

COPY

January 9, 2023

Ms. Panayiota Reynolds, Purchasing Agent, RPPS, QPA
Township of West Orange
66 Main Street
West Orange, NJ 07052

RE: Consultant Solid Waste and Recycling Contracts for 2023

Dear Ms. Reynolds,

Pursuant to the Township of West Orange Public Notice for the Solicitation of Professional Services for the above referenced RFP, please accept the attached proposal from DeFeo Associates for the provision of Consultant, Solid Waste and Recycling Contracts for 2023. This proposal is being submitted under the requirements of the Fair and Open Public Solicitation Process for Professional Services.

DeFeo Associates will provide the following services:

1. Prepare outline of issues regarding current bidding situation for presentation to the Mayor, Township Council, Solid Waste Advisory Committee and public.
2. Meet with Township representatives to present status of current bidding situations in New Jersey.
3. Present recommendations and potential strategies to address service, personnel issues, fluctuating fuel and other prices, etc. The consultant should provide areas where the modification of services may provide for additional competing bids and/or lower costs in providing these services.
4. Participate in meetings with the procurement team to develop all bid specifications including options.
5. Assist staff in preparation solid waste collection bid documents. All specifications are to be prepared for Purchasing and Corporation Assistant Township Attorney review.
6. Assist in Office of State Comptroller (OSC) review and comments if received by the Township.
7. Meet to review draft bid specifications after final approval from OSC.
8. Attend Pre-Bid Meeting
9. Assist in the preparation of responses to the Pre-Bid Meeting and prepare any addenda as required.
10. Attend meetings as required to review findings or to present findings at Township Council meeting.

11. Assist in the review of bid submissions to determine adherence with bid requirements, an investigation of responses provided by each bidder and the preparation of a report on relevant findings.
12. Assist in any negotiations that may or may not be required through the term of the bid process.

Please note that DeFeo Associates is neither disbarred, suspended, or otherwise prohibited from professional practice by any federal, state, or local agency.

Additionally, please note our qualifications as outlined below:

DeFeo Associates submits that his firm is uniquely qualified to provide the services requested by the Township of West Orange.

Wayne DeFeo is the principal and founder of DeFeo Associates; a full service Environmental Consulting firm that provides clients with environmental expertise with a strong emphasis on **Environmental Sustainability**. Wayne has been "green" consulting for over 29 years.

He has a Bachelor of Science degree in Biology and a Master of Arts degree in Environmental Studies from Montclair State College (University). He is a Certified Teacher of Science and a **LEED Accredited Professional, BD&C**. He has received numerous awards for his contributions to the environmental field.

Wayne currently serves as Secretary on the Somerset County New Jersey Energy Council, is on the Board of Directors for the Association of New Jersey Recyclers, Board of Directors and Recycling Certification Institute. From 2015 to 2020, Wayne served on the State Solid Waste Advisory Council.

In 2021, Wayne was nominated by Governor Murphy to the Food Waste Recycling Market Development Council. He has been confirmed as Chairman of this Council.

After a successful career in education, teaching many courses in environmental, physical and life science, Wayne became recycling coordinator in Somerset County, New Jersey, where he ran one of the first national award-winning curbside recycling programs in the country. Under his direction, long-term markets were secured and **public participation increased by over 600%** in just 2 years. As Deputy Director of Solid Waste for the New Jersey Board of Public Utilities, Wayne was responsible for all aspects of solid waste regulation within New Jersey.

Wayne then led New Jersey's efforts in establishing regulatory programs designed to increase public participation and represented the industry in an international trade association.

Later, Wayne was the first New Jersey market development director for Browning-Ferris Industries (BFI), a national waste management company. During his tenure as director,

BFI won its largest municipal bid in local company history. The company established a presence statewide as a corporate citizen and developed its first public outreach campaign.

Today, Wayne is recognized as a leader in the recycling industry. He has received special recognition from the NJDEP for his contributions to recycling and currently serves as a Faculty Coordinator for Rutgers University's School of Continuing and Professional Education. Wayne has developed courses in Recycling Contract Writing and has been a course instructor in New Jersey's Recycling Coordinator Certification Program for over 25 years. Wayne teaches courses including: Recycling Practice and Theory, Collection Techniques and a short course for alternate series attendees on Recycling Economics. In addition, Wayne teaches the single course recognized by the NJDEP for Certified Compost Facility Operators.

Wayne has been recognized as an expert on environmental matters in both state and federal court and within multiple state legislatures. Wayne co-authored Practical Recycling Economics, a manual published by Rutgers University, which is designed to help governments, and businesses make the most of their recycling program dollars. For this effort he received the Outstanding Achievement in Recycling Award from the New Jersey Department of Environmental Protection.

Wayne's extensive experience in government relations has allowed him to develop the skills and contacts necessary for dealing with the most critical of environmental-related issues. He has successfully negotiated with County Government, the New Jersey Department of Environmental Protection, NJ Attorney General's Office and the NJ Board of Public Utilities on issues ranging from solid waste licensing to environmental and regulatory changes covering many areas of environmental concern.

In addition, Wayne has extensive experience working with the legislative process. He has successfully guided deregulation, penalty reform and regulatory reform legislation from inception to signing.

He has served on the Solid Waste Collectors Deregulation Committee with the DEP Commissioner. He served as Vice Chairman on the Interstate Environmental Commission from 1998-2002 and as a Commissioner from 1996-2002. Currently Wayne has been appointed as Chairman of the Food Waste Recycling Market Development Council by Governor Murphy in order to help establish markets for compost in New Jersey.

