

TOWNSHIP OF DEPTFORD
REQUEST FOR QUALIFICATIONS
100% AFFORDABLE HOUSING PROJECT
FOR 81 AGE-RESTRICTED RENTAL UNITS
DEVELOPMENT OF THE DONASON TRACT



BLOCK 4.01, LOT 1
ALMONESSON ROAD AND CAULFIELD AVENUE
DEPTFORD, NEW JERSEY

DATED: June 10, 2021

ISSUED BY:
TOWNSHIP OF DEPTFORD
COUNTY OF GLOUCESTER
1011 COOPER STREET
DEPTFORD, NEW JERSEY 08096
(856) 845-5300

I. Purpose of the Request for Qualifications

The Township of Deptford has issued this Request for Qualifications (RFQ) as a means of implementing a portion of its court-approved Housing Element and Fair Share Plan for the Third Round of housing obligation. The Township seeks a profit or non-profit developer to enter into a contractual relationship with the municipality to apply for, receive, construct and operate a 100% affordable senior rental project of 81 units (plus one non-income restricted manager's unit if required) for a minimum period of 30 years. The anticipated major funding vehicle is through the New Jersey Housing Mortgage and Finance Agency's 9% low income housing tax credit program (LIHTC). The initial application for funding is intended for the 2022 funding round.

Upon designation as the redeveloper, the successful respondent shall enter into an Escrow Agreement with the Township to facilitate the necessary development of the project. Neither the Township's acceptance of the Respondent's Proposal nor the designation of a successful respondent as the redeveloper will create any rights or obligations regarding such respondent until the execution by the Township of the Redevelopment Agreement.

The Township in its sole discretion will have the option to terminate negotiation of a Redevelopment Agreement at any time without cause including on the basis that the Township is not satisfied with the progress of negotiations and the ability of the respondent to meet target completion dates.

II. Site Information

The site is located at the intersection of Almonesson Road (C.R. 621) and Caulfield Avenue. The site is currently vacant, wooded, and is owned by the municipality. The site consists of 21.43± acres and is known as Block 4.01, Lot 1 on the tax assessment maps of the municipality. The site is adjacent to the NJ Turnpike to the north, Township parkland across Almonesson Road, the Steeplechase townhouse neighborhood across Caulfield Avenue to the south and Nicole Court townhouses to the west. Almonesson Road provides access to the Deptford Mall, approximately 1.1 miles to the south. Deptford Township is well situated to the regional highway network with easy access to I-295, I-76, Rt. 42, Rt. 55, the New Jersey Turnpike and the Atlantic City Expressway.

The site has tidally-influenced streams that connect to the Big Timber Creek and riparian buffers that apply to the property. While wetlands and floodplains are found on the property, they are subsumed within the riparian buffer limits. The site is also encumbered by a 30-foot wide Sinclair Oil Pipeline and a 50-foot wide Colonial Oil Pipeline that parallel the NJ Turnpike (and somewhat overlap with each other). Developable land exists in three separate parcels with the largest of these approximately five acres in size. A sample layout with an "L"-shaped four-story building of 82 units, which shows the known extent of the constraints, is attached as Exhibit A to this RFQ. Access is expected from Almonesson Road in a four-legged intersection with Montague Lane, which is the name of the driveway providing access to the Deptford Township Baseball Complex, Indoor Recreation Center and Stauffer Softball Complex.

While public water and sewer are located in both Caulfield Avenue and Almonesson Road, the site was removed from the sanitary sewer service area with the county-wide WQMP update in 2006, notwithstanding the fact that the site has been included in the Township's affordable housing plans since 1989. In 2017, the Township joined with 25 other municipalities and the Gloucester County Municipal Utilities Authority to amend the WQMP and restore this site, as well as other numerous sites in Deptford and throughout the County to the sanitary sewer service area. A 24" RCP sanitary sewer line is located along the entire length of the Caulfield Avenue frontage and adequate capacity exists to handle the size of the project contemplated. Adequate public water and natural gas is also located in Caulfield Avenue sized sufficiently for the proposed project. Smaller sized utilities are located in Almonesson Road.

Proposed WQMP plan amendments go through a negotiation process with NJDEP before an applicant is permitted to make application. This plan amendment was accepted for application and filed in September 2020. Approval of the plan amendment is expected by the end of 2021.

