

## **REQUEST FOR PROPOSALS**

Stephen R. Gregg Statue

Hudson County Public Art Committee (HCPAC)

### **MISSION STATEMENT**

The Hudson County Public Art Committee (HCPAC) is seeking proposals for a site specific outdoor public art installation which would be displayed permanently in one of Hudson County's parks, specifically Stephen R. Gregg Park in Bayonne. HCPAC and the Hudson County Executive believe that public art enriches the lives of all of the residents of our County. Moreover, it is the goal of HCPAC to promote Hudson County's unique history by installing figurative sculpture that highlights important figures throughout Hudson's history. Public art enriches the quality of life for citizens by encouraging a heightened sense of place, enhancing a community's sense of history and enlivening the visual quality of the environment.

The Hudson County Public Art Committee invites proposals from artists who reside in the United States and who can create engaging, site specific three-dimensional figurative, large scale, realistic portraiture that will be integrated into Stephen R. Gregg Park in Bayonne, New Jersey. Because the installation will be permanent, the preferred medium should be bronze or steel and treated to withstand the elements. Additionally, the piece should have realistic likeness to Stephen R. Gregg, a lifelong Bayonne resident who was awarded the Medal of Honor in World War II for charging a German outpost in France while he was an Army sergeant, enabling the rescue of seven American soldiers lying wounded on the battlefield.

The artwork will be funded by a permanent Capital Fund for Public Art, which was created via Executive Order of the Hudson County Executive, Thomas A. DeGise, entitled, "Hudson County Public Building, Grounds and Parks Arts Inclusion Order."

### **DEADLINE**

Artists may submit responses to this RFP beginning at **9:00 a.m. on March 10, 2020;**

The **FINAL DEADLINE** to submit responses to this RFP is:  
**5:00 p.m. on May 5, 2020 or**  
**postmarked no later than May 5, 2020.**

APPLICATIONS MUST BE SENT BY MAIL TO:  
**Hudson County Office of Cultural & Heritage Affairs/Tourism Development,**  
**Justice William Brennan Court House**  
**583 Newark Avenue**  
**Jersey City, NJ 07306**

**Please include "RE: STEPHEN R. GREGG" on the envelope.**

Applications received after this deadline will not be reviewed. The Hudson County Public Art Committee and the Hudson County Office of Cultural & Heritage Affairs/Tourism Development (HCOCHA/TD) are not obligated to notify applicants when incomplete applications are received. Incomplete applications will not be reviewed. Applicants are solely responsible for ensuring that applications are complete and arrive by the deadline.

## ELIGIBILITY

Any individual artist who is a citizen of the United States that resides or works in the United States is eligible to apply. All processes for the creation and design of the three-dimensional large scale figurative piece are welcome provided that the winning piece accurately captures a realistic likeness of Stephen R. Gregg. The artist's final work must be a realistic interpretation of Stephen R. Gregg in a 6-foot high sculpture based on of the photos of Stephen R. Gregg as designated by the selection committee. Qualified artists must have:

- More than one past exhibition and/or installation in reputable arts venues or public spaces approved by a governmental entity in the applicable mediums required within this RFP;
- A website that details mediums and past exhibitions;
- The ability to tastefully achieve a realistic likeness of a person from the photographs contained below in this RFP.

Hudson County Public Art Committee members, employees of the Hudson County Office of Cultural & Heritage Affairs/Tourism Development and the office of the Hudson County Executive or their immediate family members may not respond to this RFP.

## ABOUT STEPHEN R. GREGG

Stephen R. Gregg was born on September 1, 1914 in New York City. He died on February 4, 2005 at his home in Bayonne, New Jersey at age 90.

According to the New York Times, Stephen R. Gregg was awarded the Medal of Honor in World War II for charging a German outpost in France while he was an Army sergeant, enabling the rescue of seven American soldiers lying wounded on the battlefield.

On Aug. 27, 1944, serving in the 143rd Infantry, 36th Infantry Division, during the invasion of southern France, Sergeant Gregg was in combat at the town of Montelimar in the Rhone Valley. As his platoon advanced toward a German position on a hill, an onslaught of hand grenades felled seven G.I.'s, and heavy enemy fire prevented medics from reaching them.

"We were close by, and you could hear the men that were hit calling for medics," Gregg told The New York Times in 2000. "I said, 'God! I've got to do something here.' I don't know what got into me, but I picked up this gun.

"I kept firing and firing. I was just thinking, 'I've got to get as many as I can before they get me.' I never thought I'd come out of this thing alive, to be frank with you. The Lord was with me."

Sergeant Gregg had picked up a machine gun, and with a medic following him, headed up the hill toward the Germans, firing from the hip in the face of a hand-grenade barrage. His covering fire enabled the medic to remove the wounded, according to the Medal of Honor citation.