In addition to having prepared expert reports on many aspects of operations and contract parameters, Wayne has testified in Superior and Federal Court. He has served on several study commissions including the NJDEP Study Commission on Solid Waste. Wayne has also testified before numerous state legislative bodies in Connecticut, Massachusetts, New Jersey, and New York. He has worked with the members of the U.S. Senate and the House of Representatives and the United States Environmental Protection Agency on environmental matters.

Wayne has presented extensively on recycling and solid waste matters including presentations at the New Jersey League of Municipalities, the College of Staten Island Fresh Kills Landfill Conference, Rutgers University, and numerous business associations.

He has published a number of articles on recycling and sustainability and has appeared in multiple news and television presentations on recycling. Most recently, Wayne appeared on the Woodbridge, NJ television station to help educate the public about the dangers of batteries that are improperly disposed of as solid waste and recycling.

Certifications & Affiliations

- LEED Accredited Professional
- Member, US Green Building Council
- Member, Somerset County Energy Council
- Certified Energy Auditor
- Board Member, Association of NJ Recyclers
- Member, US Composting Council
- Board Member, Recycling Certification Institute
- Certified Agent for Commercial RCI certification
- Past Member, NJ Department of Environmental Protection for Transformation and Modernization Evaluation of the NJDEP's Solid and Hazardous Waste Management Program
- N.J.D.E.P. Certified Compost Facility Operator
- K-12 - Comprehensive Certification, Teacher of Science, New Jersey Department of Education
- Master of Arts, Environmental Studies, Montclair State College
- Bachelor of Science, Biology, Montclair State College

Awards

- Outstanding Regional Recycling Program, National Recycling Coalition
- Outstanding Achievement in Recycling, Regional Recycling Program, New Jersey Department of Environmental Protection
- Certificate of Appreciation for Contributions to State Recycling Efforts, Robert C. Shinn, Jr. Commissioner, New Jersey Department of Environmental Protection
- Outstanding Achievement in Recycling, Commissioners Award for work on Practical Recycling Economics, Making the Numbers Work for Your Program, New Jersey Department of Environmental Protection
- REX Award for outstanding contributions to Recycling in NJ, Association of New Jersey

Dominick D'Altilio brings hands-on experience to DeFeo Associates' public works, municipal recycling and waste management consulting services. Dominick has been a Certified Recycling Professional since 1993 and is one of the longest serving CRP's in the state (See attached CRP Certificate).

For over thirty-five years, he was employed by the City of East Orange as its Assistant Director of Public Works, Sanitation Superintendent and Recycling Coordinator. There

he was responsible for developing goods and services specifications, authoring solid waste and recycling collection service contracts, devising routing schemes and overseeing recycling collection and handling operations.

During his tenure, he was given the Outstanding Achievement in Recycling award by the New Jersey Department of Environmental Protection and Energy, as well as the Recycling Excellence Award from the Association of New Jersey Recyclers (ANJR). For nearly twenty years, Dominick has been an instructor and speaker for Rutgers University and Cook College Undergraduate and Continuing Professional Education programs, where he lectures on topics including Waste and Recycling Collection Techniques, Contract & Specification Writing and Routing.

He authored "The Recycling Coordinator's Primer", which is designed for recycling coordinators and contains information about the laws governing and regulating recycling in New Jersey and a fundamental understanding of their duties.

Since joining DeFeo Associates, Dominick has helped to develop public works best practices manuals as well as managed departmental management transitions for DeFeo clients. He recently ended a long tenure as the president of the Association of NJ Recyclers and is an Advisory Committee Member, Facility Coordinator and Instructor in the NJ Recycling Certification Series. **He is a Certified Recycling Professional and will fill that position within DeFeo Associates for the duration of this contract.**

For a complete list of experience and qualifications, and in the interest of source reduction, DeFeo Associates submits the following electronic link for your consideration www.defeoassociates.com.

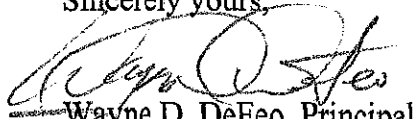
Here the Township will see numerous examples of DeFeo Associates work enhancing recycling programs for Burlington County, NJ, Novartis, Middletown, Paterson and other public and private organizations.

Pursuant to the requirements of the proposal package, I have submitted one (1) original and one (1) copy of the sealed submission.

Please do not hesitate to contact me with any questions that you might have.

Thank you for the opportunity to be of service.

Sincerely yours,


Wayne D. DeFeo, Principal
DeFeo Associates

Request For Qualifications

**Consultant Solid Waste and Recycling Contracts for
2023**



ISSUE DATE: January 6, 2023

DUE DATE & TIME: January 18, 2023 at 11:00 AM

Issued by: Township of West Orange

REQUEST FOR QUALIFICATIONS
FOR PROFESSIONAL SERVICES

NOTICE IS HEREBY GIVEN that pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.5, qualifications are being solicited by the Township of West Orange for the following professional services for the 2023 calendar year. The submission date is Wednesday, January 18, 2023 by 11:00 AM. Proposal packages are available via email to: preynolds@westorange.org or on the Township website.