The site was purchased in 2014 and was investigated prior to purchase for any site contamination. The property was investigated by Adams, Rehman and Heggan in a Preliminary Assessment Report: Donason Property, Inc., dated July 2012. It found no specific areas of concern (AOC) in its site investigation and historical research. The property has previously been farmed up until about 1995 and had at one time contained a farmhouse. The report identified some possible AOCs associated with this use, including historic pesticide use, septic field, historic fill, and scattered debris. Since the use is intended for residential purposes, the Township had the consultant conduct a supplemental study for persistent pesticides, arsenic (associated with historic pesticide use) and lead contamination. This August 7, 2012 report indicated that both elements were found but at concentrations below New Jersey's Residential Direct Contact Soil Cleanup Criteria and default Impact to Groundwater Soil Screening Criteria. However, no pesticides were detected. Both reports are available upon email request from the Township's Qualified Purchasing Agent, Sharon Paynter (spaynter@deptford-nj.org).

III. Property Ownership

The Donason Tract was acquired by Deptford Township on August 11, 2014 for 100% affordable housing purposes. The Township's expectation is that a portion of between five and ten acres will be required for the development of age-restricted housing, but that the exact division will be part of an executed agreement between the parties and the submission of a minor subdivision to the Planning Board. The property containing the age-restricted housing would be conveyed to the developer for a nominal sum or under a long term land lease, whichever is most advantageous towards the scoring in the tax credit application. The Township of Deptford would retain the remaining land not necessary for the age-restricted development for future affordable housing development.

IV. Redevelopment Designation and Redevelopment Plan

The property had previous been earmarked for inclusionary housing development beginning in the first round of municipal affordable housing obligation. The property was zoned Residential Multi-Family 1 in 1989, one of the original inclusionary zoning districts in Deptford. On March 4, 2015, following the directive of the Township Council, the Planning Board conducted a preliminary investigation of the site and determined that the Donason Tract met the criteria for being designated an area of non-condemnation redevelopment. The Township Council concurred with the Planning Board's findings and adopted Resolution R.119.15 on April 20, 2015 which established the area of non-condemnation redevelopment. The redevelopment plan for the area has not been adopted. The Township's expectation is that the selected developer and the Township will jointly create the redevelopment plan that will permit the 81 units of age-restricted multi-family housing (plus one unrestricted manager's unit, if needed) for review by the Planning Board and adoption by the Township Council that would supersede the existing zoning.

V. Information from the Respondent

A. Development and Management Team. Please provide the following information about your development and management team:

1. Address and telephone number of the Respondent's primary business office and identification of the contact person for Respondent's development and management team. If the Respondent's primary business office is located outside of the State of New Jersey, include the address and telephone number of its New Jersey office if one exists.
2. Name, address and telephone number of the parent company(s) and/or any subsidiary(s) or affiliated companies of the Respondent.
3. A brief history and description of the responsibilities of each of the proposed developer entities or other related or affiliated entity(-ies) that will play a significant role in the ownership, development, financing, design, construction, marketing, leasing, management or operation of the Project.
4. Identification of all principals or officers of any entities, firms, arrangements, associations, joint ventures, partnerships, or involvements described above. Include the identity of each principal who holds 10% or more of the ownership interests of the Respondent and all officers of all firms or entities so named.
5. Development team and management team organization charts showing team members, reporting relationship and responsibilities of each team member as they relate to the Project.
6. Resumes of key individuals who would be responsible for the Project.

B. Summary of Related Projects. Include a description of the Respondent's prior affordable housing projects over the past ten years, but no more than six

such projects need to be submitted. The total number of affordable housing projects should be disclosed. The description should include the following:

1. Type of development, current user if known, number of units, cost, time to complete, and completion date;
2. Brief description of the projects previously undertaken by current members of the development and management team of the Respondent, indicating capability to perform on the Project.
3. Description of the manner in which the prior projects were financed, including the use of tax credits, HMFA, and other programs designed to foster affordable housing.

