\_\_  
My Commission No. \_\_\_\_\_

STEPHANIE OSORIO  
NOTARY PUBLIC OF NEW JERSEY  
Commission # 60128335  
My Commission Expires 01/15/2025



**4. STATEMENT OF OWNERSHIP DISCLOSURE**  
N.J.S.A. 52:25-24.2 (P.L. 1977, c33, as amended by P.L. 2016, c43)

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:** Picerno-Giordano Construction, LLC

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**Organization Address:** 200 Market St Kenilworth NJ 07033

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**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)

**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 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
Richard Picerno - 50%	241 Faitoute Ave Kenilworth NJ 07033
Toni Giordano Picerno - 50%	241 Faitoute Ave Kenilworth NJ 07033



**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 publically 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 City of Jersey City 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 the City of Jersey City to notify the City of Jersey City 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 of this certification, and if I do so, I am subject to criminal prosecution under law and that it will constitute a material breach of my agreement(s) with the, permitting the City of Jersey City to declare any contract(s) resulting from this certification void and unenforceable.

<b>Full Name (Print):</b>	Toni Giordano Picerno	<b>Title:</b>	Managing Member
<b>Signature:</b>		<b>Date:</b>	07-15-2020

SIGNATURE: *Toni Giordano Picerno*  
Toni Giordano Picerno  
TITLE: Managing Member

SUBSCRIBED AND SWORN TO  
BEFORE ME THIS DAY July 15<sup>th</sup> OF 20 20

Stephanie Osorio  
(TYPE OR PRINT NAME OF AFFIANT UNDER SIGNATURE)  
Stephanie Osorio  
NOTARY PUBLIC OF New Jersey  
MY COMMISSION EXPIRES: 20 25 / June 17<sup>th</sup>



(NOTE: THIS FORM MUST BE COMPLETED, NOTARIZED AND RETURNED WITH THIS PROPOSAL).



**CITY OF JERSEY CITY, NEW JERSEY 07307**  
**DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN**

COMPANY NAME: Picerno-Giordano Construction, LLC

**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 proposed 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 (any parent, successor, subunit, direct or indirect subsidiary, or any entity under common ownership or control with any entity, 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 State of New Jersey, Department of Treasury, Division of Purchase and Property website at <http://www.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 ship Part 2 and sign and complete the Certificate 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 non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provide 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 outlines able by completed the box below.

Name: _____	Relationship to Bidder/Offeror _____
Description of Activities: _____	
Duration of Engagement: _____ Anticipated Cessation Date: _____	
Bidder/Offeror Contact Name: _____ Contact Phone Number: _____	

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 Authority 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 Authority to notify the Authority in writing of any changes to the answers or 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 Authority and the Authority at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): Toni Giordano Picerno

Signature: 

Title: Managing Member

Date: 07-15-2020



# EEO/AFFIRMATIVE ACTION REQUIREMENTS

## Public Construction Contracts

Questions in reference to EEO/AA Requirements for Public Construction Contracts should be directed to:

Jeana F. Abuan  
Supvg. Administrative Analyst, Public Agency Compliance Officer  
Office of Tax Abatement & Compliance  
13 Linden Avenue East  
Jersey City NJ 07305  
Tel. #201-547- 4538  
E-mail Address: [abuanj@jcnj.org](mailto:abuanj@jcnj.org)

Minority/Women Business Participation  
In City Construction Contracts  
City of Jersey City  
Department of Administration  
Office of Equal Opportunity/Affirmative Action

**I Policy**

The City of Jersey City has a policy of equal opportunity and nondiscrimination in public contracting based on race, national origin or gender. Further, the City's policy is to encourage increased participation of minority owned businesses in city contracts. This is in accordance with N.J.S.A. 10:5-32, which provides that public works contracts shall provide for equality in opportunity by any contractor engaged in a public works project.

The City has determined that a "responsible" bidder does not engage in unlawful race or gender discrimination in its awarding of subcontracts or the purchase of supplies used in construction, and does make reasonable efforts to solicit and award subcontracts to minority and female businesses.

**II Purpose**

The city has adopted regulations to assure that bidders receiving City Constructions are not engaged in unlawful discrimination and make reasonable good faith to include persons of color and women owned businesses as subcontractors. The intent and purpose of these procedures is not to require that a specific proportion of every contract be allocated to minority and women owned businesses, but to assure that they are included in the competitive process and have opportunities to participate in the city's publicly contracted projects. Pursuant to this policy, contractor is expected to include minority/women owned businesses in all formal or informal invitations to quote, etc, and to make every reasonable effort to provide subcontracting opportunities to qualified minority and women owned businesses.

The purpose of the "participation levels" referred to herein is to help the city determine whether the contractor has met the requirements of nondiscrimination and of good faith efforts to make subcontracting opportunities available to minority and woman owned businesses. These regulations presume that contractors who have attained or exceeded the suggested participation levels for minority and female subcontractor participation on particular City construction contracts are not engaging in unlawful sex or racial discrimination and have engaged in reasonable efforts to involve minority and female subcontractors. A contractor who is unable to attain or exceed such levels may have its subcontracting practices examined by the city to determine if it is engaging in unlawful discrimination in subcontracting practices or has failed to engage in reasonable outreach efforts.



III Suggested participation level for minority and women owned subcontractors:

- A. Suggested levels of participation for minority owned subcontractors and women owned subcontractors are determined based on estimates of the dollar value of the work in the various disciplines which may be subcontracted and the availability of minority and woman owned prospective subcontractors in the applicable work areas as reflected in the "SAVI II" database maintained by the State of new Jersey, Department of Commerce & Economic Development, Division of Small, Women & Minority Businesses. The Office of the Minority & Women Business Enterprise Program maintains and updates a listing of minority and women owned businesses (M/WB's) providing various categories of goods and services. Minority and/ or women owned businesses (M/WB's) are those registered as such with the State of New Jersey, Department of Commerce & Economic Development, Division of Small, Women & Minority Businesses (SAVI II database). In addition, bona fide minority or women owned businesses that are not so registered will be accepted as such pending completion of the registration process, on recommendation of the Minority/ Women Business Enterprise Development Program (MWBE Director).
- B. In the event the contractor who is awarded the contract elects to perform in-house, with its own personnel and resources, parts of the job included in the subcontracting estimate, the participation levels will be adjusted accordingly.
- C. Suggested participation levels for this project are:

Minority Owned .....20% of the total dollar amount of the contract

Woman owned .....20% of the total dollar amount of the contract

IV Availability of information/referral lists of minority/women businesses

- A. To assist the successful bidder in identifying prospective M/WB subcontractors for various areas of work included in the project, after notification that the City Council has awarded the contract but prior to the execution of the contract, the successful bidder should contact the M/WBE Director with regard to meeting the City's suggested participation levels of M/WB contractors in the specific disciplines involved in the project.

Identification and/or establishment of prospective subcontractors in various specialties by the M/WBE Director or any City employee are not to be construed as making any representation as to the qualification of any such contractor to perform. Such identification/establishment are made for the sole purpose of identifying minority and women owned businesses in the required areas of work. Determination of qualifications for the particular project remains the responsibility of the contractor. Nothing in these requirements is to be construed as changing in

any way the provision that "bidder will be required to establish to the satisfaction of the Architect (Engineer) the reliability and responsibility of the proposed subcontractors to furnish and perform the work . . . ", or any other provision of these specifications.

**V. Bidders will submit with bid proposal:**

1. Plan for outreach to and utilization of minority and/or women owned businesses as subcontractors, including bidder's anticipated level for M/WB's in each specialty, which parts of the contract bidder plans to subcontract, and which parts of the contract bidder anticipates subcontracting to M/WB's (Form MWB-3)
2. As to subcontractors required to be submitted with the bid proposal pursuant to NJSA 40A:11-16, or any additional subcontractors requested for bid submission by the architect Engineer, bidder will indicate, on Form WMB-3, if any, are minority or woman owned, and what efforts were made to offer subcontracting opportunities to MWB's in these disciplines, including "solicitation list" of contractors solicited to quote on the job and "commitment lists" of those awarded or to be awarded subcontracts.
3. Bidders will provide a separate copy of items 1 and 2 above, which the Purchasing Agent will forward to the MWB director for review.