Professional Services Requested: **Consultant Solid Waste and Recycling Contracts for 2023**

Please submit sealed request for qualifications no later than 11:00 AM on Wednesday, January 18, 2023 to the Township of West Orange, 66 Main Street, West Orange, NJ 07052, Attn: Panayiota Reynolds, QPA. The Municipal Building is currently closed to the public. Envelopes should be clearly marked with title of RFQ, name and address of party submitting, at the address mentioned above and should be mailed or hand delivery will be accepted at a designated location in the front entrance of the Municipal Building. Submissions by Corporations, Partnerships and sole proprietors must include a completed Disclosure of Ownership (N.J.S.A. 52:25-24.2), a valid NJ Business Registration Certificate P.L. 2004, c57, and must comply with the Equal Employment Opportunity requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27. Additional Pay to Play Requirements Contractors are advised of the responsibility to file an annual disclosure statement on political contributions with the New Jersey Election Enforcement Commission, pursuant to N.J.S.A. 19:44-20.13(P.L. 2005, c, 271, s.3), if the contractor receives contracts in excess of \$50,000 in the aggregate from public entities during the calendar year. It is the contractor's responsibility to determine if filing is necessary. Additional information on this requirement is available from ELEC at 888-313-3532 or at www.elec.state.nj.us.

Panayiota Reynolds
Purchasing Agent, R.P.P. S, QPA

TOWNSHIP OF WEST ORANGE

REQUEST FOR QUALIFICATIONS
FOR THE POSITION OF A CONSULTANT
SOLID WASTE AND RECYCLING
CONTRACTS FOR 2023

SUBMISSION DATE: JANUARY 18, 2023 at 11:00am

SUBMISSION OF PROPOSAL STATEMENTS: One (1) original and one (1) copy, copy can be a flash/usb stick should be sent to the contact below in sealed envelopes.

CONTACT PERSON:

Panaylota Reynolds, R.P.P.S, QPA
Purchasing Agent
Township of West Orange
66 Main Street
West Orange, NJ 07052

The Township of West Orange (Township) is issuing this Request for Qualifications (RFQ) for qualified individuals and firms to provide Consultant services of a specialized nature for the Township as directed by the appropriate official within the Township for a contract period of one year. All candidates are required to comply with N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq. as amended (Affirmative Action). The successful professional must have significant experience in representing municipal clients or other local governments and public agencies in the State of New Jersey. The Township of West Orange reserves the right to pre-qualify and/or contract with one or more professionals or firms.

Description of Professional Service needed:

Consultant Solid Waste and Recycling:

The Township seeks a qualified firm or individual to serve as its Solid Waste and Recycling Consultant. The Consultant will need to hold significant experience in municipal solid waste and recycling operations and programs, including but not limited to the management recycling center, marketing of

recyclable materials, assistance with report preparation, recycling and solid waste collection data analysis, recycling enforcement plan development, public education program development, and the management and preparation of curbside collection of solid waste and recycling contracts, specifications and bid documents. Work to include operational, financial, public relations aspects of the Township's recycling and solid waste collections and disposal. The Firm or Individual must also be able to provide representation as a Certified Recycling Professional (CRP) and as a Certified Compost Site Operator as needed. Specific Services listed below.

SCOPE OF SERVICES

1. Prepare outline of issues regarding current bidding situation for presentation to the Mayor, Township Council, Solid Waste Advisory Committee and public.
2. Meet with Township representatives to present status of current bidding situations in New Jersey.
3. Present recommendations and potential strategies to address service, personnel issues, fluctuating fuel and other prices, etc. The consultant should provide areas where the modification of services may provide for additional competing bids and/or lower costs in providing these services.
4. Participate in meetings with the procurement team to develop all bid specifications including options.
5. Assist staff in preparation solid waste collection bid documents. All specifications are to be prepared for Purchasing and Corporation Assistant Township Attorney review.
6. Assist in Office of State Comptroller (OSC) review and comments if received by the Township.
7. Meet to review draft bid specifications after final approval from OSC.
8. Attend Pre-Bid Meeting
9. Assist in the preparation of responses to the Pre-Bid Meeting and prepare any addenda as required.
10. Attend meetings as required to review findings or to present findings at Township Council meeting.
11. Assist in the review of bid submissions to determine adherence with bid requirements, an investigation of responses provided by each bidder and the preparation of a report on relevant findings.
12. Assist in any negotiations that may or may not be required through the term of the bid process.

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 subject to the New Jersey Local Unit Pay to Play Law, N.J.S.A. 19:44A-20.4 et seq. The Township has structured a

procurement 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 criteria set forth in section 2 of this RFQ, which will be applied in the same manner to each Qualification Statement received. Respondents agree to at all times to abide by all requirements of the New Jersey law, including, but not limited to the aforementioned "Pay to Play" laws, as well as any and all relevant Executive Orders and the New Jersey Election Law Enforcement Commission disclosure requirements.

Conditions Applicable to RFQ

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

- This RFQ does not commit the Township of West Orange to Issue a Request for Proposal.
- The Township reserves the right to exercise its judgment to weigh the relative merit and deficiencies, if any, in all responses and commits. The Township reserves the right to reject for any reason, all responses and components thereof and eliminate any and all Respondents submitting this RFQ from consideration.
- The Township 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 this RFQ.
- The Township reserves the right, without prior notice, to supplement, amend, or otherwise modify this RFQ, or otherwise request additional information.
- All Qualification Statements shall become the property of the Township and will not be returned.
- All Qualification Statements will be made available to the public at the appropriate time, as determined by the Township (in the exercise of its sole discretion) in accordance with law.
- The Township may request Respondents to send representatives to the Township for interviews.
- Neither the Township, nor its respective staff, consultants nor advisors shall be liable for any claims for damages resulting from the solicitation or preparation of the Qualification Statement. There shall be no reimbursement to Respondents for the cost of preparing and submitting a Qualification Statement for participating in this procurement process.

