

NOTICE

TO ALL INTERESTED PARTIES. PLEASE BE ADVISED THAT THE CITY OF EAST ORANGE (HEREAFTER "CITY"), A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY, WILL BE ACCEPTING REQUEST FOR PROPOSALS IN RESPONSE TO THE FOLLOWING LEGAL SERVICES:

1. SPECIAL REDEVELOPMENT COUNSEL SERVICES (MUNICIPAL REDEVELOPMENT MATTERS): THE CITY IS SEEKING QUALIFIED LEGAL COUNSEL TO REPRESENT THE CITY IN REDEVELOPMENT MATTERS. SAID SERVICES SHALL BE PROVIDED SUBJECT TO THE DIRECTION AND SUPERVISION OF THE CITY'S OFFICE OF CORPORATION COUNSEL.

REQUEST FOR PROPOSALS MUST BE RECEIVED BY THE CITY NO LATER THAN 12:00 P.M. ON WEDNESDAY, NOVEMBER 30, 2016 AND MUST BE MAILED OR HAND- DELIVERED TO THE EAST ORANGE DIVISION OF PROCUREMENT, ATTENTION LISA L. JACKSON, PURCHASING AGENT, EAST ORANGE CITY HALL, 44 CITY HALL PLAZA, EAST ORANGE, NEW JERSEY 07018. REQUEST FOR PROPOSALS FORWARDED BY FACSIMILE OR EMAIL TRANSMISSIONS WILL NOT BE ACCEPTED. PROPOSALS SENT EITHER BY MAIL OR COURIER SERVICE MUST BE RECEIVED BY THE DIVISION OF PROCUREMENT NO LATER THAN 12:00 P.M. ON WEDNESDAY, NOVEMBER 30, 2016. THE CITY SHALL NOT BE RESPONSIBLE FOR THE LOSS, NON-DELIVERY, OR PHYSICAL CONDITION OF REQUEST FOR PROPOSALS SENT BY MAIL OR COURIER SERVICE. REQUEST FOR PROPOSALS MUST BE SUBMITTED INDIVIDUALLY IN A SEALED ENVELOPE.

COPIES OF THE CITY'S REQUEST FOR PROPOSALS CAN BE OBTAINED BY CONTACTING LISA L. JACKSON, PURCHASING AGENT, AT THE EAST ORANGE DIVISION OF PROCUREMENT, CITY OF EAST ORANGE, 44 CITY HALL PLAZA, EAST ORANGE, NEW JERSEY 07018. TELEPHONE NUMBER: (973) 266-5162. FACSIMILE (862) 444-0101.

REQUEST FOR PROPOSALS ARE BEING SOLICITED THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH THE PAY-TO-PLAY LAW, N.J.S.A. 19:44A-20.5 ET SEQ., AND MUNICIPAL ORDINANCE OF THE CITY OF EAST ORANGE.

QUALIFIED RESPONDENTS WILL BE APPROVED BY RESOLUTIONS OF THE EAST ORANGE CITY COUNCIL.



CITY OF EAST ORANGE
REQUEST FOR PROPOSALS FOR
SPECIAL REDEVELOPMENT COUNSEL SERVICES

SUBMISSION DEADLINE

12:00 P.M.

Wednesday, November 30, 2016

ADDRESS ALL REQUEST FOR PROPOSALS TO:

Lisa L. Jackson, Q.P.A.
Purchasing Agent
City of East Orange
Division of Procurement
44 City Hall Plaza
East Orange, New Jersey 07018
(973) 266-5162

GENERAL INFORMATION & SUMMARY

ORGANIZATION REQUESTING PROPOSAL

The City of East Orange
44 City Hall Plaza
East Orange, New Jersey 07018

CONTACT PERSON

Lisa L. Jackson, Q.P.A.
Purchasing Agent
City of East Orange
44 City Hall Plaza
East Orange, New Jersey 07018
(973) 266-5162

PURPOSE OF REQUEST

The City of East Orange (hereafter the “City”) is requesting REQUEST FOR PROPOSALS from qualified individuals and firms to provide: Special Legal Counsel Services in Municipal Redevelopment Matters. REQUEST FOR PROPOSALS will be evaluated in accordance with the criteria set forth in this REQUEST FOR PROPOSALS (RFP). Using this RFP, the City intends to select an attorney who will be available to provide legal services as needed which shall be coordinated through the City’s Office of Corporation Counsel. One or more individual/firms may be selected to provide services. If selected, the governing body will approve resolutions listing the individual and firms as approved Special Redevelopment Counsel.