After he used up his ammunition, he was confronted by four German soldiers, who ordered him to surrender. Platoon members opened fire on the Germans, and as they hit the ground, Sergeant Gregg escaped to an American machine-gun position. He fired away once more, routing the Germans and enabling the Americans to take the hill.

The next day, when the Germans counterattacked with tanks, Sergeant Gregg directed a mortar barrage, and then he charged a mortar position the Germans had overrun, capturing it by hurling a hand grenade.

He continued in combat, received a commission as a second lieutenant and was presented with the Medal of Honor, the nation's highest award for valor, by Lt. Gen. Alexander M. Patch, commander of the Seventh Army, on March 14, 1945.

Mr. Gregg, a native of the Bronx, grew up in Bayonne and was drafted in 1942 after working as a shipyard welder. Before participating in Operation Anvil, the invasion of southern France, he took part in the Italian campaign and fought at Altavilla and the Rapido River alongside one of America's most celebrated combat heroes, Sgt. Charles E. Kelly, the Medal of Honor winner known as Commando Kelly.

Mr. Gregg also received the Silver Star, the Bronze Star and the Purple Heart. When he returned to Bayonne in May 1945, 50,000 people watched him ride in a procession to a hero's welcome at a city stadium. He worked for 51 years for the Hudson County Sheriff's Department, retiring as chief of court officers. A county park in Bayonne is named for him.

Mr. Gregg once said that Medal of Honor winners did not consider themselves heroic figures. As he told *The Record of Hackensack, N.J.*, in 2000: "We are just ordinary men who didn't go out to earn this. It was just the spirit of the moment that came upon you to do things."





## BUDGET

The budget is all-inclusive and covers design fees, travel expenses, all materials, fabrication costs, insurance costs, shipping or transportation to the site, preparation for installation, taxes, personal documentation, site visits and the artist's compensation. Selected artists for the project may receive an initial contract for design services and fabrication of the piece, and a subsequent contract for fabrication and installation services.

## SELECTION PROCESS

HCPAC will select one or more finalists from artists who responded to the RFP. Upon solicitation by HCPAC, one or more artists may be asked to enter into an initial contract for design services and fabrication of a three-dimensional maquette of their proposed statute. The finalists who complete a maquette will receive a \$1,000 stipend for their renderings. HPAC will evaluate the finalists' submissions and select the winning artist from that group.

## PROJECT TIMELINE

- March 2, 2020 - Distribution of RFP artists
- May 5, 2020 - Deadline for receipt of all proposals
- June, 2020 - Review of proposals by HCPAC; selection of finalists
- June 15, 2020 - HCPAC to notify finalists of selection
- August 17, 2020 - Deadline for receipt of maquettes and final submissions from finalists
- September 14, 2020 - Award of contract to selected artist
- April, 2021 - Installation of statue

Artists are invited to visit the proposed site at any time Stephen R. Gregg Park is open to the public, as it is an open air outdoor location. The park's address is 930 John F. Kennedy Blvd. in Bayonne. It is located on the west side of the city between JFK Blvd. and Newark Bay, between 37<sup>th</sup> St. and 48<sup>th</sup> St.



## REQUIRED APPLICATION MATERIALS AND GUIDELINES

Artists who wish to be considered must submit the following materials (collated in the following order):

1. Digital and print images of at least three (3) distinct depicting sculptures consistent with the medium requested. (35mm slides **will not** be accepted.)
2. Link to the artist(s)' website(s);
3. A professional resume or curriculum vitae - if you are applying as a team, please provide resume or CV for each team member;
4. At least two (2) professional references - if you are applying as a team, please provide references for each team member;
5. A proposal narrative;
6. A Self-Addressed Stamped Envelope (optional);
7. An application checklist

Please closely observe the requirements and guidelines for the required application materials as detailed below:

### 1) Digital and Print Images

- Please submit a maximum of 20 images of at least three (3) artworks from multiple angles on a CD or DVD. Please be mindful that these works will inform the committee as to your ability to render a likeness and demonstrate your ability to create three-dimensional sculpture. All DVDs and CDs must be labeled with the name and address of the artist;
- Only submit images with maximum dimensions of 1024 x 768 pixels and minimum dimensions of 720 x 480 pixels;
- Use Microsoft PowerPoint to create a slide show presentation of your images. "Slide show" programs other than Microsoft PowerPoint are acceptable as long as the files can be successfully viewed with both Macintosh and PC computers. Applicants are solely responsible for ensuring compatibility. If you are unable to submit your work in PowerPoint or another such program, jpegs of the images on a disc are acceptable;
- Include a hard copy of all images;

### 2) Artist's Website

- On a separate sheet of paper, please provide links to your website(s). If you are applying as a team, please provide the link to the team's website and/or websites of individual team members;

