

AFFIDAVIT REGARDING PROHIBITED COMMUNICATIONS, CONTINGENCY FEES AND CONFLICTS OF INTEREST	
PROJECT NAME:	
CMGC CONTRACT #:	
PROPOSER LEGAL ENTITY NAME:	

The Proposer, identified above, does hereby attest, certify, warrant, and assure that the Proposer, and its member firms (if any), agents, subcontractors, or employees:

1. Have not communicated, with any member of the selection committee, or with any employee or official of the Department, concerning the review or evaluation of any Proposal, except that a Proposer may communicate with those Department employees who are specifically listed in the RFP as appropriate points of contact and in accordance with procedures established in the RFP that allow Proposers to communicate with entities such as utilities and permit agencies;
2. Have not offered or paid, and will not offer or pay, a contingency fee of any type that is directly tied to specific actions or work designed to help the Proposer obtain a contract through this RFP process; and
3. Have not received any compensation for assisting the Tennessee Department of Transportation in preparing this RFP.

PROPOSER SIGNATURE

NOTICE: This affidavit MUST be signed by an individual empowered to contractually bind the Proposer. If said individual is not the chief executive or president, this document shall attach evidence showing the individual's authority to contractually bind the Proposer.

PRINTED NAME AND TITLE OF SIGNATORY

STATE OF TENNESSEE

COUNTY OF _____

Personally appeared before me, [name of authorized signatory for the Proposer identified above], with whom I am personally acquainted, and who acknowledged that the statements contained in this affidavit are true to the best of his knowledge, information and belief.

Witness my hand, at office, this _____ day of _____, year _____.

NOTARY PUBLIC

My Commission Expires: _____

Acknowledgement and Attestation Form (Partnerships Form)

Page 1 of 1

Project Name: _____

Date: _____ CMGC Contract #: _____

By responding to this RFP, the Respondent(s) certify that he/she has reviewed the Construction Management/General Contractor Sample Contract, and its Exhibits contained herein, and are familiar with their terms and conditions and find them expressly workable without change or modification.

We certify and declare that the foregoing is true and correct.

Subscribed on _____ at _____
Date City

_____ State of _____
County State

1) _____ 2) _____
Partner Signature Partner Signature

Typed Name: _____ Typed Name: _____

Notary: _____
Notary Signature Date

Commission Expires: _____

Note: Add additional signature if there are more than two partners.

Acknowledgement and Attestation Form (Joint Venture Form)

Page 1 of 1

Project Name: _____

Date: _____ CMGC Contract #: _____

By responding to this RFP, the Respondent(s) certify that he/she has reviewed the Construction Management/General Contractor Sample Contract, and its Exhibits contained herein, and are familiar with their terms and conditions and find them expressly workable without change or modification.

We certify and declare that the foregoing is true and correct.

Subscribed on _____ at _____
Date City

_____ State of _____
County State

1) _____
Venture Partner Binding Signature Date

Typed Name: _____

Title: _____

Type of Business: _____

Witness Date

Typed Name: _____

2) _____
Venture Partner Binding Signature Date

Typed Name: _____

Title: _____

Type of Business: _____

Witness Date

Typed Name: _____

1. Add additional venture partners as necessary.

2. Witnesses of venture partners shall be corporate secretary for corporations, partners for partnerships, and notaries for sole proprietorships.

3. Please attach joint venture agreement.

4. Type of business shall identify the venture partner as a corporation, venture, partnership, sole proprietorship, or other legal entity.

Page 1 of 1

Date: _____ CMGC Contract #: _____

We certify and declare that the foregoing is true and correct.

County State of _____
State

Secretary

Date

Note: Use full corporate name and attach corporate seal here.

Seal

Acknowledgement and Attestation Form (Sole Proprietorship Form)

Page 1 of 1

Project Name: _____

Date: _____ CMGC Contract #: _____

By responding to this RFP, the Respondent(s) certify that he/she has reviewed the Construction Management/General Contractor Sample Contract, and its Exhibits contained herein, and are familiar with their terms and conditions and find them expressly workable without change or modification.

We certify and declare that the foregoing is true and correct.

Subscribed on _____ at _____
Date City

_____ State of _____
County State

_____ Date
Respondent

Typed Name: _____ Typed Name: _____

Notary: _____
Notary Signature Date

Commission Expires: _____

Certificate of Final Indirect Costs

Instructions: Where contract terms and payment are negotiated based on individual elements of costs, the CMGC Contractor must provide an indirect cost rate established in accordance with the federal cost principles (as specified in 2 CFR part 200, subpart E), and it shall include a certification by an official of the CMGC Contractor that all costs are allowable in accordance with the federal cost principles.

An official of the CMGC Contractor shall be an individual executive or financial officer of the CMGC Contractor's organization, at a level no lower than a Vice President or Chief Financial Officer, or equivalent, who has the authority to make representations about the financial information utilized to establish the indirect cost rate proposal submitted.

The certification of final indirect costs shall read as follows and be submitted with the Proposal as detailed in the RFP:

Certificate of Final Indirect Costs

Project Name: _____

CMGC Contract #: _____

This is to certify that I have reviewed this Proposal to establish final indirect cost rates and to the best of my knowledge and belief:

1. All costs included in this Proposal (dated _____) to establish final indirect cost rates for (identify period covered by rate: _____) are allowable in accordance with the cost principles of the Federal Acquisition Regulation (FAR) under title 48, Code of Federal Regulations (CFR), part 31; and
2. This proposal does not include any costs which are expressly unallowable under applicable cost principles of the FAR under 48 CFR part 31.

Firm: _____

Signature: _____

Name of Certifying Official: _____

Title: _____

Date of Execution: _____