

# New Jersey Turnpike Authority

P.O. Box 5042, Woodbridge, NJ 07095



August 12, 2024

## Document Change Announcement

### *2016 Standard Supplementary Specifications*

#### *Miscellaneous Updates*

**DCA2024SS-05**

#### **Subject: Revisions to**

Section 102 Bidding Requirements And Conditions, Subsection 102.08 Power of Attorney

Section 102 Bidding Requirements And Conditions, Subsection 102.09 Submitting Proposals

Section 102 Bidding Requirements And Conditions, Subsection 102.13 Prevailing Wage Rates

#### **Description of Change:**

This DCA contains miscellaneous compliance updates, including (1) clarification that Powers of Attorney related to Proposal Bonds must explicitly grant authority to the attorney-in-fact to execute both the Proposal Bond and Consent of Surety, (2) contractors are required to submit certified payrolls online through the New Jersey Wage Hub pursuant to P.L. 2023, c. 138, and (3) clarification that the lack of a Set-Off for State Tax Form is not a material defect at the time of bid.

#### **Notice to New Jersey Turnpike Authority Staff and Design Consultants**

Effective immediately, all contracts currently in the design phase shall incorporate the revisions herein. For advertised contracts awaiting the opening of bids this revision shall be incorporated via addendum. Contact your New Jersey Turnpike Authority Project Manager for instruction.

The revisions may be accessed on the Authority's webpage: <https://www.njta.com/doing-business/professional-services>

#### **Recommended By:**

*(signature on original)*

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Lamis T. Malak, P.E.  
Deputy Chief Engineer - Design

#### **Approved By:**

*(signature on original)*

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Daniel L. Hesslein, P.E.  
Acting Chief Engineer

**NOTE: All text herein is ADDED to the latest version of the 2016 Standard Supplementary Specifications.**

#### **102.08 Power of Attorney and Consent of Surety**

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Delete this Subsection in its entirety and replace it with the following:

The Proposal Bond, or Letter of Surety, and the Consent of Surety shall be accompanied by a Power of Attorney evidencing the signatory's authority to bind the Surety to the Proposal Bond, or Letter of Surety, and the Consent of Surety. The Power of Attorney shall expressly set forth the attorney-in-fact's authority to sign the Proposal Bond, or Letter of Surety, and the Consent of Surety on behalf of the surety company, and shall further certify that such power is in full force and effect as of the date of the Proposal Bond, or Letter of Surety, and the Consent of Surety. The Consent of Surety shall set forth the surety company's unqualified obligation to provide the Contract Bond upon award of the Contract to the Bidder. The Power of Attorney and Consent of Surety shall be in a form acceptable to the Authority.

**NOTE: All text herein are REVISIONS, as indicated by the tracked changes, to the latest version of the 2016 Standard Supplementary Specifications.**

## 102.09 Submitting Proposals

Delete this Subsection in its entirety and replace it with the following:

The Bidder shall submit a Proposal via Electronic Bidding. An authorized representative of the Bidder is required to digitally sign the Proposal. The Authority may reject Proposals that are not digitally signed by the authorized representative of the Bidder with an approved digital signature. More information on digital signatures are found on the Authority's Electronic Bidding website.

The Bidder is solely responsible for any and all errors and for timely submission of the bid, all components thereof, and all attachments thereto, through the Electronic Bidding system; the Authority assumes no responsibility for any claim arising from the failure of any Bidder or of the electronic delivery system to cause any bid, bid component, or attachment to not be delivered to the Authority on or before the time set for the opening of bids.

The following documents shall be submitted with the Proposal:

- (A) Scheduled Items of Work and associated bid prices.
- (B) Bidder's Certification indicating the authorized representative of the firm who is submitting the Proposal.
- (C) Disclosure Statement indicating firm ownership in compliance with N.J.S.A. 52:25-24.2.
- (D) Non-Collusion Certification.
- (E) Prequalification Certification.
- (F) The Proposal Guaranty, Consent of Surety, and Power of Attorney.
- (G) Acknowledgment of Addenda, if issued.

Additionally, the Authority requests the following documents be submitted with the Proposal:

- (H) Set-Off for State Tax Form, pursuant to N.J.S.A. 54:49-20.

~~Additionally, the Authority requests the following documents be submitted with the Proposal:~~

- (I) Certification of Business Registration as required pursuant to N.J.S.A. 52:32-44.
- (J) Valid Public Works Contractor Registration certificate(s) for the Bidder, and all joint venture entities if applicable, pursuant to the requirements of Subsection 102.15.
- (K) Certification of Non-Debarment form provided by the Authority, pursuant to N.J.S.A. 52:32-44.1.
- (L) Certification of Non-Involvement In Prohibited Activities in Russia or Belarus form provided by the Authority, pursuant to N.J.S.A. 52:32-60.1 et seq.
- (M) Disclosure of Investment Activities in Iran form provided by the Authority, pursuant to N.J.S.A. 52:32-58.

**NOTE: All text herein is ADDED to the latest version of the 2016 Standard Supplementary Specifications.**

### **102.13 Prevailing Wage Rates**

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Add the following after the first paragraph:

In accordance with P.L. 2023, c. 138, effective August 16, 2024, the Contractor and all Subcontractors shall be registered with the New Jersey Wage Hub at <https://njwages.nj.gov> and shall electronically submit all certified wage records for work being performed on any public works contract with the Authority to the New Jersey Wage Hub. The Authority is registered with the New Jersey Wage Hub and has access to all such certified wage records through the New Jersey Wage Hub.