

## **Notice of Request for Qualifications**

The Borough of Lodi is soliciting Qualification Statements from interested individuals and/or firms for the provision of the below listed services. Inclusion of a position in this notice, however, does not constitute a warranty that the Borough will fill the position at this time or through this process. Through a Request for Qualification (“RFQ”) process, persons and/or firms interested in assisting the Borough with the provision of such services must prepare and submit a Qualification Statement in accordance with the procedure and schedule in the RFQ. The Borough will review Qualification Statements only from those firms or individuals that submit a Qualification Statement which includes all the information required to be included as described (in the sole judgment of the Borough). The Borough intends to select (a) person(s) and/or firm(s) that **a)** possess(es) the professional, financial and administrative capabilities to provide the requested services, and **b)** agrees and meets the terms and conditions determined by the Borough to provide the greatest benefit to the taxpayers of Lodi.

The selection of Qualified Respondents is not subject to the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. The selection is, however, subject to the “New Jersey Local Unit Pay-to-Play Law,” N.J.S.A. 19:44A-20.4 et seq. The Borough has structured a procurement process that seeks to obtain the desired results, while establishing a competitive process, to assure that each person and/or firm is provided an equal opportunity to submit a Qualification Statement in response to the RFQ.

1. Bond Counsel
2. Borough Engineer
3. Chemical Engineer
4. Borough Planner
5. Planning Board Attorney
6. Zoning Board of Adjustment Attorney
7. Borough Auditor
8. Special Tax Counsel
9. Borough Attorney
10. Special Labor Law Counsel
11. Information System Management Consultant/Technical Computer Consultant
12. Real Estate Tax Appraiser for Tax Assessments and Appeals
13. Alternate Borough Engineer

The Instructions for Qualification Statements may be inspected or picked up by prospective respondents from the office of Frank Belli Qualified Purchasing Agent, Borough Hall, One Memorial Drive, Lodi, NJ 07644, during regular business hours, beginning May 10, 2022 at 11:00 a.m. or can be emailed to you upon request on or after that date. Questions may be directed to the Qualified Purchasing Agent at (973) 859-7470.

Qualification Statements must be submitted in the manner designated in the Instructions, must be enclosed in sealed envelopes bearing the name and address of the Respondent and the name of the work on the outside, and addressed to the Borough of Lodi. Additionally, the envelope should bear notation stating that the envelope should not be opened until June 10, 2022 at 11:00 a.m.

**BY ORDER OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LODI.**

**Marc N. Schrieks**

**Borough Manager**

**NOTE: To receive addenda or modification to this Request for Qualifications, please provide the Clerk with Respondent's name, email address, and phone number upon receipt of this document.**

**REQUEST FOR QUALIFICATIONS**  
**FOR THE PROVISION OF PROFESSIONAL SERVICES AND**  
**EXTRAORDINARY UNSPECIFIABLE SERVICES**

**ISSUE DATE: May 10, 2022**

**DUE DATE: June 10, 2022 at 11:00 o'clock a.m.**

**Issued by:**

**Borough of Lodi**

**Bergen County, New Jersey**

## DEFINITIONS

The following definitions shall apply to and are used in this Request for Qualifications:

"Borough" - refers to the Borough of Lodi, Bergen County, New Jersey.

"Due Date" – refers to the date and time by which Qualification Statements must be received by the Borough in order to be considered for award of the contract or position. For purposes of this RFQ, the Due Date is June 10, 2022 at 11:00 a.m. prevailing time.

"Qualification Statement" - refers to the complete responses to this RFQ submitted by the Respondents.

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

"RFQ" - refers to this Request for Qualifications, including any amendments thereof or supplements thereto.

"Respondent" or "Respondents" - refers to the interested firm(s) that submit a Qualification Statement.

"Review Team" – refers to members of the Mayor and Council, the Borough Manager and Borough Attorney.