**VI. The following applies to the apparent lowest responsive bidder, or three lowest responsive bidders, after results of bid reception have been announced by the Purchasing Agent:**

- A. MWBE director will review forms/information submitted by apparent lowest responsible bidder ( or three lowest responsible bidders ) as part of the bid/proposal, for compliance with nondiscrimination and minority/ women business outreach requirements. These will be preliminary findings, subject to receipt and review of further information/documentation indicated below.
- B. MWBE Director may communicate with apparent lowest responsible bidder ( or three lowest ) requesting further information about subcontractors solicited and subcontractors engaged, and which if any are minority or woman owned, and if appropriate, offering assistance in identifying prospective minority/women subcontractors. (See Form MWB-5). Contractor will have one week to respond. If contractor fails to respond this may result in the bid being found non-responsive, on recommendation of the MWBE Director in consultation with the Corporation Counsel.
- C. MWBE review will include

1. Verifying that proposed subcontractors listed as M/WB's are listed in the State of NJ SAVI II database or other recognized MWBE listings, e.g., New Jersey Transit, Port Authority, etc. If not, director will attempt to ascertain whether said subcontractors are in fact person of color and/or woman owned and controlled, and provide assistance to proposed subcontractors in registering with SAVI II. If MWBE Director has reason to believe the proposed subcontractor is not a bona fide or woman owned and operated business he/she will inform the bidding contractor and the city officials referred to in this section, and may require further verification.
2. Verifying whether bidder has achieved the suggested levels of MWB participation.
3. If not, reviewing the contractor's efforts as documented and the contractor's reasons for not achieving such levels.

**D. Findings/Recommendations as to compliance**

1. If the bidder's MWB targeted participation levels are achieved, bidder will be presumed not to be engaging in unlawful racial and gender discrimination in the selection of subcontractors and suppliers and will be presumed to have engaged in reasonable outreach efforts.

If the participation levels are not achieved by the bidder, the MWBE director in consultation with the Corporation Counsel will review the contractor's outreach efforts and subcontracting practices to determine if it has engaged in reasonable efforts to provide subcontracting opportunities to minority owned businesses, or if it has engaged or is engaging in unlawful race or sex discrimination.

3. If said review indicates that the bidder has made reasonable efforts to include minority as subcontractors and suppliers and has not engaged in unlawful race and sex discrimination, the bidder will be in compliance with the requirements of these provisions.
4. If said review indicates that the bidder has failed to make reasonable efforts to provide opportunities to minority businesses as subcontractors and suppliers, has or has engaged in unlawful race and sex discrimination, the bidder will be deemed not responsible under the provisions of these regulations and the provisions of the specifications. Such recommendation will be made by the MWBE director to the Purchasing Agent in consultation with the Corporation Counsel. Any bidder whose bid is rejected based on finding of discrimination may request and receive a hearing in accordance with applicable law (local, state and federal).
5. The review and recommendation process referred to in sections C and D should be completed within two weeks.

**VII Awarding of contract**

- A. The contract will include a provision that Contractor will continue to comply with the provisions of the Minority/Women Business Program requirements and the MWB participation levels agreed upon.
- B. The MWBE Director will monitor contractor's compliance. In the event that additional or other subcontracting awards become necessary during the course of the project, the MWBE Director will continue to assist in identification of prospective minority/ women subcontractors as appropriate.

(REVISED 4/13)

**EXHIBIT 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**  
**CONSTRUCTION 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 ensure that equal employment 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.

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 will send to each labor union, with which it has a collective bargaining agreement, 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.

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 each construction trade consistent with the targeted employment goal prescribed by N.J.A.C. 17:27-7.2; provided, however, that the Dept. of LWD, Construction EEO Monitoring Program may, in its discretion, exempt a contractor or subcontractor from compliance with the good faith procedures prescribed by the following provisions, A, B and C, as long as the Dept. of LWD, Construction EEO



**EXHIBIT B (2 of 4)**

Monitoring Program is satisfied that the contractor or subcontractor is employing workers provided by a union which provides evidence, in accordance with standards prescribed by the Dept. of LWD, Construction EEO Monitoring Program, that its percentage of active "card carrying" members who are minority and women workers is equal to or greater than the targeted employment goal established in accordance with N.J.A.C. 17:27-7.2. The contractor or subcontractor agrees that a good faith effort shall include compliance with the following procedures:

(A) If the contractor or subcontractor has a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor shall, within three business days of the contract award, seek assurances from the union that it will cooperate with the contractor or subcontractor as it fulfills its affirmative action obligations under this contract and in accordance with the rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et. seq., as supplemented and amended from time to time and the Americans with Disabilities Act. If the contractor or subcontractor is unable to obtain said assurances from the construction trade union at least five business days prior to the commencement of construction work, the contractor or subcontractor agrees to afford equal employment opportunities minority and women workers directly, consistent with this chapter. If the contractor's or subcontractor's prior experience with a construction trade union, regardless of whether the union has provided said assurances, indicates a significant possibility that the trade union will not refer sufficient minority and women workers consistent with affording equal employment opportunities as specified in this chapter, the contractor or subcontractor agrees to be prepared to provide such opportunities to minority and women workers directly, consistent with this chapter, by complying with the hiring or scheduling procedures prescribed under (B) below; and the contractor or subcontractor further agrees to take said action immediately if it determines that the union is not referring minority and women workers consistent with the equal employment opportunity goals set forth in this chapter.

(B) If good faith efforts to meet targeted employment goals have not or cannot be met for each construction trade by adhering to the procedures of (A) above, or if the contractor does not have a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor agrees to take the following actions:

(1) To notify the public agency compliance officer, the Dept. of LWD, Construction EEO Monitoring Program, and minority and women referral organizations listed by the Dept. of LWD, Construction EEO Monitoring Program pursuant to N.J.A.C. 17:27-5.3, of its workforce needs, and request referral of minority and women workers;

(2) To notify any minority and women workers who have been listed with it as awaiting available vacancies;

(3) Prior to commencement of work, to request that the local construction trade union refer minority and women workers to fill job openings, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade;

EXHIBIT B (3 of 4)

(4) To leave standing requests for additional referral to minority and women workers with the local construction trade union, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade, the State Training and Employment Service and other approved referral sources in the area;

(5) If it is necessary to lay off some of the workers in a given trade on the construction site, layoffs shall be conducted in compliance with the equal employment opportunity and non-discrimination standards set forth in this regulation, as well as with applicable Federal and State court decisions;

(6) To adhere to the following procedure when minority and women workers apply or are referred to the contractor or subcontractor:

(i) The contractor or subcontractor shall interview the referred minority or women worker.

(ii) If said individuals have never previously received any document or certification signifying a level of qualification lower than that required in order to perform the work of the construction trade, the contractor or subcontractor shall in good faith determine the qualifications of such individuals. The contractor or subcontractor shall hire or schedule those individuals who satisfy appropriate qualification standards in conformity with the equal employment opportunity and non-discrimination principles set forth in this chapter. However, a contractor or subcontractor shall determine that the individual at least possesses the requisite skills, and experience recognized by a union, apprentice program or a referral agency, provided the referral agency is acceptable to the Dept. of LWD, Construction EEO Monitoring Program. If necessary, the contractor or subcontractor shall hire or schedule minority and women workers who qualify as trainees pursuant to these rules. All of the requirements, however, are limited by the provisions of (C) below.

(iii) The name of any interested women or minority individual shall be maintained on a waiting list, and shall be considered for employment as described in (i) above, whenever vacancies occur. At the request of the Dept. of LWD, Construction EEO Monitoring Program, the contractor or subcontractor shall provide evidence of its good faith efforts to employ women and minorities from the list to fill vacancies.

(iv) If, for any reason, said contractor or subcontractor determines that a minority individual or a woman is not qualified or if the individual qualifies as an advanced trainee or apprentice, the contractor or subcontractor shall inform the individual in writing of the reasons for the determination, maintain a copy of the determination in its files, and send a copy to the public agency compliance officer and to the Dept. of LWD, Construction EEO Monitoring Program.

(7) To keep a complete and accurate record of all requests made for the referral of workers in any trade covered by the contract, on forms made available by the Dept. of LWD, Construction EEO Monitoring Program and submitted promptly to the Dept. of LWD, Construction EEO Monitoring Program upon request.

EXHIBIT B (4 of 4)

(C) The contractor or subcontractor agrees that nothing contained in (B) above shall preclude the contractor or subcontractor from complying with the union hiring hall or apprenticeship policies in any applicable collective bargaining agreement or union hiring hall arrangement, and, where required by custom or agreement, it shall send journeymen and trainees to the union for referral, or to the apprenticeship program for admission, pursuant to such agreement or arrangement. However, where the practices of a union or apprenticeship program will result in the exclusion of minorities and women or the failure to refer minorities and women consistent with the targeted county employment goal, the contractor or subcontractor shall consider for employment persons referred pursuant to (B) above without regard to such agreement or arrangement; provided further, however, that the contractor or subcontractor shall not be required to employ women and minority advanced trainees and trainees in numbers which result in the employment of advanced trainees and trainees as a percentage of the total workforce for the construction trade, which percentage significantly exceeds the apprentice to journey worker ratio specified in the applicable collective bargaining agreement, or in the absence of a collective bargaining agreement, exceeds the ratio established by practice in the area for said construction trade. Also, the contractor or subcontractor agrees that, in implementing the procedures of (B) above, it shall, where applicable, employ minority and women workers residing within the geographical jurisdiction of the union.