FORM AS TO SELECTION

If selected to provide services, the successful Respondents shall be awarded a Contract by the City’s governing body, which includes term, amount, indemnification, insurance, termination and licensing provisions. Generally, this contract shall be for a period of one (1) year in an amount to be determined by the Office of Corporation Counsel. It is also agreed and understood that the acceptance of the representation shall be considered a release in full of all claims against the City arising out of, or by reason of, the work done and materials furnished under this award.

GLOSSARY

The following definitions shall apply to and are used in this REQUEST FOR PROPOSALS (RFP):

"City" - refers to the City of East Orange.

"City Costs" shall mean all reasonable and necessary costs and expenses of the City incurred in negotiation and implementation of this Redevelopment Agreement, including outside engineering and financial consultants fees, costs of counsel and any planning professionals. "City Costs" shall not include charges for services performed in the ordinary course of employment by City employees.

"Proposal" - refers to the complete responses to this RFP submitted by the Respondents.

"Qualified Respondent" - refers to those Respondents who (in the sole judgment of the City) have satisfied the qualification criteria set forth in this RFP.

"RFP" - refers to this REQUEST FOR PROPOSALS, including any amendments thereof or supplements thereto.

"Respondent" or "Respondents" -refers to the interested persons and/or firm(s) that submit a Proposal.

SECTION 1

INTRODUCTION AND GENERAL INFORMATION

1.1. Introduction and Purpose.

The City is soliciting REQUEST FOR PROPOSALS from interested persons and/or firms for the provision of professional legal services, as more particularly described herein. Through a REQUEST FOR PROPOSAL process described herein, persons and/or firms interested in assisting the City with the provision of such services must prepare and submit a Proposal in accordance with the procedure and schedule in this RFP. The City will review REQUEST FOR PROPOSALS only from those persons and/or firms that submit a Proposal which includes all information which includes all the information required to be included as described herein (in the sole judgment of the City).

The City intends to qualify person(s) and/or firm(s) that (a) possesses the professional, financial and administrative capabilities to provide the proposed services, and (b) will agree to work under the compensation terms and conditions determined by the City to provide the greatest benefit to the taxpayers of the City.

1.2. Procurement Process and Schedule.

The selection is in accordance with the "New Jersey Local Unit Pay-to-Play" Law and municipal ordinances establishing the "pay-to-play" criteria. The City has structured a procurement process that seeks to obtain the desired results described above, while establishing a competitive fair and

open process to assure that each person and/or firm is provided an equal opportunity to submit a Proposal in response to the RFP. REQUEST FOR PROPOSALS will be evaluated in accordance with the criteria set forth in Section 2 of this RFP, which will be applied in the same manner to each Proposal received.

REQUEST FOR PROPOSALS will be reviewed and evaluated by the City's Corporation Counsel and Purchasing Agent. The REQUEST FOR PROPOSALS will be reviewed to determine if the Respondent has met the minimum professional, administrative and financial areas described in this RFP. Based upon the totality of the information contained in the Proposal, including information about the reputation and experience of each Respondent, Corporation Counsel and Purchasing Agent will determine which Respondents are qualified (professionally, administratively and financially).

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

All communications concerning this RFP or the RFP process shall be directed to the City's Designated Contact Person, in writing.

REQUEST FOR PROPOSALS must be submitted to, and be received by the Division of Procurement, via mail or hand delivery, by 12:00 p.m. on Wednesday, November 30, 2016. REQUEST FOR PROPOSALS will not be accepted by facsimile or e-mail transmissions.

Subsequent to issuance of this RFP, the City (through the issuance of addenda to all persons and/or firms that have received a copy of the RFP) may modify, supplement or amend the provisions of this RFP in order to respond to inquiries received from prospective Respondents or as otherwise deemed necessary or appropriate by (and in the sole judgment of) the City.

