

ADDENDUM #3

Date of Addendum: **September 23, 2022**

NOTICE TO ALL BIDDERS AND PLANHOLDERS

The Contract Documents for the above-referenced Project are modified as set forth in this Addendum. The original Contract Documents and any previously issued addenda remain in full force and effect, except as modified by this Addendum, which is hereby made part of the Contract Documents. Bidder shall take this Addendum into consideration when preparing and submitting a bid and shall acknowledge receipt of this Addendum in the space provided on the Bid Form on Page B-6.

BID SUBMITTAL DEADLINE

The bid submittal deadline remains **September 29, 2022, at 2:00 P.M.** The Pre-Bid conference was held on **September 14, 2022, at 11:00 A.M.** **The deadline for bidder questions has passed. No further questions will be addressed.**

1.0 – SPECIFICATIONS

Item	Section No.	Description of Change
1.1	Bid Form (BF Section)	On Page BF-14, Paragraph (7), change the DBE percentage from "TBD" to 0.50%. The DBE goal for this project is 0.50%
1.2	Bid Form (BF Section)	On Page BF-19, Paragraph (11) c., change the DBE percentage from "TBD" to 0.50%. The DBE goal for this project is 0.50%
1.3	Bid Schedule	Replace the current bid schedule with the attached revised Bid Schedule.

2.0 – DRAWINGS

Item	Drawing No.	Description of Change
2.1		NO CHANGES

3.0 – QUESTIONS AND ANSWERS

The following questions and answers are provided as a matter of information to clarify issues raised about the Contract Documents. To the extent that changes to the Contract Documents are required based on the questions received, the Contract Documents have been modified as noted above in the Specifications and Drawings sections of this Addendum.

Item	Questions and Answers
3.1	Question: Pay Item 19 is to extend existing ductbank. Can you provide more information on this and let us know where that is located? What will the detail look like?

	<p>Answer: The duct bank extension does not require concrete encased duct bank extension. Connections between the end of the existing concrete encased duct bank and the new junction can plazas shall be constructed as shown in Detail 5 on Sheet E305. A 3" flexible PVC duct with couplings will be used to make this connection. Payment will be made on a linear foot basis.</p>
3.2	<p>Question: In the L-126 specification section, Paragraphs 126-2.5.1 through 126-2.5.3 it mentions mechanical, ultrasonic and digital wind speed sensors. Are all required, or can supplier include only one?</p> <p>Answer: All three types of wind speed sensors are not required. Contractor shall provide the most reliable per manufacturer's recommendation. Digital is the preferred choice, unless the manufacturer recommends otherwise.</p>

4.0 – INFORMATION	
The following item(s) are provided to all bidders and plan holders and become part of the Contract Documents.	
Item	Description
4.1	Excel spreadsheet of revised Bid Schedule is being provided as a convenience to all planholders for their use in developing their bid. Bidders are responsible for checking formulas and all math on the spreadsheet prior to submitting their bid.

Attachments:

1. Revised Bid Form and Schedule (39 pages)
2. Excel Spreadsheet of Bid Schedule (via email)

END OF ADDENDUM NO. 3



**AWOS III P/T PROJECT - FAA AIP PROJECT NO. 3-45-0048-016-2021
 BID SIGNATURE CHECKLIST PAGE**

Every bid submittal must contain a fully executed signature page, supplying all required information, signature, and type name and title of the individual legally authorized to commit the contractor to a binding contract to execute all specifications, provisions, terms and conditions contained herein. I hereby certify that I have read, acknowledge, understand, and agree to the content(s) of the following notices:

CHECKLIST – RESPOND TO THE FOLLOWING BY WRITING (YES) OR (NO) (N/A)

Signature/Certification Location	Bid Page	Yes/No
Bidder Name/Address Completed?	BF-2	
Bid Schedule Completed?	BF-5.1	
Address for Notices Completed?	BF-6 to 7	
Acknowledge Addenda?	BF-7	
Corporation information and Seal Completed?	BF-7	
Bid Bond Completed and Attached?	BF-8 to 9	
Form of Noncollusion Affidavit Completed and Notarized?	BF-10	
EEO Statement Completed?	BF-11	
Bidder's Affidavit Completed?	BF-12	
DBE Contractor List Completed and Signed?	BF-15	
DBE Letter of Intent Completed for each DBE?	BF-16	
DBE Percentage Table Completed?	BF-17	
DBE Percentage Goal Provided?	BF-18	
Bidder IRS Number Completed?	BF-19	
Foreign Trade Restriction Signed?	BF-21	
Tax Delinquency and Felony Convictions Signed?	BF-21	
Certificate of Prompt Payment Signed?	BF-22	
Certification of Eligibility - Davis-Bacon Signed?	BF-22	
Buy American Certification Completed and Signed?	BF-24	
Certification of Nonsegregated Facilities	BF-25	
Performance of Work by Subcontractors Completed?	BF-26 to 27	
Bidder Questionnaire Regarding Subcontractors Completed ?	BF-28	
Bidder Certification Regarding Debarment Completed and Signed?	BF-31	
South Carolina Illegal Immigration Certification Completed and Signed?	BF-32	
Texting When Driving Certification Signed?	BF-33	
Certification Regarding Lobbying Signed?	BF-34	
Bidder Qualification Questionnaire Completed and Signed ?	BF-35 to 38	

SIGNATURE AND ACKNOWLEDGMENT:

COMPANY / FIRM NAME	
ADDRESS (INCLUDING ZIP)	
CONTACT PERSON:	
EMAIL AND WEBSITE	
PHONE	SIGNATURE:



BID FORM

(Failure to furnish all requested data will be cause for considering BIDDER nonresponsive and may render this BID invalid on that basis.)