### 3) Professional Resume/CV

- Please submit a current professional resume or CV (five pages maximum) including information regarding past public art commissions, design team experience, exhibitions, awards, grants, and education. Teams should submit a separate resume for each member of the team and each partner or advisor. Handwritten materials will not be reviewed;

### 4) Professional References

- Please submit the names, addresses, current telephone numbers and email addresses for three authorities on your past work and qualifications. Teams should submit separate references for each member of the team and each partner or advisor. Do not send letters of recommendation. HCPAC reserves the right to contact references not given by the applicant. Handwritten materials will not be reviewed. **Please ensure that the contact information for your references is current as we are likely to contact references.**

## 5) Proposal Narrative

- Submissions will be judged according to the following criteria. Please address these criteria in your proposal narrative:
  - Artistic quality of the proposed artwork;
  - Appropriateness of the proposed artwork to the site and to the objectives of the project;
  - Mastery in use of materials and techniques;
  - Permanence, durability, maintainability;
  - Absence of hazards to the public;
  - Ability of the artist to create and install the artwork within the established time frame;
  - Recommended measures to protect against vandalism;
  - Price within budget restraints

## 6) Self Addressed Stamped Envelope (Optional)

- If you wish to receive your CD or DVD back, please submit a self-addressed stamped envelope (SASE) large enough for the return of the submitted materials. Materials submitted without an SASE will not be returned. Text materials will not be returned. The Commission will make every effort to protect submitted materials, however, it will not be responsible for any loss or damage to the materials.

## 7) Application Checklist

- Please complete and submit the one-sheet checklist provided at the end of this RFP. This checklist indicates that the applicant has read and understands the Conditions for Submission detailed on subsequent pages of this RFP and it serves as an at-a-glance tool for panelists.

## CONDITIONS FOR SUBMISSION

**Responsibility for Submissions:** Although we make every effort to protect the materials you submit, HCPAC and HCOCHA/TD are not responsible for the loss or damage of any application materials submitted. Artists submitting applications without a SASE will not receive materials back.

**RFP Revision:** HCPAC and HCOCHA/TD reserve the right to revise this RFP, including but not limited to, the application due date, the timeline, the art budget and the selection criteria, at any time within its sole discretion.

**Responsibility for Application Costs:** HCPAC and HCOCHA/TD are not liable for any costs incurred by any person responding to this RFP. The applicant is fully responsible for all application costs. HCPAC and HCOCHA/TD do not assume any contractual or financial obligation as a result of the issuance of this RFP, the preparation and submission of an application by a respondent, the evaluation of an accepted proposal, or the selection of finalists.

**Application Acceptance/Rejection:** HCPAC and HCOCHA/TD, at its sole discretion, reserve the right to reject any or all submissions received and to accept or reject any or all of the items in the application. HCPAC and HCOCHA/TD reserve the right to negotiate with any respondent after applications are opened, if such action is deemed to be in the best interest of HCPAC and HCOCHA/TD. The acceptance and review of an application and/or submitted proposal, artwork concept, or artwork design does not constitute a commitment on the part of HCPAC and HCOCHA/TD to award a commission to any artist or team.

**Decline to Award:** HCPAC and HCOCHA/TD, at their sole discretion, reserve the right to not award the commission to any artist or artist team due to inappropriateness of the art submitted.

**Equal Opportunity Contracting Program:** HCPAC and HCOCHA/TD endeavors to do business with artists sharing the commitment to equal opportunity and will not do business with any artist that discriminates on the basis of race, religion, sexual orientation, color, ancestry, age, gender, disability, medical condition or place of birth.

**Insurance Requirements:** Any artist selected to enter into commissioned or special service contracts with HCPAC and HCOCHA/TD shall not commence work until the artist has obtained, at the artist's sole cost, and expense, all insurance required, and until all insurance has been approved by HCPAC and HCOCHA/TD. Insurance required by HCPAC and HCOCHA/TD may include but is not limited to Comprehensive General Liability, Automobile Liability, and Worker's Compensation coverage in accordance with the laws of the State of New Jersey. HCPAC and HCOCHA/TD require that it both entities be named as additional insured on all insurance policies except Worker's Compensation coverage.

**Copyright:** A version of the following language will appear in the contracts between The Public Art Committee (HCPAC), HCOCHA/TD and artists:

*The Artist retains all copyrights to any and all of the Artist's Submissions and, except as provide below, to the Artwork.*

Irrevocable License to Reproduce for Non-Commercial Purposes. The Artist hereby grants HCPAC and HCOCHA/TD without charge to them, irrevocable license to make, or cause to be made, photographs, and other two-dimensional reproductions of the Artwork or the Artwork Design for educational, public relations, tourist and arts promotional purposes without payment of a royalty to the Artists. For the purposes of this Agreement, the following are among those deemed to be permissible reproductions for the above cited purposes: in brochures and pamphlets pertaining to HCPAC, HCOCHA/TD and the County of Hudson; in exhibition catalogues, books, slides, photographs, postcards, posters, and calendars; in art magazines, art books and art and news sections of newspapers; in general books and magazines not primarily devoted to art; as well as on slides, CDs, DVDs, video, computer websites, television and social media applications.