## SECTION 1

### INTRODUCTION AND GENERAL INFORMATION

#### 1.1. **Introduction and Purpose.**

The Borough is soliciting Qualification Statements from interested persons and/or firms for the provision of professional services and extraordinary unspecifiable services. Through a Request for Qualification process described herein, persons and/or firms interested in providing to the Borough the services identified herein must prepare and submit a Qualification Statement in accordance with the procedure and schedule in this RFQ. The Borough will review Qualification Statements only from those firms that submit a Qualification Statement that includes all the information required to be included as described herein (in the sole judgment of the Borough). The Borough 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 Borough to provide the greatest benefit to the taxpayers of the Borough. The Borough will consider Qualification Statements only from individuals, firms or organizations that have demonstrated the capability and willingness to provide high quality services as required by the Borough.

#### 1.2. **Procurement Process and Schedule.**

The selection of Qualified Respondents is **not** subject to the bidding provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. The selection is, however, subject to the “**New Jersey Local Unit Pay-to-Play**” Law, **N.J.S.A. 19:44A-20.4 et seq.** The Borough has structured a procurement process that seeks to obtain the desired results described above, while establishing a competitive and qualitative process to assure that each person and/or firm is provided an equal opportunity to submit a Qualification Statement in response to the RFQ. Qualification Statements will be evaluated in accordance with the criteria set forth in Section 5 of this RFQ, which will be applied in the same manner to each Qualification Statement received.

Qualification Statements will be reviewed and evaluated by the Borough Manager and its legal advisor (collectively, the "Review Team"). The Qualification Statements will be reviewed to determine if the Respondent has met the minimum professional, administrative and financial criteria described in this RFQ. Under no circumstances will a member of the review team review responses to an RFQ for a contract or position for which he/she or his/her firm submitted a response. Based upon the totality of the information contained in the Qualification Statement, including information about the reputation and experience of each Respondent, the Borough will (in its sole judgment) determine which Respondents are qualified (from professional, administrative and financial standpoints). Each Respondent that meets the requirements of the RFQ (in the sole judgment of the Borough) will be designated as a Qualified Respondent, and will be considered for selection by the Borough.

The RFQ process commences with the issuance of this RFQ. The steps involved in the process and the anticipated completion dates are set forth in Table 1, Procurement Schedule. The Borough reserves the right, among other things, to amend, modify or alter the Procurement Schedule upon notice to all potential Respondents who have provided contact information to the Clerk upon receipt of this RFQ.

All communications concerning this RFQ or the RFQ process shall be directed to the Borough's designated contact person, in writing.

**Designated Contact Person:**

Frank Belli  
Qualified Purchasing Agent  
Lodi Municipal Complex  
One Memorial Drive  
Lodi, NJ 07644

**Qualification Statements must be submitted to, and be received by, the Borough, via mail or hand delivery, by the Due Date. Qualification Statements will not be accepted by facsimile transmission or e-mail.**

Subsequent to issuance of this RFQ, the Borough (through the issuance of addenda to all firms that have received a copy of the RFQ) may modify, supplement or amend the provisions of this RFQ 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 Borough.

**TABLE 1**

**ANTICIPATED PROCUREMENT SCHEDULE**

<b>ACTIVITY</b>	<b>DATE</b>
1. Issuance of Request for Qualifications.....	May 10, 2022
2. <b>Due Date</b> for Receipt of Qualification Statement....	June 10, 2022 @ 11:00 a.m.
3. Opening of Statements of Qualifications.....	June 10, 2022 @ 11:00 a.m.
4. Review Team Analysis of Qualifications* .....	June 14, 2022*
5. Review Team recommendations regarding designation of Qualified Respondents*.....	June 14, 2022*
6. Borough Review of Review Team Recommendations* .....	June 14, 2022*
7. Anticipated Date for Award of Contract*.....	July 1, 2022*

\* Dates for items marked with a “\*” are approximate and subject to change based upon the needs of the Borough.

**Section 1.3. Conditions Applicable to RFQ.**

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

- This document is an RFQ and does not constitute an RFP.
- This RFQ does not commit the Borough to issue an RFP.
- All costs incurred by the Respondent in connection with responding to this RFQ shall be borne solely by the Respondent.
- The Borough 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 RFQ from further consideration for this procurement.