Addenda or Amendments to RFQ

During the period provided for the preparation of responses to the RFQ, the Township may issue addenda, amendments or answers to written inquiries. Those addenda will be noticed by the Township 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 proposal submission date.

Standard Requirements of Technical Qualifications

Respondents shall submit technical qualifications which contain the following:

- Business name, the principal place of business, and if different, the place where services will be provided.
- Respondents must have a minimum of five (5) years' experience.
- The education, qualifications, experience, and training, and licenses of all persons who would be assigned to provide services along with their names and titles.
- A listing of all other engagements where services of the types proposed, were provided in the past. This should include other Township governments, businesses or other government entities. Contact information for references must be provided.
- A statement shall be provided by respondent that neither its firm nor any individual assigned to this engagement are disbarred, suspended, or otherwise prohibited from professional practice by any federal, state, or local agency.
- The attached submission form can be replaced with respondents own prepared resume. All questions must be addressed as requested.
- Applicant must provide proof of licensure or certification in areas of study surrounding solid waste and/or recycling

SUBMISSION CHECKLIST

1. Submission Form and Cost Proposal in accordance with Section II
2. Statement of Ownership Disclosure
3. Mandatory Equal Employment Opportunity Language
4. Affirmative Action Compliance Notice (Exhibit A)
5. Americans with Disabilities Act of 1990
6. Non-Collusion Affidavit
7. New Jersey Business Registration Certificate (Copy)
9. Prohibited Russia-Belarus Activities & Iran Investment Activities
10. Political Disclosure Statement
11. Certificate of Insurance
12. Licenses pertaining to this RFQ

Cost Analysis

Respondents should submit a cost proposal which would include any proposed retainer, the services to be provided at a flat rate, if all or any services will be billed through hourly rates and what are the established rates. The Township shall in its discretion, provide a fee schedule with hourly rates depending on the nature of the matter. By submission of a proposal, you acknowledge and agree to adhere to the fee schedule.

Submission Evaluation

When the Township is in need of a particular service, the selection will be the most advantageous submission based on all of the evaluation factors set forth in this RFQ.

Each submission must satisfy the objectives and requirements detailed in this RFQ. The successful respondent shall be determined by an evaluation of the total content of the qualifications submitted. The Township reserves the right to:

Not select any of the submissions or select only portions of a particular Respondent's qualifications for further consideration (however Respondents may specify portions of proposal that they consider "bundled").

Award a contract for the requested services at any time within the 12 month contract period after review of the qualifications and approval by Township Council through resolution. Every submission shall be valid through this time period.

Submission Limitations

This RFQ is not intended to be an offer, order, or contract and should not be regarded as such, nor shall any obligation or liability be imposed on the Township by issuance of this RFQ. The Township reserves the right to refuse any submission.

Use of Information

Any specifications, drawings, sketches, models, samples, data, computer programs, documentation, technical or business information and the like, furnished or disclosed by the Township to the Respondent in connection with this RFQ, shall remain the property of the Township. When in tangible form, all copies of such information shall be returned to the Township upon request. Unless such information was previously known to the Respondent, free of any obligation to keep it confidential, or has been or is subsequently made public by the Township or a third party, it shall be held in confidence by the Respondent, shall be used only for the purposes of this RFQ and shall not be used for other purposes except upon such terms and conditions as may be mutually agreed upon in writing.

General Terms and Conditions

The Township reserves the right to reject any or all submissions, if necessary, or waive any informality in the submission.

In case of failure by the successful Respondent, the Township may procure the articles or services from other sources, deduct the cost of the replacement from money due the Respondent under the contract and hold the Respondent responsible for any excess cost.

The Respondent shall maintain sufficient insurance to protect against all claims under Workmen's Compensation, General, Professional, and Automobile Liability.

Each submission must be signed by the person authorized to do so.

Township assumes no responsibility for submissions received after designated date and time due.

By submission of qualifications, the Respondent certifies that the service to be furnished will not infringe upon any valid patent, trademark, or copyright.

The successful Respondent shall, at its expense, defend any and all actions or suits charging such infringement, and will save the Township harmless.

No Respondent shall influence, or attempt to influence, or cause to be influenced, any Township Officer or employee to use their official capacity in any manner.

No Respondent shall cause or influence, or attempt to cause influence, any Township Officer or employee to use their capacity to secure unwarranted privileges or advantages for the Respondent.

Should any differences arise between the contracting parties as the meaning or intent of these instructions or specifications, the Townships decision shall be final and conclusive.

The Township shall not be responsible for any expenditure of monies or other expenses incurred by the Respondent in making its request for consideration.

All necessary forms required by this RFQ shall be completed and submitted as part of this submission

Instructions for Submission

Respondents must submit an original and one (1) copy of their Qualification Statement

Designated Contact Person:

Panayiota Reynolds, Purchasing Agent, RPPS, QPA

Township of West Orange

66 Main Street

West Orange, NJ 07052

Submissions must be received Wednesday, January 18, 2023 at 11:00 A.M. Preferred delivery methods are US mail or hand delivery. Facsimile or electronic delivery will not be accepted.

To be responsive, Qualification Statement must provide all requested information and conform to instructions. Qualification Statements and related information must be bound and signed by Respondent.

All Respondents hereby agree to work under the terms and conditions as set by the Township. If awarded a contract by Township Council Resolution during 2023 calendar year, that contract will be in effect for one year.

