NEW JERSEY DEPARTMENT OF TRANSPORTATION REQUEST FOR APPROVAL TO SUBLET ON PROJECTS UTILIZING THE 2007 SPECIFICATIONS

To be Completed by Contractor and Subcontractor Note: Forward One Original and Two Copies

DATE:							
PART I							
In accordance	e with terms of ou	ır contract,					
(Contractor) (Vendor ID#)				, Contractor for the construction of			
(Project Des	cription or Route	& Section, Fed	leral Project #, DP #)		requests approval to	sublet to	
(Subcontracto	or)						
(Address)							
(Phone)		(Fax)		(E-mail)			
				(Incorporation Date)			
(Subcontracto	or Vendor ID, if k	known)		, the following co	entract item(s):		
ITEM No.	QUANTITY	<u>ITEM</u>			BID UNIT PRICE	TOTAL	
Attach addition	onal sheets if need	ded SUBTOTA	AL FROM ABOVE		I	\$	
			AL FROM ADDITIONAL SI			\$	
		TOTAL S	SUBCONTRACT AMOUNT	AT CONTRACT UNIT P	PRICES	\$	

PART II

CERTIFICATION OF INCLUSION OF REQUIRED CONTRACT PROVISIONS

The undersigned contractor hereby certifies that all applicable Required Contract Provisions including, but not limited to, the following:

FEDERAL PROJECTS FULLY STATE FUNDED PROJECTS • Required Contract Provisions for Federal Aid • State of NJ Equal Employment Opportunity for Construction Contracts (FHWA 1273 Rev. 1994) Contracts Funded by Fully State Funded Projects • Standard Federal Equal Employment Opportunity • Payroll Requirements for 100% State Projects Construction Contract Specifications (Executive Order #11246) • Notice of Requirements for Affirmative Action to Ensure • Small Business Enterprise Utilization Attachment Equal Opportunity for Contracts Funded by FHWA for 100% Sate Funded Contracts (March 2004) • State of NJ Equal Employment Opportunity for Contracts • Minority/Female Outreach & Training Program for Funded by FHWA Fully State Funded Projects • Americans with Disabilities Act 100% State Funded • Disadvantaged Business Enterprise Utilization Attachment – FHWA Funded Contracts or Emerging Contracts Small Business Enterprise Utilization Attachment • Equal Employment Opportunity Special Provisions • Equal Employment Opportunity Special Provisions Construction Contracts Funded by Fully State **Funded Projects** • Training Reimbursement • Special Contract Provisions for Investigating, Reporting, and Resolving Employment Discrimination and Sexual harassment Complaints • Incentive Program Disadvantaged Business Enterprise NJDOT Code of Ethics for Vendors Utilization – Attachment for FHWA Funded Contracts • Training Special Provisions • Section 107 of the said Standard Specifications as amended or supplemented. • General Wage Determinations Issued Under the Davis-Bacon and Related Acts • NJ Department of Labor Prevailing Wage Rate Determination • NJDOT Code of Ethics for Vendors • Section 107 of the said Standard Specifications as amended or supplemented

have been included in, and made binding part of, a written, signed agreement represented by this Form DC-18 between the Contractor and the Subcontractor.

In addition, the following information pertinent to this subcontract is submitted:

Estimated Subcontract Work Start Date		/		/	
	month		day	-	year
Estimated Subcontract Work Completion Dat		/		/	
	month		day	-	year

PART III

FOR DBE/ESBE/SBE SUBCONTRACTS ONLY

The Contractor will utilize the DBE/ESBE/SBE's listed for goal attainment. In the event that a DBE/ESBE/SBE is unable to or unwilling to perform, the Contractor shall notify the Resident Engineer in writing and include documentation to justify the substitution, including a statement from the DBE/ESBE/SBE to be replaced acknowledging the substitution. The Contractor shall make a good faith effort to replace DBE/ESBE/SBE that is unable to perform with another DBE/ESBE/SBE. No substitution of a DBE/ESBE/SBE shall be made without the written consent of the Division of Civil Rights/Affirmative Action.