C. Pending Litigation/Defaults. Please list any of the following information if applicable to your organization or related entity:

1. Brief description of any significant pending legal and administrative proceedings (other than ordinary routine litigation incidental to Respondent's business) in which the Respondent, its officers, directors, employees or principals or any of its subsidiaries or parent(s), their officers, directors, employees or principals is a party or of which any of their property is subject. Include the name of the court or agency in which the proceedings are pending, the date instituted, and the principal parties thereto. A description of the factual basis alleged to underlie the proceedings known to be contemplated by a governmental entity shall be described. Notwithstanding the above, Respondents shall submit information if the claim or allegation brings into question Respondent's performance of, or failure to perform, contractual obligations.
2. A brief description of any occasion in which Respondent, any officer or principal of Respondent with a proprietary interest therein, has ever been disqualified, removed or otherwise prevented from bidding on, participating in, or completing a federal, state or local governmental project because of a violation of law or a safety regulation.
3. A brief description of any occasion in which Respondent has been in a position of default on a project, such that payment proceedings and/or execution on a payment, performance or bid bond have been undertaken.
4. A list of all material threatened and/or pending claims, litigation, judgments, settlements or government enforcement actions.
5. Whether the Respondent or any of its officers refused to testify before any state or federal grand jury relating to any public construction project within the last 10 years. If so, provide details.
6. If multiple organizations are participating (e.g., subsidiaries, parent companies, joint ventures and/or subcontractors), the information requested herein must be provided regarding each of the anticipated

participants.

- D. **References.** The RFQ response shall include both project and financial references. Specifically, the Proposal shall include three references of clients for whom Respondent has developed projects similar to the Project, indicating whether the work was that of the Respondent and/or specific responsible staff and the client's name, address and telephone number. Respondent shall indicate whether any of these clients were public entities. In addition, the Proposal shall include two financial references of lenders or other institutions from whom the Respondent has obtained financing for projects similar to the Project. The Respondent shall expect that the Township will communicate with those references identified in the Proposal as clients for whom the Respondent has completed or undertaken projects similar to the Project.
- E. **Additional Information.** The respondent will be required to complete and submit all documents included on the checklist labeled Exhibit A.
- F. The Township reserves the right to request additional information and/or documentation from Respondents and to visit projects developed and/or operated by a Respondent and identified by a Respondent in its submission.

VI. Developer Selection Criteria and Evaluation

- A. All submissions will first be evaluated to determine whether they meet all requirements and are fully responsive to this RFQ. The Township, in its sole discretion, will decide whether a Respondent has met these requirements and may waive certain requirements if it deems it is in the best interest of the municipality in moving the project forward in an expeditious manner.
- B. The developer will be evaluated on its experience and success in securing financing specific to affordable housing development, including but not limited to Low Income Housing Tax Credits from HMFA.
- C. The developer will be evaluated on its strength and experience of its development team as a whole and its individual members.
- D. The developer will be evaluated on the quality of the architectural and site designs of its previous projects.
- E. **Implementation Timetable.** The developer will be evaluated on its capability to meet or exceed the implementation timetable for the Project in the Township's Housing Element and Fair Share Plan as set forth in the following table:

Implementation Schedule

Milestone	Deadline
Township to evaluate and select developer	By August 2, 2021
Redevelopment Agreement executed	By October 15, 2021
Redevelopment Plan adopted	By October 4, 2021
Site plan application submitted	January 2022
Preliminary site plan approval granted	Three months from application submission
Tax credit application submitted	By August 31, 2022 or LIHTC deadline
Tax credit decision/final site plan approval	December 2022-February 2023
Financing completed/architectural drawings completed	June 2023
Land is transferred/redeveloper closes on financing	July 2023
Construction begins	August 2023
Construction completed	June 2024

F. Interviews. Following a review of the submissions’ documents and plans, the Township may, at its sole discretion, schedule interviews with, or presentations by, all, some or none of the Respondents to this RFQ for the purpose of further evaluation of the Respondents’ capabilities, qualifications and expertise to perform the work associated with the Project. These would be held during the day at the Deptford Township Municipal building, 1011 Cooper Street, Deptford, NJ in either the third or fourth week of July 2021. Respondents will be scheduled individually and respondents will not be permitted to sit in on the interviews of other respondents.