TABLE 1

ANTICIPATED PROCUREMENT SCHEDULE

ACTIVITY DATE

1. Issuance of REQUEST FOR PROPOSALS: November 14, 2016.
2. Receipt of REQUEST FOR PROPOSALS: November 30, 2016.

1.3. Conditions Applicable to RFP.

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

- * This document is an RFP and does not constitute a Request for Proposals (RFP).
- * This RFP does not commit the City to issue an RFP.
- * All costs incurred by the Respondent in connection with responding to this RFP shall be borne solely by the Respondent.
- * The City reserves the right (in its sole judgment) to reject for any reason any and all responses and components thereof and to eliminate any and all Respondents responding to this RFP from further consideration for this procurement.
- * The City reserves the right (in its sole judgment) to reject any Respondent that submits incomplete responses to this RFP, or a Proposal that is not responsive to the requirements of this RFP.
- * The City reserves the right, without prior notice, to supplement, amend, or otherwise modify this RFP, or otherwise request additional information.
- * All REQUEST FOR PROPOSALS shall become the property of the City and will not be returned.
- * All REQUEST FOR PROPOSALS will be made available to the public at the appropriate time, as determined by the City (in the exercise of its sole discretion) in accordance with law.
- * The City may request Respondents to send representatives to the City for interviews.
- * Any and all REQUEST FOR PROPOSALS not received by the City's Division of Procurement by 12:00 p.m. on Wednesday, November 30, 2016 will be rejected.
- * Neither the City, nor its officers, officials or employees shall be liable for any claims or damages resulting from the solicitation or preparation of the Proposal, nor will there be any reimbursement to Respondents for the cost of preparing and submitting a Proposal or for participating in this procurement process.

1.4. Rights of City.

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

- * To determine that any Proposal received complies or fails to comply with the terms of this RFP.
- * To supplement, amend or otherwise modify the RFP through issuance of addenda to all prospective Respondents who have received a copy of this RFP.
- * To waive any technical non-conformance with the terms of this RFP.
- * To change or alter the schedule for any events called for in this RFP upon the issuance of notice to all prospective Respondents who have received a copy of this RFP.
- * To conduct investigations of any or all of the Respondents, as the City deems necessary or convenient, to clarify the information provided as part of the Proposal and to request additional information to support the information included in any Proposal.
- * To suspend or terminate the procurement process described in this RFP at any time (in its sole discretion.) If terminated, the City may determine to commence a new procurement process or exercise any other rights provided under applicable law without any obligation to the Respondents.
- * The City shall be under no obligation to complete all or any portion of the procurement process described in this RFP.

1.5. Addenda or Amendments to RFP.

During the period provided for the preparation of responses to the RFP, the City may issue addenda, amendments or answers to written inquiries. Those addenda will be noticed by the City and will constitute a part of the RFP. All responses to the RFP shall be prepared with full consideration of the addenda issued prior to the Proposal submission date.

1.6. Cost of Proposal Preparation.

Each Proposal and all information required to be submitted pursuant to the RFP shall be prepared at the sole cost and expense of the Respondent. There shall be no claims whatsoever against the City, its officers, officials or employees for reimbursement for the payment of costs or expenses incurred in the preparation of the Proposal or other information required by the RFP.

1.7. Proposal Format.

REQUEST FOR PROPOSALS must cover all information requested in this RFP. REQUEST FOR PROPOSALS which in the judgment of the City fail to meet the requirements of the RFP or which are in any way conditional, incomplete, obscure, contain additions or deletions from requested information, or contain errors may be rejected.

SECTION 2

SCOPE OF SERVICES

It is the intent of the City to solicit REQUEST FOR PROPOSALS from Respondents that have expertise in the provision of professional legal services as described below and as set forth in the attached Notice of Solicitation for Responses. Respondents must demonstrate that they will have the continuing capabilities to perform these services.