TO BE COMPLETED FOR DBE/ESBE	Program Sublet Approval Reque	ests FOR FEDERAL PROJECTS	
1) Total Project DBE/ESBE Goal	%		
2) Subcontractor percentage this sublet =	Actual subcontract amount = \$ Total \$ contract bid amount	X 100 =	%
3) Previous Project DBE/ESBE participati	on % + Line 2	% = Accumulative DBE/ESBE	% participation
this project %			
4) Previous targets DBE/ESBE sub actual	\$ + \$Actual subcontract a	= Total Current Actual DBE/ESBE \$ umount	
TO BE COMPLETED FOR SBE PROGE	RAM SUBLET APPROVAL REQUEST	IS FOR 100% STATE FUNDED PROJEC	<u>TS</u>
1) Project targets SBE Category 4	% , SBE Category 5	%	
2) Subcontractor % this sublet Actual su Total \$ cc	bcontract amount = \$ ontract bid amount	X 100 = %	6
3) Previous SBE Category 4 participation	% + Line 2	% = Accumulative SBE Category 4	%
Previous SBE Category 5 participation	% + Line 2	% = Accumulative SBE Category 5	%
4) Previous SBE Category 4 sub actual \$	+ \$ Actual subcontract amo	= Total Current Actual SBE Category 4	\$
Previous SBE Category 5 sub actual \$	+\$ Actual subcontract amo	= Total Current Actual SBE Category 5 unt	\$
PART IV			
POST AWARD MINORITY CERTIFICA	TION		
THE CONTRACTOR HEREBY CERTIFICATION DBE/ESBE/SBE BUSINESS ENTERPR		DEPARTMENT'S PROVISIONS FOR UTIL	IZATION OF
Said Contractor Notified the Res Work Subject to Sublet and the		//of	f the Type of
Subcontract.	tor intends to Sublet, the Items on Page	on with Non-minority Firms in Negotiations 21, with the Actual Amount of	s for any such

PART V

ACKNOWLEDGEMENT AND AGREEMENT WITH SUBCONTRACTING SPECIFICATIONS

The Contractor and the Subcontractor, both, shall certify that the Subcontractor is fully acquainted with the Standard and Supplementary Specifications, as amended, and Special Provisions issued by the Department in accordance with which a contract was awarded for the construction of the project named in Part I and particularly with Division 100 – General Provisions of the said Standard Specifications, which provides (in part):

Consent of the Department to allow work to be subcontracted, as specified in 108.01, does not relieve the Contractor of its responsibility for the Work, nor does it relieve the Surety of its obligations under the bond. The Contractor is responsible for the work of subcontractors. Ensure that the work performed by subcontractors conforms to the Contract. The Department's consent to subcontract any part of the Work shall not be construed as approval of the subcontract or its terms, but only as approval of the Contractor's request to subcontract to its chosen subcontractor. Pursuant to the above, the contractor further certifies that if the Subcontractor enters into a Subcontract with the Contractor of the project named in Part I, for the performance of a part of the Work covered by the said Contract then the Subcontractor shall be bound by all provisions of the said Contract and further agrees that the Subcontractor is barred from making claims against the Department, its agents, officers, or employees.

PART VI

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, DISQUALIFICATION, INELIGIBILITY, AND VOLUNTARY EXCLUSION

The Contractor is barred from subcontracting to firms and individuals suspended or debarred by the Department or included in the *State of New Jersey Consolidated Debarment Report* maintained by the Department of the Treasury, Division of Building and Construction, Bureau of Contractor Prequalification. The Contractor and Subcontractor must certify that neither the individual, partnership, corporation, or limited liability corporation applying to do subcontract work nor any of its corporate officers, stockholders, partners, or members are collectively or individually suspended, debarred, proposed for debarment, disqualified, declared ineligible, or voluntarily excluded from doing business by this or any other State or sub-division thereof or listed in the Federal Government's General Services Administration document, *List of Parties Excluded from Federal Procurement and Nonprocurement Programs (GSA List)*.

