

CITY OF ORANGE TOWNSHIP

REQUEST FOR PROPOSALS FOR AUDITING/CONSULTANT SERVICES

CITY OF ORANGE

Contract Term

JANUARY 1, 2014 through DECEMBER 31, 2014

SUBMISSION DEADLINE

11:00 A.M.

November 26, 2013

ADDRESS ALL PROPSALS TO:

FINANCE DEPARTMENT

29 NORTH DAY STREET

ORANGE, NEW JERSEY 07050

ATTN: ADRIAN O. MAPP, QUALIFIED PURCHASING AGENT

Public Notice

Request for Proposals

Notice is hereby given that the City of Orange will receive Proposals on Wednesday, November 26, 2013 at 11:00 A.M. in City of Orange, City Hall, 29 North Day Street, Orange, New Jersey for the following professional services:

AUDITING/CONSULTANT SERVICES

Proposals are being solicited through a Fair and Open process in accordance with N.J.S.A. 19:44A-20.4. Requests for Proposals (RFP) may be obtained at the City of Orange, 29 North Day Street, Orange, New Jersey 07050, from Adrian O. Mapp, Qualified Purchasing Agent, between the hours of 9:00 A.M. and 4:00 p.m. Monday through Friday. Qualification submissions may be mailed upon request by calling the Qualified Purchasing Agent's office (973) 266-4021. All questions regarding the RFP must be made in writing and directed to the Qualified Purchasing Agent. Questions may be faxed to (973) 674-0621. Submissions must be made in the form required by the specifications and one (1) original and five (5) copies must be delivered to reach the Purchasing Agent prior to the time for the receipt of Proposal. All information requested in the Request for Proposals must be provided or the submission may be disqualified. Submissions must be sealed and plainly marked on the outside of the sealed envelope to the services for which the Proposal is submitted. The City of Orange Township reserves the right to reject any and all submissions, to waive any informality in the RFP process, and to accept any submissions which, in their judgment, are most advantageous, price and other factors considered, and will best serve the interest of the City of Orange Township. Submitters are required to comply with the requirements of N.J.S.A. 10:5-31 et seq and N.J.A.C. 17:27.

GENERAL INFORMATION & SUMMARY

ORGANIZATION REQUESTING PROPOSALS

CITY OF ORANGE TOWNSHIP
29 NORTH DAY STREET
ORANGE, NEW JERSEY 07050

CONTACT PERSON

ADRIAN O. MAPP
QUALIFIED PURCHASING AGENT
FINANCE DEPARTMENT
29 NORTH DAY STREET
ORANGE, NEW JERSEY 07050
(973) 266-4011

PURPOSE OF REQUEST

The City of Orange is requesting submissions from qualified individuals and/or firms to provide Auditing/Consultant/services of a specialized nature to the city. Proposals will be evaluated in accordance with the criteria set forth in this RFP. One or more individuals/firms may be selected to provide services.

PERIOD OF CONTRACT

January 1, 2014 through December 31, 2014

CONTRACT FORM

The successful Respondent shall be required to execute the City's form contract, which includes the indemnification, insurance, termination and licensing provisions. A complete copy of a draft City form contract is available upon request.

It is also agreed and understood that the acceptance of the final payment by Contractor shall be considered a release in full of all claims against the City arising out of, or by reason of, the work done and materials furnished under this Contract.

DETAILED REQUIREMENTS OF THE REQUEST FOR PROPOSALS FOR AUDITING/CONSULTANT SERVICES

1. **CITY OF ORANGE FACTS AND FIGURES** – The City of Orange is a municipal government entity. The City was incorporated in 1806 and operates pursuant to N.J.S.A. 40A:61-1 et seq. The City’s population is approximately 30,000 and it consists of approximately 2.2 square miles of area. The City employs approximately 375 people in about 9 departments and agencies. It owns various municipal buildings, parks and recreation facilities. The City’s operating budget is over \$57 million. It provides significant and diverse services to its residents, including those in the senior, disabled, veterans and other communities.