BID FOR: **RIDGELAND-CLAUDE DEAN AIRPORT
AWOS III P/T PROJECT
FAA AIP PROJECT NO. 3-45-0048-016-2021**

SUBMITTED TO: **RIDGELAND-CLAUDE DEAN AIRPORT
358 Third Avenue, Suite 202-C
Ridgeland, SC 29936**

SUBMITTED BY:

BIDDER's Name

Address

City, State and Zip Code

1. The undersigned, hereinafter called BIDDER, in compliance with the "Notice to Bidders," accepting all of the terms and conditions of the "Instructions to Bidders," including without limitation those dealing with the disposition of Bid Security; proposes and agrees, if awarded the Contract, to enter into an Agreement with the OWNER in the form of Agreement included in the Contract Documents, to furnish all materials, equipment, machinery, tools, apparatus, means of transportation and labor necessary to complete the work to be performed under this Contract within the Contract Time indicated in this BID, in full and complete accordance with the shown, noted, described and reasonably intended requirements of the Contract Documents, to the full and entire satisfaction of the OWNER, for the amounts contained in the Bid Schedules.

2. This BID will remain open for **Ninety (90)** days after the day of Bid opening. If awarded a contract, BIDDER will sign the Agreement and submit the Contract Security and other documents required by the Contract Documents within 15 days after the date indicated in OWNER's Notice of Award.

3. In submitting this BID, BIDDER represents that:

- (a) BIDDER has become thoroughly familiar with the terms and conditions of the proposed Contract Documents accepting the same as sufficient to indicate and convey understanding of all the conditions and requirements under the Contract which will be executed for the Work.
- (b) BIDDER has examined the site and locality where the Work is to be performed, the legal requirements (federal, state and local laws, ordinances, rules and regulations) and the



conditions affecting cost, progress or performance of the Work and has made such independent investigations as BIDDER deems necessary.

- (c) This BID is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham BID; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for himself any advantage over any other BIDDER or over OWNER.
- (d) That no member of the Commission or other officers or employees of said OWNER is interested directly or indirectly in the Bid or in any portion of the Bid nor in the Contract or any part of the Contract which may be awarded the undersigned based on such BID.
- (e) This BID is based upon prevailing wages in Jasper, South Carolina and in no case are wages less than those determined by the Secretary of Labor in Davis-Bacon Wage Determinations SC20210037 and SC20210048, current editions available at www.sam.gov.
- (f) It is a condition of this BID and any subsequent contract entered into pursuant to this BID, and it shall be made a condition of each subcontract entered into pursuant to the prime contract that the Contractor and any Subcontractor shall not require any laborer or mechanic employed in performance of the contract to work in surroundings or under working conditions which are unsatisfactory, hazardous, or dangerous to his health or safety, as determined under Construction Safety and Health Standards, Title 29, CFR, Part 1518 36FR7340, promulgated by the U.S. Secretary of Labor, in accordance with Section 107 of the Contract Work Hours and Safety Standards Act, 82, Statt. 96; that it is a further condition of this BID that he shall be solely responsible for the enforcement of such Construction and Health Standards, and that he understands that the OWNER and his authorized representatives will not assume any liability resulting from his failure to police and enforce all such standards.
- (g) The description under each bid item, being briefly stated, implies, although it does not mention, all incidentals and that prices stated are intended to cover all such work, materials and incidentals as constitute BIDDER's obligations as described in the Specifications, and any details not specifically mentioned, but evidently included in the Contract shall be compensated for in the item which most logically includes it.
- (h) The Unit Prices Bid includes all applicable taxes and fees. Bids shall also include appropriate provisions for price escalation for materials and labor including but not limited to increase in federal, state or local sales taxes and income or FICA taxes.

4. Contract Time: BIDDER agrees that:

- (a) If a contract is awarded, the work for will be completed within a maximum of **60** consecutive calendar days from the commencement date of construction specified in the written Notice-to-Proceed. No time will be added to the duration shown above. All work will be completed in



accordance with the phases prescribed in Section 01010, "Scope of Work", and the Contract Drawings. A partial Notice-to-Proceed will be given after contract award for equipment acquisition prior to the actual construction Notice-to-Proceed.

- (b) He/She will commence work with an adequate force and equipment at the time stated in the Notice to Proceed and complete all work in the number of days stipulated from the date stated in said notice including working overtime and on Saturdays, Sundays, and legal holidays as necessary in order to complete the project on time.
 - (c) The quantities of work listed in the Bid Schedule are ***approximate*** and are assumed solely for comparison of Bids. Compensation will be based upon the unit price bid and actual quantities of work performed in accordance with the Contract Documents.
5. All bidders shall bid on all items. Failure to do so gives the Owner the right to consider the bid non-responsive.

Bid Schedule: See attached page BF-5.1.