After notification of award, but prior to signing a construction contract, the contractor shall submit to the public agency compliance officer and the Dept. of LWD, Construction EEO Monitoring Program an initial project workforce report (Form AA 201) electronically provided to the public agency by the Dept. of LWD, Construction EEO Monitoring Program, through its website, for distribution to and completion by the contractor, in accordance with N.J.A.C. 17:27-7. The contractor also agrees to submit a copy of the Monthly Project Workforce Report once a month thereafter for the duration of this contract to the Dept. of LWD, Construction EEO Monitoring Program and to the public agency compliance officer.

The contractor agrees to cooperate with the public agency in the payment of budgeted funds, as is necessary, for on the job and/or off the job programs for outreach and training of minorities and women.

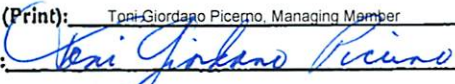
(D) The contractor and its subcontractors shall furnish such reports or other documents to the Dept. of LWD, Construction EEO Monitoring Program as may be requested by the Dept. of LWD, Construction EEO Monitoring Program from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Dept. of LWD, Construction EEO Monitoring Program for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (NJAC 17:27).

The undersigned vendor certifies on their company's receipt, knowledge and commitment to comply with:

EXHIBIT B

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) and N.J.A.C. 17:27  
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE  
Construction Contracts

The undersigned vendor further agrees to furnish the required forms of evidence and understands that their contract/company's bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) and N.J.A.C. 17:27..

Representative's Name/Title (Print): Toni Giordano Picerno, Managing Member  
Representative's Signature:   
Name of Company: Picerno-Giordano Construction LLC Tel. No.: 908-241-4331 Date: 06-24-2020



FORM AA-11 Revised 11/71	<b>STATE OF NEW JERSEY</b> DEPARTMENT OF LABOR & WORKFORCE DEVELOPMENT CONSTRUCTION EEO COMPLIANCE MONITORING PROGRAM  <b>INITIAL PROJECT WORKFORCE REPORT CONSTRUCTION</b>	Official Use Only  Assignment _____ Code _____
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For instructions on completing the form, go to: [http://www.state.nj.us/treasury/contract\\_compliance/pdf/aa2011ns.pdf](http://www.state.nj.us/treasury/contract_compliance/pdf/aa2011ns.pdf)

1. HD NUMBER	2. CONTRACTOR ID NUMBER	3. NAME AND ADDRESS OF PUBLIC AGENCY AWARDED CONTRACT	
4. NAME AND ADDRESS OF PRIME CONTRACTOR  (City) _____  (Street Address) _____  (City) _____ (State) _____ (Zip Code) _____		Name: _____ Address: _____	
		CONTRACT NUMBER	DATE OF AWARD
4. IS THIS COMPANY MINORITY OWNED [ ] OR WOMAN OWNED [ ]		COUNTY	7. PROJECT NUMBER
		8. NAME AND ADDRESS OF PROJECT Name: _____ Address: _____	
		9. IS THIS PROJECT COVERED BY A PROJECT LABOR AGREEMENT (PLA)? YES <input type="checkbox"/> NO <input type="checkbox"/>	

9. TRADE OR CRAFT	PROJECTED TOTAL EMPLOYEES				PROJECTED MINORITY EMPLOYEES				PROJECTED PHASE-D1 DATE	PROJECTED COMPLETION DATE
	MALE		FEMALE		MALE		FEMALE			
	I	AP	J	AP	J	AP	I	AP		
1. ASBESTOS WORKER										
2. BRICKLAYER OR MASON										
3. CARPENTER										
4. ELECTRICIAN										
5. GLAZIER										
6. HVAC MECHANIC										
7. IRONWORKER										
8. OPERATING ENGINEER										
9. PAINTER										
10. PLUMBER										
11. ROOFER										
12. SHEET METAL WORKER										
13. SPRINKLER FITTER										
14. STEAMFITTER										
15. SURVEYOR										
16. TILER										
17. TRUCK DRIVER										
18. LABORER										
19. OTHER										
20. OTHER										

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

\_\_\_\_\_  
(Signature)

10. (Please Print Your Name) \_\_\_\_\_ (Title) \_\_\_\_\_

(Area Code) \_\_\_\_\_ (Telephone Number) \_\_\_\_\_ (Ext.) \_\_\_\_\_ (Date) \_\_\_\_\_

# Sample Initial Project Workforce Report Form AA201

## Instructions

### INSTRUCTIONS FOR COMPLETING THE INITIAL PROJECT WORKFORCE REPORT - CONSTRUCTION (AA201)

#### DO NOT COMPLETE THIS FORM FOR GOODS AND/OR SERVICE CONTRACTS

1. Enter the Federal Identification Number assigned to the contractor by the Internal Revenue Service, or if a Federal Employer Identification Number has been applied for but not yet issued, or if your business is such that you have not or will not receive a Federal Identification Number, enter the social security number assigned to the single owner or one partner, in the case of a partnership.
2. Note: The Department of Labor & Workforce Development, Construction EEO Monitoring Program will assign a contractor ID number to your company. This number will be your permanently assigned contractor ID number that must be on all correspondence and reports submitted to this office.
3. Enter the prime contractor's name, address and zip code number.
4. Check box if Company is Minority Owned or Woman Owned
5. Enter the complete name and address of the Public Agency awarding the contract. Include the contract number, date of award and dollar amount of the contract.
6. Enter the name and address of the project, including the county in which the project is located.
7. Note: A project contract ID number will be assigned to your firm upon receipt of the completed Initial Project Workforce Report (AA201) for this contract. This number must be indicated on all correspondence and reports submitted to this office relating to this contract.
8. Check "Yes" or "No" to indicate whether a Project Labor Agreement (PLA) was established with the labor organization(s) for this project.
9. Under the Projected Total Number of Employees in each trade or craft and at each level of classification, enter the total composite workforce of the prime contractor and all subcontractors projected to work on the project. Under Projected Employees enter total minority and female employees of the prime contractor and all subcontractors projected to work on the project. Minority employees include Black, Hispanic, American Indian and Asian. (J=Journeyworker, AP=Apprentice). Include projected phase-in and completion dates.
10. Print or type the name of the company official or authorized Equal Employment Opportunity (EEO) official include signature and title, phone number and date the report is submitted.

This report must be submitted to the Public Agency that awards the contract and the Department of Labor & Workforce Development, Construction EEO Compliance Monitoring Program after notification of award, but prior signing the contract.

**THE CONTRACTOR IS TO RETAIN A COPY AND SUBMIT COPY TO THE PUBLIC AGENCY AWARDING THE CONTRACT AND FORWARD A COPY TO:**

NEW JERSEY DEPARTMENT OF LABOR & WORKFORCE DEVELOPMENT  
CONSTRUCTION EEO COMPLIANCE MONITORING UNIT  
P.O. BOX 209  
TRENTON, NJ 08625-0209  
(609) 292-9550