Evaluations

The Township of West Orange's objective by soliciting Qualification Statements is to establish a pre-qualified group of professionals that will provide high quality and effective cost services to the Township. The Township will consider Qualification Statements only firms and individuals, in the Townships judgment, have demonstrated the capability and willingness to provide high quality services

to the citizens of the Township in the manner described in the RFQ. The Township on the basis of the most advantageous will evaluate proposals with the following criteria:

Ranking Percentage and Criteria for Evaluations

- 35% Experience and reputation in the field
- 20% Knowledge of the Township and subject matter as it's related to contract
- 10% Availability to accommodate meeting attendance
- 25% Cost details, including the hourly rates of each of the individuals who will perform certain services and time estimates for each individual, all expenses (if applicable)
- 5% The utilization of local contractors and businesses, whenever possible.
- 5% Other factors demonstrated to be in the best interest of the Township.

(REVISED 4/10)

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

N.J.A.C. 17:27

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 ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, 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 equal employment opportunity 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 will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter 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 meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, 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 targeted 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, race, 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 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance)

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance 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 Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

REQUIRED EVIDENCE

AFFIRMATIVE ACTION REGULATIONS N.J.S.A. 10:5-31, et seq. (N.J.A.C. 17:27)

If awarded a contract, the Bidder will be required to comply with the requirements of N.J.S.A. 10:531, et seq., and N.J.A.C. 17:27 within five (5) days after receipt of the notification of intent to award the contract, the Bidder shall present one of the following:

Appropriate evidence that the Contractor is operating under an existing federally approved or sanctioned affirmative action program; or

A Certificate of Employee Information Report Approval issued in accordance with N.J.A.C. 17:27-4; or

An initial Employee Information Report consisting of forms provided by the Affirmative Action Office and completed by Contractor in accordance with N.J.A.C. 17:27-4.

The Bidder must submit no later than three (3) days after the signing of the Contract an Initial Project Manning Table consisting of forms provided by the Affirmative Action Office and completed by Contractor in accordance with N.J.A.C. 17:27-7.

Bidders are referred to the Bidder's Information Section of the Bid Packet for a further description of the above requirements.

NO BIDDER MAY BE ISSUED A CONTRACT UNLESS THEY COMPLY WITH THE AFFIRMATIVE ACTION REGULATIONS OF N.J.S.A. 10:5-31, et seq.

The following questions must be answered by all Bidders:

Do you have a federally-approved or sanctioned Affirmative Action Program?

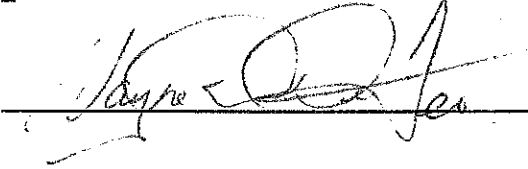
Yes _____ (If yes, submit a copy of such approval.) No _____.

Do you have a State Certificate of Employee Information Report approval?

Yes x (If yes, submit a copy of such approval.) No _____.

The undersigned Bidder certifies that he is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31, et seq., and agrees to furnish the required documentation pursuant to the law.

COMPANY: NAME: DeFeo Associates

SIGNATURE & TITLE:  Principal

NOTE: A bid must be rejected as non-responsive if a Bidder fails to comply with requirements of N.J.S.A. 10:5-31, et seq., within the time frame stipulated.

AFFIDAVIT OF NON-COLLUSION

The undersigned bidder of full age, being duly sworn according to law depose and hereby specifically certifies that:

To the best of the bidder's knowledge and belief, the annexed bid proposal for this project has not been prepared in collusion with any other bidder of like item or services and the prices, discounts, terms and conditions thereof have not been directly or indirectly communicated by or on behalf of the bidder to any person other than the recipient of the bid and will not be communicated to any person prior to the official opening of the bid.

The bidder fully understands that no premiums, rebates, or gratuities are permitted either with, prior to, or after signing of contract. Any violation will result in cancellation and removal from the bid list.

The bidder further certifies that the undersigned has the necessary authority, to sign this stipulation stating that the bidder has not entered into any agreement, or otherwise taken any action in restraint of free competitive bidding in connection with this bid.

All references to the bidder are understood to include the undersigned and all principals, partners and officers of the bidder.

(Signature) 

Subscribed and sworn to

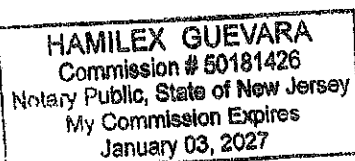
Before me this day 24 August of 20 23

AFFIANT Wanda J. [unclear]

NOTARY PUBLIC OF

MY COMMISSION EXPIRES: 20 25

Page | 13



INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Municipal Clerk's Office upon award of contract by the Mayor and Township Council.

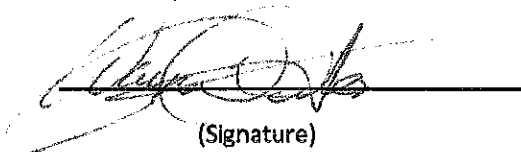
The minimum amount of insurance to be carried by the Professional Service Entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

Limits shall be a minimum of \$1,000,000.00 for each claim and \$1,000,000.00 aggregate each policy period.

Acknowledgement of Insurance Requirement:

DeFeo Associates


(Signature)

January 9, 2023

(Date)

Wayne D. DeFeo, Principal
(Printed Name and Title)

This form must be completed, signed and returned with RFP.