**Artists' Rights:** A version of the following language will appear in the contracts between HCPAC and HCOCHA/TD and artists:

ARTWORK REMOVAL The Artwork may be removed, reframed or relocated from the Project Site at the sole discretion of HCPAC and HCOCHA/TD. Further, HCPAC and HCOCHA/TD acknowledge that the Artist may have certain rights under the federal Visual Artists Rights Act of 1990 (VARA). The Artist acknowledges and understands that the installation of the Artwork at the Project Site may subject the Artwork to destruction, distortion, mutilation, or other modification to the acts of third parties or to its removal, repair, maintenance, storage or transfer of ownership.

LIMITED VARA WAIVER. In consideration of the mutual covenants and conditions in this Agreement and except as otherwise provided for in this Agreement, the Artist agrees to waive any right that the Artist may have under VARA to prevent the removal of the Artwork, or the destruction, distortion, mutilation or other modification of the Artwork which arises from, is connected with, or is caused or claimed to be caused by theremoval, repair, maintenance, storage, or transfer of ownership of the Artwork by HCPAC and HCOCHA/TD officers, employees, agents, or representatives, of the presence of the Artwork at the Project Site.

RIGHTS OF ARTIST'S HEIRS, SUCCESSORS AND ASSIGNS. The Artist's VARA rights under this Agreement shall cease with the Artist's death and do not extend to the Artist's heirs, successors, or assigns.

**Indemnification:** A version of the following language will appear in the contracts between HCPAC and HCOCHA/TD and artists.

**HOLD HARMLESS** The Artist agrees to defend, indemnify, protect and hold HCPAC and HCOCHA/TD, its agents, officers, trustees, governors, employees, patients, customers and subcontractors harmless from and against all claims asserted, or liability established for damages or injuries to any person or property including to Artist's employees, agents, representatives or subcontractors, or judgments arising directly or indirectly out of obligations, work or services herein undertaken, which arise from, are connected with, are caused or claimed to be caused by the acts or omissions of the Artist, or the Artist's employees, customers, agents, representatives or subcontractors. The obligation to indemnify shall be effective even if the passive negligence of HCPAC and HCOCHA/TD, its agents, trustees, governors, customers, patients, subcontractors, officers or employees contributes to the loss or claim.

The Artist further agrees that the duty to defend includes attorney's fees and all costs associated with enforcement of this indemnification provision, defense of any claims arising from this Project; and, where a conflict of interest exists, or may exist between the Artist and the HCPAC and HCOCHA/TD, the reasonable value of attorney's fees and all costs if HCPAC and HCOCHA/TD chooses, at its own election, to conduct its own defense or participate in its own defense of any claim related to this Project. The Artist's duty to indemnify and hold harmless shall not include any claims or liability arising from the established active negligence, sole negligence, or willful misconduct of HCPAC and HCOCHA/TD, its agents, officers, trustees, governors, employees, patients, customers and subcontractors.

Without in any way limiting the generality of the foregoing, the Artist represents and warrants that any materials or deliverables, including but not limited to the Artwork Design and the Artwork (Works), provided under this contract are either original, not encumbered and do not infringe upon the copyright, trademark, patent or other intellectual property rights of any third party, or are in the public domain. If deliverables, materials or Works provided hereunder become the subject of a claim, suit or allegation of copyright, trademark or patent infringement, HCPAC and HCOCHA/TD shall have the right, in its sole discretion, to require Artist to produce, at Artist's own expense, new non-infringing materials, deliverables or Works as a means of remedying any claim of infringement in addition to any other remedy available to HCPAC and HCOCHA/TD under law or equity. The Artist further agrees to indemnify and hold harmless HCPAC and HCOCHA/TD, its officers, trustees, governors, employees and agents from and against any and all claims, actions, costs, judgments or damages of any type alleging or threatening that any materials, deliverables, supplies, equipment, services or Works provided under this contract infringe the copyright, trademark, patent or other intellectual property or proprietary rights of any third party (Third Party Claims of Infringement). If a Third Party Claim of Infringement is threatened or made before Artist receives payment under this contract, HCPAC and HCOCHA/TD shall be entitled, upon written notice to Artist, to withhold some or all of such payment.