# Sample Monthly Project Workforce Report Form AA202

## Instructions

### INSTRUCTIONS FOR COMPLETING MONTHLY PROJECT WORKFORCE REPORT- (AA202)

1. Enter the prime contractor's name, address and zip code number.
2. Enter the CONTRACTOR ID NUMBER assigned by the Dept. of Labor & Workforce Development Construction EEO Compliance Monitoring Program.
3. Enter the Federal Identification Number assigned to the contractor by the Internal Revenue Service, or if a Federal Employer Identification Number has not been applied for or issued, or if your business is such that it will not receive a Federal Identification Number, enter the Social Security Number of the owner or of one partner, in the case of a partnership.
4. Reporting Period - enter the beginning and ending dates of the month for the report being submitted. (i.e., 1/1/00 - 1/31/00).
5. Enter the complete name of the public agency awarding the contract. Include the date of contract award.
6. Enter the name and location of the project, including the county in which the project is located.
7. Enter the PROJECT NUMBER assigned by the Dept. of Labor & Workforce Development Construction EEO Compliance Monitoring Program.
8. Enter the company name(s) of the contractor(s) performing work at the construction site. List the prime contractor first with subcontractor(s) following.
9. Enter the total percent (%) of project work the contractor or subcontractor has completed, to date.
10. Identify the trades or crafts applicable to the prime contractor and each subcontractor listed in column #8. Use a single line for each trade or craft.
11. Enter the total number of employees for each contractor at each level of classification (J-Journeyworker, AP-Apprentice) and the total number of each minority group - Black, Hispanic, American Indian, Asian and Female. Note: Column A shall include Total Number of employees. Columns B-E shall also include minority females. Column F shall include both non-minority and minority females.
12. Enter the total number of minority employees for each employer at each level of classification. Note: This shall be the sum of columns B-E.
13. Enter the Total Monthly work hours for all employees in each craft at each level of classification.  
(A) Enter the Total Monthly minority work hours for each craft at each level of classification (Columns B-E).  
(B) Enter the Total Monthly female work hours for each craft at each level of classification (Column F).
14. (A) Enter the Total Monthly PERCENT of minority work hours for each craft at each level of classification.  
(B) Enter the Total Monthly PERCENT of female work hours for each craft at each level of classification.
15. Enter the Total Cumulative work hours for each craft at each level of classification.  
(A) Enter the Total Cumulative minority work hours for each craft at each level of classification.  
(B) Enter the Total Cumulative female work hours for each craft at each level of classification.
16. (A) Enter the Cumulative Percent of minority work hours for each craft at each level of classification.  
(B) Enter the Cumulative Percent of female work hours for each craft at each level of classification.
17. Print or type the name of the company official submitting the report; include signature, title, telephone number, and date the report is submitted.

THE CONTRACTOR SHOULD RETAIN ONE COPY AND SUBMIT A COPY TO THE PUBLIC AGENCY WHICH AWARDED THE CONTRACT. ANOTHER COPY MUST BE FORWARDED TO:

New Jersey Department of Labor & Workforce Development  
Construction EEO Compliance Monitoring Program  
PO Box 200  
Trenton, NJ 08625-0200  
609 292-9550



APPENDIX A  
AMERICANS WITH DISABILITIES ACT OF 1990  
Equal Opportunity for Individuals with Disability

The contractor and the City of Jersey City (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. 5121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant thereto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature, arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

Representative's Name/Title Print): Toni Giordano Picerno  
Representative's Signature: *Toni Giordano Picerno*  
Name of Company: Picerno-Giordano Construction LLC  
Tel. No.: 908-241-4331 Date: 06-24-2020

SAMPLE LETTER TO THE UNION

(CONTRACTOR'S LETTER HEAD)

Date:

Local Union: District 55

Re: Pershing Field Project, Jersey City, NJ

This company is about to enter into a contract with the City of Jersey City for the above project. A condition of the contract is compliance with the state approved affirmative action program, which requires that we make a good faith effort to use minority workers in each construction trade to the extent of \_\_\_% of the total work hours, and female workers to the extent of 6.9% of total work hours.

We are further required to submit a statement from an authorized union official, that the union will take such actions as may be necessary with respect to the referral and employment of minority group persons in order to enable this contractor to meet its obligations under the affirmative action plan.

We solicit your help and cooperation, by engaging in aggressive recruitment of minority workers, providing us with the statement requested, and advising whether the union will be able to fulfill our work force needs as indicated.

Very Truly Yours,



Toni Giordano Picerno, Managing Member





**CITY OF JERSEY CITY**  
**DEPARTMENT OF BUSINESS ADMINISTRATION**  
**OFFICE OF DIVERSITY AND INCLUSION**



**SUPPLIER DIVERSITY BIDDER QUESTIONNAIRE**

The City of Jersey City is committed to ensuring that its utilization of vendors reflects the diversity of its community. Please complete this form to assist us with monitoring our supplier diversity performance.

**Business Name:** Picerno-Giordano Construction LLC

**Address:** 200 Market Street Kenilworth NJ 07033

**Phone:** 908-241-4331

**Email:** nina@picernogiordano.com

**Contact Name:** Toni Giordano Picerno, Managing Member

Please indicate if your business qualifies as any of the following: (See definitions for clarification)

- Minority Owned
- Woman Owned
- Veteran Owned
- Disability Owned
- Lesbian, Gay, Bisexual, Transgender Owned
- None

Please indicate if your business is currently certified by an authorized certifying body as any of the following:

- Minority Business Enterprise
- Woman Business Enterprise
- Veteran Business Enterprise
- Disability Owned Business Enterprise
- Lesbian, Gay, Bisexual, Transgender Business Enterprise
- Disadvantaged Business Enterprise
- Small Business Enterprise
- None





**CITY OF JERSEY CITY**  
**DEPARTMENT OF BUSINESS ADMINISTRATION**  
**OFFICE OF DIVERSITY AND INCLUSION**



## SUPPLIER DIVERSITY DEFINITIONS

**Minority Owned-** a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan Native, defined as follows:

**African American:** a person having origins in any of the black racial groups of Africa.

**Hispanic:** a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

**Asian:** a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

**American Indian or Alaskan Native:** a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

**Woman Owned-** a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a woman or women.

**Veteran Owned-** a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a person or persons who are veterans.

"Veteran" means any citizen and resident of this State now or hereafter honorably discharged or released under honorable circumstances who served in any branch of the Armed Forces of the United States or a Reserve component thereof for at least 90 days and shall include disabled veterans.

**Disability Owned-** a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a person or persons with a disability.

**Lesbian, Gay, Bisexual, Transgender Owned-** a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by an LGBT person or persons.

**\*\* At Time of Contract \*\***

Form MWBE Contractor's Compliance Plan to be submitted with bid document.

**CONTRACTOR: PROVIDE TWO (2) COMPLETED COPIES OF THIS FORM WITH YOUR PROPOSAL (or within 24 hours thereafter)**

City of Jersey City  
 Department of Administration  
 Office of Equal Opportunity/Affirmative Action

Project: Pershing Field # 2018-025

Contractor: Picerno-Giordano Construction, LLC Bid Amt. \$

Please list what portions of the work, if any you intend to sublet, the approximate value of the same, and whether you anticipate subletting it to a minority or woman owned contractor, or neither.

Trades	Approx. \$ Value	Minority or Woman Owned Business Check appropriate column		
		Minority	Woman	Neither
No Sub-contractors Needed				X

Receipt of this report by the City does not constitute acceptance by the City of minority business participation goals less than 20% or women business participation goals less than 20% unless specifically agreed to by the Office of Equal Opportunity/Affirmative Action

CONTINUED ON NEXT PAGE

**\*\* At Time of Contract \*\***

Form MWBE Contractor's Compliance Plan to be submitted with bid document.

**CONTRACTOR: PROVIDE TWO (2) COMPLETED COPIES OF THIS FORM WITH YOUR PROPOSAL (or within 24 hours thereafter)**

City of Jersey City  
 Department of Administration  
 Office of Equal Opportunity/Affirmative Action

Project: Pershing Field # 2018-025

Contractor: Picerno-Giordano Construction, LLC Bid Amt. \$ \_\_\_\_\_

Please list what portions of the work, if any you intend to sublet, the approximate value of the same, and whether you anticipate subletting it to a minority or woman owned contractor, or neither.

Trade	Approx. \$ Value	Minority or Woman Owned Business Check appropriate column		
		Minority	Woman	Neither
No Sub-contractors Needed				X

Receipt of this report by the City does not constitute acceptance by the City of minority business participation goals less than 20% or women business participation goals less than 20% unless specifically agreed to by the Office of Equal Opportunity/Affirmative Action

CONTINUED ON NEXT PAGE

DIVISION OF PURCHASING COPY



Pershing Field

MWBE Page 3 Project \_\_\_\_\_

2. As to subcontracted trade mandated to be included in proposal pursuant to N.J.S.A. 40A:11-16, please list name of proposed subcontractor, trade, and whether minority woman, or not:

Trade	Contractor Name & Address	Approx \$ Value	Minority or Woman Owned Business Check appropriate column		
			Minority	Woman	Neither

3. What is your policy and practice with respect to outreach and consideration of minority and women-owned vendors/contractors as contractors and/or suppliers?

Picerno-Giordano Construction is an equal opportunity employer

Name of Contractor

By: Signature



Type or print name/title: Toni Giordano Picerno, Managing Member

Telephone No: 908-241-4331 Date: 06-30-2020

.....  
For City Use:

Acceptable M/W Business Participation levels for this Project: \_\_\_\_\_

By \_\_\_\_\_ Date: \_\_\_\_\_

**\*\* At Time of Contract \*\***

MWBE Page 3 Project Pershing Field

2. As to subcontracted trade mandated to be included in proposal pursuant to N.J.S.A. 40A:11-16, please list name of proposed subcontractor, trade, and whether minority woman, or not:

Trade	Contractor Name & Address	Approx. \$ Value	To Minority or Woman Owned Business		
			Check appropriate column		
			Minority	Woman	Neither

3. What is your policy and practice with respect to outreach and consideration of minority and women-owned vendors/contractors as contractors and/or suppliers?

