DELSEA REGIONAL SCHOOL DISTRICT

242 Fries Mill Road, Franklinville New Jersey 08322

<u>REQUEST FOR PROPOSALS</u> <u>AUDITOR</u>

NOTICE OF SOLICITATION

Notice is hereby given that pursuant to the provisions of N.J.S.A. 19:44A-20, New Jersey Pay to Play, and other legislative enactments, more specifically Chapter 271 of the laws of the State of New Jersey, the Delsea Regional School District located at 242 Fries Mill Road, Franklinville, New Jersey 08322 is seeking proposals for professional services for **AUDITOR** to be provided to the Delsea Regional School District for the period July 1, 2021 to June 30, 2022, with possible two (2) one-year extensions for the 2022-2023 and the 2023-2024 school years, at the option of the Board of Education.

All proposals must be received by the Delsea Regional School District School Business Administrator/Board Secretary **no later than June 15, 2021 at 11:00am** at the Board of Education office located at 242 Fries Mill Road, Franklinville, New Jersey 08322. All questions concerning this Notice should be addressed in writing to Joseph M. Collins, School Business Administrator/Board Secretary, Delsea Regional School District, 242 Fries Mill Road, Franklinville, New Jersey 08322 or

e-mailed to jcollins@delsearegional.us

If awarded a contract your company/firm will be required to comply with the regulations of N.J.S.A 10:5-31 et. al. and N.J.A.C 17:27 et.al.

MINIMUM REQUIRED INFORMATION/DOCUMENTATION

All proposals for professional service contracts shall include at a minimum the following information/documentation.

1. Organization/Management Structure:

- a. Identify the person who will be primarily responsible for the services required by the Delsea Regional School District and provide a description of the experience of the primary person with clients/audits and issues similar to those more specifically set forth in this proposal and on behalf of the Delsea Regional School District.
- b. Identify persons who will serve as back up to the primary person including resumes of all parties.
- c. Number of years in business.
- d. Provide a list of previous Board of Education clients and contact sources.
- 2. Describe ability to provide services in a timely fashion including a description of your staffing and a description of your familiarity with the services required by the Delsea Regional School District.

- 3. Provide a fee structure including the cost of services (hourly rate). Proposal shall detail whether clerical and other overhead costs will be billed separately or included in the hourly labor rate for the Auditors.
- 4. Professional Liability Insurance: The provider is to provide, at own expense, a comprehensive general liability insurance policy including professional liability, insuring against any and all claims for bodily injury or death resulting from performance and services by the professionals, staff, and agents. The insurance shall provide not less than \$1,000,000 with respect to injury or aggregate, or may be in such other form as provided by the New Jersey Tort Claims Act, NJSA 59:1-1 et. seq., which shall govern the terms and conditions of any such program. The School District shall be listed as additional insured on the policy.
- 5. New Jersey Business Registration Certificate: <u>A copy of the New Jersey Business Registration</u> <u>Certificate must be included in the response</u>. *NOTE: In accordance with P.L. 2004, c.57, as a public entity, the Delsea Regional School District is required to have this document on hand before entering into a contract with any vendor or company.*
- 6. Responders must comply with the requirements of P.L. 1975, Chapter 127, NJAC 17:27 Laws Against Discrimination. (See Exhibit A and attachments.)
- 7. Political Contribution Disclosure: Businesses and vendors making \$50,000 or more in public entity work, shall provide an annual disclosure statement with New Jersey Election Law Enforcement Commission (NJ ELEC) setting forth all contributions made within the past twelve (12) months.

SCOPE OF SERVICES

Pursuant to Title 18A-18A-5(1) professional services are not required to be bid or advertised and the Board is not required to award on the basis of lowest price and will award based on criteria as outlined in this request for proposals. The requests are being made to ensure the District receives the highest quality service at a fair and competitive price.

The Board of Education desires to appoint a firm of certified public accountants to act as board auditors for the Delsea Regional School District. Applicant should demonstrate knowledge of Board of Education auditing laws and regulations and experience in providing advice to boards of education on records compliance issues. Any experience or knowledge of matters that directly affect the Delsea Regional School District should be addressed.