2. **NATURE/ SCOPE OF SERVICES** – The City of Orange is requesting submissions from qualified individuals and/or firms to provide Auditing/Consultant Services. The Respondent will be required to conduct an audit of the individual funds and the account group of the City of Orange, New Jersey. The Respondent will be required to perform, but not be limited to, the following services:
 3. Perform Annual Audit to include department and agencies pursuant to N.J.S.A. 40A:5-4.
 4. Perform Annual Single Audit to satisfy Federal requirements and the audit of grant programs.
 5. Review the Annual Budget, Financial and Debt Statement prior to their filing/adoption consistent with statutory deadlines.
 6. Perform audit of Deferred Compensation Plan.
 7. Perform audit of Municipal Court funds.
 8. Perform audit of Community Development Grants, and other grants of the City.
 9. Perform audit of Sub-grantees records as needed.
 10. Respond to inquires concerning financial and tax matters associated with the City on an as needed basis.

The audit must be done in accordance with U.S. generally accepted auditing standards and the standards applicable to financial statements contained in the Government Auditing Standards issued by the Comptroller General of the United States, the audit requirements prescribed by the Division of Local Government Services, Department of Community Affairs, State of New Jersey and the provisions of U.S. Office of Management and Budget Circular A-133, “Audits of States, Local Governments and Non-Profit Organizations” and State of New Jersey OMB Circular 04-04, “Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid”.

3. STANDARD REQUIREMENTS OF TECHNICAL QUALIFICATIONS - Respondents should submit technical qualifications which contains the following:

- a. The name of the Respondent, the principal place of business and, if different, the place where the services will be provided.
- b. Respondent must have a minimum of fifteen (15) years experience as an auditor and a minimum of ten (10) years experience servicing the City of Orange or other governmental entities.
- c. The education, qualifications, experience, and training of all persons who would be assigned to provide services along with their names and titles.
 1. The Respondent must be both a Certified Public Accountant and a Registered Municipal Accountant.
- d. A listing of all other engagements where services of the types being proposed were provided in the past five (5) years. This should include other municipal governments and other levels of government. Contact information for the recipients of the similar services must be provided. The City may obtain references from any of the parties listed.
 1. A description of all other areas of Auditing/Consultant services of the Respondent, with emphasis on a description of those services of interest to a municipal government client.
- e. A Statement that neither the firm nor any individuals assigned to this engagement are suspended, or otherwise prohibited from professional practice by any federal, state, or local agency.
- f. An Affirmative Action Statement (copy of form attached).
- g. A completed Non-Collusion Affidavit (copy of form attached).
- h. A statement that the Respondent will comply with the General Terms and Conditions required by the City and enter into the City's standard Professional Services Contract.
- i. A copy of the Respondent's Business Registration Certificate.

4. COST ANALYSIS - Respondents should submit a cost analysis which would include any proposed retainer, the services to be provided for the retainer, if services will be provided at a flat rate, if all or any services will be billed through hourly rates and what are the established rate(s). The City does not provide payment for or reimbursement for travel expenses.

5. SUBMISSION EVALUATION – The City will select the most advantageous submission based on all of the evaluation factors set forth at the end of this RFP. The City will make the award(s) that is in the best interest of the City.

Each submission must satisfy the objectives and requirements detailed in this RFP. The successful Respondent shall be determined by an evaluation of the total content of the submission. The City reserves the right to:

- a. Not select any of the submissions.
- b. Select only portions of a particular Respondent's submission for further consideration. (However, Respondents may specify portions of the submission that they consider "bundled".)

- c. Award a contract for the requested services at any time within 90 days of the selection of the most advantageous submission; every submission should be valid through this time period.
- d. The City shall not be obligated to explain the results of the evaluation process to any Respondent.
- e. The City may require Respondents to demonstrate any services described in their submission prior to award.

6. SUBMISSION LIMITATIONS – This RFP 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 City by issuance of this RFP. The City reserves the right at the City’s sole discretion to refuse any submission submitted.

7. USE OF INFORMATION - Any specifications, drawings, sketches, models, samples, data, computer programs, documentation, technical or business information and the like (“Information”) furnished or disclosed by the City to the Respondent in connection with this RFP shall remain the property of the City. When in tangible form, all copies of such information shall be returned to the City 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 City or a third party, it shall be held in confidence by the Respondent, shall be used only for the purposes of this RFP, and may not be used for other purposes except upon such terms and conditions as may be mutually agreed upon in writing.