## APPLICATION CHECKLIST

In addition to the guidelines outlined above, please closely observe the following guidelines for the submission of applications (failure to observe these guidelines may render your application incomplete and ineligible and, therefore, it may not be reviewed):

- **COLLATE** text materials in this order, top to bottom: (1) application checklist, (2) professional resume(s), and (3) professional references;
- Submit text materials on **8.5" x 11" WHITE BOND PAPER**. (Common copy paper is best. Fancy, heavier stock is more difficult to run through a copy machine.)
- **3-HOLE PUNCH** all pages on the left side

I have submitted the required materials for the RFP (in the order of the listed below):

- Digital and Print Images**
- Artist's Website**
- Professional Resume/CV**
- Professional References**
- Proposal Narrative**
- Self-Addressed Stamped Envelope (Optional)**
- Application Checklist**

**Name:** \_\_\_\_\_

**Signature:** \_\_\_\_\_

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

## **Business Entity and Personal Political Contributions**

Pursuant to New Jersey law, N.J.S.A. 19:44A-1 et seq., respondents to this Request for Proposal are required to disclose any political contributions that your business or you, as an individual, you have made to the Hudson County Democratic Organization, Hudson County constitutional officers, members of the Hudson County Board of Chosen Freeholders, and elected officials from any of the 12 municipalities which make up Hudson County. Accordingly, respondents to this RFP must complete the following documents and submit them with your RFP response. The documents are:

- 1) Business Entity Disclosure Certification;
- 2) Political Contribution Disclose Form.

Please find these documents following this page.

Thank you.



**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 \_\_\_\_.

My Commission expires:

\_\_\_\_\_  
(Affiant)

\_\_\_\_\_  
(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  
<COUNTY OF HUDSON>

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) {}

## REVISED JANUARY 2020

### C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

#### Public Agency Instructions

2016This page provides guidance to public agencies entering into contracts with business entities that are required to file Political Contribution Disclosure forms with the agency. It is not intended to be provided to contractors. What follows are instructions on the use of form local units can provide to contractors that are required to disclose political contributions pursuant to N.J.S.A. 19:44A-20.26 (P.L. 2005, c. 271, s.2). Additional information on the process is available in Local Finance Notice 2006-1 ([www.nj.gov/dca/lgs/lfnmenu.shtml](http://www.nj.gov/dca/lgs/lfnmenu.shtml)).

1. The disclosure is required for all contracts in excess of \$17,500 that are **not awarded** pursuant to a “fair and open” process (N.J.S.A. 19:44A-20.7).
2. Due to the potential length of some contractor submissions, the public agency should consider allowing data to be submitted in electronic form (i.e., spreadsheet, pdf file, etc.). Submissions must be kept with the contract documents or in an appropriate computer file and be available for public access. **The form is worded to accept this alternate submission.** The text should be amended if electronic submission will not be allowed.
3. The submission must be **received from the contractor and** on file at least 10 days prior to award of the contract. Resolutions of award should reflect that the disclosure has been received and is on file.
4. The contractor must disclose contributions made to candidate and party committees covering a wide range of public agencies, including all public agencies that have elected officials in the county of the public agency, state legislative positions, and various state entities. The Division of Local Government Services recommends that contractors be provided a list of the affected agencies. This will assist contractors in determining the campaign and political committees of the officials and candidates affected by the disclosure.
  - a. The Division has prepared model disclosure forms for each county. They can be downloaded from the “County PCD Forms” link on the Pay-to-Play web site at [www.nj.gov/dca/lgs/p2p](http://www.nj.gov/dca/lgs/p2p). They will be updated from time-to-time as necessary.
  - b. A public agency using these forms **should edit them to properly reflect the correct legislative district(s)**. As the forms are county-based, **they list all legislative districts** in each county. **Districts that do not represent the public agency should be removed from the lists.**
  - c. Some contractors may find it easier to provide a single list that covers all contributions, regardless of the county. These submissions are appropriate and should be accepted.
  - d. The form may be used “as-is”, subject to edits as described herein.
  - e. The “Contractor Instructions” sheet is intended to be provided with the form. It is recommended that the Instructions and the form be printed on the same piece of paper. The form notes that the Instructions are printed on the back of the form; where that is not the case, the text should be edited accordingly.
  - f. The form is a Word document and can be edited to meet local needs, and posted for download on web sites, used as an e-mail attachment, or provided as a printed document.

5. It is recommended that the contractor also complete a “Stockholder Disclosure Certification.” This will assist the local unit in its obligation to ensure that contractor did not make any prohibited contributions to the committees listed on the Business Entity Disclosure Certification in the 12 months prior to the contract. (See Local Finance Notice 2006-\_ for additional information on this obligation) A sample Certification form is part of this package and the instruction to complete it is included in the Contractor Instructions.

# 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:
  - o of the public entity awarding the contract
  - o of that county in which that public entity is located
  - o of another public entity within that county
  - o 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. 52:34-25(b) 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.

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."