PART VII

FOR FEDERALLY FUNDED CONTRACTS ONLY, CERTIFICATION OF INCLUSION OF CONTRACT PROVISIONS

The Contractor and Subcontractor shall both certify that the Subcontractor has received the applicable required Contract Provisions, Federal Aid Contracts, as stated in PART II, have been made part of the proposed Subcontract, which is to be executed with the Contractor. The provisions in the Notice to Prospective Direct Federal and Federal Aid Contractor and Subcontractors, Equal Employment Opportunity have been received, if included in the Project's Specifications and have been made a part of the proposed Subcontract, which is to be executed with the Contractor.

PART VIII

CERTIFICATION WITH REGARD TO THE PERFORMANCE OF PREVIOUS CONTRACTS OR SUBCONTRACTS SUBJECT TO THE EQUAL OPPORTUNITY CLAUSE AND THE FILING OR REQUIRED REPORTS

The Contractor and the Subcontractor shall both certify that the Subcontractor has has not (check one) participated in
a previous Contract or Subcontract to the Equal Opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and
that it has has not (check one) filed with the Joint Reporting Committee, the Director of the Office of Federal
Government Contracting or administering agency, or the former President's Committee on Equal Opportunity, all reports due under
the applicable filing requirements.

PART IX

FOR FEDERALLY FUNDED CONTRACTS AND SUBCONTRACTS EXCEEDING \$100,000 ONLY, CERTIFICATION REGARDING THE USE OF CONTRACT FUNDS FOR LOBBYING

The Contractor and Subcontractor shall both certify that the Subcontractor is in compliance as referenced in:

- 23 CFR 635.112(g)
- 49 CFR 20

The undersigned hereby furnishes and certifies represented by the attached Form DC-18 is true		nformation in PARTS I – IX for the Subcontract
Sworn and subscribed to before me on t	day of	
Notary Public (Not an Officer of the Firm)		Contractor
	By	
		Signature of an Officer
		Print Name of an Officer
		AFFIX CORPORATE SEAL
Sworn and subscribed to before me or	day of	
Notary Public (Not an Officer of the Firm)		Subcontractor
	D.,	
	Бу	Signature of an Officer
		Print Name of an Officer

AFFIX CORPORATE SEAL

CHECKLIST

PART I

- Contractor Name, Address, Vendor ID, and Project Description
- Subcontractor Name, Address, and Vendor ID
- Item Numbers with Descriptions, Unit Price, and Total

PART II

• Estimated Start and Completion Dates

PART III

- Complete ONLY IF THE SUBMITTED FIRM IS A DBE/ESBE/SBE, etc. AND is being used to satisfy the applicable participation percentage of the project.
- If Federally Funded, complete top portion.
- Line 1 is goal established in Contract and Bond.
- Line 2 is actual amount divided by the total contract bid amount as a percentage.
- Line 3 is an accumulation of prior line 2 percentages,
- Line 4 is prior DBE/ESBE dollars added to this actual amount and accumulated.
- If 100% State Funded, then complete bottom portion with the appropriate SBE dollars and sum as above.

PART IV

- Complete <u>ONLY FOR SUBCONTRACTOR</u> not included on the Original Form A submitted by the Contractor prior to Award.
- Date Resident Engineer notification.
- Actual amount of Subcontract.

PART VIII

• For Federally Funded contracts, check Equal Opportunity Clause participation.

CONTRACTOR, HAVE YOU?

- Attached proof of your Subcontractor's valid business registration issued by the Division of Revenue in the NJ Department of Treasury, pursuant to P.L. 2001, c134 (N.J.S. 52:32-44).
- Submitted the Original and Two Copies.
- Attached proof of your Subcontractor's permits/licensing/certifications registry required by law. Current effected work types are electrical, blasting, asbestos abatement, landscaping, and lead abatement.
- Attached proof of Pesticide Applicator Business and designated Licensed Commercial Pesticide Applicator is required for Contractor performing any combinations of Landscape work, per NJDEP Pesticide Control Program N.J.C.A 7:30-1.13.
- Attached proof of Subcontractor's current Public Work's Contractor Registration issued by the NJ Department of Labor, Division of Labor & Wage Compliance, pursuant to P.L. 2003, c. 91 (N.J.S. 34:11-56.48
- And your Subcontractor completed the signatory page w/ notarization and affixed corporate seals.