MINIMUM QUALIFICATIONS

- 1. The firm must employ a minimum of three (3) certified public accountants who have been licensed in that capacity for a period of not less than seven (7) years each prior to the date of appointment.
- 2. The firm must employ a minimum of three (3) registered school board accountants licensed and qualified in that capacity for a minimum of five (5) years each prior to the appointment.
- 3. Must have a minimum of ten (10) years' experience in providing auditing services to boards of education within the State of New Jersey.
- 4. Must maintain a current principal office within the State of New Jersey.

- 5. Must describe any special services available to school board clients.
- 6. Must list all past and present school board clients.

EVALUATION OF PROPOSALS

The School District intends to award a professional services contract for the defined scope of work under the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et seq.

The proposals will be evaluated by a committee of administrative staff and Board Members of the School District based upon information supplied by each Responder to this RFP and the following criteria:

- Ability to meet all minimum qualifications.
- Overall knowledge and familiarity with the needs/operations of the School District.
- Experience of the firm in providing similar services to other public school districts, with special emphasis on experience in New Jersey.
- Qualifications and experience of the professionals.
- Qualifications and experience of the other members of the professional's firm.
- The hourly rates proposed.

Any questions regarding this Request for Proposals should be directed in writing to Joseph M. Collins, School Business Administrator/Board Secretary of the Delsea Regional School District

SUBMISSION

Proposing firms shall provide evidence that the minimum qualifications are met. Proposals should also include cost details including hourly rates of the individuals who perform services and whether clerical and other overhead costs will be billed separately or included in the hourly labor rate for the attorneys. Proposals shall include a list of public school clients including length of service provided to those clients.

Please submit two (2) copies of the proposal to:

Joseph M. Collins School Business Administrator/Board Secretary 242 Fries Mill Road Franklinville, New Jersey 08322

The proposal must be mailed or hand delivered no later than June 15, 2021 at 11:00am.

No proposal will be considered, regardless of postmark, unless it is in the hands of the School Business Administrator/Board Secretary prior to the time set for the opening of the proposals. Proposals may be delivered to the above address between the hours of 9:00 a.m. and 4:00 p.m. Proposals must be plainly marked on the outside "AUDITOR SERVICES" and the envelope containing the proposal shall be endorsed on its face with the name of the person, firm or corporation making such proposal. The Delsea Regional School District will not be responsible for the premature opening of any proposal not so marked.

The Board reserves the right to reject any or all proposals and to waive immaterial informalities, or to accept any proposal, which in the opinion of the Board of Education will be in the best interest of the School District. Any deviation from the materials and/or supplies of this proposal will be deemed a breach of contract, unless prior written consent is obtained by the vendor from the Delsea Regional School District's School Business Administrator/Board Secretary.

AFFIRMATIVE ACTION QUESTIONNAIRE

1. Our company has a federal Affirmative Action Plan approval.

____Yes ____No

If YES, a copy of said approval shall be submitted to the Board of Education within seven (7) working days of the notice of intent to award the contract or the signing of the contract.

2. Our company has a New Jersey State Certificate of Approval.

_____Yes _____No

If YES, a copy of the New Jersey State Certificate shall be submitted to the Board of Education within seven (7) working days of the notice of intent to award the contract or the signing of the contract.

If you answered NO to both questions above, an Affirmative Action Employee Information Report (AA-302) will be mailed to you. Complete the form and forward it to the State of New Jersey, Department of Treasury, Division of Purchase & Property, Contract Compliance and Audit Unit, EEO Monitoring Program, PO Box 206, Trenton, NJ 08625-0206. A copy shall be submitted to the Board of Education within seven (7) days of the notice of the intent to award the contract or signing of the contract.

I hereby certify that the above information is correct to the best of my knowledge.

(Name of Contractor)

(Signature)

(Title)

(Date)

To be completed and signed.