8. GENERAL TERMS AND CONDITIONS –

- a. The City reserves the right to reject any or all submissions, if necessary, or to waive any informalities in the submissions, and, unless otherwise specified by the Respondent, to accept any item, items or services in the submissions should it be deemed in the best interest of the City to do so.
- b. In case of failure by the successful Respondent, the City of Orange may procure the articles or services from other sources, deduct the cost of the replacement from money due to the Respondent under the contract and hold the Respondent responsible for any excess cost occasioned thereby.
- c. The Respondent shall maintain sufficient insurance to protect against all claims under Workmen's Compensation, General, Professional and Automobile Liability.
- d. Each submission must be signed by the person authorized to do so.
- e. The contract shall be in effect through December 31, 2014 unless otherwise stated.
- f. Sealed submissions may be hand delivered or mailed consistent with the provisions of the legal notice to Respondents. In the case of mailed submissions, the City assumes no responsibility for submissions received after the designated date and time and will return late submissions unopened. Submissions will not be accepted by facsimile or email.
- g. In accordance with Affirmative Action Law, P.L. 1975, c.127 (N.J.A.C. 17:27) with implementation of July 10, 1978, successful Respondents must agree to submit individual employer certifications and number or complete Affirmative Action employee information report (form AA-302). Also, during the performance of this contract, the contractor agrees as follows: (a) the contractor or subcontractor where applicable, will not discriminate against any employee because of age, race, creed, color, national origin,

ancestry, marital status or affectional or sexual orientation. The contractor will take affirmative action to ensure that such applicants are recruited and employed and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, sex or handicap. Such action 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 section for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notice to be provided by the Public Agency Compliance Officer setting forth provisions of this non-discrimination clause: (b) 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, sex or handicap; (c) the contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or worker's representative of the contractor's commitments under this act and shall post copies of the notice; (d) the contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the treasurer pursuant to the P.L. 1975, c.127, as amended and supplemented from time to time.

h. By submission of the qualifications, the Respondent certifies that the service to be furnished will not infringe upon any valid patent, trademark or copyright and the successful Respondent shall, at its expense, defend any and all actions or suits charging such infringement, and will hold the City harmless in any case of any such infringement.

i. No Respondent shall influence, or attempt to influence, or cause to be influenced, any City officer or employee to use his/her official capacity in any manner which might tend to impair the objectivity or independence of judgment of said officer or employee.

j. No Respondent shall cause or influence, or attempt to cause or influence, any City officer or employee to use his/her official capacity to secure unwarranted privileges or advantages for the Respondent or any other person.

k. Should any difference arise between the contracting parties as to the meaning or intent of these instructions or specifications, the City's Law Department decision shall be final and conclusive.

l. The City of Orange shall not be responsible for any expenditure of monies or other expenses incurred by the Respondent in making its submission.

m. The checklist, affidavits, notices and the like presented at the end of this Request for Proposals are a part of this Request for Proposals and shall be completed and submitted as part of this submission.

END OF GENERAL INSTRUCTIONS

BASIS OF AWARD

(To be completed by City evaluation committee)

EVALUATION FACTORS

- A. Relevance and Extent of Qualifications, Experience, Reputation and Training of Personnel to be assigned (30 Points)**
- B. Knowledge of the City of Orange Township and the subject matter to be addressed under this engagement (10 Points)**
- C. Relevance and Extent of Similar Engagements performed (15 Points)**
- D. Technical Qualifications contains all required information (15 Points)**
- E. Reasonableness of Cost Analysis (30 Points)**

REQUEST FOR PROPOSALS CHECKLIST

THIS CHECKLIST MUST BE COMPLETED AND SUBMITTED WITH YOUR QUALIFICATION PACKAGE:

**Please initial below, indicating that your submission includes the itemized document.
SUBMISSIONS WITHOUT THE FOLLOWING DOCUMENTS IS CAUSE FOR REFUSAL**

INITIAL BELOW

- A. An original and five (5) signed copies of your complete submission. _____

- B. Non-Collusion Affidavit properly notarized _____

- C. Authorized signatures on all forms. _____

- D. Business Registration Certificate(s) _____

- E. Affirmative Action Statement _____

Note: N.J.S.A 52:32-44 provides that the City shall not enter into a contract for goods or services unless the other party to the contract provides a copy of its business registration certificate and the business registration certificate of any subcontractors at the time that it submits its qualifications. The contracting party must also collect the state use tax where applicable.