Picerno-Giordano Construction is an equal opportunity employer

Name of Contractor

By: Signature



Type or print name/title:

Toni Giordano Picerno, Managing Member

Telephone No:

908-241-4331

Date:

06-30-2020

.....  
For City Use:

Acceptable M/W Business Participation levels for this Project: \_\_\_\_\_

By \_\_\_\_\_

Date: \_\_\_\_\_

PURCHASING COPY



**\*\* Please See Attached \*\***

Revised 04/2013

### **"New Jersey Business Registration Requirements" For Construction Contracts**

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001, c.134 (C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L.1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency."

STATE OF NEW JERSEY  
BUSINESS REGISTRATION CERTIFICATE  
TAX REGISTRY ACCOUNT  
EXPIRES DATE: 08/01/04  
*JL & Family*

STATE OF NEW JERSEY  
BUSINESS REGISTRATION CERTIFICATE  
TAX REGISTRY ACCOUNT  
267 ROBINSON AVE  
TRINTON, NJ 08611  
08620  
October 16, 2004



# CITY OF JERSEY CITY

## DIVISION OF PURCHASING

394 CENTRAL AVENUE, 3RD FLOOR | JERSEY CITY, NJ 07307  
P: 201 547 5155/5156



STEVEN M. FULOP  
MAYOR OF JERSEY CITY

PETER FOLGADO  
DIRECTOR OF PURCHASING, QPA, R.P.P.O.

### CERTIFICATION REGARDING SUSPENSION/DEBARMENT

I am \_\_\_\_\_ Managing Member \_\_\_\_\_ of the firm of,  
the Contractor who submitted the lowest responsible bid for the project known as  
Picerno-Giordano Construction, LLC

I executed the Proposal submitted to the City of Jersey City with the full authority to do so. As  
of the date of execution of this Certification on this 30 day of June, 2020, the firm  
of Picerno-Giordano Construction, LLC nor any affiliates of the firm have not been suspended or  
debarred from submitting bid proposals by the United States of America, its departments,  
divisions, and agencies or the State of New Jersey, its department, divisions, and agencies.

I certify that the foregoing statements are true. I am aware that if any of the foregoing  
statements made by me are willfully false, I am subject to punishment.

\_\_\_\_\_  
Picerno-Giordano Construction, LLC  
(Name of Contractor)

Signed

By:

Toni Giordano Picerno

Dated: June 30, 2020

Title: Managing Member

Sworn and subscribed to before me  
this 30<sup>th</sup> day of June, 2020.

\_\_\_\_\_  
RACHAEL M. VIDA  
NOTARY PUBLIC OF NEW JERSEY  
ID # 50020141  
My Comm. Expires 7/28/2020



STEVEN M. FULOP  
MAYOR OF JERSEY CITY

**CITY OF JERSEY CITY**  
**DIVISION OF PURCHASING**

394 CENTRAL AVENUE, 3RD FLOOR | JERSEY CITY, NJ 07307  
P: 201 547 5155/5156



RAQUEL Y. TOSADO  
ACTING PURCHASING AGENT

**ADDENDUM NO. 1**

**PERSHING FIELD – COURT REPLACEMENT**  
**JERSEY CITY, NEW JERSEY**

**JULY 15, 2020**

**PROJECT NO. 2018-025**

---

**TO ALL PROSPECTIVE BIDDERS:**

The following addendum shall be incorporated in the Contract Documents of the above mentioned job, and all requirements herein are as fully a part of the Contract Documents as if included therewith. This addendum alters, amends, or clarifies the original Contract Documents and takes precedence where in conflict.

**YOU MUST ACKNOWLEDGE RECEIPT OF THIS ADDENDUM BY TYPING VERIFICATION OF RECEIPT, ADDENDUM NO. 1 DATED JULY 15, 2020 ON THE PROPOSAL FORM.**

---

**CLARIFICATIONS TO CONTRACT SPECIFICATIONS:**

**OMIT:** BID PROPOSAL IN ITS ENTIRETY

**REPLACE:** BID PROPOSAL revised July 14, 2020

END OF ADDENDUM NO. 1

c: Raquel Y. Tosado, Acting Director, Division of Purchasing  
Bidders





07/14/14

Taxpayer Identification# 030-512-029/000

Dear Business Representative:

Congratulations! You are now registered with the New Jersey Division of Revenue.

Use the Taxpayer Identification Number listed above on all correspondence with the Divisions of Revenue and Taxation, as well as with the Department of Labor (if the business is subject to unemployment withholdings). Your tax returns and payments will be filed under this number, and you will be able to access information about your account by referencing it.

Additionally, please note that State law requires all contractors and subcontractors with Public agencies to provide proof of their registration with the Division of Revenue. The law also amended Section 92 of the Casino Control Act, which deals with the casino service industry.

We have attached a Proof of Registration Certificate for your use. To comply with the law, if you are currently under contract or entering into a contract with a State agency, you must provide a copy of the certificate to the contracting agency.

If you have any questions or require more information, feel free to call our Registration Hotline at (609)292-9292.

I wish you continued success in your business endeavors.

Sincerely,



James J. Fruscione  
Director  
New Jersey Division of Revenue

STATE OF NEW JERSEY  
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/  
DIVISION OF REVENUE  
PO BOX 252  
TRENTON, NJ 08648-0252

TAXPAYER NAME:

PICERNO-GIORDANO CONSTRUCTION, LLC

TRADE NAME:

ADDRESS:

200 MARKET STREET  
KENILWORTH NJ 07033-2032

EFFECTIVE DATE:

SEQUENCE NUMBER:

0115923

ISSUANCE DATE:

07/14/14



Director  
New Jersey Division of Revenue

FORM-BRC

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

104-081-D203648V

Certificate Number  
626124

Registration Date: 07/03/2019  
Expiration Date: 07/02/2021



# State of New Jersey

## Department of Labor and Workforce Development Division of Wage and Hour Compliance

### Public Works Contractor Registration Act

Pursuant to N.J.S.A. 34:11-56.48, et seq. of the Public Works Contractor Registration Act, this certificate of registration is issued for purposes of bidding on any contract for public work or for engaging in the performance of any public work to:

Picerno-Giordano Construction, LLC

**Responsible Representative(s):**

Richard Picerno, Manager

**Responsible Representative(s):**

Toni Giordano Picerno, Managing Member

Robert Asaro-Angelo, Commissioner  
Department of Labor and Workforce Development

NON TRANSFERABLE

This certificate may not be transferred or assigned and may be revoked for cause by the Commissioner of Labor and Workforce Development.

PICERNO-GIORDANO CONSTRUCTION, LLC  
200 MARKET STREET  
KENILWORTH, NJ 07033

*State of New Jersey*



DEPARTMENT OF THE TREASURY  
DIVISION OF PROPERTY MANAGEMENT AND  
CONSTRUCTION  
33 WEST STATE STREET - P.O. BOX 034  
TRENTON, NEW JERSEY 08625-0034



**NOTICE OF CLASSIFICATION**

In accordance with N.J.S.A. 18A:18A-27 et seq (Department of Education) and N.J.S.A. 52:35-1 (Department of the Treasury) and any rules and regulations issued pursuant hereto, you are hereby notified of your classification to do State work for the Department (s) as previously noted.

Aggregate Amount	Trade(s) & License(s)	Effective Date	Expiration Date
\$8,000,000	C060 -ATHLETIC FIELDS/TRACKS/COURTS C019 -CONCRETE/FOUND. FOOTINGS/MASONRY WORK C022 -FENCING C009 -GENERAL CONSTRUCTION/ALTER.& ADDITIONS C054 -SITE WORK	06/01/2018 06/01/2018 06/01/2018 06/01/2018 06/01/2018	08/31/2020

- Licenses associated with certain trades are on file with the Division of Property Management & Construction (DPMC).
- Current license information must be verified prior to bid award.
- A copy of the DPMC 701 Form (Total Amount of Uncompleted Projects) may be accessed from the DPMC website at [http://www.state.nj.us/treasury/dpmc/Assets/Files/dpmc-27\\_03\\_07.pdf](http://www.state.nj.us/treasury/dpmc/Assets/Files/dpmc-27_03_07.pdf).

ANY ATTEMPT BY A CONTRACTOR TO ALTER OR MISREPRESENT ANY INFORMATION CONTAINED IN THIS FORM MAY RESULT IN PROSECUTION AND/OR DEBARMENT, SUSPENSION OR DISQUALIFICATION. INFORMATION ON AGGREGATE AMOUNTS CAN BE VERIFIED ON THE DPMC WEB SITE.