Return with RFP 001-21

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NON-COLLUSIO	
SPECIFICATIONS	FOR AUDITOR
Re: RFP for the Delsea Regional School District.	RFP No. 001-21
STATE OF) RFP Da :ss:	ıte:
COUNTY OF)	
I, of the City	of
in the County of and the State	of
of full age, being duly sworn according to law on my oath depo	ose and say that:
I am	of
Position in Company the firm of	, and that I executed the said RFP with full authority so to ement, participated in any collusion, discussed any or all rise taken any action in restraint of free, competitive all statements contained in said Proposal and in this at the Board of Education of Delsea Regional relies upon
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upon an agreement or	no person or selling agency ha understanding for a commissi le established commercial or s	on, percentage,	brokerage or co		
	(Print Name of	of Contractor/Ve	endor)		
Subscribed and sworn to	0:				
	(SIGNATUR)	E OF CONTRA	ACTOR/VENI	DOR)	
before me this	day of				
Month	Year				
NOTARY PUBLIC	CSIGNATURE		e of Notary Pub		
My commission expires	s	,_		- Seal –	
	Month	Day	Year		
To be com	pleted and signed.	Re	eturn with	RFP 001-21	

STOCKHOLDER/PARTNERSHIP DISCLOSURE AND STATEMENT OF OWNERSHIP

SPECIFICATIONS FOR AUDITOR

Re: RFP for the Delsea Regional School District Board of Education. RFP No. 001-21

RFP Date:

Please check one type of Ownership, complete the form, and execute where provided.

Corporation	Limited Partnership
Partnership	Limited Liability Corp
Sole Proprietorship	Limited Liability Partnership
Sub Chapter S Corp	Other

No corporation "or partnership" shall be awarded any contract nor shall any agreement be entered into for the performance of any work or the furnishing of any material or supplies, the cost of which is to be paid with or out of any public funds, by the State or any county, municipality or school district, or any subsidiary or agency of the State, or by an authority, board or commission which exercises governmental functions, unless prior to the receipt of the quote or accompanying the quote of said corporation or said partnership, there is submitted a statement setting forth the names and all individual partners in the partnership who own a 10% or greater interest therein, as the case may be." If one or more such stockholder "or partner" is itself a corporation "or partnership", the stockholder holding 10% or more of that corporation "or partnership" the individual partners owning 10% or greater interest in that partnership, as the case may be, shall also be listed. The disclosure shall be, continued until names and addresses of every non-corporate stockholder, and individual partner, exceeding the 10% ownership criteria established in this act, has been listed.

IT IS MANDATORY THAT THIS FORM BE COMPLETED AND SUBMITTED WITH RESPONDENT. In the event that there are no persons who own ten percent or more of the stock or ownership of the bidder, then such fact should be certified below as part of this disclosure.

Name of Company _____

Address _____

City, State, Zip

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Owner's Name	Home Address	Title/Office Held	Percent (%) of
			Partnership Shares Owned

NOTE: If you need more space than that provided above, please use an extra sheet for furnishing the above required information for any remaining persons or entities.

Signature _____ Date _____

(form continued on next page) +++

To be completed and signed.

Return with RFP 001-21

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STOCKHOLDER/PARTNERSHIP DISCLOSURE AND STATEMENT OF OWNERSHIP (con't)

If your firm is not a corporation and/or partnership, please explain below how your firm is organized and include a list of the various principals.

Our firm,	, is orga
ames of Principals	Title
Jse additional paper if needed.	Check here if additional sheets are attached.
Name of Company	
ddress	
City, State, Zip	
Authorized Agent / Title	
IGNATURE OF AUTHORIZED AGENT	
To be completed and signed	d. Return with RFP 001-21
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P.L. 2005, c.271

(Unofficial version, Assembly Committee Substitute to A-3013, First Reprint*)

AN ACT authorizing units of local government to impose limits on political contributions by contractors and supplementing Title 40A of the New Jersey Statutes and Title 19 of the Revised Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