- The Borough reserves the right (in its sole judgment) to reject any Respondent that submits incomplete responses to this RFQ, or a Qualification Statement that is not responsive to the requirements of this RFQ.
- The Borough reserves the right to supplement, amend or otherwise modify the RFQ through issuance of addenda to all prospective Respondents who have received a copy of this RFQ, and who have provided their contact information to the Borough.
- All Qualification Statements shall become the property of the Borough and will not be returned.
- All Qualification Statements will be made available for public inspection following the award of any contract contemplated hereby in accordance with the provision of all applicable laws.
- The Borough may request additional information from Respondents, including requiring Respondents to send representatives to the Borough for interviews.
- Any Qualification Statements not received by the Borough by the Due Date will be rejected, and not considered by the Borough.
- Neither the Borough, nor their respective staffs, consultants or advisors (including but not limited to the Review Team) shall be liable for any claims or damages resulting from the solicitation or preparation of the Qualification Statement, nor will there be any reimbursement to Respondents for the cost of preparing and submitting a Qualification Statement or for participating in this procurement process.

#### **1.4. Rights of Borough.**

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

- To determine that any Qualification Statement received complies or fails to comply with the terms of this RFQ.
- To supplement, amend or otherwise modify the RFQ through issuance of addenda to all prospective Respondents who have received a copy of this RFQ, and who have provided their contact information to the Borough.
- To waive any technical and/or non-material non-conformance with the terms of this RFQ.

- To change or alter the schedule for any events set forth in this RFQ upon the issuance of notice to all prospective Respondents who have received a copy of this RFQ.
- To conduct investigations of any or all of the Respondents, as the Borough deems necessary or convenient, to clarify the information provided as part of the Qualification Statement and to request additional information to support the information included in any Qualification Statement.
- To suspend or terminate the procurement process described in this RFQ at any time (in its sole discretion). If terminated, the Borough may determine to commence a new procurement process or exercise any other rights provided under applicable law without any obligation to the Respondents.

The Borough shall be under no obligation to complete all or any portion of the procurement process described in this RFQ.

#### **1.5 Addenda or Amendments to RFQ.**

During the period provided for the preparation of responses to the RFQ, the Borough may issue addenda, amendments or answers to written inquiries. Those addenda will be provided by the Borough to all Respondents who have provided the Borough with their contact information, and will constitute a part of the RFQ. All responses to the RFQ shall be prepared with full consideration of the addenda issued prior to the submission due date.

#### **1.6 Cost of Qualification Statement Preparation.**

Each Qualification Statement and all information required to be submitted pursuant to the RFQ shall be prepared at the sole cost and expense of the Respondent. There shall be no claims whatsoever against the Borough, its staff or consultants for reimbursement for the payment of costs or expenses incurred in the preparation of the Qualification Statement or other information required by the RFQ.

#### **1.7 Qualification Statement Format.**

Responses should cover all information requested in the Questions to be answered in this RFQ.

Responses which in the judgment of the Borough fail to meet the requirements of the RFQ or which are in any way conditional, incomplete, obscure, contain deletions from requested information, or contain errors may be rejected.

## SECTION 2

### SCOPE OF SERVICES

It is the intent of the Borough to solicit Qualification Statements from Respondents that have expertise in the provision of the services required by the position or contract sought. Firms and/or persons responding to this RFQ must be able to demonstrate that they will have the continuing capabilities to perform these services.