Certification 5542

## CERTIFICATE OF EMPLOYEE INFORMATION REPORT

### RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of **15-FEB-2015** to **15-FEB-2022**

**PICERNO GIORDANO CONSTRUCTION, LLC**  
**200 MARKET STREET**  
**KENILWORTH NJ 07033**



A handwritten signature in black ink, appearing to read 'Andrew P. Sidamon-Eristoff'.

Andrew P. Sidamon-Eristoff  
State Treasurer





## State of New Jersey

**CHRIS CHRISTIE**  
*Governor*

DEPARTMENT OF THE TREASURY  
DIVISION OF REVENUE AND ENTERPRISE SERVICES  
33 WEST STATE STREET, 5TH FLOOR  
P.O. BOX 026  
TRENTON, NEW JERSEY 08625-026  
PHONE: 609-292-2146 FAX: 609-984-6679

**KIM GUADAGNO**  
*Lt. Governor*

**FORD M. SCUDDER**  
*State Treasurer*

### APPROVED *under the*

Small Business Set-Aside Act and Minority and Women Certification Program

This certificate acknowledges **PICERNO-GIORDANO CONSTRUCTION LLC** as a **Category 2** approved Small Business Enterprise that has met the criteria established by N.J.A.C. 17:13 and/or 17:14.

This registration will remain in effect for three years. Annually the business must submit, not more than 60 days prior to the anniversary of the registration notice, an annual verification statement in which it shall attest that there is no change in the ownership, revenue eligibility or control of that business.

If the business fails to submit the annual verification statement by the anniversary date, the SBE registration will lapse and the business SBE status will be revoked in the New Jersey Selective Assistance Vendor Information (NJSAVI) database that lists registered small businesses. If the business seeks to be registered again, it will have to reapply and complete the New SBE online registration located at: [www.njportal.com/DOR/SBERegistry/](http://www.njportal.com/DOR/SBERegistry/).



Peter Lowicki  
Deputy Director

**Issued:** August 31, 2017  
**Certification Number:** 70127-20

**Expiration:** August 30, 2020



200 Market Street Kenilworth, NJ 07033 ☐ Ph: 908-241-4331 Fax: 908-241-7854 ☐ www.picernogiordano.com

### Affirmative Action Statement

We comply with the anti-discrimination provisions of N.J.S.A. 10:2-1 et. Seq., the New Jersey Law against Discrimination N.J.S.A 10:5-1 et. seq., N.J.A.C. 17:27-1.1 et. Seq., and N.J.A.C. 6:4-1.6.

Sincerely,

Picerno-Giordano Construction, LLC  
Toni Giordano Picerno, Manager

6-30-2020

Date



200 Market Street Kenilworth, NJ 07033 ☐ Ph: 908-241-4331 Fax: 908-241-7854 ☐ www.picernogiordano.com

**Equipment Owned, Leased, or Controlled**

- (1) Bobcat S250 w/ Auger & Forks Attachments
- (1) Bobcat E45 T4 Excavator & Hydraulic Clamp
- (1) Bobcat T650 Track Loader
- (1) Bobcat T590 Track Loader
- (1) 2015 Ford Transit
- (3) 2019 Ford Super Duty F350 Pickup Trucks
- (1) 2002 Open Trailer
- (1) 2004 Haulmark Enclosed Trailer
- (1) 2004 Freightliner Truck
- (1) 2002 Forklift Caterpillar FC15KLP
- (3) Mortar Mixing Machines
- (2) Tamper Machines
- (1) 2009 Dump Trailer
- (1) 2017 Superline Trailer
- (1) Lee Boy Paver 8515
- (1) Lee Boy Paver 8500
- (1) Hamm HP12 Roller
- (1) Dynapac 120 Double Roller
- (2) Beuthling B100 Static Roller

**Trade References**

T. Farese    John D' Agostino (973)242-8008 x2000 (973) 242-5865  
 Company Name Contact Person Phone Number Fax Number  
 P.O. Box 384 East Hanover NJ 07936  
 Address City State Zip  
 Tilcon Accounts Receivable (973)659-3685 (973) 440-1645  
 625 MT. Hope Road Wharton NJ 07885  
 Company Name Contact Person Phone Number Fax Number  
 Address City State Zip  
 Superior Recreational Prod. Thalia Maddox (678)390-1525 (770) 832-6687  
 Company Name Contact Person Phone Number Fax Number  
 1050 Columbia Drive Carrollton Georgia 30117  
 Address City State Zip  
 BDS Builders LLC Catia Cruz (908)486-1831 (908)486-1834 2200  
 Company Name Contact Person Phone Number Fax Number  
 Urbanowitz Avenue Linden NJ 07936  
 Address City State Zip

**Construction Experience of Key Personnel**

Richard Picerno	45 years	Manager
Toni Giordano Picerno	30 years	Managing Member
Nina Vera	13 years	Project Administrator
Anthony Giordano-Picerno	11 years	Journeyman
Americo Trujillo	26 years	Foreman/Site Super
Michael Giordano	25 Years	Foreman/Site Super

**Projects in Progress**

Project Name	Owner	Estimated Completion	Percent Complete
Various Schools	Verona Public Schools	Aug - 2020	50%
Felton Field Park	Township of Bloomfield	July - 2020	90%
Northern Highlands Regional HS	Northern Highlands Board of Education	Aug - 2020	55%
Highland Pavilion	Borough of Harrington Park	Oct - 2020	5%
Fisher Field	Borough of North Arlington	Oct - 2020	5Z%

Picerno - Giordano Construction, LLC  
 Toni Giordano Picerno, Managing Member

6-30-2020  
 Date

**BID PROPOSAL - Revised July 14, 2020**

CITY OF JERSEY CITY  
DEPARTMENT OF ADMINISTRATION  
DIVISION OF ARCHITECTURE  
Date 07-15-2020  
Project No. 2018-025

**DO NOT REMOVE THESE PROPOSAL PAGES. SUBMIT THE ENTIRE BOUND DOCUMENT IN A SEALED ENVELOPE MARKED ON BOTH SIDES WITH THE PROJECT TITLE. ALSO SUBMIT SEPARATE COPY OF COMPLETED BID PROPOSAL WITH BID PACKAGE.**

Proposal of \_\_\_\_\_ (hereinafter called "Bidder" organized and existing under the laws of the State of \_\_\_\_\_ doing business as \_\_\_\_\_)\*

Gentlemen:

The Bidder, in compliance with your invitation for bids for the:

PERSHING FIELD - COURT REPLACEMENT

JERSEY CITY, N.J. 07307

having examined the plans and specifications with related documents and the site of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the project in accordance with the Contract Documents; within the time set forth therein, and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the Contract Documents of which this proposal is part.

Bidder hereby agrees to commence work under this contract on or before a date to be specified in written "Notice to Proceed" of the City and to fully complete the project within 120 consecutive calendar days thereafter as stipulated in the specifications. Furthermore, it is understood and agreed in accordance with Article GC-36 "Time for Completion, Liquidated Damages and Extension of Time," that liquidated damages in the amount set forth in Article GC-36 will be charged to the Bidder for each consecutive calendar day of delay until the work is completed and accepted.

Bidder acknowledges receipt of the following addendum:

Addendum No. \_\_\_\_\_ Dated: \_\_\_\_\_

Addendum No. \_\_\_\_\_ Dated: \_\_\_\_\_

Addendum No. \_\_\_\_\_ Dated: \_\_\_\_\_

\*Insert "a corporation, "a partnership", or "an individual" as applicable.



