

TOWNSHIP OF EAST BRUNSWICK

BID PROPOSAL FORM

Township of East Brunswick
1 Jean Walling Civic Center
Middlesex County, New Jersey 08816

RECEIVED

JUN 25 2020

Attn: Purchasing

PROPOSAL OF: Lucas Brothers, Inc

EAST BRUNSWICK
MUNICIPAL CLERK

ADDRESS: 80 Ambay Rd Morristown, NJ 07951

FOR: 2020 FURNISHING AND DELIVERY OF ROAD MATERIALS

We, the Undersigned Bidder, acting through our authorized officers and intending to be legally bound, agree that this bid proposal shall constitute an offer by the Undersigned to enter into a Contract and with the Township of East Brunswick to furnish the necessary goods, services, material and/or equipment called for in the Bid. This bid shall be irrevocable for sixty (60) calendar days from the date of opening hereof.

The undersigned agrees to comply with the conditions of employment, wage rates, and hours of labor set forth in the Bid Instructions.

We further declare that we have carefully examined the Instructions to Bidders, Specifications, Drawings, and Bid Documents herein referred to and propose to furnish, deliver, install and/or provide all necessary materials, goods, and/or services specified and in the manner and time prescribed.

A. Unit Pricing. If the materials bid herein are bid in unit prices, we understand that these quantities are approximate and are subject to increase or decrease. We agree to guarantee the materials furnished under this contract and to replace any material which may be rejected by reason being defective. We further understand that all quantities of material, whether increased or decreased, are to be furnished at the following unit prices:

Broken Stone - Delivered

	Unit Price	Total Amount
1. 1,000 Tons 3/4" Stone	\$ _____	\$ _____
2. 500 Tons 2-1/2" Stone	\$ _____	\$ _____
3. 1,000 Tons 3/4" Quarry Blend	\$ _____	\$ _____

Bituminous Materials

	Unit Price	Total Amount
1. 25 Tons High Performance Cold Mix	\$ _____	\$ _____
2. 1,500 Tons Hot Mix Asphalt Surface Course Mix 9.5m64 - F.O.B. Using East Brunswick Trucks & Asphalt Price Adjustment (March 2020 - \$481.00 Price Index)	\$ _____	\$ _____
3. 1,000 Tons Hot Mix Asphalt Base Surface Course Mix 19m64- F.O.B. Using East Brunswick Trucks & Asphalt Price Adjustment (March 2020 - \$481.00 Price Index)	\$ _____	\$ _____

Recycling & Recycled Materials

	Unit Price	Total Amount
1. 1,000 Tons Recycled Concrete Aggregate (RCA)	\$ <u>8.⁰⁰</u>	\$ <u>8,000.⁰⁰</u>
2. 2,000 Tons Recycled Concrete Aggregate (RCA)-Delivered	\$ <u>12.00</u>	\$ <u>24,000.⁰⁰</u>
3. 1,200 Tons Asphalt Disposal	\$ _____	\$ _____
4. 1,200 Tons Concrete Disposal	\$ <u>5.⁰⁰</u>	\$ <u>6,000.⁰⁰</u>

Crack Sealing Program

	Unit Price	Total Amount
1. Machine Rental (per week)	\$ _____	\$ _____
2. Crack Sealing Material (per pound)	\$ _____	\$ _____

Seal Coating Program

	Unit Price	Total Amount
1. Machine Rental (per week)	\$ _____	\$ _____
2. Crack Sealing Material (per gallon)	\$ _____	\$ _____

Material Spreading

	Unit Price	Total Amount
1. (1) Mechanical grader, (1) Minimum 5-Ton roller, and (1) operator per hour	\$ <u>275.⁰⁰</u>	\$ <u>275.⁰⁰</u>

Asphalt Paving

	Unit Price	Total Amount
2. (1) Mechanical paver, (1) Roller, and (2) operators per hour	\$ <u>650.⁰⁰</u>	\$ <u>650.⁰⁰</u>

Exceptions to Specifications are to be shown:

Bidder to supply at least three (3) references:

See attached (10)

Individual Name Company Name Telephone Number

Individual Name Company Name Telephone Number

Individual Name Company Name Telephone

We agree to execute the Form of Contract included with the Bid Documents within fourteen (14) days after receiving notice of award of the contract from the Township.

