

BOROUGH OF GLEN ROCK

REQUEST FOR QUALIFICATIONS

PLEASE TAKE NOTICE, that Requests for Qualifications (RFQ) for the positions of Borough Attorney, Borough Planner and Labor Attorney will be received by the Borough Clerk of the Borough of Glen Rock on behalf of the Mayor and Council at the municipal offices at 1 Harding Plaza, Glen Rock, New Jersey 07452 at 11:00 a.m. prevailing time, on **Tuesday, December 15, 2015.**

Request for Qualification forms and specifications may be obtained from the office of the Borough Clerk during normal business hours at 1 Harding Plaza, Glen Rock, New Jersey, between 9:00 a.m. and 4:00 p.m. daily, except weekends and holidays.

Applicants are required to comply with the requirements of N.J.S.A 10:5-31 et seq. and N.J.A.C. 17:27.

In addition, all applicants shall provide a statement which shall set forth the names and addresses of all stockholders in the corporation who own 10% or more of its stock of any class, or of all individual partners in a partnership who own a 10% of greater interest therein. This information is required pursuant to Chapter 33, Public Law 1997 (C. 52:25-24.2), and cannot be waived or cured after the receipt of requests for qualifications. Failure to comply will result in the REJECTION of the submission.

All submissions shall be sealed in an envelope, the cover of which shall, in clear letters, state:

“Request for Qualifications for _____”- *Applicants shall complete the blank with the position for which they are applying:* Borough Attorney, Borough Planner and Labor Attorney.

The Borough of Glen Rock reserves the right to waive technical deficiencies and to reject any and all proposals if such rejection shall be found to be in the best interest of the Borough.

Applicants shall submit with the proposals a New Jersey Business Registration Certificate as required pursuant to P.L. 2001, c. 134 , as amended by P.L. 2004, c. 57 (C. 52.32-44 et al.) as proof of registration with the Department of Treasury, Division of Revenue.

Jaqueline Scalia
Borough Clerk
Borough of Glen Rock

1.0 **GLOSSARY**

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

“Borough” - refers to the Borough of Glen Rock.

“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.

“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 the Request for Qualifications, including any amendments thereof or supplements thereto.

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

1.1 Introduction and Purpose.

Through a Request for Qualification process described herein, 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 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 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 and its legal and/or financial advisors (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 an 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 an RFQ.

All communications concerning an RFQ or the RFQ process shall be directed to the

Borough's designated contact person, in writing.

Designated Contact Person:

Jacqueline Scalia, RMC

Borough Clerk

Glen Rock Municipal Building

1 Harding Plaza

Glen Rock, New Jersey 07452

(201) 670-3956

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 an 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 an 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.

Section 1.3. Conditions Applicable to RFQ.

Upon submission of a Qualification Statement in response to an 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.
- ! 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 non-conformance with the terms of this RFQ.
- ! To change or alter the schedule for any events called for 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 an 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 an 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

The Borough seeks to award contracts of up to one year duration for each of the positions listed below during the calendar year 2016. The contracts shall be open-ended, and may encompass additional work during the course of the year not explicitly described herein. 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.

Borough Attorney

Respondent must be an Attorney or law firm licensed to practice law in the State of New Jersey. Respondent must have experience and reputation in the practice of municipal law, must demonstrate knowledge of the Borough and the subject matter addressed under the proposed contract; must have the ability to accommodate the required meetings of the Borough and provide other information to demonstrate why the Respondent's appointment would be in the best interest of the Borough.

Borough Planner

Respondent must be a Professional Planner licensed in the state of New Jersey. Respondent must have experience and reputation in the practice of municipal professional planning, must demonstrate knowledge of the borough and the subject matter addresses under the proposed contract; must have the ability to attend meeting as required and provide other information to demonstrate why the Respondent's appointment would be in the best interest of the borough.

Labor Attorney

Respondent must be an attorney or law firm licensed to practice law in the State of New Jersey. Respondent must have experience and reputation in the practice of employment and labor law, must demonstrate knowledge of the Borough and the subject matter addressed under the proposed contract; Respondent must demonstrate why the respondent's appointment would be in the best interest of the Borough.

SECTION 3

SUBMISSION REQUIREMENTS

Section 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.

Section 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 the RFQ).
 3. An executed Letter of Intent (See Appendix B to the RFQ).
 4. Name, address and telephone number of the firm or firms submitting the Qualification Statement pursuant to the RFQ, and the name of the key contact person for the 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 the RFQ, the term "principals" means persons possessing an ownership interest in the Respondent.
 - (b) 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.
 - (c) 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.
 - (d) 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 three 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 the RFQ is made.
 12. A copy of Respondent's State of New Jersey Business Registration Certificate.

Section 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

14. Explanation of perceived relevance of the experience to the RFQ

15. Describe the services that Respondent would perform directly.

16. 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 the RFQ is made.

17. Is any portion of Respondent's workforce unionized?

18. Professional history of all individuals whom Respondent anticipates performing the professional services required by the position or contract for which the RFQ is made.

19. A narrative statement of Respondent's understanding of the Borough's needs and goals to be accomplished by the appointment or contract for which the RFQ is made.