BID SCHEDULE

AWOS III P/T Project

FAA A.I.P. No. 3-45-0048-016-2021

Ridgeland-Claude Dean Airport

BID SCHEDULE						
Item #	Spec. No.	Description	Quantity	Unit	Unit Price	Total
1	C-105	Mobilization/General Conditions	1	LS	\$ -	\$ -
2	P-152	Unclassified Excavation	50	CY	\$ -	\$ -
3	T-901A	Temporary Grassing and Mulching	0.10	AC	\$ -	\$ -
4	T-901B	Permanent Grassing and Mulching	0.10	AC	\$ -	\$ -
5	SC-300A	SCDOT No. 57 Aggregate Access Drive (6" Thick)	210	SY	\$ -	\$ -
6	SC-300B	SCDOT No. 57 Aggregate AWOS Equipment Pad (6" Thick)	109	SY	\$ -	\$ -
7	SC-815	Temporary Silt Fence - Single Row	160	LF	\$ -	\$ -
8	L-108-1	Install 3/C, #3 AWG, 600 Volt Type 'UGE' Cable installed in Trench, Ductbank or Conduit,	2,000	L.F.	\$ -	\$ -
9	L-108-2	Single Fiber Optic Cable	2,300	L.F.	\$ -	\$ -
10	L-109-1	Install Circuit Breaker, 30A, 208V, 3-Phase, Installed in Existing Panelboard	1	EA.	\$ -	\$ -
11	L-109-2	Communications Cabinet, 24"x24"x12" (Complete with Data Cabling & Termination Equipment)	1	EA.	\$ -	\$ -
12	L-109-3	Bare Ground Conductor, #4/0 AWG, Copper	62	L.F.	\$ -	\$ -
13	L-109-4	Bare Ground Conductor, #6 AWG, Copper Jumper	70	L.F.	\$ -	\$ -
14	L-109-5	Ground Rod, Copper-Clad Steel, 3/4" DIA x 10'L	6	E.A.	\$ -	\$ -
15	L-109-6	Ground Test Well	1	E.A.	\$ -	\$ -
16	L-110-1	Install 1 way 2" Schedule 40 PVC, Direct Buried in Trench	460	L.F.	\$ -	\$ -
17	L-110-2	Install 2 way 2" Schedule 40 PVC, Direct Buried in Trench	1,950	L.F.	\$ -	\$ -
18	L-110-3	Install Trench & Backfill	2,410	L.F.	\$ -	\$ -
19	L-110-4	Extend to Existing Ductbank with 2-Way 3" Flexible PVC Duct	60	L.F.	\$ -	\$ -
20	L-115-1	Install Junction Can Plaza [2-Way]	4	EA.	\$ -	\$ -
21	L-115-2	Install Handhole, Precast Concrete, Tier 22	2	EA.	\$ -	\$ -
22	L-119-1	Install L-110 Airport Obstruction Light, LED Type, Complete in Place	2	EA.	\$ -	\$ -
23	L-126-1	AWOS System (Complete) with Fixed Tower (Base Bid)	1	L.S.	\$ -	\$ -
24	L-126-2	AWOS System (Complete) with Tilt-over Tower (Bid Alternate)	1	L.S.	\$ -	\$ -
25	L-126-3	AWOS 30' Fixed Tower (Complete) for UHF Antenna (Base Bid)	1	L.S.	\$ -	\$ -
26	L-126-4	AWOS 30' Tilt-over Tower (Complete) for UHF Antenna (Bid Alternate)	1	L.S.	\$ -	\$ -
27	L-126-5	Miscellaneous electrical infrastructure (Concrete Post, 20A Enclosed Circuit Breaker, Step-up & Step-down transformer)	1	L.S.	\$ -	\$ -

BASE BID SCHEDULE TOTAL (ITEMS 1-23, 25, 27) = \$	-
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BASE BID ALTERNATE SCHEDULE TOTAL (ITEMS 1 THRU 22, 24, 26-27) = \$	-
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6. Execution of Contract: BIDDER agrees that:
 - (a) In case of failure on his part to execute the said Contract and Bonds within 15 days after the date indicated in the "Notice of Award", the check or bid bond accompanying this BID, and the money payable thereon, shall be paid to the OWNER as liquidated damages for such failure; otherwise, the Bid Bond or check accompanying this BID shall be returned to the undersigned.

7. Bid Documentation: The following documents are attached to and made a part of this BID:
 - (a) Required Bid Security in the form of a Bid Bond (49 CFR Part 18.36(h)(1)) payable to the order of **Jasper County** (Pages BF-7 and BF-8).
 - (b) Noncollusion Affidavit (Page BF-10)
 - (c) EEO Report Statement (Page BF-11)
 - (d) Bidder's Affidavit (Page BF-12)
 - (e) DBE Statement (Pages BF-13 through BF-19)
 - (e) Certification Regarding Foreign Trade Restriction (Pages BF-20 and BF-21)
 - (f) Certification Of Offerer/Bidder Regarding Tax Delinquency And Felony Convictions (BF-21)
 - (g) Certificate of Prompt Payment (Page BF-22)
 - (h) Certification of Eligibility – Davis Bacon Act (Page BF-22)
 - (i) Buy American Certificate (Page BF-23 and BF-24)
 - (j) Certification of Nonsegregated Facilities (Page BF-25)
 - (k) Performance of Work by Subcontractors (Pages BF-26 through BF-27)
 - (l) Bidder's Questionnaire Regarding Subcontractors (Page BF-28)
 - (m) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower Tier Covered Transactions (Pages BF-29 through BF-31)
 - (n) South Carolina Illegal Immigration Reform Act Certification (Page BF-32)
 - (o) Texting When Driving Certification (Page BF-33)
 - (p) Certification Regarding Lobbying (Page BF-34)
 - (q) Bidder Qualification Questionnaire (Pages BF-35 through BF-38)

8. Name, phone number and business address (mailing and street) of BIDDER to which all formal Notices shall be sent:



9. The terms used in this BID which are defined in the General Provisions of the Construction Contract included as a part of the Contract Documents have the meanings assigned to them in the General Provisions.

10. BIDDER hereby acknowledges receipt of the following addenda:

<u>Addendum No.</u>	<u>Dated</u>
_____	_____
_____	_____
_____	_____

11. The BIDDER shall state on the line below, if a corporation, the name of state in which incorporated and the date of said corporation.

Signed this _____ day of _____, 20__.

Contractor

By: _____
(Signature of individual, partner
or officer signing the Bid)

License Number

ATTEST:

(Seal)

(Seal required if BIDDER is a corporation.)

NOTE: If Contractor is a Corporation, Secretary should attest seal. Seal is required if BIDDER is a Corporation. If Contractor is a partnership, all partners shall execute the BID (add spaces as required).



**BID BOND
AS REQUIRED BY 49 CFR PART 18.36(h)(1)**

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned _____ as Principal, and _____ as Surety, are hereby held and firmly bound unto **Jasper County**, as OWNER, in the penalty sum of _____ for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and assigns. Signed, this _____ day of _____, 20__.