Accompanying this proposal is a certified check, cashier's check or bid bond made payable to Township of East Brunswick in the sum of \$10,000, [not less than ten percent (10%) of the amount bid] which the undersigned agrees is to be forfeited as liquidated damages, and not as a penalty, if the contract is awarded to the undersigned and the undersigned fail(s) to execute the contract within the stipulated time. Otherwise, the check or bond will be returned to the undersigned.

Name of Bidder: Lucas Brothers, Inc

Address: 80 Ambay Road, Morganville, NJ 07751

Phone Number: 732-536-6663 E-Mail: daniel@lucasbro.com

**If a corporation, give the State of Incorporation, using the phrase:

"A corporation organized under the laws of New Jersey."

If a partnership, give names of the partners, using also the phrase:

"Co-partners trading and doing business under the firm name and style of _____."

If an individual using a trade name, give individual name, also using the phrase:

"An individual doing business under the firm name and style of _____."

By: [Signature]
(Signature of Individual, Partner or Officer of Bidder)

Unit Lucas President
Title

STATE OF New Jersey

COUNTY OF Middlesex : SS

I, Unit Lucas, being duly sworn, say that the several matters stated in this Proposals are in all respects true, and that no member of the Township Governing Body or employee of the Township are interested in any way in this proposal.

[Signature]
Signature of Bidder

TOWNSHIP OF EAST BRUNSWICK

BID BOND

See attached (with a circled 'w')

KNOW ALL MEN BY THESE PRESENTS that we, the undersigned, _____ (bidder) as Principal and _____ as Surety, are hereby held and firmly bound unto the Township of East Brunswick as Owner in the sum of _____ (\$_____) Dollars for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

SIGNED, this _____ day of _____, 20___. The condition of the above obligation is such that whereas the Principal has submitted to the Township of East Brunswick a certain bid for _____ (insert contract name), attached hereto and hereby made a part hereof, to enter into a Contract in writing for the provision of the goods or services provided in the Invitation to Bid.

NOW, THEREFORE,

(a) If said Bid shall be rejected or, in the alternative,

(b) If said Bid shall be accepted and the Principal shall execute and deliver a Contract (properly completed in accordance with said Bid) and shall furnish a bond for the faithful performance of said Contract and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the Agreement created by the acceptance of said Bid,

Then this obligation shall be void. Otherwise the same shall remain in full force and effect. It being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Township of East Brunswick may accept such bid and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

ATTEST:

	Principal:	Surety:
	By:	By:
	(print name)	(print name)
	(signature)	(signature)

NOTE: Documents attesting to the authority of the persons executing this bond to so act on behalf of the surety company, as well as the financial statement of the company, must be annexed hereto. The surety company's own form will be accepted if in compliance with this form. No AIA forms are acceptable.

TOWNSHIP OF EAST BRUNSWICK

CONSENT OF SURETY

See Attached
(U)

_____ (hereinafter "Surety"), organized and existing under the laws of the State of _____ and duly authorized and qualified to transact business in the State of New Jersey, in consideration of the sum of One Dollar (\$1.00), lawful money of the United States, to it in hand paid, the receipt whereof is hereby acknowledged, consents and agrees that if the Contract for which the preceding Bid is made, be awarded to _____ (hereinafter "Bidder") for the performance of or the supplying of certain services or materials, or both, to the Township of East Brunswick, and if Bidder shall enter into the Contract, Surety will become bound as Surety for Bidder's faithful performance and will provide the Bidder with a performance bond in an amount equal to One Hundred (100%) per cent of the Contract amount..

IN WITNESS WHEREOF, the Surety has caused these presents to be signed and attested by a duly authorized officer, and its corporate seal to be hereto affixed this ____ day of _____, 20____.

(A corporate acknowledgment, statement of authority and power of attorney to be attached by the surety company)

Attest: Name of Surety:

Print _____ By: _____
(Surety Attorney-in-Fact Signature)

Print Name: _____

Title: _____

Date: _____

TOWNSHIP OF EAST BRUNSWICK

BIDDER'S AUTHORIZATION TO SUBMIT BID

RESOLVED that the following named officer(s) of the Bidder be and is / are hereby authorized and empowered to sign and submit to the Township of East Brunswick the attached bid,

Luis Lucas, Title: President

_____, Title: _____

_____, Title: _____; and

BE IT FURTHER RESOLVED that the said officer(s) is / are authorized to execute the Contract or any other agreement, bond or statement necessary for the fulfillment of obligations incurred by the Township's acceptance of the Bidder's bid.