#### **Bond Counsel**

Respondent must have significant experience representing New Jersey municipalities and/or other public entities in bond matters. The successful Respondent will provide the Borough with legal guidance relating to, but not necessarily limited to: performing legal research and providing advisory opinions as needed; rendering the Bond Counsel's opinion regarding the validity and binding effect of the bonds, the source of payment and security for the bonds, and the excludability of interest on the bonds from gross income for federal income tax purposes; preparing and reviewing documents necessary or appropriate to the authorization, issuance, sale, and delivery of the bonds, coordination of the authorization and execution of these documents, and review and, where appropriate, drafting of enabling legislation; assisting the Issuer in seeking from other governmental authorities any approvals, permissions, and exemptions necessary or appropriate in connection with the authorization, issuance, sale, and delivery of the bonds; reviewing legal issues relating to the structure of the bond issue; Preparing election proceedings or pursue validation proceedings; reviewing or preparing those sections of the offering document to be disseminated in connection with the sale of the bonds that relate to the bonds, financing documents, bond counsel opinion, and tax exemption; assisting the Issuer in presenting information to bond rating organizations and credit enhancement providers relating to legal issues affecting the issuance of the bonds; and reviewing or preparing the notice of sale or bond purchase contract for the bonds and reviewing or drafting the continuing disclosure undertaking of the Issuer; representing the Borough in any litigation resulting from the issuance or intent to issue bonds; attending meetings of the Mayor and Council upon request; notifying the Borough of changes in municipal bond or municipal finance law or regulations, as well as Court decisions that impact the Borough; and any other matters as directed by the Borough.

#### **Borough Engineer**

Respondent must have significant experience in providing engineering services to New Jersey municipalities and/or other New Jersey public entities. Preference shall be given to Respondents that employ at least one Certified Municipal Engineer ("CME"). The successful Respondent will provide the Borough with engineering services relating, but not necessarily limited to planning, redevelopment and designing capital improvements for buildings, roads, parks and recreational facilities within the Borough. The successful firm will review private applications for development and redevelopment as directed by the Borough. Additionally, the successful Respondent will provide engineering services in technical and administrative areas such as municipal budgeting, traffic engineering, pavement management, storm water management, water system operations, municipal land use, public contracts law, personnel practices, data management, infrastructure maintenance, solid waste management, recycling and any other engineering matter as directed by the Borough.

### **Chemical Engineer**

Respondent must have significant experience in providing chemical engineering services to New Jersey municipalities and/or other New Jersey public entities. Respondent will provide 24-hour emergency call-in service for environmental or chemical engineering services. Respondent may provide additional chemical engineering services as needed by the Borough.

### **Borough Planner**

Respondent must have significant experience in providing planning services to New Jersey municipalities and/or other New Jersey public entities. Respondent will serve in an advisory capacity to the Borough during the time of the Contract and will, upon specific request of the Mayor, and Council, Borough Attorney or Borough Manager, render consultation and advice on matters submitted to it for review, study, recommendation or comment. Respondent shall be available to provide professional planning services in connection with any matters relating to the New Jersey Municipal Land Use Law, Local Redevelopment and Housing Law, COAH regulations, State Plan, Smart Growth and related planning statutes and documents, and be available to prepare special planning studies at the request of the Borough, as well as be available to prepare documents and offer testimony relating to court actions and mediation that the Borough may be involved in. Respondent shall be available to attend Borough Council meetings, and upon the Borough's directive, informal meetings and/or discussions with applicants to review and discuss matters before the Council. In addition to attendance at public meetings and hearings as requested by the Borough, Respondent shall provide office time, as required, in the administration or research of general planning services during the Contract period.

### **Planning Board Attorney**

Respondent must have significant experience representing New Jersey municipalities as municipal attorney and/or counsel to municipal land use boards. The successful Respondent will provide the Planning Board with legal guidance and representation relating to, but not necessarily limited to: performing legal research and providing advisory opinions as needed; representing the Board in federal and state courts and administrative forums; reviewing, analyzing and advising the Board on any application before it; drafting all required memorializing resolutions; review of existing or proposed municipal ordinances as may be directed by the Borough, Borough Manager and/or Borough Attorney; attending all meetings of the Planning Board and any other board or governing body as directed; notifying the Borough of changes in applicable law or regulations, as well as Court decisions, that impact the Board, the Borough and its officials as to Land Use Matters; and any other matters as directed by Borough, Borough Manager and/or Borough Attorney.