VII. RFQ Administration

A. RFQ Due Date. The RFQ is due no later than June 30, 2021 at 2:00 pm. Physical and digital copies in accordance with ‘B’ below are required to be delivered by that time to the Purchasing Agent sealed in appropriate packaging with the label provided in **Exhibit I**. At 2:00 pm, all responses will be opened by the Qualified Purchasing agent in the Township building. The respondent is responsible for ensuring proper and timely delivery of all items noted in ‘B’ to the Qualified Purchasing Agent.

Sharon Paynter, Qualified Purchasing Agent
 1011 Cooper Street.
 Deptford, NJ 08096
 (856) 686-2224
spaynter@deptford-nj.org

B. Number of Copies. The Respondent shall supply 10 paper copies and one

digital copy for additional copying by the Township, if needed. The digital copy shall be supplied by a password and malware free thumb drive in Adobe portable document format (.pdf).

- C. Cost of Preparation. Each submission and all information required to be submitted pursuant to this RFQ shall be prepared at the sole cost and expense of the Respondent. There shall be no claims against the Township, its elected officials, attorneys, consultants, agents or employees, for reimbursement of costs or expenses incurred by a Respondent in the preparation of the submission of information or documents required by this RFQ.
- D. Disposal. All submissions shall become the property of the Township and will not be returned. At the conclusion of the selection process, the Township may dispose of any and all copies of the submissions received in a manner deemed acceptable.
- E. All RFQ submissions should be assumed to be a public record. Any proprietary information contained in a submission should be marked or sealed accordingly.
- F. During the RFQ application preparation period, no oral interpretation of any requirements will be given to any prospective respondent. In order to maintain the integrity of the selection process, all communications seeking additional information, interpretations or modifications to the adopted procedures must be made in writing and directed to Sharon Paynter, Qualified Purchasing Agent. If it is determined, in the Township's sole discretion, that a response is to be made, such response will be issued in writing to all parties that have received a copy of the RFQ.
- G. The RFQ constitutes an invitation to submit proposals to the Township, and does not represent an offer, obligation or agreement on the part of the Township. The Township reserves the right at any time to withdraw this RFQ and retains the right to make modification or additions to the RFQ at any time.
- H. The Township reserves the right to reject for any reason any and all responses to this RFQ.

Exhibit A
Checklist for Items to be Submitted with Qualifications Statement

	Document	Initials
1	Affirmative Action Letter, Certificate of Employee Information Report (Exhibit B)	
2	Americans with Disability Act of 1990 Language (Exhibit C)	
3	Ownership Disclosure Statement (Exhibit D)	
4	Non-Collusion Affidavit (Exhibit E)	
5	Certification of Political Contributions (Exhibit F)	
6	Acknowledgement of Receipt of Addenda (Exhibit G)	
7	Disclosure of Investment Activities in Iran (Exhibit H)	

Signature: The undersigned hereby acknowledges that s/he has submitted the required documents with the Qualifications Statement in response to this RFQ and that all documents have been truthfully completed.

Name of Respondent / Firm: _____

Print Name and Title: _____

Signature: _____

Date: _____

Exhibit B

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE PER N.J.S.A. 10:5-31 *et seq.* and N.J.A.C. 17:27-1.1 *et seq.* GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE 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 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, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. 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 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, 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 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.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

Exhibit B – Continued

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval
Certificate of Employee Information Report
Employee Information Report Form AA302

The contractor and its subcontractors shall furnish such reports or other documents to the Div. of Contract Compliance & EEO as may be requested by the office 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 Div. of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27-1.1 et seq.**

Exhibit C

AMERICANS WITH DISABILITIES ACT OF 1990 EQUAL OPPORTUNITY FOR INDIVIDUALS WITH DISABILITY

The RESPONDENT and the TOWNSHIP OF DEPTFORD (herein referred to as the TOWNSHIP) do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. S.12101 *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 regulation promulgated pursuant thereunto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the TOWNSHIP pursuant to this contract, the RESPONDENT agrees that the performance shall be in strict compliance with the Act. In the event the RESPONDENT, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the RESPONDENT shall defend the TOWNSHIP in any action or administrative proceeding commenced pursuant to this Act. The RESPONDENT shall indemnify, protect, and save harmless the TOWNSHIP, 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 the alleged violation. The RESPONDENT 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 TOWNSHIP'S grievance procedure, the RESPONDENT agrees to abide by any decision of the TOWNSHIP, which is rendered pursuant to, said grievance procedure. If any action or administrative proceeding result in an award of damages against the TOWNSHIP or if the TOWNSHIP incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure the RESPONDENT shall satisfy and discharge the same at its own expense.