I hereby certify that this document reflects the action of the Bidder's Board of Directors taken at its meeting of June 16, 2020


Secretary Marc Lucas

[SEAL]

TOWNSHIP OF EAST BRUNSWICK

AFFIDAVIT OF NON-COLLUSION

STATE OF New Jersey :


SS

COUNTY OF Middlesex :

I, Luis Lucas, resident of Morganville, in the
County of Monmouth, and the State of New Jersey, of full age,
being duly sworn according to law, upon my oath, depose and say:

I am President of the Firm of Lucas Brothers, Inc., the Bidder making
the Proposal for the above-named project, and I executed the said Proposal with full authority to do so; 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 Township of East Brunswick 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
Bidder.



Print Name: Luis Lucas
Title: President

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: Lucas Brothers, Inc.

Organization Address: 80 Ambay Road, Morganville, NJ 07751

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 if 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)**

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
Miss Lucas	80 Ambay Rd Morganville NJ
Joao Lucas	80 Ambay Rd Morganville, NJ

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

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 non-corporate 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 East Brunswick** 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 of East Brunswick** to notify the **Township of East Brunswick** 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 of East Brunswick** to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Luis Lucca	Title:	President
Signature:		Date:	6/24/2020

TOWNSHIP OF EAST BRUNSWICK

AGREEMENT TO PROCEED

The undersigned hereby agrees that, if awarded the contract, he shall commence work and deliver goods or services at the price bid, that he will complete all of the work within the time provided in these documents.

If a corporation, bidder has been authorized to submit its bid by a proper corporate resolution, a copy of which certified to be a true copy by the corporation secretary is attached hereto.

Lucas Brothers, Inc
Name of Bidder


Signature

Lucas Lucas, President
Print Name & Title

Dated: 6/24/2020

TOWNSHIP OF EAST BRUNSWICK

ACKNOWLEDGMENT OF RECEIPT OF ADDENDA TO BID DOCUMENTS

As required by N.J.S.A. 40A:11-23.1, the undersigned hereby acknowledges receipt of the following notices, revisions, or addenda to the bid advertisement, specifications or bid documents. By indicating date of receipt, bidder acknowledges the submitted bid takes into account the provisions of the notice, revision or addendum. Note that the local unit's record of notice to bidders shall take precedence and that failure to include provisions of changes in a bid proposal may be subject for rejection of the bid.

THIS FORM MUST BE RETURNED EVEN IF NO ADDENDA HAVE BEEN ISSUED

Reference Number or Title of Addendum/Revision	How Received (mail, fax, pick-up, etc.)	Date Received
	None	

Acknowledgment by Bidder:

Title or Description of Bid: 2020 Road Materials

Name of Bidder: Lucas Brothers, Inc

Name and Title of Authorized Representative: Luca Lucas

Signature: [Handwritten Signature]

Date: 6/24/2020

TOWNSHIP OF EAST BRUNSWICK

LIST OF SUBCONTRACTORS

In accordance with N.J.S.A. 40A:11-16, the following is a list of subcontractors to whom the Bidder will subcontract the furnishing of work required for the completion of this project.

If no subcontractors will be used, write the word "None" across the page.

<u>Trade</u>	<u>Company</u>	<u>Address</u>
	None	

TOWNSHIP OF EAST BRUNSWICK

REQUIRED EVIDENCE OF AFFIRMATIVE ACTION

If awarded a Contract, the Contractor shall comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27-1, *et seq.*). Within seven (7) days after receipt of the Notice of Award or receipt of the Contract, whichever is sooner, the Contractor shall present one of the following to the Township:

- a. A photocopy of a valid letter from the U.S. Department of Labor that the contractor has an existing federally approved or sanctioned Affirmative Action Plan (good for one year from the date of the letter), OR
- b.** A photocopy of approved Certificate of Employee Information Report, issued in accordance with N.J.A.C. 17:27-4, OR
- c. An Affirmative Action Employee Information Report (Form AA302), provided by the Affirmative Action Office and completed by the Contractor in accordance with N.J.A.C. 17:27-4.

NO FIRM MAY BE ISSUED A CONTRACT UNLESS IT COMPLIES WITH THE AFFIRMATIVE ACTION REGULATIONS OF P.L. 1975, C.127.