## **C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM**

Required Pursuant To N.J.S.A. 19:44A-20.26

|                                                                                                                                           |
|-------------------------------------------------------------------------------------------------------------------------------------------|
| <b>This form or its permitted facsimile must be submitted to the local unit no later than 10 days prior to the award of the contract.</b> |
|-------------------------------------------------------------------------------------------------------------------------------------------|

### **Part I – Vendor Information**

|              |  |        |      |
|--------------|--|--------|------|
| Vendor Name: |  |        |      |
| Address:     |  |        |      |
| City:        |  | State: | Zip: |

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Printed Name**

\_\_\_\_\_  
**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:**

- |                                                   |                                                        |                                                        |
|---------------------------------------------------|--------------------------------------------------------|--------------------------------------------------------|
| <input type="checkbox"/> Partnership              | <input type="checkbox"/> Corporation                   | <input type="checkbox"/> Sole Proprietorship           |
| <input type="checkbox"/> Limited Partnership      | <input type="checkbox"/> Limited Liability Corporation | <input type="checkbox"/> Limited Liability Partnership |
| <input type="checkbox"/> Subchapter S Corporation |                                                        |                                                        |

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

**Stockholders:**

|                                                                                                                                                                                                                                                                                                                                                                                                                  |                                          |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|
| <b>Name:</b><br><br><b>Home Address:</b><br><br><b><u>Signature and Attestation:</u></b><br>The undersigned is fully aware that if I have misrepresented in whole or in part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.<br><br><b>Name of Business Entity</b><br><b>Signed</b><br><b>Title:</b><br><b>Print Name:</b><br><b>Date:</b> | <b>Name:</b><br><br><b>Home Address:</b> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|