2.1. As to Special Redevelopment Counsel.

The Office of Corporation Counsel for the City of East Orange is seeking Special Redevelopment Counsel Services: The subject matter of such representation shall include but is not limited to:

- (a) Have general litigation experience and a specialized knowledge of Local Redevelopment and Housing Law
- (b) Possess knowledge and experience with land use law, tax abatements and local public contracts and Zoning
- (c) Review Contracts of Sale
- (d) Draft Redevelopment Agreements
- (e) Draft Financial Agreements
- (f) Draft Escrow Agreements
- (g) Specialized knowledge of Bonds

Proposed Billable Hourly Services

- (a) Submit proposed hourly rates for litigation and general services paid out of escrows;
- (b) Submit a proposed blended hourly rate for litigation and other general services paid out of escrows;
- (c) Submit a municipal hourly rate for litigation and general services paid for directly by the municipality;
- (d) Submit a proposed blended municipal rate for litigation and general services paid for directly by the municipality

All Special Legal Counsel shall be under the direction and supervision of the City's Office of Corporation Counsel and shall maintain a close working relationship with same.

The City is requesting REQUEST FOR PROPOSALS for Special Redevelopment Counsel. Counsel will, on an "as needed" basis, be assigned and required to provide representation in all aspects deemed necessary by the Office of Corporation Counsel.

Counsel may be called upon to attend meetings.

Counsel may also be called upon to provide other types of legal services of a specialized nature.

SECTION 3

SUBMISSION REQUIREMENTS

3.1. General Requirements.

The Proposal submitted by the Respondent must meet or exceed the professional, administrative and financial qualifications set forth in this Section 3 and shall incorporate the information requested below.

In addition to the information required as described below, a Respondent may submit supplemental information that it feels may be useful in evaluating its Proposal. Respondents are encouraged to be clear, factual, and concise in their presentation of information.

3.2. Administrative Information Requirements.

The Respondent shall, as part of its Proposal, provide the following information:

1. An executive summary (not to exceed two (2) pages) of the information contained in all the other parts of the Proposal.
2. An executed Letter of Qualification.
3. Name, address and telephone number of the Respondent submitting a Proposal pursuant to this RFP, and the name of the key contact person.
4. A description of the business organization (i.e., corporation, partnership, joint venture, etc.) of each Respondent, its ownership and its organizational structure.
 - (a) Provide the names and business addresses of all Principals of the Respondent submitting the Proposal. For purposes of this RFP, "Principals" means persons possessing an ownership interest in the Respondent. If the Respondent is a corporation, "Principals" shall include each investor who has any operational control over the Respondent, and every stockholder having an ownership interest of 10% or more in the firm.
 - (b) If a Respondent is a partially owned or a fully-owned subsidiary of another firm, identify the parent company and describe the nature and extent of the parents' approval rights over the activities of the Respondent submitting a Proposal. Describe the approval process.
 - (c) If the Respondent is a partnership or a joint venture or similar organization, provide comparable information as required in (b) above for each member of the partnership, joint venture or similar organization.
 - (d) A statement that the Respondent has complied with all applicable affirmative action (or similar) requirements with respect to its business activities, together with evidence of such compliance.
5. The number of years Respondent has been in business under the present name.

6. The number of years Respondent has been under the current management.
7. Any judgments within the last three (3) years in which Respondent has been adjudicated liable for professional malpractice. If yes, please explain.
8. Whether the Respondent is now or has been involved in any bankruptcy or reorganization proceedings in the last ten (10) years. If yes, please explain.
9. Confirm appropriate federal and state licenses to perform activities.
10. An executed letter of intent.

3.3. Professional Information Requirements.

- a. Respondent shall submit a description of its overall experience in providing the type of services sought in the RFP. At a minimum, the following information on past experience should be included as appropriate to the RFP:
 1. Description and scope of work by Respondent.
 2. Name, address and contact information of references.
 3. Explanation of perceived relevance of the experience to the RFP.
- b. Brief description of Respondent's relevant clients including municipal government clients during the last three (3) years.
- c. Resumes of key employees.
- d. Names and resumes of attorneys who will be assigned to provide legal services to the City.
- e. A narrative statement of the Respondent's understanding of the City's needs and goals.
- f. List all immediate relatives of Principal(s) of Respondent who are City employees or elected officials of the City. For purposes of the above, "immediate relative" means a spouse, parent, stepparent, brother, sister, child, stepchild, direct-line aunt or uncle, grandparent, grandchild and in-laws.
- g. Limits of Malpractice insurance coverage.
- h. A listing of all other engagements where services of the types being proposed were provided in the past five (5) years. This should include other municipal governments and other levels of government. Contact information for the recipients of the similar services must be provided. The City may obtain references from any of the parties listed.