## BID PROPOSAL CHECK LIST

The following documents are to be completed and submitted with the bid proposal. Compliance shall be indicated by placing initials on the line preceding each item attached:

- \_\_\_ \*List of Prices
- \_\_\_ \*Grand Total Bid Price
- \_\_\_ Alternate(s), if applicable, with supporting documentation, if applicable.
- \_\_\_ Substitutions, if applicable, are attached in conformance with the Information to Bidders, Article 21, Substitutions
- \_\_\_ \*Certificate of Experience of General Contractor
- \_\_\_ Certificate of Experience for subcontractors required to be named pursuant to N.J.S.A. 40A:11-16
- \_\_\_ \*Plant and Equipment Questionnaire completed by General Contractor
- \_\_\_ Plant and Equipment Questionnaire completed by subcontractors required to be named pursuant to N.J.S.A. 40A:11-16
- \_\_\_ Non-Collusion Affidavit
- \_\_\_ \*Statement of Ownership Disclosure
- \_\_\_ Disclosure of Investment Activities in Iran Form
- \_\_\_ Form MWB-3 - Minority/Women Business Compliance Plan
- \_\_\_ Form Supplier Diversity Bidder Questionnaire
- \_\_\_ Exhibit B: Mandatory Equal Employment Opportunity Language (N.J.S.A. 10:5-31 et seq.) (N.J.A.C. 17:27) **Construction Contracts must be signed.**
- \_\_\_ State of New Jersey, Division of Contract Compliance Equal Employment Opportunity in Public Contracts' Initial Project Workforce Report Construction (Form AA-201). **Must be submitted after notification of award but prior to signing a construction contract.** Form AA-201 maybe obtained and must be submitted to Jersey City's Public Agency Compliance Officer (P.A.C.O.) at Office of Tax Abatement & Compliance, 13 Linden Avenue East, Jersey City, NJ 07305, Telephone 201-547-4538 E-mail Address: abuanj@jcnj.org
- \_\_\_ \*Bid Bond
- \_\_\_ \*Consent of Surety
- \_\_\_ Public Works Contractor Registration Certificates for General Contractor and all Subcontractors listed on page P-11.
- \_\_\_ New Jersey Business Registration Certificates of General Contractor and all Subcontractors listed on page P-11.
- \_\_\_ \*Written acknowledgment of addendum (if issued), on Page P-1 of the Bid Form, pursuant to N.J.S.A. 40A:11-23.2(e).

Failure to include the bid documents listed immediately above that are marked with an asterisk (\*) shall result in automatic rejection of the bid at the time of the bid reception.

**BID PROPOSAL**  
Continued

**BID PRICES:**

**Item No. 1:** The Bidder agrees to perform and provide all labor, materials, equipment and services required to complete all work as described in the Specifications and shown on the drawings for the Lump Sum Price of:

\_\_\_\_\_

(In Writing)

\_\_\_\_\_

(In Figures)

**UNIT PRICE:**

The Specifications and Drawings represent the Base Bid, and contain specific quantities of work based on good faith estimates. If during project construction, the quantities contained in the specifications and drawings are exceeded, payment for excess quantities shall be based on the prices set forth below:

**If additional quantities are needed which results in a change order, Contractor will honor Unit Price as herein stated.**

**Item No. 2:** Unforeseen excavation and replacement with engineered fill (DGA) in accordance with Section 312000 - Earthwork

5 C.Y. @ \$ \_\_\_\_\_ Per C.Y. for a Total Cost of \$ \_\_\_\_\_  
(Unit Price in Figures) (Total Cost Item 2 in Figures)

5 C.Y. @ \_\_\_\_\_  
(Write Unit Price)

Per C.Y. for a Total Cost of: \_\_\_\_\_  
(Write Total Cost - Item No. 2)

**Item No. 3:** Rock removal in accordance with Section 312000 - Earthwork. Removal shall be based on line drilling method.

1 C.Y. @ \$ \_\_\_\_\_ Per C.Y. for a Total Cost of \$ \_\_\_\_\_  
(Unit Price in Figures) (Total Cost Item 3 in Figures)

1 C.Y. @ \_\_\_\_\_  
(Write Unit Price)

Per C.Y. for a Total Cost of: \_\_\_\_\_  
(Write Total Cost - Item No. 3)

**BID PROPOSAL**  
Continued

**Item No. 4:** Concrete Paving in accordance with Section 321313 - Concrete Paving. Removal and disposal of existing concrete and base material; prepare subbase, provide minimum base material and new concrete paving.

2000 S.F. @ \$ \_\_\_\_\_ Per S.F. for a Total Cost of \$ \_\_\_\_\_  
(Unit Price in Figures) (Total Cost Item 4 in Figures)

2000 S.F. @ \_\_\_\_\_  
(Write Unit Price)

Per S.F. for a Total Cost of: \_\_\_\_\_  
(Write Total Cost - Item No. 4)

The Unit Price bid shall cover all costs of whatever nature, incidental to that item. In explanation but not in limitation thereof, these costs shall include the cost of all work, labor, material, equipment, transportation and all else necessary to execute the Contract, and all incidental expenses in connection therewith, including all costs on account of less by damage or destruction encountered for settlement of damages, and including all cost for replacement of defective materials.

The Estimate of material quantities specified is approximate only and is given solely to be used as a uniform basis for comparison of basis. The minimum quantity for any item shall be zero (0). The maximum quantity shall be as stated in the Bid Proposal for each item.

Should the final quantity be less than the maximum quantity stated in the Bid Proposal for any item, the Supplier shall have no claim for loss incurred by him/her for commitments made by him/her in anticipation of the work contemplated, or for loss of anticipated profits, or for work done prior to his/her having been authorized to proceed therewith.

**GRAND TOTAL BASE BID: (Items Nos. 1 thru 4 above)**

\_\_\_\_\_  
In Figures)

\_\_\_\_\_  
(In Writing)

The Contract will be awarded based on either the Grand Total Base Bid or Grand Total Base Bid plus Alternates as explained on page P-7. However, it is understood that the Total Cost for quantities are based upon a good faith estimate of the quantity of materials needed; therefore, the actual contract price, cannot be determined until completion of the project.

BID PROPOSAL  
(Continued)

**SCHEDULE OF PRICES**  
**(FOR ALTERNATES)**

**ALTERNATES:**

Indicate below the amount that will be added to or deducted from the lump sum Grand Total Base Bid for each of the following alternates, if any are accepted by the City:

**ALTERNATE A:**

(Add  or Deduct ) please confirm and indicate type of bid alternate with check mark

**ALTERNATE A: NEW CHAIN LINK FENCE**

**Under the Base Bid:** Provide no new Chain Link Fence.

**Under this Alternate:** Provide all required demolition, excavation, preparing forms, reinforcing, concrete (footing and paving) for complete installation of new chain link fence as detailed on the Drawings and specified in the Specifications.

**Additional calendar days added to the contract time period: 20**

\$ \_\_\_\_\_

(Price in Figures)

\$ \_\_\_\_\_

(Price in Words, Dollars and Cents)

**ALTERNATE B:**

(Add  or Deduct ) please confirm and indicate type of bid alternate with check mark

**ALTERNATE B: GREEN INFRASTRUCTURE**

**Under the Base Bid:** Provide no Green Infrastructure.

**Under this Alternate:** Provide protection to existing trees prior to demolition of vicinity, labor, equipment and materials for the excavation, removal/disposal of the existing plating bed for construction of Green Infrastructure planting pit, including drainage and plantings as shown and detailed on Drawings and in the Specifications.



**BID PROPOSAL**  
**Continued**

**Additional calendar days added to the contract time period: 0**

\$ \_\_\_\_\_  
(Price in Figures)

\$ \_\_\_\_\_  
(Price in Words, Dollars and Cents)

**TOTAL PRICE FOR GRAND TOTAL BASE BID PLUS ALTERNATES A AND B**

\$ \_\_\_\_\_  
(Price in Figures)

\$ \_\_\_\_\_  
(Price in Words, Dollars and Cents)

**\*NOTE: If the Grand Total Base Bid is within the amount of funds available to finance the Contract and the City wishes to accept Bids on the Alternate(s), then the Contract award will be made to that responsible Bidder submitting the lowest combined Bid, consisting of the Grand Total Base Bid plus Alternate(s) (applied in the alphabetical order in which they are listed in the Schedule of Prices). Under this procedure, if the City decides not to accept the Alternate(s), then the contract will be awarded to the responsible bidder submitting the lowest Grand Total Base Bid.**

**BID PROPOSAL**  
Continued

**PROCEDURE FOR ALTERNATE BIDS**

Each bidder shall submit on the Proposal Form, Alternate Bids stating the difference in price, additions to or deductions from the Grand Total Base Bid for the substitution, omission, or addition of the following materials, items or construction from that shown and specified.

Each bidder shall carefully check the Drawings and Specifications to determine the extent of each Alternate Bid required.

Alternate Bids shall include all overhead and profit applicable thereto.

Alternate Bids shall reflect the increase or decrease in cost of all work of every name and nature which may be affected thereby and not subsequent claims for extras by reason of the Contractor's failure to observe this requirement will be considered.

Except as otherwise described or approved, materials and workmanship of the Alternate Bids shall conform to the requirements specified under the various Sections of the Specifications for similar items of work.

Where methods of construction, materials, finishes or details of installation required by the various Alternate Bids differ from the requirements shown on drawings or specified for corresponding items, the Alternate construction, material, etc., will be subject to approval by the Architect.

The Contractor shall submit shop drawings and samples for the work under each accepted Alternate Bid for approval in conformance with general conditions.