The conditions of the above obligation is such that whereas the Principal has submitted to the Jasper County, South Carolina certain BID, attached hereto and hereby made a part hereof to enter into a Contract in writing for the Construction of:

**AWOS III P/T PROJECT
at RIDGELAND-CLAUDE DEAN AIRPORT
FAA A.I.P. No. 3-45-0048-016-2021**

NOW THEREFORE,

- (a) If said Bid shall be rejected, or in the alternate,
- (b) If said Bid shall be accepted and the Principal shall execute and deliver a Contract in the Form of Agreement attached hereto (properly completed in accordance with said Bid) and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created by the acceptance of said BID, then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that obligations of said Surety and its Bonds shall be in no way impaired or affected by any extension of the time within which the Owner may accept such BID; and said Surety does hereby waive notice of any such extension.



IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

_____(L.S.)
Principal

Surety

By: _____

(SEAL)

- (1) Date of Bond must be same date as Bid.
- (2) Bond must be signed or countersigned by Surety's proper **South Carolina** Resident Agent. Date of Power-of-Attorney shall be same date as date of Bond. Bonds executed by an attorney-in-fact must include an original sealed power of attorney.
- (3) If a Partnership, all partners shall execute Bond.



FORM OF NONCOLLUSION AFFIDAVIT

(This Affidavit is Part of BID)

STATE OF _____)
) SS.
COUNTY OF _____)

_____ being first duly sworn, deposes and says that he is

_____ (Sole owner, a partner, president, secretary, etc.)

of _____ the party making the foregoing Proposal or BID that such BID is genuine and not collusive or sham; that said BIDDER has not colluded, conspired, connived, or agreed, directly or indirectly, with any BIDDER or person, to put in a sham BID, or that such other person shall refrain from bidding, and has not in any manner, directly or indirectly sought by agreement or collusion, or communication or conference, with any person, to fix the Bid Price of affiant or any other BIDDER, or to fix any overhead, profit or cost element of said Bid Price, or of that of any other BIDDER, or to secure any advantage against OWNER any person interested in the proposed Contract; and that all statements in said Proposal or BID are true; and further, that such BIDDER has not, directly or indirectly submitted this BID, or the contents thereof, or divulged information or data relative thereto to any association or to any member or agent thereof.

(BIDDER)

Sworn to and subscribed before me this _____ day of _____, 20____.

Notary Public in and for _____ County _____

My Commission expires _____, 20____.

(SEAL)



**EQUAL OPPORTUNITY REPORT STATEMENT
AS REQUIRED BY 41 CFR 60-1.7(b)**

(THIS REPORT IS PART OF THE BID)

The BIDDER (Proposer) shall complete the following statement by checking the appropriate blanks. Failure to complete these blanks may be grounds for rejection of bid:

1. The BIDDER (Proposer) has _____ has not _____ developed and has _____ does not have _____ on file at each establishment affirmative action programs pursuant to 41 CFR 60-1.40 and 41 CFR 60-2.
2. The BIDDER (Proposer) has _____ has not _____ participated in any previous contract or subcontract subject to the equal opportunity clause prescribed by Executive Order 11246, as amended.
3. The BIDDER (Proposer) has _____ has not _____ filed with the Joint Reporting Committee the annual compliance report on Standard Form 100 (EEO-1 Report).
4. The BIDDER (Proposer) does _____ does not _____ employ fifty (50) or more employees.

NAME OF BIDDER: _____

BY: _____

TITLE: _____

DATE: _____



BIDDER'S AFFIDAVIT

(This Affidavit is part of the BID)

STATE OF _____)

COUNTY OF _____)

being duly sworn, deposes and says that he resides at _____

that he is the _____

(Give Title)

who signed the abode Proposal or BID, That he was duly authorized to sign and that the BID is the true offer of the BIDDER, that the seal attached is that seal of the BIDDER and that all the declarations and statements contained in the BID are true to the best of his knowledge and belief.

(Affiant)

Subscribed and Sworn to before me this _____ day of _____, 20__.

(Notary Public)

My Commission expires _____, 20__.

(SEAL)



DISADVANTAGED BUSINESS ENTERPRISE PROGRAM

The following bid conditions apply to this Department of Transportation (DOT) assisted contract. Submission of a BID/proposal by a prospective Contractor shall constitute full acceptance of these bid conditions.

- (1) DEFINITION - Disadvantaged Business Enterprise (DBE) as used in this Contract shall have the same meaning as defined in Subpart D to 49 CFR Part 26.
- (2) POLICY - It is the policy of DOT that DBEs as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with federal funds. Consequently, the DBE requirements of 49 CFR Part 26 apply to this contract.
- (3) DBE OBLIGATION - The Contractor agrees to ensure that disadvantaged business enterprises as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with federal funds. In this regard all Contractors shall make good faith efforts, as defined in Appendix A, 49 CFR Part 26 to ensure that DBEs have the maximum opportunity to compete for and perform contracts. Contractors shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of DOT assisted contracts.
- (4) COMPLIANCE/CONTRACT ASSURANCE - The CONTRACTOR or his/her subcontractor(s) shall not discriminate on the basis of race, color, national origin, or sex in performance of this Contract. The Contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT assisted contracts. Failure by the CONTRACTOR to carry out these requirements is a material breach of this Contract, which may result in the termination of this Contract or such other remedy as the OWNER deems appropriate.
- (5) SUBCONTRACT CLAUSE - All BIDDERS and potential Contractors hereby assure that they will include the above compliance clause in all subcontracts which offer further subcontracting opportunities.
- (6) CONTRACT AWARD - BIDDERS are hereby advised that meeting DBE subcontract goals or making an acceptable good faith effort to meet such goals are conditions of being awarded this DOT assisted contract.
- (7) DBE PARTICIPATION GOAL. The requirements of 49 CFR Part 26, Regulations of the U.S. Department of Transportation (DOT), apply to this contract. It is the policy of the OWNER to practice non-discrimination based on race, color, sex, or national origin in the award or performance of this contract. All firms qualifying under this solicitation are encouraged to submit bids/proposals. Award of this contract will be conditioned upon satisfying the requirements of this bid specification. These requirements apply to all BIDDERS, including those who qualify as a DBE.