- i. Respondents must demonstrate a proven record of litigation experience in either Federal court, Superior court, Appellate and the Workers' Compensation.
- j. Respondents must list all cases where they represented the City or in which they sued the City or in which they represented a client that sued the City within the last five years.

SECTION 4

INSTRUCTIONS TO RESPONDENTS

Submission of REQUEST FOR PROPOSALS.

Respondents must submit an original and three (3) copies of their Proposal to the Designated Contact Person:

REQUEST FOR PROPOSALS must be received by the City no later than 12:00 p.m. on Wednesday, November 30, 2016, and must be mailed or hand-delivered. REQUEST FOR PROPOSALS forwarded by facsimile or e-mail will not be accepted.

To be responsive, REQUEST FOR PROPOSALS must provide all requested information, and must be in strict conformance with the instructions set forth herein. REQUEST FOR PROPOSALS and all related information must be bound, and signed and acknowledged by the Respondent.

SECTION 5

EVALUATION

The City's objective in soliciting REQUEST FOR PROPOSALS is to enable it to select Respondents that will provide high quality and cost effective services to the citizens of East Orange. The City will consider REQUEST FOR PROPOSALS only from Respondents that, in the City's sole judgment, have demonstrated the capability and willingness to provide high quality services to the citizens of the City in the manner described in this RFP.

REQUEST FOR PROPOSALS will be evaluated by the City on the basis of which is the most advantageous, experience and other factors considered. The evaluation will consider:

1. Experience and reputation in the field; and
2. Knowledge of the municipal corporations; and
3. Availability to accommodate the required meetings of the City; and
4. Litigation experience and results in the areas of law described in Section 2 of this RFP; and
5. Pertinent government experience; and
6. Other factors demonstrated to be in the best interest of the City.

The City will select the most advantageous REQUEST FOR PROPOSALS based on all of the evaluation factors set forth in this RFP. The City will make the award(s) that is in the best interest of the City.

Each Proposal must satisfy the objectives and requirements detailed in this RFP except as otherwise stated. Successful Respondents shall be determined by an evaluation of the total content of the Proposal submitted. The City reserves the right to not select any of the REQUEST FOR PROPOSALS;

The City shall not be obligated to explain the results of the evaluation process to any Respondent.

SECTION 6

GENERAL TERMS AND CONDITIONS

1. The City reserves the right to reject any or all REQUEST FOR PROPOSALS, if necessary, or to waive any informalities in the REQUEST FOR PROPOSALS, and, unless otherwise specified by the Respondent, to accept any item, items or services in the Proposal should it be deemed in the best interest of the City to do so. The City also reserves the right to negotiate a fee schedule and/or hourly rate.
2. Each Proposal must be signed by the person authorized to do so.
3. REQUEST FOR PROPOSALS may be hand delivered or mailed consistent with the provisions of the legal notice to Respondents. In the case of mailed REQUEST FOR PROPOSALS, the City assumes no responsibility for REQUEST FOR PROPOSALS received after the designated date and time and will return late REQUEST FOR PROPOSALS unopened. REQUEST FOR PROPOSALS will not be accepted by facsimile or e-mail.
4. In accordance with Affirmative Action Law, P.L. 1975/ c.127 (N.J.A.C. 17:27) with implementation of July 10/ 1978, successful Respondents must agree to submit individual employer certifications and numbers or complete Affirmative Action employee information report (form AA-302). Also, during the period of engagement, the contractor agrees as follows: (a) The contractor or subcontractor where applicable, will not discriminate against any employee because of age, race, creed, color, national origin, ancestry, marital status or affection or sexual orientation. The contractor will take affirmative action to ensure that such applicants are recruited and employed and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, sex or handicap. Such action shall include, but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and section for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notice to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause: (b) 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, sex or handicap; (c) the contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or worker's representative of the contractor's commitments under

this act and shall post copies of the notice; (d) the contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the treasurer pursuant to the P.L. 1975, c.127, as amended and supplemented from time to time.

