



PURCHASING DIVISION

901 Broadway, N.E. • Knoxville, TN 37917-6699

865.403.1107 • Fax 865.594.8858

800.848.0298 (Tennessee Relay Center)

Email: purchasing@kcdc.org

<http://www.kcdc.org/modules/vendor/business.aspx>

Addendum

SOLICITATION NAME	Painting of 34 Buildings at Passport Homes & Residences	ADDENDUM NUMBER	2	DATE	04-30-09
------------------------------	--	----------------------------	---	-------------	----------

Please use the attached affidavit instead of the similar one in the existing document. Note that the affidavits concerning “Good Faith” and “Form of Commitment” still are required.

NON-COLLUSION AFFIDAVIT

1. He/she is fully informed respecting the preparation and contents of the attached bid and of all pertinent circumstances respecting such bid;
2. Such bid is genuine and is not a collusive or sham bid;
3. Neither the said firm nor any of its officers, partners, owners, agents, representatives, employees or parties interest, including this affiant, has in any way colluded conspired, connived or agreed, directly or indirectly, with any other responder, firm, or person to submit a collusive or sham bid in connection with the contract or agreement for which the attached bid has been submitted or to refrain from making a bid in connection with such contract or agreement, or collusion or communication or conference with any other firm, or, to fix any overhead, profit, or cost element of the bid price or the bid price of any other firm, or to secure through any collusion, conspiracy, connivance, or unlawful agreement any advantage against KCDC or any person interested in the proposed contract or agreement; and
4. The price or prices quoted in the attached bid are fair and proper and are not tainted by any collusion, conspiracy, connivance, or unlawful agreement on the part of the firm or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

AFFIDAVIT OF ELIGIBILITY

1. The responder is not ineligible for employment on public contracts as a result of a conviction or guilty plea or a plea of nolo contendere to violations of the Sherman Anti-Trust Act, mail fraud or state criminal violations with a contact let by the State of Tennessee or any political subdivision of the State of Tennessee.
2. No commissioner or officer of KCDC or other person whose duty it is to vote for, let out, overlook or in any manner superintend any of the work for KCDC has a direct interest in the responder.

ILLEGAL IMMIGRANTS

1. The State of Tennessee amended the Tennessee Code Annotated, Title 12, Chapter 4 to prohibit contracting with firms that knowingly utilize the services of illegal immigrants in the performance of a contract for goods or services in the performance of a contract with the state or a state entity. Additionally such firms may not knowingly contract with sub-contractors who utilize the service of illegal immigrants.
2. By signing below the bidder agrees that:
 - a. The firm does not knowingly utilize the services of illegal immigrants in the performance of contracts.
 - b. The firm agrees that the State may conduct random checks of personnel records as it pertains to this issue.
 - c. Violation of this requirement shall be grounds for monetary and other penalties, up to and including termination of the contract. Additionally violation of this requirement may result in the firm being prohibited from submitting bids for a period of one year.

DRUG FREE WORK PLACE AFFIDAVIT

1. The undersigned, principal officer of _____, an employer of five or more employees contracting with Knoxville's Community Development Corporation to provide construction services, hereby states under oath as follows:
2. The Company submits this Affidavit pursuant to T.C.A. 50-9-113, which requires each employer with no less than five (5) employees receiving pay who contracts with the state or any local government to provide construction services to submit an affidavit stating that such employer has a drug-free workplace program that complies with Title 50, Chapter 9, of the *Tennessee Code Annotated*.
The Company is in compliance with T.C.A. 50-9-113.

BUY AMERICAN AFFIDAVIT

1. This project is being funded with ARRA Capital Stimulus Funds. Section 1605 of the Recover Act requires a "Buy American Effort." This means that only iron, steel and manufactured goods produced in the United States are to be used for this project.
2. Bidders are to ensure that equipment installed for this project is energy efficient. KCDC wants the most energy efficient designs, systems, equipment and controls that are life cycle cost effective. (Energy Independence and Security Act of 2007 Section 434).

_____	_____
(Name)	(Signature)
_____	_____
(Title)	(Date)

Subscribed and sworn before me this ____ day of _____ 20____.

Notary Public My commission expires: _____