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

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

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

Exhibit C – Continued

ACKNOWLEDGEMENT:

Name of Respondent / Firm: _____

Print Name and Title: _____

Signature: _____

Date: _____

Exhibit D

STATEMENT OF OWNERSHIP DISCLOSURE

N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

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)
- Other (be specific): _____

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 of 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)**

Exhibit D – Continued

(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 publicly 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

Exhibit D – Continued

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

Full Name (Print):		Title:	
Signature:		Date:	

Exhibit E

NON-COLLUSION AFFIDAVIT

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

I am _____ of the firm of _____, the Respondent herein, and I executed the Respondent with full authority to do so; that the Respondent has not directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive proposing in connection with the above-named Vendor, and that all statements contained in the Qualifications Statement and in this affidavit are true and correct, and made with full knowledge that the Township of Deptford relies upon the truth of the statements contained in the Qualifications Statement and the statement in this affidavit in awarding the contract.

I further warrant that no person or selling agency has been employed or retained to solicit or secure a 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 Vendor).

Signature

Print or Type Name and Title

Exhibit F

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a “fair and open” process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee*
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
 - of the public entity awarding the contract
 - of that county in which that public entity is located
 - of another public entity within that county
 - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an “interest” ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, “a contribution by that person’s spouse or child, residing therewith, shall be deemed to be a contribution by the business entity.” [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor’s responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor’s submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law.

N.J.S.A. 19:44A-3(s): “The term “legislative leadership committee” means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures.”

Exhibit F - Continued

List of Agencies with Elected Officials Required for Political Contribution Disclosure

N.J.S.A. 19:44A-20.26

Township Name: Deptford Township, Gloucester County

State: Governor, and Legislative Leadership Committees

Legislative District Numbers: 3, 4 & 5

State Senators General Assembly

County: Gloucester

Freeholders

County Clerk

Sheriff

Surrogate

Municipal Bodies (Mayor and members of governing body, regardless of title):

Township of Deptford

Deptford Township Board of Education

James H. Johnson Memorial Library (Deptford Township Library)

Deptford Township Municipal Utilities Authority

Deptford Township Fire District

Exhibit G

Acknowledgement of Receipt of Addenda

The undersigned hereby acknowledges receipt of the following Addenda:

<u>Addendum Number</u>	<u>Dated</u>
_____	_____
_____	_____
_____	_____

Acknowledged for:

Respondent Name: _____

Name: _____

Title: _____

Signature: _____

Exhibit H

Disclosure of Investment Activities in Iran

Part 1: Certification

**BIDDERS ARE TO COMPLETE PART 1 BY CHECKING EITHER BOX
Failure to check one of the Boxes will render the Proposal Non-Responsive.**

Pursuant to P.L.2012, c.25, N.J.S.A.52:32-55 et al., any person or entity that submits a bid or proposal or otherwise proposes 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, is identified on the Department of the Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's 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 may render a bidder's proposal non-responsive. If the Director finds a person or entity to be in violation of the 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 P.L. 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 skip Part 2 and sign and complete the Certification 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, sign and complete the Certification below.

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 on additional sheets provided by you.

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 Township of Deptford 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 Township to notify the Township in writing of any changes to the answers of 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 Township of Deptford, New Jersey and that the Township at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print) _____ Signature: _____

Title _____ Date: _____

*This form need not be submitted. It is provided for use in assuring compliance with all required documentation.

Exhibit I

TOWNSHIP OF DEPTFORD

**SEALED SUBMISSION LABEL FOR REQUEST FOR QUALIFICATIONS –
DEVELOPMENT OF DONASON TRACT**

Please Tape this Label to the Front of Your Sealed Submission

**DO NOT OPEN
SEALED SUBMISSION ENCLOSED**

Respondent: _____

Address: _____

Township of Deptford
Attention: Sharon Paynter
1011 Cooper St.
Deptford, NJ 08096