NON-CONFLICT OF INTEREST CERTIFICATION

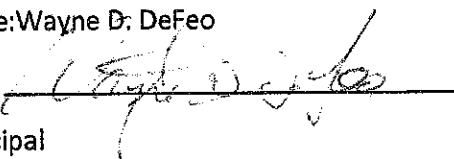
REQUEST FOR QUALIFICATIONS

Consultant Solid Waste and Recycling Contracts for 2023

The undersigned certifies to the Township of West Orange, County of Essex, State of New Jersey that in performing services to the Township he/she is aware of no circumstance that would constitute a conflict of interest, financial or otherwise, between him/her (or his/her firm) and the interests of the Township. The undersigned certifies that he/she has made a search of his/her firm's client base and has executed this certification subsequent to such search. The undersigned acknowledges this a continuing certification, and shall remain in effect for the term of the services contained in the solicited request for qualifications. I certify that the foregoing statements made by me are true and accurate to my personal knowledge; I am making this certification in good faith. I am aware that if any of the foregoing statements made by me are false, the Board is free to terminate any professional service agreement entered into with the undersigned and/or his or her firm.

Certifying Official:

Print Name: Wayne D. DeFeo

Signed By: 

Title: Principal

Date: January 9, 2023

STATEMENT OF OWNERSHIP
(OWNERSHIP DISCLOSURE CERTIFICATION)

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 Included with
All Bid and Proposal Submissions**

Name of Business: DeFeo Associates

Address of Business: 15 Washington Valley Road Warren, NJ 07059

Name of person completing this form: Wayne D. DeEeo

N.J.S.A. 52:25-24.2:

"No corporation, partnership, or limited liability company shall be awarded any contract nor shall any agreement be entered into for the performance of any work or the furnishing of any materials or supplies, unless prior to the receipt of the bid or proposal, or accompanying the bid or proposal of said corporation, said partnership, or said limited liability company there is submitted a statement setting forth 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.

If one or more such stockholder or partner or member is itself a corporation or partnership or limited liability company, the stockholders holding 10 percent or more of that corporation's stock, or the individual partners owning 10 percent or greater interest in that partnership, or the members owning 10 percent or greater interest in that limited liability company, as the case may be, shall also be listed. 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 in this act, has been listed.

To comply with this section, a bidder with any direct or indirect parent entity which is publicly traded may submit the name and address of each publicly traded entity and the name and address of each person that holds a 10 percent or greater beneficial interest in the publicly traded entity as of the last annual filing with the federal Securities and Exchange Commission or the foreign equivalent, and, if there is any person that holds a 10 percent or greater beneficial interest, also shall submit links to the websites containing the last annual filings with the federal Securities and Exchange Commission or the foreign equivalent and the relevant page numbers of the filings that contain the information on each person that holds a 10 percent or greater beneficial interest."

The Attorney General has advised that the provisions of N.J.S.A. 52:25-24.2, which refer to corporations and partnerships apply to limited partnerships, limited liability partnerships, and Subchapter S corporations.

This Ownership Disclosure Certification form shall be completed, signed and notarized.

Failure of the bidder/proposer to submit the required information is cause for automatic rejection of the bid or proposal

Part I

Check the box that represents the type of business organization:

Sole Proprietorship (skip Parts II and III, sign and notarize at the end)

Non-Profit Corporation (skip Parts II and III, sign and notarize at the end)

Partnership Limited Partnership Limited Liability Partnership

☒ Limited Liability Company

For-profit Corporation (including Subchapters C and S or Professional Corporation)

Other (be specific): _____

Part II

- ☒ I certify that 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.

OR

- ☐ I certify that 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 that no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be.

Sign and notarize the form below, and, if necessary, complete the list below. (Please attach additional sheets if more space is needed):

Name: _Wayne D. DeFeo

Address: 15 Washington Valley Road,

Warren Township, NJ 07059 Owns 100%

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Part III - Any Direct or Indirect Parent Entity Which is Publicly Traded: N/A

"To comply with this section, a bidder with any direct or indirect parent entity which is publicly traded may submit the name and address of each publicly traded entity and the name and address of each person that holds a 10 percent or greater beneficial interest in the publicly traded entity as of the last annual filing with the federal Securities and Exchange Commission or the foreign equivalent, and, if there is any person that holds a 10 percent or greater beneficial interest, also shall submit links to the websites containing the last annual filings with the federal Securities and Exchange Commission or the foreign equivalent and the relevant page numbers of the filings that contain the information on each person that holds a 10 percent or greater beneficial interest."

- ☐ Pages attached with name and address of each publicly traded entity as well as the name and address of each person that holds a 10 percent or greater beneficial interest.

OR

- ☐ Submit here the links to the Websites (URLs) containing the last annual filings with the federal Securities and Exchange Commission or the foreign equivalent.

AND

- ☐ Submit here the relevant page numbers of the filings containing the information on each person holding a 10 percent or greater beneficial interest.

NON-COLLUSION AFFADAVIT

STATE OF NEW JERSEY

COUNTY OF SOMERSET

I, Wayne D. DeFeo as Principal of DeFeo Associates
(Name of Partner or Officer Title Name of the Firm)

Located at 15 Washington Valley Road, Warren Township, New Jersey
(Business Address)

in the County of Somerset and State of New Jersey being of full age, and duly sworn according to law on my oath depose and say that I am Principal of the firm of DeFeo Associates the bidder making the Proposal for the above named project, and that I executed said Proposal with full authority to do so; that said bidder has not, directly or indirectly, entered into any agreement, participated in collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that statements contained in said Proposal and in this affidavit are true and correct, and made with full knowledge that West Orange Township relies upon the truth of the statements contained in said Proposal and in the statements contained in this affidavit in awarding the contract for 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 of understanding for a commission, percentage, brokerage or contingent fee, except bona fide employees of bona fide established commercial or selling agencies maintained by

DeFeo Associates
(Name of bidder)
in accordance with NJSA 52:34-15.