5. No Respondent shall influence, or attempt to influence, or cause to be influenced, any City officer or employee to use his/her official capacity in any manner which might tend to impair the objectivity or independence of judgment of said officer or employee.
6. No Respondent shall cause or influence, or attempt to cause or influence, any City officer or employee to use his/her official capacity to secure unwarranted privileges or advantages for the proposer or any other person.
7. Should any difference arise between the contracting parties as to the meaning or intent of these instructions or specifications, the City's Corporation Counsel's decision shall be final and conclusive.
8. The City shall not be responsible for any expenditure of monies or other expenses incurred by the Respondent in making its proposal.

END OF GENERAL INSTRUCTIONS

CITY OF EAST ORANGE

CHECKLIST

PROFESSIONAL SERVICE: SPECIAL REDEVELOPMENT COUNSEL (MUNICIPAL REDEVELOPMENT MATTERS)

SUBMISSION DATE: November 30, 2016 – Wednesday

The following items, as indicated below (x), shall be provided with the receipt of sealed submissions:

Bidder's Affidavit	_____x_____
Non-Collusion Affidavit	_____x_____
Disclosure of Ownership Form	_____x_____
Insurance Requirement Acknowledgement Form	_____x_____
Mandatory Equal Employment Opportunity Notice Acknowledgement ...	_____x_____
Copy of your Certificate of Employee Information Report	_____x_____
Copy of your Business Registration Certificate as issued by the State of New Jersey, Department of Treasury, Division of Revenue	_____x_____
Professional Service Entity Information Form	_____x_____
Qualification Submission Form	_____x_____
Acknowledgement of Corrections, Additions or Deletions Form	_____x_____
Statement of Indebtedness Form	_____x_____
Agreement for Payment of Commodity/Service Form	_____x_____
Letter of Intent	_____x_____
Letter of Qualification	_____x_____

Reminder: Please submit one (1) original (unbound), four (4) copies and one (1) compact disk (CD) set of the sealed submission.

NON-COLLUSION AFFIDAVIT

STATE OF NEW JERSEY)

) SS:

COUNTY OF)

I, _____ of the City/Township of _____

in the County of _____ and the State of _____

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

I am, _____ (Title)

(a partner, or officer of the firm of, etc.)

of the firm of _____

the bidder making the Proposal for the above named project, and that I executed the said Proposal with full authority so to do; that said bidder has not, directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above-named project; and that all statements contained in said Proposal and in this affidavit are true and correct, and made with full knowledge that the CITY OF EAST ORANGE, NJ 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)

Subscribed and sworn to

Signature of:

before me this _____ day

Bidder, if the bidder is an individual
Partner, if the bidder is a partnership
Officer, if the bidder is a corporation

of _____ 20____

Notary Public of: _____

My commission expires: _____

OWNER DISCLOSURE CERTIFICATION

This Statement Shall Be Included with RFP Submission

Name of Business _____

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.

OR

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

OR

I certify that there are no stockholders

Check the box that represents the type of business organization:

Partnership

Corporation

Sole Proprietorship

Limited Partnership

Limited Liability Corporation

Limited Liability Partnership

Subchapter S Corporation

Other (describe) _____

Sign and notarize the form below, and, if necessary, complete the stockholder list below.

Stockholders:

Name: _____

Name: _____

Home Address: _____

Home Address: _____

Name: _____

Name: _____

Home Address: _____

Home Address: _____

Name: _____

Name: _____

Home Address: _____

Home Address: _____

Subscribed and sworn before me this ____ day of

_____,

20 __.

(Affiant)

(Notary Public)

(Print name & title of affiant)

My Commission expires:

(Corporate Seal)

AFFIRMATIVE ACTION AFFIDAVIT

(Items No. 2 through Item No. 6 to be completed
by firms with less than 50 employees)

STATE OF NEW JERSEY)
COUNTY)

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

1. I am (President, partner, owner) of the firm _____
a bidder making a proposal upon the above named project. We have fifty (50) or more employees and have
forwarded an Affirmative Action Plan to the State. ____Yes ____No

2. _____ does not have 50 employees or more inclusive of
all officers and employees of every type.

3. I am familiar with the affirmative action requirements of P.L. 1975, c 127 and rules
and regulations issued by the Treasurer, State of New Jersey pursuant thereto.