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

**HUDSON COUNTY ELECTED OFFICIALS**  
**REVISED JANUARY 2020**

**Election Fund of Brian P. Stack**  
**(Senator)**

**Election Fund of Sandra Bolden Cunningham**  
**(Senator)**

**Election Fund of Nicholas J. Sacco**  
**(Senator)**

**Election Fund of Angela V. McKnight**  
**(Assemblyman)**

**Election Fund of Nicholas Chiaravalloti**  
**(Assemblyman)**

**Election Fund of Raj Mukherji**  
**(Assemblyman)**

**Election Fund of Angelica M. Jimenez**  
**(Assemblyman)**

**Election Fund of Pedro Mejia**  
**(Assemblyman)**

**Election Fund of Annette Chaparro**  
**(Assemblyman)**

**Hudson County Democratic Organization**

**Election Fund of Kenneth Kopacz**

**Election Fund of Fanny Cedeño**

**Election Fund of William O'Dea**

**Election Fund of Jerry Walker**

**Election Fund of Joel Torres**

**Election Fund of Albert J. Cifelli**

**Election Fund of Anthony Romano**

**Election Fund of Caridad Rodriguez**

**Election Fund of Anthony P. Vainieri, Jr.**

**Committee to Elect E. Junior Maldonado, County Clerk**

**Election Fund of Frank X. Schillari**

**Election Fund of Diane Coleman**

**Election Fund of Tilo Rivas, Hudson County Surrogate**

**Thomas DeGise Election Fund**

**Election Fund of James M. Davis  
(Mayor of the City of Bayonne)**

**Election Fund of Dina Grilo  
(Mayor of the Borough of East Newark)**

**Election Fund of Wayne D. Zitt, Jr.  
(Mayor of the Town of Guttenberg)**

**Election Fund of James A. Fife  
(Mayor of the Town of Harrison)**

**Election Fund of Ravinder S. Bhalla  
(Mayor of the City of Hoboken)**

**Election Fund of Steven Fulop  
(Mayor of the City of Jersey City)**

**Election Fund of Alberto G. Santos  
(Mayor of the Town of Kearny)**

**Election Fund of Nicholas J. Sacco  
(Mayor of the Township of North Bergen)**

**Election Fund of Michael J. Gonnelli  
(Mayor of the Town of Secaucus)**

**Election Fund of Brian P. Stack**  
(Mayor of the City of Union City)

**Election Fund of Richard F. Turner**  
(Mayor of the Township of Weehawken)

**Election Fund of Gabriel Rodriguez**  
(Mayor of the Town of West New York)

**Election Fund of Sharon Ashe-Nadrowski**  
(Council Member of the City of Bayonne)

**Election Fund of Juan M. Perez**  
(Council Member of the City of Bayonne)

**Election Fund of Neil Carroll III**  
(Council Member of the City of Bayonne)

**Election Fund of Salvatore Gullace**  
(Council Member of the City of Bayonne)

**Election Funds of Gary La Pelusa, Sr.**  
(Council Member of the City of Bayonne)

**Election Fund of Juana Malave**  
(Council Member of Town of Guttenberg)

**Election Fund of Richard Delafuente**  
(Council Member of the Town of Guttenberg)

**Election Fund of John D. Habermann**  
(Council Member of the Town of Guttenberg)

**Election Fund of Monica Fundora**  
(Council Member of Town of Guttenberg)

**Election Fund of William Hokien**  
(Council Member of Town of Guttenberg)

**Election Fund of Rose M. Evaristo**  
(Council Member of Borough of East Newark)

**Election Fund of Charles F. Tighe**  
(Council Member of Borough of East Newark)

**Election Fund of Hans Peter Lucas**  
(Council Member of the Borough of East Newark)

**Election Fund of Jeanne Zincavage**  
(Council Member of the Borough of East Newark)

**Election Fund of Jessica Diaz**  
(Council Member of the Borough of East Newark)

**Election Fund of Kenneth J. Graham**  
(Council Member of the Borough of East Newark)

**Election Fund of Caroline Mandaglio**  
(Council Member of the Town of Harrison)

**Election Fund of James P. Doran**  
(Council Member of the Town of Harrison)

**Election Funds of Francisco Nascimento**  
(Council Member of the Town of Harrison)

**Election Fund of Michael Dolaghan**  
(Council Member of the Town of Harrison)

**Election Fund of Jesus Huaranga**  
(Council Member of the Town of Harrison)

**Election Fund of Eleanor Villalta**  
(Council Member of the Town of Harrison)

**Laurence M. Bennett**  
(Council Member of the Town of Harrison)

**Election Fund of Ellen Mendoza**  
(Council Member of the Town of Harrison)

**Election Fund of James J. Doyle**  
(Council Member of the City of Hoboken)

**Election Fund of Vanessa Falco**  
(Council Member of the City of Hoboken)

**Election Fund of Emily Jabbour**  
(Council Member of the City of Hoboken)

**Election Fund of Michael DeFusco**  
(Council Member of the City of Hoboken)

**Election Fund of Tiffanie Fisher**  
(Council Member of the City of Hoboken)

**Election Fund of Ruben Ramos, Jr.**  
(Council Member of City of Hoboken)

**Election Fund of Michael Russo**  
(Council Member of the City of Hoboken)

**Election Fund of Phil Cohen**  
(Council Member of the City of Hoboken)

**Election Fund of Jennifer Giattino**  
(Council Member of the City of Hoboken)

**Election Fund of Rolando Lavarro, Jr.**  
(Council Member of the City of Jersey City)

**Election Fund of Joyce Watterman**  
(Council Member of the City of Jersey City)

**Election Fund of Daniel Rivera**  
(Council Member of the City of Jersey City)

**Election Member of Denise Ridley**  
Council Member of the City of Jersey City)

**Election Member of Richard Boggiano**  
(Council Member of the City of Jersey City)

**Election Fund of Maria Prinz-Arey**  
(Council Member of the City of Jersey City)

**Election Fund of Jermaine Robinson**  
(Council Member of the City of Jersey City)