**BID PROPOSAL**  
**Continued**

It is understood and agreed that the total price stated by the undersigned in the "Schedule of Prices" is based on estimated quantities and will only control in the awarding of the contract. It is further understood that the quantities stated in the "Schedule of Prices" for the items are estimated only and may be increased or decreased as provided in the specifications.

Attached herewith is a (cashier's check)  
(certified check) (Check one)  
(bid bond)

in the amount of \$ \_\_\_\_\_ representing 10% of the total amount bid, but not exceeding \$20,000.00 as stated in Article 8, Page 4.

The undersigned agrees that this check or bond is to be forfeited as liquidated damages and not as a penalty, if the contract is awarded to the undersigned and he shall fail to execute the contract for the project or forward the bond required within the stipulated time. Otherwise, the check or bond will be returned to the undersigned.

Choice of Retainage:

If the Total Price bid for the Contract Work exceed \$100,000. the undersigned elects the following option for retainage in accordance with the General Conditions: (check one only)

- 2% Cash from each payment
- 2% of Contract amount deposited as approved negotiable securities

The undersigned is (an individual)  
(a corporation) under the laws  
(a partnership)

of the State of \_\_\_\_\_ having offices  
at \_\_\_\_\_

Signed \_\_\_\_\_

Name \_\_\_\_\_

Title \_\_\_\_\_

Company \_\_\_\_\_

Address \_\_\_\_\_

Phone ( ) \_\_\_\_\_

Fax ( ) \_\_\_\_\_

(Seal if Bid is by a Corporation)

1. CERTIFICATE OF EXPERIENCE

\_\_\_\_\_ hereby certifies that \_\_\_\_\_ has performed the following work within the past three (3) years:

Name of Owner	Amount of Contract	Type of Work	Owner's Representative in charge of Work (Inc. Address and Phone)	Approximate Dates

\_\_\_\_\_  
Name of Bidder

\_\_\_\_\_  
By

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Title

\_\_\_\_\_

**IMPORTANT: THIS FORM MUST BE FILLED IN BY BIDDER.**



2. PLANT AND EQUIPMENT QUESTIONNAIRE

Submitted to City of Jersey City

By \_\_\_\_\_  
A Corporation  
A Co-partnership  
An Individual Picerno-Giordano Construction, LLC a Limited Liability Company

Principal Office \_\_\_\_\_

The signatory of this questionnaire guarantees the truth and accuracy of all statements and of all answers to interrogatories hereinafter made.

a. In what manner have you inspected the proposed work? Explain in detail.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. Explain your plan or layout for performing the proposed work.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c. The work, if awarded to you, will have the personal supervision of whom?

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

d. Do you intend to do the grading on the proposed work with your own forces? \_\_\_\_\_ If so, give type of equipment to be used.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- e. Do you intend to sublet any portions of the work? \_\_\_\_\_  
 If so, it is mandatory pursuant to N.J.S.A. 40A:11-16 that you list the names of those subcontractors under each discipline below, failure to do so will automatically result in rejection of the bid.

<u>Trade</u>	<u>Name of Subcontractor</u>	<u>Address</u>
Plumbing and Gas Fitting and all kindred work	N/A	
Steam and Hot Water Apparatus, and all kindred work	N/A	
Electrical Work	N/A	
Structural Steel & Ornamental Iron	N/A	

Each subcontractor listed above shall fill out and submit a Certificate of Experience (as shown in this Bid Proposal) and items a, b, c, f, g, h, I and the remaining affidavit, duly executed, on the last page of the "Plant and Equipment Questionnaire". The General Contractor shall supply each subcontractor with duplicate pages of this proposal to be filled out by the subcontractor and then submitted with the bid proposal.

Whenever a bid sets forth more than one subcontractor for any of the specialty trade categories listed above, the bidder shall submit to the contracting unit a certificate signed by the bidder listing each subcontractor named in the bid for that category. The certificate shall set forth the scope of work for which the subcontractor has submitted a price quote and which the bidder has agreed to award to each subcontractor should the bidder be awarded the contract. The certificate shall be submitted to the contracting unit simultaneously with the list of the subcontractors. The certificate may take the form of a single certificate listing all subcontractors or, alternatively, a separate certificate may be submitted for each subcontractor. If a bidder does not submit a certificate or certificates to the contracting unit, the contracting unit shall award the contract to the next lowest responsible bidder.



g. What equipment do you own that is available for and intended to be used on the proposed project?

QTY	ITEM	DESCRIPTION, SIZE, CAPACITY, ETC.	COND.	YRS. OF SERVICE	PRESENT LOCATION

h. What equipment do you intend to purchase or lease for use on the proposed project?

QUANTITY	ITEM	DESCRIPTION, SIZE, CAPACITY, ETC	APPROXIMATE COST	
			PURCHASE	LEASE



I. Have you made contracts or received firm offers for all materials within prices used in preparing your proposal? Do not give name of dealers or manufacturers.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The undersigned hereby declare(s) \_\_\_\_\_ that the items of equipment in Table 1 are owned by \_\_\_\_\_, and are available for and intended to be used on the Project, if \_\_\_\_\_ awarded the Contract, and that he/they propose(s) to purchase or lease for the Project the additional items of equipment stated in Table 2.

Dated at \_\_\_\_\_ this \_\_\_\_\_  
day of \_\_\_\_\_, 20 \_\_\_\_\_

\_\_\_\_\_  
Name of Organization

By \_\_\_\_\_  
Toni Giordano Picerno  
Managing Member  
Title of Person Signing

STATE OF \_\_\_\_\_  
ss:  
COUNTY OF \_\_\_\_\_

\_\_\_\_\_, Being duly sworn, deposes and says that he is  
\_\_\_\_\_ of the above \_\_\_\_\_  
Name of Organization

and that the answers to the foregoing questions and all statements therein contained are true and correct.

Sworn to before me this \_\_\_\_\_  
day of \_\_\_\_\_, 20 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires \_\_\_\_\_

**PROJECT TITLE: PERSHING FIELD - COURT REPLACEMENT**

**3. NON-COLLUSION AFFIDAVIT**

STATE OF NEW JERSEY)

ss:

COUNTY OF HUDSON )

I, \_\_\_\_\_ of the City of \_\_\_\_\_, in the County of \_\_\_\_\_ and the State of \_\_\_\_\_, of full age, being duly sworn according to law, upon 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 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 Jersey City 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)

\_\_\_\_\_  
(Also type or print name of affiant under signature)

ATTEST:

\_\_\_\_\_  
Secretary

(Affix Corporate Seal)

Sworn and subscribed to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 20

\_\_\_\_\_  
NOTARY PUBLIC  
My commission expires on: \_\_\_\_\_

**4. STATEMENT OF OWNERSHIP DISCLOSURE**  
N.J.S.A. 52:25-24.2 (P.L. 1977, c33, as amended by P.L. 2016, c43)

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)

**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 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 publically 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 City of Jersey City 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 the City of Jersey City to notify the City of Jersey City 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 of this certification, and if I do so, I am subject to criminal prosecution under law and that it will constitute a material breach of my agreement(s) with the, permitting the City of Jersey City to declare any contract(s) resulting from this certification void and unenforceable.

<b>Full Name (Print):</b>		<b>Title:</b>	
<b>Signature:</b>		<b>Date:</b>	

SIGNATURE : \_\_\_\_\_

TITLE: \_\_\_\_\_

SUBSCRIBED AND SWORN TO  
BEFORE ME THIS DAY \_\_\_\_\_ OF 20 \_\_\_\_\_

(TYPE OR PRINT NAME OF AFFIANT UNDER SIGNATURE)

NOTARY PUBLIC OF  
MY COMMISSION EXPIRES: 20\_\_

**(NOTE: THIS FORM MUST BE COMPLETED, NOTARIZED AND RETURNED WITH THIS PROPOSAL).**



**CITY OF JERSEY CITY, NEW JERSEY 07307**  
**DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN**

COMPANY NAME: \_\_\_\_\_

**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 proposed 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 (any parent, successor, subunit, direct or indirect subsidiary, or any entity under common ownership or control with any entity, 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 State of New Jersey, Department of Treasury, Division of Purchase and Property website at <http://www.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 ship Part 2 and sign and complete the Certificate 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 non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provide 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 outlines able by completed the box below.

Name: _____ Relationship to Bidder/Offeror _____	
Description of Activities: _____	
Duration of Engagement: _____ Anticipated Cessation Date: _____	
Bidder/Offeror Contact Name: _____ Contact Phone Number: _____	

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 Authority 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 Authority to notify the Authority in writing of any changes to the answers or 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 Authority and the Authority at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): \_\_\_\_\_ Signature: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_