THE UNDERSIGNED HEREBY ACKNOWLEDGES
THE ABOVE LISTED REQUIREMENTS

NAME OF RESPONDENT:

Person, Firm or Corporation

BY: (NAME)

(TITLE)

EXHIBIT A
N.J.S.A. 10:5-31 and N.J.A.C. 17:27
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)

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 or sex. Except with respect to affectional or sexual orientation, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Such action 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 for the 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 or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act 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 employ minority and women workers, consistent with the applicable city employment goals established in accordance with N.J.A.C. 17:27-5.2 or a binding determination of the applicable city employment goals determined by the Division, pursuant to 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, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation 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.

Exhibit A (Continued)

In conforming with the applicable 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, creed, color, national origin, ancestry, marital status, affectional or sexual orientation 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

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the Division 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 Contract Compliance & EEO for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

NON-COLLUSION AFFIDAVIT

STATE OF NEW JERSEY
COUNTY OF ESSEX

ss:

I AM _____

OF THE FIRM OF _____

UPON MY OATH, I DEPOSE AND SAY:

1. THAT I EXECUTED THE SAID SUBMISSION WITH FULL AUTHORITY SO TO DO;
2. THAT THIS RESPONDENT HAS NOT, DIRECTLY OR INDIRECTLY ENTERED INTO ANY AGREEMENT, PARTICIPATED IN ANY COLLUSION, OR OTHERWISE TAKEN ANY ACTION IN RESTRAINT OF FAIR AND OPEN COMPETITION IN CONNECTION WITH THIS ENGAGEMENT;
3. THAT ALL STATEMENTS CONTAINED IN SAID SUBMISSION AND IN THIS AFFIDAVIT ARE TRUE AND CORRECT, AND MADE WITH FULL KNOWLEDGE THAT THE CITY OF ORANGE RELIES UPON THE TRUTH OF THE STATEMENTS CONTAINED IN SAID SUBMISSION AND IN THE STATEMENTS CONTAINED IN THIS AFFIDAVIT IN AWARDTHE CONTRACT FOR THE SAID ENGAGEMENT; AND
4. THAT NO PERSON OR SELLING AGENCY HAS BEEN EMPLOYED TO SOLICIT OR SECURE THIS ENGAGEMENT AGREEMENT OR UNDERSTANDING FOR A COMMISSION, PERCENTAGE, BROKERAGE OR CONTINGENT FEE, EXCEPT BONA FIDE EMPLOYEES OR BONA FIDE ESTABLISHED COMMERCIAL SELLING AGENCIES OF THE RESPONDENT. (N.J.S.A.52: 34-25)

SUBSCRIBED AND SWORN TO

BEFORE ME THIS _____ DAY

OF _____ 20_____

(Type or Print Name of Affiant Under Signature)

NOTARY PUBLIC OF

MY COMMISSION EXPIRES: _____, 20_____.

OWNER DISCLOSURE and POLITICAL CONTRIBUTION CERTIFICATION
This Statement *MUST BE INCLUDED* with RFP Submissions

OWNER DISCLOSURE SECTION

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.

OR

I certify that there are no stockholders

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

Other (describe) _____

AND

POLITICAL CONTRIBUTION DISCLOSURE SECTION

(The following section must be completed)



I hereby attest that the undersigned business entity, its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the *City of Orange and/or County of Essex*, if a member of that political party is serving in an elective public office of that *City of Orange and/or County of Essex* when the contract is awarded, or to any candidate committee of any person serving in an elective public office of that *City of Orange and/or County of Essex* when the contract is awarded.

OR



I hereby attest that the undersigned business entity, its subsidiaries, assigns or principals controlling in excess of 10% of the company has made reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed below:

Contributor Name	Recipient Name	Date	Dollar Amount
			\$

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

Stockholders:

Name:

Home Address:

Name:

Home Address:

Subscribed and sworn before me
this ___ day of _____, 2

Name:

Home Address:

Name:

Home Address:

Affiant

(Notary Public)

(Print name & title of affiant)

My Commission expires:

(Corporate Seal