### **Zoning Board of Adjustment Attorney**

Respondent must have significant experience representing New Jersey municipalities as municipal attorney and/or counsel to municipal land use boards. The successful Respondent will provide the Zoning Board of Adjustment with legal guidance and representation relating to, but not necessarily limited to: performing legal research and providing advisory opinions as needed; representing the Board in federal and state courts and administrative forums; reviewing, analyzing and advising the Board on any application before it; drafting all required memorializing resolutions; review of existing or proposed municipal ordinances as may be directed by the Borough, Borough Manager and/or Borough Attorney; attending all meetings of the Zoning Board of Adjustment and if requested the Planning Board and any other board or governing body as directed; notifying the Borough of changes in applicable law or regulations, as well as Court decisions, that impact the Board, the Borough and its officials as to Land Use

Matters; and any other matters as directed by Borough, Borough Manager and/or Borough Attorney.

### **Borough Auditor**

Respondent must have significant experience in public sector auditing. Further, the Respondent shall be licensed as a Registered Municipal Accountant. The successful candidate will provide the Borough with consulting services related, but not necessarily limited to: assisting in the preparation of the Municipal Budget; making routine investigations, examinations, and audits of books and financial records and preparing reports thereof; making inspections of varied financial transactions and records to ensure that concerned regulations and accounting procedures are observed; auditing expense invoices and preparing audits and reports of costs and other financial summaries and statements; preparing detailed reports of audits containing findings, conclusions, and recommendations; maintaining essential auditing records and files; and any other thing necessary and proper for completion of the duties of the Borough Auditor as directed by the Borough.

### **Special Tax Counsel**

Respondent must be an attorney or law firm licensed to practice law in the State of New Jersey that wishes to provide special counsel and litigation services to the Borough with regard to commercial and residential tax appeals, as directed by the Borough Attorney, the Mayor and Council and/or Borough Manager. Respondent must have significant experience in representing New Jersey municipalities in Tax Court of New Jersey and County Boards of Taxation. The successful Respondent will provide the Borough with legal guidance relating to commercial and residential tax appeals, but not necessarily limited to: performing legal research and providing advisory opinions as needed; drafting pleadings and stipulations of settlement related to commercial and residential tax appeals; representing the Borough in litigation in state courts and administrative forums with regard to commercial and residential tax appeal issues; attending meetings of the Mayor and Council upon request; conducting programs on specified legal issues relating to commercial and residential tax appeals for appropriate elected officials and/or Borough employees upon request; and such other legal services that may be necessary for the efficient operation of the governmental affairs of the Borough as assigned by the Mayor and Council or the Municipal Manager or the Borough Attorney.

### **Borough Attorney**

Respondent must be an attorney or law firm licensed to practice law in the State of New Jersey that wishes to provide legal services to the Borough in various matters as directed by the Mayor and Council for the Borough and/or the Municipal Manager, including, but not limited to, preparation of Resolutions and Ordinances as requested and identified by the Mayor and Council and/or Municipal Manager, the preparation of legal opinions as requested by the Mayor and Council and/or Municipal Manager, the representation of the legal interests of the Borough in litigation and administrative proceedings before the courts of the State of New Jersey and administrative agencies of the State of New Jersey and the representation of the interests of the Borough in arbitration or grievance proceedings instituted against the Borough, the preparation of contracts and agreements required by the Borough, the review of specifications for the procurement of goods and services by the Borough, the rendering of legal advice and opinions to the Mayor and Council, the Municipal Manager and/or Department Heads of the Borough and such other legal services as may be necessary for the efficient operation of the governmental affairs of the Borough.

### **Special Labor Law Counsel**

Respondent must be an attorney or law firm licensed to practice law in the State of New Jersey that wishes to provide special counsel and litigation services to the Borough with regard to labor law including but not limited to contract disputes, mediation proceedings, arbitration proceedings, contract negotiations, police benevolent association matters and disputes, as directed by the Borough Attorney, the Mayor and Council and/or Borough Manager. Respondent must have significant experience in representing New Jersey municipalities in the area of labor law as aforesaid. The successful Respondent will provide the Borough with legal guidance relating to labor law matters including but not limited to performing legal research and providing advisory opinions as needed; drafting pleadings and stipulations of settlement related to labor law disputes, attending mediation sessions and arbitration proceedings and representing the Borough in litigation in federal and state courts and administrative forums with regard to labor law as assigned by the Borough including attending meetings of the Mayor and Council and/or Borough Manager and/or Borough Attorney upon request and any other matters as directed by the Borough.