The attainment of goals established for this contract is to be measured as a percentage of the total dollar value of the contract. The goal the Owner has established for this contract is as follows:

0.50 % percent of the Contract to be performed by DBE firms (based on historical availability of references and the Engineer's determination that the above prescribed percentages of the total project work is available to be performed by disadvantaged business enterprise (DBE) firms within the project area).

- (8) AVAILABLE DBES - The OWNER requires that in order to be counted toward the DBE participation percentage, that a DBE firm be certified in accordance with Federal Regulation 49 CFR 26. The OWNER has verified that the SCDOT utilizes these criteria and thus will accept DBE's from **ONLY** the SCDOT "DBE Certified List". BIDDERS are encouraged to inspect the SCDOT "DBE Certified List", to assist in locating DBEs for the work. Credit toward the DBE goals will not be counted unless the DBE to be used can be certified.
- (9) CONTRACTOR'S REQUIRED SUBMISSION - The OWNER requires the submission of the following information with the Bid. Certain other DBE information may also be required.



Letter of Intent

Name of bidder/offeror's firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Name of DBE firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: () _____ - _____

Description of work to be performed by DBE firm:

The bidder/offeror is committed to utilizing the above-named DBE firm for the work described above. The estimated dollar value of this work is \$ _____.

Affirmation

The above-named DBE firm will perform the portion of the contract for the estimated dollar value as stated above.

By:

(Signature)

(Title)

If the bidder/offeror does not receive award of the prime contract, any and all representations in this Letter of Intent and Affirmation shall be null and void.

(Submit this page for each DBE subcontractor.)



DISADVANTAGED BUSINESS ENTERPRISE (DBE) TOTALS SUMMARY

	Bid Schedule
Total Price Bid	\$
Total DBE Value	\$
Total DBE Percent	%

The OWNER proposes to award the contract to the lowest responsive and responsible BIDDER submitting a reasonable bid provided he has met the goals for DBE participation or, if failing to meet the goals, he has made an acceptable good faith effort to meet the established goals for the DBE participation. BIDDER is advised that the OWNER reserves the right to reject any or all bids submitted.

- (10) GOOD FAITH EFFORTS - The following information may be required to be submitted prior to contract award to assist the OWNER in determining whether or not the BIDDER made acceptable good faith efforts. This information (when applicable), as well as the DBE information, should be submitted as specified in Paragraph 9 above. Suggested guidance for use in determining if good faith efforts were made by a BIDDER is included in Appendix A of 49 CFR Part 26.

The evidence of good faith efforts must be submitted by any BIDDER who wishes to be considered, within 48 hours after the BIDs are opened. The burden of submitting this evidence rests solely with the BIDDER and not upon the OWNER.

A list of the efforts that a BIDDER may make and the OWNER may use in making a determination as to the acceptability of a BIDDER's efforts to meet the goal as included in Appendix A are as follows:

- a. Whether the BIDDER attended any pre-solicitation or pre-bid meetings that were scheduled by the recipient to inform DBEs of contracting and subcontracting opportunities. The BIDDER must solicit this interest within sufficient time to allow the DBEs to respond to the solicitation. The BIDDER must determine with certainty if the DBEs are interested by taking appropriate steps to follow up initial solicitations;
- b. Whether the BIDDER advertised in general circulation, trade association, and minority-focus media concerning the subcontracting opportunities;
- c. Whether the BIDDER provided written notice to a reasonable number of specific DBEs that their interest in the contract was being solicited in sufficient time to allow the DBEs to participate effectively;
- d. Whether the BIDDER followed up initial solicitations of interest by contacting DBEs to determine with certainty whether the DBEs were interested;
- e. Whether the BIDDER selected portions of work to be performed by DBEs in order to increase the likelihood that the DBE goal would be achieved (including, where appropriate, breaking out contract work items into economically feasible units to facilitate DBE



participation, even when the BIDDER might otherwise prefer to perform these work items with its own forces);

- f. Whether the BIDDER provided interested DBEs with adequate information about the plans, specifications, and requirements of the contract in a timely manner to assist them in responding to a solicitation;
- g. (1) Whether the BIDDER negotiated in good faith with interested DBEs, not rejecting DBEs as unqualified without sound reasons based on a thorough investigation of their capabilities. It is the BIDDER's responsibility to make a portion of the work available to DBE subcontractors and suppliers and to select those portions of the work or material needs consistent with the available DBE subcontractors and suppliers, so as to facilitate DBE participation. Evidence of such negotiation includes the names, addresses, and telephone numbers of DBEs that were considered; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why additional agreements could not be reached for DBEs to perform the work.

(2) A BIDDER using good business judgment would consider a number of factors in negotiating with subcontractors, including DBE subcontractors, and would take a firm's price and capabilities as well as contract goals into consideration. However, the fact that there may be some additional costs involved in finding and using DBEs is not in itself sufficient reason for a BIDDER's failure to meet the contract DBE goal, as long as such costs are reasonable. Also, the ability or desire of a prime contractor to perform the work of a contract with its own organization does not relieve the BIDDER of the responsibility to make good faith efforts. Prime contractors are not, however, required to accept higher quotes from DBEs if the price difference is excessive or unreasonable.
- h. Whether the BIDDER made efforts to assist interested DBEs in obtaining bonding, lines of credit, or insurance required by the OWNER or Contractor; and
- i. Whether the BIDDER effectively used the services of available minority/women community organizations; minority/women Contractors' groups; local and state Federal Minority /Women Business Assistance Offices; and other organizations as allowed on a case-by-case basis to provide assistance in the recruitment and placement of DBEs.

NOTE: The nine items set forth above are merely suggested criteria and the OWNER may specify that you submit information on certain other actions a BIDDER took to secure DBE participation. A BIDDER may also submit to the OWNER other information on efforts attain DBE participation.

(11) BIDDER ASSURANCE - The BIDDER hereby assures that he is committed to meet one of the following as appropriate:

- a. The DBE participation goal as established in Paragraph 7 above.