Subscribed and sworn to before me

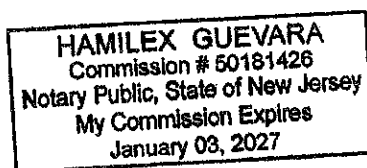
this 9th date of January, 2023

[Signature]
NOTARY PUBLIC

[Signature]
Signature

Wayne D. DeFeo

NAME OF AFFIANT



Prohibited Russia-Belarus Activities & Iran Investment Activities

Person or Entity

Part 1: Certification

COMPLETE PART 1 BY CHECKING ONE OF THE THREE BOXES BELOW

Pursuant to law, any person or entity that is a successful bidder or proposer, or otherwise proposes to enter into or renew a contract, for goods or services must complete the certification below prior to contract award to attest, under penalty of perjury, that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list or Chapter 25 list as a person or entity engaging in prohibited activities in Russia, Belarus or Iran. Before a contract for goods or services can be amended or extended, a person or entity must certify that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list. Both lists are found on Treasury's website at the following web addresses:

<https://www.nj.gov/treasury/administration/pdf/RussiaBelarusEntityList.pdf>
www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf.

As applicable to the type of contract, the above-referenced lists must be reviewed prior to completing the below certification.

A person or entity unable to make the certification must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran. The person or entity must cease engaging in any prohibited activities and provide an updated certification before the contract can be entered into.

If a vendor or contractor is found to be in violation of law, action may be taken as appropriate and as may be 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.

CONTRACT AWARDS AND RENEWALS



I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate appears on the N.J. Department of Treasury's lists of entities engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3 or in investment 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. (Skip Part 2 and sign and complete the Certification below.)

CONTRACT AMENDMENTS AND EXTENSIONS



I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate is listed on the N.J. Department of the Treasury's lists of entities determined to be engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3. 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. (Skip Part 2 and sign and complete the Certification below.)

IF UNABLE TO CERTIFY



I am unable to certify as above because the person or entity and/or a parent entity, subsidiary, or affiliate is listed on the Department's Russia-Belarus list and/or Chapter 25 Iran list. I will provide a detailed, accurate, and precise description of the activities as directed in Part 2 below, and sign and complete the Certification below. Failure to provide such will prevent the award of the contract to the person or entity, and appropriate penalties, fines, and/or sanctions will be assessed as provided by law.

Part 2: Additional Information

PLEASE PROVIDE FURTHER INFORMATION RELATED TO PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS AND/OR INVESTMENT ACTIVITIES IN IRAN.

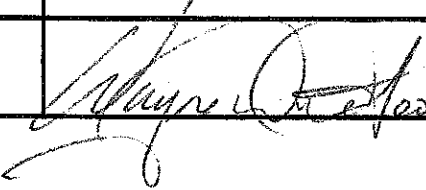
You must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran in the space below and, if needed, on additional sheets provided by you.

Part 3: Certification of True and Complete Information

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments there, 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 West Orange is relying on the information contained herein and hereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Township of West Orange to notify the Township of West Orange 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. 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 West Orange and that the Township of West Orange at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print)	Wayne D. DeFeo	Title	Principal
Signature		Date	January 9, 2023

Political Contribution Disclosure Statement Pursuant to Chapter 2, Section 68 of the Revised General Ordinances of the Township of West Orange

Pursuant to Section 2-68.1 of the Revised General Ordinances of the Township of West Orange, please set forth below all political contributions in cash or in kind of two hundred (\$200.00) dollars or more made within five (5) years of the date of acceptance of a proposal for a negotiated contract with the Township of West Orange, or within five (5) years of the notice of award for a bid contract with the Township of West Orange, either directly or indirectly, by the individuals or any of the principals of the business entity completing this form or by the business entity itself, to any elected official of the Township of West Orange currently in office or any political organization affiliated with an elected official of the Township currently in office.¹

<u>Name of Individual/Entity Making Contribution</u>	<u>Amount of Contribution</u>	<u>Recipient of Contribution</u>	<u>Date of Contribution</u>

If you have <u>NOT</u> made any contributions within the scope of Section 2-68.1, as set forth above, please X the line to the right.	NONE
	_____ x _____

I hereby certify under penalty of perjury that the information provided herein is true and accurate to the best of my knowledge, information and belief.

The current elected officials of the Township include the following: Mayor Susan McCartney, Councilman Bill Rutherford, Councilwoman Michelle Casalino, Councilwoman Tammy Williams, Councilwoman Asmeret Ghebremicael and Councilwoman Susan Scarpa .

DeFeo Associates
 Company Name

 Authorized Signature
 Wayne D. DeFeo
 Printed Name
 January 9, 2023
 Date

TOWNSHIP OF WEST ORANGE, NEW JERSEY

Professional Service Contract
Qualification and Costs Submission Form

Note: A separate resume can be attached.

1. Please provide the name and address of Names and roles of the Individuals who will perform the services and description of their education, municipal experience and experience with projects similar to the services contained herein including their education, degrees and certifications.