### **Information System Management Consultant/Technical Computer Consultant**

#### **1. Duties.**

Information System Management Consultant/Technical Computer Consultant shall provide the following services for all Borough and Borough Police Department offices:

##### **A. File Server Management:**

- Daily on-line real time monitoring of critical functions.
- Unlimited on-site and remote support.
- Complete service pack and patch updates on a regular basis.
- Review all ancillary programs, including but not limited to firewall, tape backup, Antivirus programs etc. for updates and confirm system maintenance checks are being performed.
- Perform forced data backup on the application server.

##### **B. Workstation Management:**

- Unlimited on-site and remote support.
- Complete patch management.
- Maintain properly functioning configurations.

##### **C. General Consulting/IT services**

- Examples of general IT services are: server, workstation, printer, network device consultation, software updates, network troubleshooting, firewall adjustments, email troubleshooting, hardware troubleshooting.

#### **2. Network Status.**

All hardware and software programs are to be reviewed and updated to protect the network, server and workstations. Utilization of a hardware, software, and services that check traffic, block restricted sites, and prevent cyber attacks are to be reviewed and recommendations are to be made. The applicant/ proposer must have demonstrated successful experience in supporting an Edmunds environment for finance and tax applications, and an Enforsys environment for police applications.

### **Real Estate Tax Appraiser for Tax Assessments and Appeals**

Respondent must be a licensed real estate tax appraiser licensed in the State of New Jersey that wishes to provide real estate tax appraisal services to the Borough in various matters including but not limited to acting as an expert on behalf of the Borough in tax appeals at the Bergen County Board of Taxation and Tax Court of New Jersey and providing appraisal reports

and providing added assessment calculations to the assessor as may be directed by the Municipal Manager, the Borough Attorney, the Mayor and Council for the Borough or the Borough tax assessor. The duties shall also include testimony in court as well as conferences, legal research and analysis of opposing reports and preparation of expert reports.

**Alternate Borough Engineer**

Respondent must have significant experience in providing engineering services to New Jersey municipalities and/or other New Jersey public entities. Preference shall be given to Respondents that employ at least one Certified Municipal Engineer (“CME”). The successful Respondent will provide the Borough with engineering services on an as need, assignment by assignment basis relating, but not necessarily limited to planning, redevelopment and designing capital improvements for buildings, roads, parks and recreational facilities within the Borough, as well as other public works initiatives as may be deemed necessary by the Borough. The successful firm will review private applications for development and redevelopment as directed by the Borough. Additionally, the successful Respondent will provide engineering services in technical and administrative areas such as municipal budgeting, traffic engineering, pavement management, storm water management, water system operations, municipal land use, public contracts law, personnel practices, data management, infrastructure maintenance, solid waste management, recycling and any other engineering matter as directed by the Borough on an as needed, assignment to assignment basis.

## SECTION 3

### SUBMISSION REQUIREMENTS

#### 3.1 **General Requirements.**

The Qualification Statement 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 Qualification Statement. This information may include documents such as a firm profile or brochure. 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 Qualification Statement, provide the following documentation and information:

1. An executive narrative summary (not to exceed two (2) pages) of the information contained in all the other parts of the Qualification Statement.
2. An executed Letter of Qualification (See Appendix A to this RFQ).
3. An executed Letter of Intent (See Appendix B to this RFQ).
4. Name, address and telephone number of the firm or firms submitting the Qualification Statement pursuant to this RFQ, and the name of the key contact person for this RFQ.
5. A description of the business organization (i.e., corporation, partnership, joint venture, etc.) of each firm, its ownership and its organizational structure:
  - (a) Provide the names and business addresses of all principals of the firm or firms submitting the Qualification Statement. For purposes of this RFQ, the term "principals" means persons possessing an ownership interest in the Respondent. If the Respondent is a corporation, "principals" shall include each investor who would have any amount of operational control over the Respondent and every stockholder having an ownership interest of 10% or more in the firm.
  - (b) If a firm is a partially owned or a fully-owned subsidiary of another firm, identify the parent company and describe the nature and extent of the parent's approval rights over the activities of the firm submitting a Qualification Statement. Describe the approval process.