- b. The DBE participation percentage as shown in Paragraph 9 which was submitted as a condition of contract award.
- c. The BIDDER (if unable to meet the DBE Goal of 0.50 % for project) is committed to a minimum of _____ % DBE utilization on this Contract and submits **acceptable** full documentation demonstrating good faith efforts.

Agreements between BIDDER/proposer and a DBE in which the DBE promises not to provide subcontracting quotations to other BIDDERS/proposers are prohibited. The BIDDER shall make a good faith effort to replace a DBE subcontractor that is unable to perform successfully with another DBE subcontractor. **Substitution must be coordinated and approved by the OWNER.**

The BIDDER shall establish and maintain records and submit regular reports, as required, which will identify and assess progress in achieving DBE subcontract goals and other DBE affirmative action efforts.

Name of BIDDER: _____

IRS Number: _____

By: _____

Title: _____

Date: _____

NOTE: The penalty for making false statements in offers is prescribed in 8 USC 1001.



FOREIGN TRADE RESTRICTION

AS REQUIRED BY 49 CFR PART 30

The contractor or subcontractor, by submission of an offer and/or execution of a contract, certified that it:

- A. is not owned or controlled by one or more citizens or nationals of a foreign country included in the list of countries that discriminate against U.S. firms published by the Office of the United States Trade Representative (USTR);
- B. has not knowingly entered into any contract or subcontract for this project with a contractor that is a citizen or national of a foreign country on said list, or is owned or controlled directly or indirectly by one or more citizens or nationals of a foreign country on said list; and
- C. has not procured any product nor subcontracted for the supply of any product for use on the project that is produced in a foreign country on said list.

Unless the restrictions of this clause are waived by the Secretary of Transportation in accordance with 49 CFR 30.17, no contract shall be awarded to a contractor or subcontractor who is unable to certify to the above. If the contractor knowingly procures or subcontracts for the supply of any product or service of a foreign country on the said list for use on the project, the Federal Aviation Administration may direct, through the sponsor, cancellation of the contract at no cost to the Government.

Further, the contractor agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification without modification in each contract and in all lower tier subcontracts. The contractor may rely upon the certification of a prospective subcontractor unless it has knowledge that the certification is erroneous.

The contractor shall provide immediate written notice to the sponsor if the contractor learns that its certification or that of a subcontractor was erroneous when submitted or has become erroneous by reason of changed circumstances. The subcontractor agrees to provide immediate written notice to the contractor, if at any time it learns that its certification was erroneous by reason of changed circumstances.

This certification is a material representation of fact upon which reliance was placed when making the award. If it is later determined that the contractor or subcontractor knowingly rendered an erroneous certification, the Federal Aviation Administration may direct, through the sponsor, cancellation of the contract or subcontract for default at no cost to the Government.

Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by this provision. The knowledge and information of a contractor is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.



FOREIGN TRADE RESTRICTION (Cont'd)

AS REQUIRED BY 49 CFR PART 30

This certification concerns a matter within the jurisdiction of an agency of the United States of America and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18, United States, Section 1001.

NAME OF BIDDER: _____

BY: _____

TITLE: _____

DATE: _____

**CERTIFICATION OF OFFERER/BIDDER REGARDING TAX DELINQUENCY AND FELONY
CONVICTIONS**

The applicant must complete the following two certification statements. The applicant must indicate its current status as it relates to tax delinquency and felony conviction by inserting a checkmark (✓) in the space following the applicable response. The applicant agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification in all lower tier subcontracts.

Certifications

- 1) The applicant represents that it is () is not () a corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.
- 2) The applicant represents that it is () is not () a corporation that was convicted of a criminal violation under any Federal law within the preceding 24 months.

NAME OF BIDDER: _____

BY: _____

TITLE: _____

DATE: _____



CERTIFICATE OF PROMPT PAYMENT

The prime contractor agrees to pay each subcontractor under this prime contract for satisfactory performance of its contract no later than seven (7) days from the receipt of each payment the prime contractor receives from the Owner. The prime contractor agrees further to return retainage payments to each subcontractor within seven (7) days after the subcontractor's work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval of the Owner. This clause applies to both DBE and non-DBE subcontractors.

NAME OF BIDDER: _____

BY: _____

TITLE: _____

DATE: _____

CERTIFICATION OF ELIGIBILITY – DAVIS BACON ACT

AS REQUIRED BY 29 CFR PART 5

By entering into this contract, the contractor certifies that neither it (nor he or she) nor any person or firm who has an interest in the contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of section 3(a) of the Davis-Bacon Act or 29 CFR 5.12(a)(1).

No part of this contract shall be subcontracted to any person or firm ineligible for award of a Government contract by virtue of section 3(a) of the Davis-Bacon Act or 29 CFR 5.12(a)(1).

The penalty for making false statements is prescribed in the U.S. Criminal Code, 18 U.S.C. 1001.

Signature of Bidder

Title



Buy America Certification
 (Title 49 U.S.C. Section 50101)

PROJECT NAME:	AWOS III P/T Project
AIRPORT NAME:	Ridgeland-Claude Dean Airport
AIP NUMBER:	3-45-0048-016-2021

This solicitation and any resulting contract are subject to the Buy America requirements of 49 U.S.C. Section 50101. The bidder certifies it and all associated subcontractors will comply with the Buy American preferences established under Title 49 u.s.c. Section 50101 as follows:

U.S.C. Section 50101 - Buying goods produced in the United States

- (a) Preference. - The Secretary of Transportation may obligate an amount that may be appropriated to carry out section 106(k), 44502(a)(2), or 44509, subchapter I of chapter 471 (except section 47127), or chapter 481 (except sections 48102(e), 48106, 48107, and 48110) of this title for a project only if steel and manufactured goods used in the project are produced in the United States.
- (b) Waiver. - The Secretary may waive subsection (a) of this section if the Secretary finds that -
 - (1) Applying subsection (a) would be inconsistent with the public interest;
 - (2) The steel and goods produced in the United States are not produced in a sufficient and reasonably available amount or are not of a satisfactory quality;
 - (3) When procuring a facility or equipment under section 44502(a)(2) or 44509, subchapter I of chapter 471 (except section 47127), or chapter 481 (except sections 48102(e), 48106, 48107, and 48110) of this title -
 - A. The cost of components and subcomponents produced in the United States is more than 60 percent of the cost of all components of the facility or equipment; and
 - B. Final assembly of the facility or equipment has occurred in the United States; or
 - (4) Including domestic material will increase the cost of the overall project by more than 25 percent.
- (c) Labor Costs. - In this section, labor costs involved in final assembly are not included in calculating the cost of components.

