



## COUNTY OF DELAWARE

### **Subcontractor Responsibility Certification**

Chapter 29 of the Delaware County Code requires that as a condition of performing work on certain public works contracts, a firm seeking award of a contract shall submit Subcontractor Responsibility Certification for all identified subcontractors. Delaware County has determined that the contract subject to this solicitation is covered by Chapter 29, and that firms responding to this solicitation must submit this form for all subcontractors.

In order for this Subcontractor Responsibility Certification to be considered validly submitted, it must be properly signed by the subcontractor or an officer or employee of the subcontractor authorized to make it. Subcontractor Responsibility Certifications that are not properly signed will not be considered as responsive to the requirements of the Delaware County Code.

Execution of this Subcontractor Responsibility Certification shall not establish a presumption of subcontractor responsibility, and Delaware County may require any additional information it deems necessary to evaluate a subcontractor's status as a responsible contractor, including information regarding the firm's technical qualifications, financial capacity or other resources and performance capabilities.

If Delaware County determines that a Subcontractor Responsibility Certification contains false or misleading information that was provided knowingly or with reckless disregard for the truth or omits material information knowingly or with reckless disregard of the truth, the firm for which the certification was submitted shall be disqualified from the project and shall be prohibited from performing work for Delaware County for a period of three years. Delaware County may withhold payment of any monies due to the firm as damages and impose other applicable penalties and sanctions, including contract termination, as permitted by law or contract.

I hereby represent, warrant and agree on behalf of the firm indicated below that:

#### **Acknowledged\***

- (1) The subcontractor and its employees have all licenses, registrations, certificates or other credentials required by federal and state law and the laws of Delaware County with respect to the contract work it seeks to self-perform.
- (2) The subcontractor meets the bonding requirements for the contract required by law or contract specifications, as well as applicable insurance requirements for the contract, including general liability, workers compensation and unemployment insurance.

X ☐

X ☐

- (3) The subcontractor has not been debarred or suspended by any federal, state or local government agency or authority in the past three years. X ☐
- (4) The subcontractor has not defaulted on any project in the past three years. X ☐
- (5) The subcontractor has not had any type of business, contracting or trade license, registration or certification revoked or suspended in the past three years. X ☐
- (6) The subcontractor and its principals/owners have not been convicted of any crime relating to its contracting business in the past ten years. X ☐
- (7) Within the past three years, the subcontractor has not been found in violation of any law applicable to its contracting business, including, but not limited, to licensing laws, tax laws, wage and hour laws, prevailing wage laws, environmental laws or others, where the result of such violation was the payment of a fine, back pay damages or any other type of penalty in the amount of \$5,000) or more. X ☐
- (8) Has the firm operated under a different name in the last ten (10) years? If yes, please provide prior name(s). **NO** X ☐
- (9) Have the principals of the firm operated a business under a different name in the last ten (10) years? If yes, please provide name(s) of such businesses. **NO** X ☐
- (10) The subcontractor will employ a sufficient number of craft labor personnel required to successfully perform any project work and shall assign workers to perform only work in their respective craft or trade for which they have sufficient skills and training. X ☐
- (11) The subcontractor will pay all craft employees on the project, at a minimum, the applicable wage and fringe benefit rates, as established for the classification in which the worker is employed, in accordance with the Pennsylvania Prevailing Wage Act (43 P.S. § 165-1 et seq.). X ☐
- (12) The subcontractor will ensure that all craft labor it employs on the project will have completed, prior to working on the project the OSHA 10-hour training course for safety established by the U.S. Department of Labor. X ☐
- (13) The subcontractor participates in a Class A Apprenticeship Training Program for each separate trade or classification in which it employs craft employees. X ☐
- (a) A "Class A Apprenticeship Program" is an apprenticeship program registered with and approved by the U.S. Department of Labor or a state apprenticeship agency and has graduated apprentices to journey person status for at least three of the past five years. This may be an apprenticeship program subject to the Employee Retirement Income Security Act of 1974, 29 U.S.C. § 1001 et seq. ("ERISA"), or a non-ERISA program.
- (b) To demonstrate compliance with this section, the subcontractor shall provide, with this certification, a list of all trades or classifications of craft employees it will employ on the project and documentation verifying it participates in a Class A Apprenticeship Program for each trade or classification listed. See Attachment 1.