This questionnaire along with a copy of your Federal Affirmative Action Plan, Certificate of Employee Information Report, or completed AA302 Form must be filed by the successful bidder on or before the date the Contract is executed.

- 1. Our company has a Federal Affirmative Action Plan approval. Yes ___ No
If yes, submit a copy of said approval.
- 2. Our company has a New Jersey State Certificate of Employee Information Report Approval. Yes ___ No
If yes, submit a copy of the New Jersey State Certificate.
- 3. If you do not have either of the above, check below:

Please contact the State for an Affirmative Action form for your completion. (AA302 - Affirmative Action Employee Information Report) This form must be completed and filed by the successful bidder/contractor on or before the date that the Contract is executed.

I certify that the above information is correct to the best of my knowledge.

Bidder Name: Lucas Brothers, Inc
Signature: [Handwritten Signature]
Print Name: Chris Lucas
Title: President
Date: 6/24/2020

Note: A bid must be rejected as non-responsive if a bidder fails to comply with requirements of P.L. 1975, c.127, within the required time frame.

BUSINESS REGISTRATION CERTIFICATE

A. N.J.S.A. 52:32-44 requires that a Bidder shall provide the Township agency with proof of its business registration and that of any named subcontractor prior to the time a contract, purchase order, or other contracting document is awarded. A Bidder's inability to produce a Business Registration Certificate (BRC) prior to award of contract will disqualify the Bidder. A BRC may be obtained from the New Jersey Division of Revenue. Information on obtaining a BRC is available on the internet at www.nj.gov/njbgs or by phone at (609) 292-1730. N.J.S.A. 52:32-44 also requires the Bidder to provide written notice to its subcontractors and suppliers to submit proof of business registration to the Bidder.

B. A contractor (Bidder), subcontractor or supplier who fails to provide proof of business registration or provides false business registration information shall be liable to a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration not properly provided or maintained under a contract with a contracting agency. Information on the law and its requirements is available by calling (609) 292-1730.



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE	
Taxpayer Name:	TAX REG TEST ACCOUNT
Trade Name:	
Address:	847 ROEBLING AVE TRENTON, NJ 08611
Certificate Number:	1092907
Date of Issuance:	October 14, 2004
For Office Use Only:	
20041014112823533	

TOWNSHIP OF EAST BRUNSWICK

EQUIPMENT CERTIFICATION

Instructions for Completing the Equipment Certification

If the Bidder owns leases or controls all the equipment required, he shall complete Part 1. Should the Bidder not own, lease or control all the necessary equipment, he shall complete Part 2. This certification must be submitted with the Bid.

Part 1

This is to certify that I own, lease or control all the necessary equipment required to accomplish the work required by said Bid and described on the Contract Drawings and in the Contract Specifications included as part of the Request for Bids.



Signature of Bidder

Lucas Brothers, Inc.

(Name of Bidder)

Date: 6/24/2020

Part 2

This is to certify that I own or control the equipment required and noted on the attached list and will grant _____ (the Bidder) the control of this equipment during such time as may be required for that portion of the work required by its Bid and described on the Contract Drawings and in the Contract Specifications included as part of the Request for Bids for which said equipment is necessary.

Signature of Person in Ownership or Control of the Equipment

Address

Date: _____

LIST OF EQUIPMENT


_____	_____
_____	_____
_____	_____
_____	_____

**TOWNSHIP OF EAST BRUNSWICK
BIDDER'S CHECKLIST**

To be submitted with Bid. **Items marked "N/A" by the Township are inapplicable to this bid.**

- u BID PROPOSAL FORM
- u BID BOND
- N/A CONSENT OF SURETY
- u BIDDER'S AUTHORIZATION TO SUBMIT BID
- u AFFIDAVIT OF NON-COLLUSION
- u STATEMENT OF OWNERSHIP DISCLOSURE
- u AGREEMENT TO PROCEED
- u ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA TO BID DOCUMENTS
- N/A LIST OF SUBCONTRACTORS
- u REQUIRED EVIDENCE OF AFFIRMATIVE ACTION
- u BUSINESS REGISTRATION CERTIFICATE
- N/A EQUIPMENT CERTIFICATION

The undersigned hereby acknowledges the above-listed requirements

Bidder Name: Lucas Builders, Inc.
Signature: 
Print Name: Tim Lucas
Title: President
Date: 6/24/2020