* * * * *

Please note that approval of waivers listed under (b) (1) & (2) above, can only be approved by the FAA Office of Airports in Washington DC and approval is rare. Waivers listed under (b) (3) & (4) may be approved by FAA Regional or District Offices. A listing of Equipment and Products that have been approved and on the national waiver list may be located at:
http://www.faa.gov/airports/aip/procurement/federal_contract_provisions/media/buy_american_waiver.xls

As a matter of bid responsiveness, the bidder or offeror must complete and submit this certification with their bid proposal. The bidder must sign and date the certification. The bidder/offeror must



indicate how they propose to comply with the Buy America provision by selecting one of the following certification statements.

- The bidder hereby certifies that it will comply with Title 49 U.S.C Section 50101(a) by only installing steel and manufactured products produced in the United States of America. The bidder further agrees that if chosen as the apparent low bid, it will submit documentation to the owner that demonstrate all steel and manufactured products are 100% manufactured in the United States.**

- The bidder hereby certifies that it cannot fully comply with the Buy America preferences of Title 49 U.S.C Section 50101(a); the bidder therefore requests a waiver per Title 49 U.S.C Section 50101(b). The bidder further agrees that upon notification from the Owner, the bidder identified with the apparent low bid agrees to prepare and submit a waiver request and component calculation information to the owner within _____ calendar days of the date of the notice of apparent low bid.**

Bidder's Firm Name

Date

Signature



CERTIFICATION OF NONSEGREGATED FACILITIES

AS REQUIRED BY 41 CFR PART 60-1.8

This section applies to all construction contracts greater than \$10,000

The federally assisted construction Contractor certifies that he does not maintain or provide, for his employees, any segregated facilities at any of his establishments and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The federally assisted construction Contractor certifies that he will not maintain or provide, for his employees, segregated facilities at any of his establishments and that he will not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The federally assisted construction Contractor agrees that a breach of this certification is a violation of the equal opportunity clause in this contract.

As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, restrooms and washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment area, transportation, and housing facilities provided for employees which are segregated by explicit directives or are in fact segregated on the basis of race, color, religion, or national origin because of habit, local custom, or any other reason. The federally assisted construction Contractor agrees that (except where he has obtained identical certifications from proposed Subcontractors for specific time periods) he will obtain identical certifications from proposed Subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the equal opportunity clause and that he will retain such certifications in his files.

Certification - The information above is true and complete to the best of my knowledge and belief. (Please type)

Name and Title of Signer

Signature

Date

Company

Address

NOTE: The penalty for making false statements in an offer are prescribed in 18 U.S.C. 1001.



**BIDDER CERTIFICATION REGARDING
DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION
LOWER TIER COVERED TRANSACTIONS**

AS REQUIRED BY 49 CFR PART 29

PURPOSE: The **OWNER** has the responsibility to ensure that it does not enter into a contract for goods or services with any firm, person, etc. that has been debarred, suspended, deemed ineligible or has voluntarily excluded themselves from participation in federally funded programs. Note that the term “prospective lower tier participant” has the same meaning as the term **BIDDER**. Completion of this Certification by the **BIDDER** is a condition of **BIDDER**’s responsiveness to this **BID**.

INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal the prospective lower tier participant (**BIDDER**) is providing the certification set out below.
 2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant (**BIDDER**) knowingly rendered an erroneous certification in addition to the remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant (**BIDDER**) shall provide immediate written notice to the **OWNER** if at any time the prospective lower tier participant (**BIDDER**) learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms “covered transaction”, “debarred”, “suspended”, “ineligible”, “lower tier covered transaction”, “participant”, “person”, “primary covered transaction”, “principal”, “proposal”, and “voluntarily excluded”, as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549.
5. The prospective lower tier participant (**BIDDER**) agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any subcontract (any lower tier covered transaction) with a firm, or person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant (**BIDDER**) further agrees by submitting this proposal that it will include the clause titled “Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction”, without modification, in all subcontracts (lower tier covered transactions) and in all solicitations for such subcontracts (lower tier covered transactions).



7. A participant (**BIDDER**) in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may check the Nonprocurement List.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a prospective lower tier participant (**BIDDER**) is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

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**BIDDER CERTIFICATION REGARDING
DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION
LOWER TIER COVERED TRANSACTIONS**

AS REQUIRED BY 49 CFR PART 29

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 24 CFR Part 85, Section 85.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 Federal Register (pages 19160-19211).

(BEFORE COMPLETING THIS CERTIFICATION, READ INSTRUCTIONS)

- (1) The prospective lower tier participant (**BIDDER**) certifies, by submission of this proposal, that neither it nor its principles are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant (**BIDDER**) is unable to certify to any of the statements in this certification, such prospective participant (**BIDDER**) shall attach an explanation to this proposal.

Name and Address of BIDDER's Organization:

Name of BIDDER's

Signature of BIDDER's

Authorized Representative

Authorized Representative

(Please Print or Type Name)

Title of BIDDER's

Date

Authorized Representative

(Please Print or Type Title)



**SOUTH CAROLINA ILLEGAL IMMIGRATION REFORM ACT (E-VERIFY)
VENDOR/CONTRACTOR CERTIFICATION AND AGREEMENT**

In accordance with the requirements of the South Carolina Illegal Immigration Reform Act, _____ ("Contractor") hereby certifies that it is currently in compliance with the requirements of Title 8, Chapter 14 of the South Carolina Code Annotated and will remain in compliance with such requirements throughout the term of its contract with the Greenville Downtown Airport, Greenville, South Carolina.