4. _____ has complied with all the affirmative action
requirements of the State of New Jersey including those required by P.L. 1975, c 127 and the rules and
regulations issued by the Treasurer, State of New Jersey pursuant thereto.

5. I am aware that if _____ does not comply with P.L. 175,
c 127 and rules and regulations issued pursuant thereto, that no monies will be paid by the State of New
Jersey, County of _____, (City, Town, Borough) of _____
until an affirmative action plan is approved . I am also aware that the contract may be terminated and the
_____ may be debarred from all public contracts, for a period of up to five (5)
years.

6. In the event my workforce increases to 50 employees, I must contact the State Affirmative
Action Office and complete and Employees Information Report.

Subscribed and sworn to
Before me this ____ day

_____ 20____

Signature of Authorized Representative

(Seal) Notary Public of New Jersey

Name and Title

MUST BE SUBMITTED WITH BID PROPOSAL

AFFIRMATIVE ACTION REGULATIONS:

- A. Procurement of Service Contract: The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, C. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4 (a) provided that said subsection shall be applied subject to the terms of subsection 3.4 (d) of said Regulations.

The parties to this contract agree to incorporate into this contract the mandatory language of section 5.3 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, C. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 5.3.

- B. Construction Contract: The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4 (a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, C. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4 (a) provided that said subsection shall be applied subject to the terms of subsection 3.4 (d) of said regulations.

The parties to this contract agree to incorporate into this contract the mandatory language of subsections 7.4 (a) and (b) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, C. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of subsections 7.4 (a) and (b).

Signature _____

Title _____

Company _____

Address _____

ZIP CODE

NOTE: FORM MUST BE RETURNED WITH THE BID PROPOSAL.

QUALIFICATION AFFIDAVIT

The CITY OF EAST ORANGE reserves the right to reject the bid of any bidder who has previously failed to perform properly or to complete on time, contracts of a similar nature; who is not qualified to perform the contract; or who has repeatedly or without good cause failed to pay bills or otherwise failed to perform its obligations to subcontractors, materialmen, employees of this or any other government body or agency in similar contracts. In determining the lowest responsible bidder and its qualifications, the following elements, in addition to those above mentioned, will be considered; Whether the bidder (1) maintains a permanent place of business; (2) has adequate plant and equipment available to do the work properly and expeditiously; (3) has suitable financial resources to meet the obligations incident to the work; (4) has appropriate technical experience.

Each bidder must supply the following certified statement. Failure to do so shall be deemed a material defect in the bid, resulting in rejection of the bid:

State of New Jersey)
County of _____) SS:

I am the (President, Partner, Owner) of _____
_____, the bidder herein.

I know that the bidder, _____, has not previously failed to perform properly, or complete on time, contracts of a nature similar to that bid upon; is qualified to perform the contract; has not repeatedly or without just cause failed to pay bills or otherwise failed to perform its obligations to sub-contractors, materialmen, employees, of this or any other government or agency in similar contracts.

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

Company Name

Subscribed and Sworn to
Before me this ____ day
Of _____ 20__.

Sign Name

Print Name

Notary Public of: _____
My commission expires: _____

Print/Type Title

**CITY OF EAST ORANGE
SUBMISSION FORM**

1. Names and roles of the individuals who will perform the services and description of their education and experience with projects similar to the services contained herein including their education, degrees and certifications:

2. References and record success of same similar service:

3. Description of ability to provide the services in a timely fashion (including staffing, familiarity and location of key staff):

CITY OF EAST ORANGE

ACKNOWLEDGEMENT OF CORRECTIONS, ADDITIONS AND DELETIONS
FORM

I, _____

of the firm _____

Hereby acknowledge that any corrections, additions and/or deletions have been initialed and dated in this Submission Package.

(Signature)

(Type or Print of affiant and Title, under Signature)

(Date)

STATEMENT OF INDEBTEDNESS

Bidders shall provide as part of their bid a statement under oath that (a) they are not indebted to the CITY OF EAST ORANGE, (b) are not in breach of any contract previously awarded by the City and (c) are not a party to any pending action either at law or equity in which they are assessing an affirmative claim for damages or other relief against the CITY OF EAST ORANGE. Failure to provide the required statement shall disqualify the bidder.