Please see attached

2. References and record of success of same or similar service.

1. Township of Bloomfield - Bid Preparation and Management Solid Waste and Recycling - 2022 Paul Lasek, 973-680-4130
2. Middletown Township - Bid Preparation and Management Solid Waste and Recycling - 2022 - Ted Maloney, PE 732-615-2109
3. City of Clifton - Bid Preparation and Management Solid Waste - 2022 - Dominick Villano - Manager - dvillano@cliftonnj.org
4. City of Paterson - Bid Preparation and Management - Solid Waste - Ongoing - 2022 - Harry Cevalos, QPA
5. Princeton - Bid preparation and Management - Solid Waste and Organics - 2022 - Deanna Stockton, PE - 609-921-7077
6. Note that this is my current list. There are many more municipalities with whom I have worked. A complete list is available upon request.

3. Description of ability to provide the services in a timely fashion (including staffing, familiarity and location of key staff.

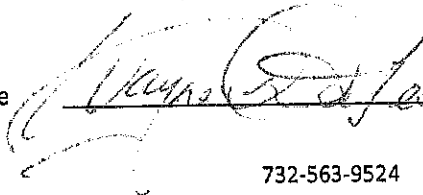
DeFeo Associates can begin this project immediately if required. DeFeo Associates has provided professional services to West Orange since 2005 and is intimately familiar with the geography and nature of the services required in the Township. Wayne DeFeo is located in Somerset County New Jersey. Dominick D'Attilio is located in Mt. Arlington, NJ. With the prevalence of ZOOM and internet calling, proximity for this work is less critical. However, Wayne DeFeo is available for any meetings as necessary.

4. Cost details, including the hourly rates of each of the individuals who will perform services, and all expenses:

Given the nature of this project, and the fact that the Township will require significant input to modify the current service specifications to meet the requirements of the Office of State Comptroller, and the rapid changes currently occurring within the solid waste industry, DeFeo Associates is proposing a fee for service model on a Time and Materials Basis with a not to exceed maximum. This will allow Township staff to engage in greater levels of work with no additional cost to the Township. DeFeo Associates would provide the necessary oversight, and professional advice required to complete the work. Accordingly, DeFeo Associates is proposing to undertake this project at a rate of \$185.00/ hour for professional fees plus mileage for transit as required. There will be no charge to travel time. The not to exceed maximum is based on the scope of service outlined herein. This scope of service anticipates five (5) - one (1) hour meetings within the not to exceed budget.

Not to exceed Maximum - \$30,000.00

Authorized Representative



(signature)

Telephone #

732-563-9524

FAX #

732-563-4540

TOWNSHIP OF WEST ORANGE

CHECKLIST

SUBMISSION DATE: Wednesday, January 18, 2023 at 11:00 A.M.

The following items are required to be included with the sealed submission:

- Qualification Statement
- Non-Collusion Affidavit
- Disclosure of Ownership Form
- Insurance Requirement Acknowledgement Form
- Mandatory Equal Employment Opportunity Notice Acknowledgement
- Copy of your Business Registration Certificate as issued by the
- State of New Jersey, Department of Treasury, Division of Revenue
- Non- Conflict of Interest Declaration
- Political Disclosure Certification
- Prohibited Russia-Belarus Activities & Iran Investment Activities
- Licenses pertaining to this RFQ

Reminder: Please submit one (1) original and one (1) additional set of the sealed submission. Copy can be on a USB stick/flash drive.

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 252
TRENTON, N J 08646-0252

TAXPAYER NAME:

WAYNE DEFEO, LLC

ADDRESS:

15 WASHINGTON VALLEY RD

WARREN NJ 07059

EFFECTIVE DATE:

05/29/01

TRADE NAME:

DEFEO ASSOCIATES

SEQUENCE NUMBER:

1095274

ISSUANCE DATE:

02/03/06

John S. Tully
Director

FORM-BRC(08-01)

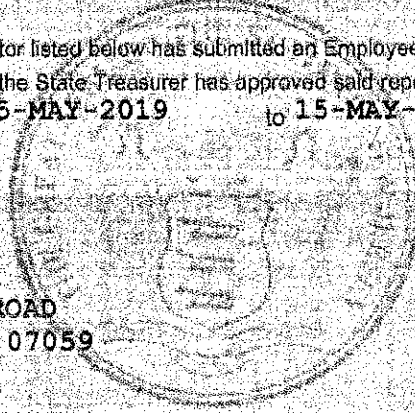
This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

CERTIFICATE OF EMPLOYEE INFORMATION REPORT

RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of **15-MAY-2019** to **15-MAY-2026**

DEFEO ASSOCIATES
15 WASHINGTON VALLEY ROAD
WARREN NJ 07059



Elizabeth Maher Muoio
ELIZABETH MAHER MUOIO
State Treasurer

RUTGERS

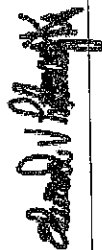
The New Jersey Agricultural Experiment Station
Office of Continuing Professional Education

Presents this certificate to

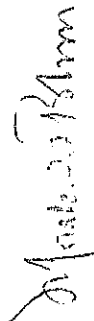
Wayne DeFeo

For successfully completing the requirements of

New Jersey Compost Operator Certification
September 1998



Edward V. Lipman, Jr.
Director
Office of Continuing Professional Education



Mark G. Robson
Director
New Jersey Agricultural Experiment Station

NJ Certified Recycling Professional

This card verifies that **Dominick D'Altilio** has successfully completed all requirements to maintain Certified Recycling Professional (CRP) status. CRPs are required to complete 20 hours of continuing professional education every 2 years to maintain their certification.

Expires December 31, 2024