20. 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

SUBMISSIONS

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:

Jacqueline Scalia, RMC

Borough Clerk

Glen Rock Municipal Building

1 Harding Plaza

Glen Rock, New Jersey 07452

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 _____") **Borough Attorney; Borough Auditor, Borough Engineer, Borough Planner, Labor Attorney and Insurance Risk Management Consultant**

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 Maywood. 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 the 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.

SECTION 6

COST PROPOSAL

Respondent shall set forth the hourly rates to be charged to the Borough of Glen Rock for the services proposed herein.

**APPENDIX A
LETTER OF QUALIFICATION**

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

Date: _____

Jacqueline Scalia
Borough Clerk
Borough of Glen Rock
1 Harding Plaza
Glen Rock, NJ 07452

Re: LETTER OF QUALIFICATION

Dear Ms. Scalia:

The undersigned has/have reviewed my/our Qualification Statement submitted in response to the Request for Qualifications (RFQ) issued by the Borough of Glen Rock ("Borough") in connection with the Borough's need for professional 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:

Jacqueline Scalia
Borough Clerk
Borough of Glen Rock
1 Harding Plaza
Glen Rock, NJ 07607

Re: LETTER OF INTENT

Dear Ms. Scalia:

The undersigned, as Respondent, has (have) submitted the attached Qualification Statement in response to a Request for Qualifications (RFQ), issued by the Borough of Glen Rock ("Borough"), dated in connection with the Borough's need for professional 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 for which the Qualification Statement is submitted are named herein and that no person other than those herein mentioned has any participation in the 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 the Qualification Statement is submitted, but only if acceptable to the Borough. Respondent declares that the 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 the RFQ.

6. Respondent acknowledges that any contract executed with respect to the provision of professional 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: _____

*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

**TABLE 1
ANTICIPATED PROCUREMENT SCHEDULE**

ACTIVITY	DATE
Issuance of Request for Qualifications	November 24, 2015
Due Date for Receipt of Qualification Statements.....	December 15, 2015 at 11 o'clock a.m.
Opening of Qualification Statements.....	December 15, 2015 at 11 o'clock a.m.
Anticipated Date for Award of Contract.....	January, 2016

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
BOROUGH OF GLEN ROCK

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that _____ has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding January 1, 2011 to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the *Borough of Maywood* as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Mayor Bruce J. Packer	Council Member Kristine Morieko
Council Member Michael O’Hagan	Bergen County Republican Organization
Council Member Arthur Pazan	Glen Rock Republican Organization
Council Member Mary Jane Surrago	Bergen County Democratic Organization
Council Member Amy Martin	Glen Rock Democratic Organization
Council Member William (Skip) Huisking	

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: _____

Signed: _____ Title: _____

Print Name: _____ Date: _____

Subscribed and sworn before me this ____ day of _____, 2__.	_____ (Affiant)
My Commission expires:	_____ (Print name & title of affiant) (Corporate Seal)

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
BOROUGH OF GLEN ROCK

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

“Local Unit Pay-To-Play Law” (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

“business entity” means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

“interest” means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

~~~~~  
**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions.** In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*

“The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

## C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

### Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a "fair and open" process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee\*
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
  - of the public entity awarding the contract
  - of that county in which that public entity is located
  - of another public entity within that county
  - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELEC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor's responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor's submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law. **NOTE: This section does not apply to Board of Education contracts.**

\* N.J.S.A. 19:44A-3(s): "The term "legislative leadership committee" means a committee established, authorized to be established, or designated by the President of the Senate, the Minority Leader of the Senate, the Speaker of the General Assembly or the Minority Leader of the General Assembly pursuant to section 16 of P.L.1993, c.65 (C.19:44A-10.1) for the purpose of receiving contributions and making expenditures."





**List of Agencies with Elected Officials Required for Political Contribution Disclosure**  
**N.J.S.A. 19:44A-20.26**

**County Name: Bergen**

State: Governor, and Legislative Leadership Committees

Legislative District #: 38

State Senator and two members of the General Assembly per district.

County: Bergen

Freeholders

County Clerk

Sheriff

County Executive

Surrogate

Municipalities- Glen Rock (Mayor and members of governing body, regardless of title):

**STOCKHOLDER DISCLOSURE CERTIFICATION**

**Name of Business:**

- I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.
- OR**
- I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

**Check the box that represents the type of business organization:**

- Partnership                       Corporation                       Sole Proprietorship  
 Limited Partnership     Limited Liability Corporation     Limited Liability Partnership  
 Subchapter S Corporation

**Sign and notarize the form below, and, if necessary, complete the stockholder list below.**

Stockholders:

|               |               |
|---------------|---------------|
| Name:         | Name:         |
| Home Address: | Home Address: |
|               |               |
| Name:         | Name:         |
| Home Address: | Home Address: |
|               |               |
| Name:         | Name:         |
| Home Address: | Home Address: |
|               |               |

|                                                               |                                       |
|---------------------------------------------------------------|---------------------------------------|
| Subscribed and sworn before me this ____ day of _____, 2____. | _____ (Affiant)                       |
| (Notary Public)                                               | _____ (Print name & title of affiant) |
| My Commission expires:                                        | _____ (Corporate Seal)                |