**Election Fund of Michael Yun**  
(Council Member of the City of Jersey City)

**Election Fund of James Solomon**  
**(Council Member of the City of Jersey City)**

**Election Fund of Albino Cardoso**  
**(Council Member of the Town of Kearny)**

**Election Fund of Peter P. Santana**  
**(Council Member of the Town of Kearny)**

**Election Fund of Marytrine DeCastro**  
**(Council Member of the Town of Kearny)**

**Election Fund of Richard Konopka**  
**(Council Member of the Town of Kearny)**

**Election Fund of Carol Jean Doyle**  
**(Council Member of the Town of Kearny)**

**Election Fund of Eileen Eckel**  
**(Council Member of the Town of Kearny)**

**Election Fund of Susan McCurrie**  
**(Council Member of the Town of Kearny)**

**Election Fund of Gerald Ficeto**  
**(Council Member of the Town of Kearny)**

**Election Fund of Hugo D. Cabrera**  
**(Commissioner of the Township of North Bergen)**

**Election Fund of Julio Marengo**  
**(Commissioner of the Township of North Bergen)**

**Election Fund of Frank J. Gargiulo**  
**(Commissioner of Township of North Bergen)**

**Election Fund of Allen Pascual**  
**(Commissioner of the Township of North Bergen)**

**Election Fund of Mark Dehnert**  
**(Council Member of the Town of Secaucus)**

**Election Fund of John Gerbasio**  
**(Council Member of the Town of Secaucus)**

**Election Fund of Orietta Trigali**  
(Council Member of the Town of Secaucus)

**Election Fund of Bill McKeever**  
(Council Member of the Town of Secaucus)

**Election Fund of James J. Clancy, Sr.**  
(Council Member of the Town of Secaucus)

**Election Fund of Robert Costantino**  
(Council Member of the Town of Secaucus)

**Election Fund of Wendy Grullon**  
(Commissioner of the City of Union City)

**Election Fund of Lucio P. Fernandez**  
(Commissioner of the City of Union City)

**Election Fund of Maryury Martinetti**  
(Commissioner of the City of Union City)

**Election Fund of Celin J. Valdivia**  
(Commissioner of the City of Union City)

**Election Fund of Rosemary Lavagnino**  
(Council Member of the Township of Weehawken)

**Election Fund of Raul Gonzalez**  
(Council Member for the Township of Weehawken)

**Election Fund of Carmela Silvestri-Ehret**  
(Council Member for the Township of Weehawken)

**Election Fund of Davis Curtis**  
(Council at Large Member for the Township of Weehawken)

**Election Fund of Cosmo A. Cirillo**  
(Commissioner of the Town of West New York)

**Election Fund of Victor M. Barrera  
(Commissioner of the Town of West New York)**

**Election Fund of Margarita Guzman  
(Commissioner of the Town of West New York)**

**Election Fund of Yoleisy Yanez  
(Commissioner of the Town of West New York)**

**REVISED JANUARY 2020**

**BOARD OF EDUCATION MEMBERS**

**City of Bayonne**

**Joseph Broderick  
Denis F. Wilbeck  
Ava J. Finnerty  
Christopher Munoz  
Jodi Casais  
Michael Alonso  
Lisa Burke  
Jan Patrick Egan  
Gary Maita  
Maria Valado**

**Borough of East Newark (Appointed)**

**Mark Balsan  
Marlene Smith  
Johanna Lopez  
Brigite Goncalves  
Carla Fernandes**

**Town of Guttenberg**

**Dr. Michael Baruch  
Joel Magenheimer  
Mark Rodgers  
Marisol Montanez  
Lorena Rivarola  
Maria T. Mattiace  
Jean T. Sosnowski  
Nicole Fundora  
Rebecca Acosta**

**Town of Harrison (Appointed)**

**Maria J.Vila**

**Anthony R. Comprelli**

**Arthur Pettigrew**

**Lily Wang**

**Kimberly A. Woods**

**Johanna Lopez**

**Vincent Franco**

**Brian Toal**

**City of Hoboken**

**Thomas Kluepfel**

**Sharyn L. Angley**

**Melanie Tekirian**

**Chetali Khanna**

**Alex De La Torre**

**Ailene McGuirk**

**Sheillak Dallara**

**Malani Cademartori**

**Joyce Simons**

**City of Jersey City**

**Lorenzo Richardson**

**Marilyn Roman**

**Gerald Lyons**

**Mussab Ali**

**Joan Terrell Paige**

**Gina Verdibello**

**Alexander Hamilton**

**Gerald Lyons**

**Lakendrick Shaw**

**Noemi Velasquez**

**Town of Kearny**

**Mercedes Davidson**

**George A. Zapata**

**Cecilia Lindenfeser**

**Bernadette McDonald**

**Samantha Paris**

**Barbara Cifelli-Sherry**

**Sebastian J. Viscuso**

**John J. McKenna**

**Jose A. Soares**

**Town of North Bergen**

**Luis Rabelo**

**Kanaiyalal Patel**

**Sai Rao**

**Patricia Bartoli**

**Luis Diaz**

**Haissam Jaafar**

**Claudia Baselice**

**Claudia Rodriguez**

**Ruth Shaw**

**Sai Rao**

**Town of Secaucus**

**Jack McStowe**

**Ruby Pantoliano**

**Lance Bartletta**

**Joan Cali**

**Kathy O'Connell**

**Jayesh Patel**

**Barbara Strobert**

**Mary Eccles**

**Kathleen McFarlane**

**City of Union City (Appointed)**

**Jeanette Pena**

**Carlos H. Vallejo**

**Kennedy Ng**

**Vivian Tavera**

**Alejandro Velazquez**

**Joseph Isola**

**Ydalia Genano**

**Township of Weehawken**

**Richard Barsa**

**John Cannata**

**Mark Denfeld**

**Susan Morales Jennings**

**Julian Brian Mera**

**Francis Pizutta**

**Jennifer Blocar**

**Noelberto Sanchez**

**Meg Carson**

**West New York**

**Adam Parkinson**

**Damarys Gonzalez**

**David Morel**

**Jonathan Castaneda**

**Maite Fernandez**

**Jose Ruben Mendoza**

**Joseph Rodriguez**

**Marielka Diaz**

**Adrienne Sires**

**Hudson County Schools of Technology**

**Craig Guy**

**Hugo Cabrera**

**Monica Fundora**

**John Minella**

**Geraldine Perez**

**Amit Jani**

**Keri A. Eglentowicz**

**Hector A. Zulueta**

**Arthur Pettigrew**