40A:11-51 1. a. A county, municipality, independent authority, board of education, or fire district is hereby authorized to establish by ordinance, resolution or regulation, as may be appropriate, measures limiting the awarding of public contracts therefrom to business entities that have made a contribution pursuant to P.L.1973, c.83 (C.19:44A-1 et seq.) and limiting the contributions that the holders of a contract can make during the term of a contract, notwithstanding the provisions and parameters of sections 1 through 12 of P.L.2004, c.19 (C. 19:44A-20.2 et al.) and section 22 of P.L.1973, c.83 (C.19:44A-22).

b. The provisions of P.L.2004, c.19 shall not be construed to supersede or preempt any ordinance, resolution or regulation of a unit of local government that limits political contributions by business entities performing or seeking to perform government contracts. Any ordinance, resolution or regulation in effect on the effective date of P.L.2004, c.19 shall remain in effect and those adopted after that effective date shall be valid and enforceable.

c. An ordinance, resolution or regulation adopted or promulgated as provided in this section shall be filed with the Secretary of State.

52:34-25 2. a. Not later than 10 days prior to entering into any contract having an anticipated value in excess of \$17,500, except for a contract that is required by law to be publicly advertised for bids, a State agency, county, municipality, independent authority, board of education, or fire district shall require any business entity bidding thereon or negotiating therefor, to submit along with its bid or price quote, a list of political contributions as set forth in this subsection that are reportable by the recipient pursuant to the provisions of P.L.1973, c.83 (C.19:44A-l et seq.) and that were made by the business entity during the preceding 12 month period, along with the date and amount of each contribution and the name of the recipient of each contribution. A business entity contracting with a State agency shall disclose contributions to any State, county, or municipal committee of a political party, legislative leadership committee. A business entity contracting with a county, municipality, independent authority, other than an independent authority that is a State agency, board of education, or fire district shall disclose contributions to: any State, county, or municipal committee; or any candidate committee of a candidate for, or holder of, an elective office of that public entity, 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, or any continuing political committee.

The provisions of this section shall not apply to a contract when a public emergency requires the immediate delivery of goods or services.

b. 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. When a business entity is other than a natural person, a

contribution by: all principals, partners, officers, or directors of the business entity or their spouses; any subsidiaries directly or indirectly controlled by the business entity; or any political organization organized under section 527 of the Internal Revenue Code that is directly or indirectly controlled by the business entity, other than a candidate committee, election fund, or political party committee, shall be deemed to be a contribution by the business entity.

c. As used in this section:

"business entity" means a 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; and

"State agency" means any of the principal departments in the Executive Branch of the State Government, and any division, board, bureau, office, commission or other instrumentality within or created by such department, the Legislature

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of the State and any office, board, bureau or commission within or created by the Legislative Branch, and any independent State authority, commission, instrumentality or agency. **P.L. 2005,c271**

d. Any business entity that fails to comply with the provisions of this section shall be subject to a fine imposed by the New Jersey Election Law Enforcement Commission in an amount to be determined by the commission which may be based upon the amount that the business entity failed to report.

19:44A-20.13 3. a. Any business entity making a contribution of money or any other thing of value, including an inkind contribution, or pledge to make a contribution of any kind to a candidate for or the holder of any public office having ultimate responsibility for the awarding of public contracts, or to a political party committee, legislative leadership committee, political committee or continuing political committee, which has received in any calendar year \$50,000 or more in the aggregate through agreements or contracts with a public entity, shall file an annual disclosure statement with the New Jersey Election Law Enforcement Commission, established pursuant to section 5 of P.L.1973, c.83 (C.19:44A-5), setting forth all such contributions made by the business entity during the 12 months prior to the reporting deadline.

b. The commission shall prescribe forms and procedures for the reporting required in subsection a. of this section which shall include, but not be limited to:

(1) the name and mailing address of the business entity making the contribution, and the amount contributed during the 12 months prior to the reporting deadline;

(2) the name of the candidate for or the holder of any public office having ultimate responsibility for the awarding of public contracts, candidate committee, joint candidates committee, political party committee, legislative leadership committee, political committee or continuing political committee receiving the contribution; and