- (c) If the Respondent is a partnership or a joint venture or similar organization, provide comparable information as required in (a) and (b) above for each member of the partnership, joint venture or similar organization.
- 6. 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.
- 7. The number of years Respondent has been in business under the present name.
- 8. The number of years Respondent has been under the current management. If Respondent is a Corporation, please provide a current list of corporate officers.
- 9. Any judgments within the last seven (7) years in which Respondent has been adjudicated liable for professional malpractice. If yes, please provide a recitation of the docket numbers.
- 10. Whether the business organization is now or has been involved in any bankruptcy or re-organization proceedings in the last ten (10) years. If yes, please provide a recitation of the docket numbers.
- 11. Confirm appropriate federal and state licenses to perform the services required by the position or contract for which this RFQ is made.
- 12. A copy of Respondent's State of New Jersey Business Registration Certificate, if applicable.

### **3.3 Professional Information Requirements.**

- 13. Respondent shall submit a description of its overall experience in providing the type of services sought in the RFQ. At a minimum, the following information on past experience should be included as appropriate to the RFQ:
  - (a) Description and scope of work by Respondent
  - (b) Name and contact information for any references
  - (c) Explanation of perceived relevance of the experience to the RFQ
- 14. Describe the services that Respondent would perform directly.
- 15. Describe those portions of the Respondent's services, if any, that are sub-contracted out. Identify all subcontractors the Respondent anticipates using in connection with the position or contract for which this RFQ is made.

16. Is any portion of Respondent's workforce unionized? If yes, please describe or explain.
17. Professional history of all individuals whom Respondent anticipates performing the professional services or extraordinary unspecifiable services required by the position or contract for which this RFQ is made.
18. A narrative statement of Respondent's understanding of the Borough's needs and goals to be accomplished by the appointment or contract for which this RFQ is made.
19. List all immediate relatives of Principal(s) of Respondent who are Borough employees or elected officials of the Borough.

(For purposes of the above, "immediate relative" means a spouse, parent, step-parent, brother, sister, child, step-child, direct-line aunt or uncle, grandparent, grandchild, and in-laws.)

## SECTION 4

### INSTRUCTIONS TO RESPONDENTS

#### 4.1 **Submission of Qualification Statements.**

A Respondent must submit an original and one (1) true copy of its Qualification Statement to the designated contact person:

Frank Belli  
Qualified Purchasing Agent  
Lodi Municipal Complex  
One Memorial Drive  
Lodi, NJ 07644

To be responsive, Qualification Statements must provide all requested information, and must be in strict conformance with the instructions set forth herein:

1. Qualification Statements must be received by the Borough no later than the Due Date, and must be mailed or hand-delivered. Qualification Statements forwarded by facsimile or e-mail **will not** be accepted. Qualification statements received after this time will not be considered. The Borough will not bear responsibility for delays in delivery for any reason.
2. Qualification Statements and all related information must be stapled or bound, and signed by the Respondent. If Respondent is other than a natural person, the Qualification Statement must be signed by an individual with power to bind Respondent.
3. The name of the Respondent and the position or contract for which the submission is being made must be printed on the outside of the package containing Respondent's submission. (Suggested format: "Qualification Statement for \_\_\_\_\_")

## **SECTION 5**

### **EVALUATION**

The Borough's objective in soliciting Qualification Statements is to enable it to select a firm, individual, or organization that will provide high quality and cost effective services to the taxpayers of the Borough of Lodi. The Borough will consider Qualification Statements only from firms, individuals, or organizations that, in the Borough's judgment, have demonstrated the capability and willingness to provide high quality services to the taxpayers of the Borough in the manner described in this RFQ.