(Name of Contractor)

(Type or print name of affiant under signature)

Subscribe and sworn to

Before me this _____ day

Of _____ 20____

Notary Public of _____
My Commission Expires _____

CITY OF EAST ORANGE

EAST ORANGE, NEW JERSEY

AGREEMENT FOR PAYMENT OF COMMODITY

The contractor or vendor realizes that as a Municipality, payment cannot be made on a bill presented basis.

Therefore, the contractor or vendor, hereby agrees to accept payment within a reasonable time after presentation of invoice and properly executed documentation as well as signed vouchers pertaining to same.

Payment in the normal circumstance should not exceed 60 days.

Name of Official for Company

Name of Company or Business

Address

Date: _____

LETTER OF INTENT

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

[insert date]

Lisa Jackson,
Purchasing Agent,
Division of Procurement,
City of East Orange
44 City Hall Plaza
East Orange, New Jersey 07018

**RE: REQUEST FOR PROPOSALS
[Insert Counsel Services Sought]**

Dear Ms. Jackson:

The undersigned as Respondent, has (have) submitted the attached Proposal in response to a REQUEST FOR PROPOSALS (RFP), issued by the City of East Orange (hereafter “City”), dated _____, 2016, in connection with the City’s need for [insert services].

Name of Respondent HEREBY STATES

1. The Proposal contains accurate, factual and complete information.
2. **(Name of Respondent)** agrees (agree) to participate in good faith in the procurement process as described in the RFP and to adhere to the City’s procurement schedule.
3. **(Name of Respondent)** acknowledges (acknowledge) that all costs incurred by it (them) in connection with the preparation and submission of the Proposal and any proposal prepared and submitted in response to the RFP, or any negotiation which results therefrom shall be borne exclusively by the Respondent.
4. **(Name of Respondent)** hereby declares (declare) that the only persons participating in this Proposal as Principals are named herein and that no person other than those herein mentioned has any participation in this Proposal or in any contract to be entered into with respect thereto. Additional persons may subsequently be included as participating Principals, but only if acceptable to the City.
5. **(Name of Respondent)** declares that this Proposal is made without connection with any other person, firm or parties who has submitted a Proposal, except as expressly set forth below and that it has been prepared and has been submitted in good faith and without collusion or fraud.
6. **(Name of Respondent)** acknowledges and agrees that the City may modify, amend, suspend and/or terminate the procurement process (in its sole judgment). In any case, the City

shall not have any liability to the Respondent for any costs incurred by the Respondent with respect to the procurement activities described in this RFP.

- 7. **(Name of Respondent)** acknowledges that any letter of engagement executed with respect to the provision of [insert services] must comply with all applicable affirmative action and similar laws. Respondent hereby agrees to take actions as are required in order to comply with such applicable laws.

(Respondent shall sign and complete the space provided below. If a joint venture, appropriate officers of each company shall sign.)

(Signature of Chief Executive Officer)

(Typed Name and Title)

(Typed Name of Firm*)

Dated: _____

* If joint venture, partnership or other formal organization is submitting a Proposal, each participant shall execute this Letter of Intent.

LETTER OF QUALIFICATION

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

[insert date]

Lisa Jackson,
Purchasing Agent,
Division of Procurement,
City of East Orange
44 City Hall Plaza
East Orange, New Jersey 07018

**RE: REQUEST FOR PROPOSALS
 [Insert Counsel Services Sought]**

Dear Ms. Jackson:

The undersigned have reviewed the Proposal submitted in response to the REQUEST FOR PROPOSALS (RFP) issued by the City of East Orange, dated _____, 2016, in connection with the City’s need for [insert services].

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

(Respondent shall sign and complete the spaces provided below. If a joint venture, appropriate officers of each company shall sign.)

(Signature of Chief
Executive Officer)

(Signature of Chief
Financial Officer)

(Typed Name and Title)

(Typed Name and Title)

(Typed Name of Firm*)

(Typed Name of Firm*)

Dated: _____

Dated: _____

* If joint venture, partnership or other formal organization is submitting a Proposal, each participant shall execute this Letter of Qualification.