(3) the amount of money the business entity received from the public entity through contract or agreement, the dates, and information identifying each contract or agreement and describing the goods, services or equipment provided or property sold.

c. The commission shall maintain a list of such reports for public inspection both at its office and through its Internet site.

d. 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. When a business entity is other than a natural person, a contribution by: all principals, partners, officers, or directors of the business entity, or their spouses; any subsidiaries directly or indirectly controlled by the business entity; or any political organization organized under section 527 of the Internal Revenue Code that is directly or indirectly controlled by the business entity, other than a candidate committee, election fund, or political party committee, shall be deemed to be a contribution by the business entity.

As used in this section:

"business entity" means a 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; and

"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.

e. Any business entity that fails to comply with the provisions of this section shall be subject to a fine imposed by the New Jersey Election Law Enforcement Commission in an amount to be determined by the commission which may be based upon the amount that the business entity failed to report.

4. This act shall take effect immediately.

* Note: Bold italicized statutory references of new sections are anticipated and not final as of the time this document was prepared. Statutory compilations of N.J.S.A. 18A:18A-51 is anticipated to show a reference to N.J.S.A. 40A:11-51 and to N.J.S.A. 52:34-25.

Name of Authorized Representative

Signature _____

To be completed and signed. Return with RFP 001-21

	<u>RFP No. 001</u>		
	SPECIFICATIONS FO	PR AUDITOR	
Name of Company			
Street Address		PO Box	-
City, State, Zip			
Business Phone Number ()		_Ext	
Emergency Phone Number ()		
FAX No. ()	E-Mail		
FAX No. ()			
FEIN No			
FEIN No	Number of Emplo	yees	
FEIN No	Number of Emplo	yees	<u>Phone</u>
FEIN No Years in Business <u>References – Work previously don</u> <u>Name of District</u>	Number of Employ ne for School Systems in Ne Address	yees w Jersey Contact Person/Title	<u>Phone</u>
FEIN No Years in Business <u>References – Work previously don</u> <u>Name of District</u> 1	Number of Emplo	yees	<u>Phone</u>
FEIN No Years in Business <u>References – Work previously don</u> <u>Name of District</u> 1	Number of Emplo ne for School Systems in Ne Address	yees	<u>Phone</u>
FEIN No Years in Business <u>References – Work previously don</u> <u>Name of District</u> 1	Number of Emplo ne for School Systems in Ne Address	yees	<u>Phone</u>

SPECIFICATIONS FOR AUDITOR

Vendor Certification

Direct/Indirect Interests

I declare and certify that no member of the Delsea Regional School District Board of Education, nor any officer or employee or person whose salary is payable in whole or in part by said Board of Education or their immediate family members are directly or indirectly interested in this bid or in the supplies, materials, equipment, work or services to which it relates, or in any portion of profits thereof. If a situation so exists where a Board member, employee, officer of the board has an interest in the bid, etc., then please attach a letter of explanation to this document, duly signed by the president of the firm or company.

I certify that I am not an official or employee of the Delsea Regional School District Board of Education.

President of Authorized Agent

SIGNATURE

To be completed and signed.

Return with RFP 001-21

APPENDIX A

AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability

The contractor and the Delsea Regional School District Board of Education (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act")

(42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

To be completed and signed.	Return with RFP 001-21
Date:	Title:
Name of Firm	By:
Submitted by	

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Acknowledgement of Addenda

Bid Date:

The bidder acknowledges receipt of the hereinafter enumerated Addenda which have been issued during period of bidding and agrees that said Addenda shall become a part of this contract. The bidder shall list below the numbers and issuing dates of the Addenda.

ADDENDA NO.	ISSUING DATES
No Addenda Received	
Name of Community	
Name of Company	
Address	P.O. Box
City, State, Zip Code	
Name of Authorized Representative	
Signature	
To be completed and signed.	Return with RFP 001-21
To be completed and signed.	Return with RFP 001-21