Qualification Statements will be evaluated by the Borough on the basis of the most advantageous submission, all relevant factors considered. The evaluation will consider:

1. Experience and reputation in the field;
2. Knowledge of the Borough and the subject matter addressed under the contract;
3. Availability to accommodate the required meetings of the Borough; and
4. Other factors demonstrated to be in the best interest of the Borough.

**APPENDIX A**

**LETTER OF QUALIFICATION**

**(Note: To be typed on Respondent's Letterhead. No modifications may be made to this letter)**

Date: \_\_\_\_\_

Frank Belli  
Qualified Purchasing Agent  
Lodi Municipal Complex  
One Memorial Drive  
Lodi, NJ 07644

**Re: LETTER OF QUALIFICATION**

Dear Mr. Belli:

The undersigned has/have reviewed my/our Qualification Statement submitted in response to the Request for Qualifications (RFQ) issued by the Borough of Lodi ("Borough"), dated May 10, 2022, in connection with the Borough's need for professional services or extraordinary unspecifiable services.

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

Signed: \_\_\_\_\_

Printed: \_\_\_\_\_

Title: \_\_\_\_\_

\* If a joint venture, partnership or other formal organization other than a natural person is submitting a Qualification Statement, this Letter of Qualification must be signed by an individual with the legal authority to bind the organization.

## APPENDIX B

### LETTER OF INTENT

**(Note: To be typed on Respondent's Letterhead. No modifications may be made to this letter)**

Date: \_\_\_\_\_

Frank Belli  
Qualified Purchasing Agent  
Lodi Municipal Complex  
One Memorial Drive  
Lodi, NJ 07644

**Re: LETTER OF INTENT**

Dear Mr. Belli:

The undersigned, as Respondent, has (have) submitted the attached Qualification Statement in response to a Request for Qualifications (RFQ), issued by the Borough of Lodi ("Borough"), dated May 10, 2022, in connection with the Borough's need for professional services or extraordinary unspecifiable services.

\_\_\_\_\_ ("Respondent")\* HEREBY STATES:

1. The Qualification Statement contains accurate, factual and complete information.
2. Respondent agrees (agree) to participate in good faith in the procurement process as described in the RFQ and to adhere to the Borough's procurement schedule.
3. Respondent acknowledges (acknowledge) that all costs incurred by it (them) in connection with the preparation and submission of the Qualification Statement and any other documents prepared and submitted in response to the RFQ, or any negotiation which results therefrom shall be borne exclusively by the Respondent.
4. Respondent hereby declares (declare) that the only persons anticipated by respondent to perform the professional services or extraordinary unspecifiable

services for which this Qualification Statement is submitted are named herein  
and

that no person other than those herein mentioned has any participation in this  
Qualification Statement or in any contract to be entered into with respect  
thereto.

Additional persons may subsequently perform professional services or  
extraordinary services for which this Qualification Statement is submitted, but  
only

if acceptable to the Borough. Respondent declares that this Qualification  
Statement is made without connection with any other person, firm or parties  
who

has submitted a Qualification Statement, except as expressly set forth below  
and

that it has been prepared and has been submitted in good faith and without  
collusion or fraud.

5. Respondent acknowledges and agrees that the Borough may  
modify,  
amend, suspend and/or terminate the procurement process (in its sole  
judgment).

In any case, the Borough shall not have any liability to the Respondent for any  
costs

incurred by the Respondent with respect to the procurement activities  
described in

this RFQ.

6. Respondent acknowledges that any contract executed with  
respect to

the provision of professional services or extraordinary unspecifiable services must  
comply with all applicable affirmative action and similar laws. Respondent  
hereby

agrees to take such actions as are required in order to comply with such  
applicable

laws.

Signed: \_\_\_\_\_

Printed: \_\_\_\_\_

Title: \_\_\_\_\_

Dated: \_\_\_\_\_

- \* If a joint venture, partnership or other formal organization other than a natural person is submitting a Qualification Statement, this Letter of Qualification must be signed by an individual with the legal authority to bind the organization.