- (14) The subcontractor shall assign craft labor personnel only work in the craft or trade in which they are employed. X ☒
- (15) The subcontractor has all other technical qualifications and resources, including equipment, personnel and financial resources, to successfully perform the referenced contract and shall maintain such capabilities throughout the duration of the project, or will obtain same through the use of qualified, responsible subcontractors or vendors X ☒
- (16) The subcontractor shall notify Delaware County within seven days of any material changes in its operation that relate to any matter attested to in this certification. X ☒
- (17) If the submitting subcontractor has ever operated under another name or is controlled by another company or business entity or in the past five years controlled or was controlled by another company or business entity, whether as a parent company, subsidiary or in any other business relation, it shall attach as Attachment 2 hereto that explains in detail the nature of any such relationship. Additional information may be required from such an entity if the relationship in question could potentially impact contract performance. N/A X ☒
- (18) If you are organized as a sole proprietorship owned and operated by a single person, to ensure that you are a legitimate business entity and not a misclassified employee, you must submit as Attachment 3 your Employer Identification Number and copies of any license, certificate or registration you are required to maintain in to do business in the state in which it is located. N/A X ☒
- (19) The subcontractor and its owners have not declared bankruptcy in the past three (3) years. X ☒
- (20) The subcontractor has not committed or been cited for a willful violation of federal or state safety laws as determined by a final decision of a court or government agency in the past three (3) years. X ☒
- (21) The subcontractor will notify, in writing, the Delaware County Department of Public Works within seven (7) days of any material change to any of the above certifications. X ☒

***\*Please check each box to acknowledge that you have read the corresponding representation/warranty/agreement.***

**N/A - Not Applicable**

By executing below, you declare and certify that:

- (A) You are an employee or officer of the subcontractor who is duly authorized to execute this Contractor Responsibility Certification.
- (B) Have sufficient knowledge to address all matters in this Contractor Responsibility Certification and attest that all information submitted is true, complete and accurate. This attestation is made subject to the penalties and provisions of 18 Pa. C.S.A. §4904 relating to unsworn falsification to authorities.

Name of Subcontractor: **JAMES J. CLEARARKIN, INC.**

By: \_\_\_\_\_

Name: **James J. Cleararkin, III**

Title: **President**

Date: **07/02/2025**

## **Attachment 1**

### **Class A Apprenticeship Program**

[Subcontractor to attach a list of all trades or classifications of craft employees it will employ on the project and documentation verifying it participates in a Class A Apprenticeship Program per paragraph 11(b).]

#### **CARPENTERS**

# JAMES J. CLEARKIN INC.

— SINCE 1918 —

## GENERAL CONTRACTOR & CONSTRUCTION MANAGER

PHONE: 215-663-0700  
FAX: 215-663-0735

110 FRANKLIN AVE  
CHELTENHAM, PA 19012

July 2, 2025

Clinger  
Gene Barrett  
736 Baltimore Pike  
PO Box 158  
Concordville, PA 19331

RE: County of Delaware  
Contract #eDPW-060425  
Fire Alarm

Dear Mr. Barrett:

James J. Clearkin, Inc., through its membership in the General Building Contractors Association of Philadelphia, is a signatory contractor with the Eastern Atlantic States Regional Council of Carpenters.

The General Building Contractors Association and the Eastern Atlantic States Regional Council of Carpenters operates a joint apprentice program, the Eastern Atlantic States Carpenters Technical Center referred to us the EASCTC. The EASCTC is a four (4) year Class 'A' registered apprenticeship program, consisting of classroom, Lab/Shop and on-site job training. Graduates are Journeyman Carpenters.

Sincerely,  
James J. Clearkin, Inc.



James J. Clearkin III  
President

## **Attachment 2**

### **Prior Names/Organization Changes**

[Subcontractor to attach additional information if required under Paragraph (15).]

**NOT APPLICABLE**

**Attachment 3**

**Sole Proprietorship Information**

[Subcontractor to attach additional information if required under Paragraph (16).]

**NOT APPLICABLE**