The Contractor hereby acknowledges that in order to comply with requirements of S. C. Code Annotated Section 8-14-20(B), it will:

(1) Register and participate in the federal work authorization program (E-verify) to verify the employment authorization of all new employees; and require agreement from its subcontractors, and through the subcontractors, the sub-subcontractors, to register and participate in the federal verification employment authorization of all new employees.

OR

(2) Employ only workers who:

- (a) Possess a valid South Carolina driver's license or identification card issued by the South Carolina Department of Motor Vehicles; or
- (b) Are eligible to obtain a South Carolina driver's license or identification card in that they meet the requirements set forth in S. C. Code Annotated Sections 56-1-40 through 56-1-90; or
- (c) Possess a valid driver's license or identification card from another state where the license requirements are at least as strict as those in South Carolina, as determined by the South Carolina Department of Motor Vehicles.

The Contractor agrees to provide to the Greenville Downtown Airport upon request any documentation required to establish the applicability of the South Carolina Illegal Immigration Reform Act to the contractor, subcontractor or sub-subcontractor. The Contractor further agrees that it will, upon request, provide the Greenville Downtown Airport with any documentation required to establish that the contractor and any subcontractors or sub-subcontractors are in compliance with the requirements of Title 8, Chapter 14 of the S. C. Code Annotated.

BY: Authorized Officer or Agent

Date

Company / Contractor Name Subcontractor

Name

EEV / (E-Verify # issued by Homeland Security)



TEXTING WHEN DRIVING CERTIFICATION

(EXECUTIVE ORDER 13513 AND S.C. LAW ARTICLE 31, CHAPTER 5, TITLE 56, SECTION 56-5-3890)

In accordance with Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving" (10/1/2009) and DOT Order 3902.10 "Text Messaging While Driving" (12/30/2009), the FAA encourages recipients of Federal grant funds to adopt and enforce safety policies that decrease crashes by distracted drivers, including policies to ban text messaging while driving when performing work related to a grant or sub-grant.

In support of this initiative, the Owner requires the Contractor to promote policies and initiatives for its employees and other work personnel that decrease crashes by distracted drivers, including policies that ban text messaging while driving motor vehicles while performing work activities associated with the project. The Contractor must include the substance of this clause in all sub-tier contracts exceeding \$3,500 and involve driving a motor vehicle in performance of work activities associated with the project.

The Contractor is required to:

- a) Adopt and enforce workplace safety policies to decrease crashes caused by distracted drivers including policies to ban text messaging while driving company-owned or rented vehicles; Privately-owned vehicles when on official project related business or when performing any work for or on behalf of the Project; or any vehicle, on or off duty, and using an electronic device.
- (b) Provide education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

Definitions

- (1) "Driving" means operating a motor vehicle on a roadway, including while temporarily stationary because of traffic, a traffic light, stop sign, or otherwise. "Driving" does not include being in your vehicle (with or without the motor running) in a location off the roadway where it is safe and legal to remain stationary.
- (2) "Text Messaging" means reading from or entering data into any handheld or other electronic device, including for the purpose of short message service texting, e-mailing, instant messaging, obtaining navigational information, or engaging in any other form of electronic data retrieval or electronic data communication. The term does not include the use of a cell phone or other electronic device for the limited purpose of entering a telephone number to make an outgoing call or answer an incoming call, unless the practice is prohibited by State or local law.

Signature of Bidder

Title



CERTIFICATION REGARDING LOBBYING

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature of Bidder

Title



BIDDER QUALIFICATION QUESTIONNAIRE

Submitted by _____
Name of BIDDER

General Contractor's License # _____
() An Individual
() A Partnership
() A Corporation

Federal Identification # _____

Principal Office Address:

(1) How many years has your organization been in business as a contractor under your present name?

(2) How many years experience in construction work has your organization had as a general contractor?

As a Subcontractor?

(3) List below the requested information concerning projects your organization has completed in the last five (5) years for the type of work required in this project. (Use additional sheets if necessary)

<u>Project Title</u>	<u>Contract Amount</u>	<u>Required Completion Date</u>	<u>Actual Completion Date</u>	<u>Name/Address/ Tel of Owner</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____



(4) Have you ever failed to complete any work awarded to you? If so, where and why?

(5) Has any officer or partner of your organization ever been an officer or partner of some other organization that failed to complete a construction contract? If so, state name of individual, name of other organization, and reason therefore.

(6) Has any officer or partner of your organization ever failed to complete a construction contract handled in his own name? If so, state name of individual, name of owner and reason therefore.

(7) Give below any information which would indicate the size and capacity of your organization, including number of employees, equipment owned by your organization, etc., which are available for utilization on this Contract.

(8) What is your bonding capacity? _____

(9) What amount of your bonding capacity has been used as of the date of this bid?

(10) How many applications for performance and payment bonds have you made in the last three (3) years? _____



(11) How many of these applications were not approved? _____

(12) Have any claims been filed against a bond provided for you by your surety bond company in the last five (5) years? If so, describe the nature of the claims and give the names of the surety companies, dates of each claim, identifying numbers of each claim, amounts of each claim, and the status of each claim. (Use additional sheets if necessary.)

(13) Have your company been in disputes or litigations in the last five (5) years over construction projects which are completed or still pending for completion? If so, describe the nature of the disputes or litigations and state the Owner's Name, Address, Telephone, and amount of disputes or litigations. (Use additional sheets if necessary.)



I, the undersigned, do hereby declare that the foregoing statements are true and correct, all as of the date hereinafter set forth, and that those examining this document have my permission to contact any or all of those parties listed in this questionnaire. Incorrect or misleading statements in this questionnaire shall be grounds for a determination of nonresponsibility with respect to such contractor.

(SIGNATURE OF BIDDER)

(TYPE OR PRINT COMPANY NAME)

(TYPE OR PRINT ADDRESS)