CERTIFICATION OF BIDDER

The Certification of Bidder Form is intended to implement Executive Order 11246 (30 F.R. 12319-25), which includes rules, regulations, and orders for Equal Employment Opportunity. Because of this order, a certification regarding Equal Employment is required of bidders of prospective contractors and their proposed subcontractor(s) prior to the award of contracts or subcontracts.

The Certification of Bidder includes the bidder's name, address, and the Internal Revenue Service Employer Identification Number. It also contains four statements regarding participation in a previous contract or subcontract. Additional information required, is the dollar amount of bid, the performance period, and the expected total number of employees who will perform the proposed construction. Finally, the certification will include information regarding non-segregated facilities.

This certification must be signed, dated, and should be factual and complete to the best of the signer's knowledge.

CERTIFICATION OF BIDDERS
REGARDING
EQUAL EMPLOYMENT OPPORTUNITY

In accordance with Executive Order 11246 (30 F.R. 12319-25), the implementing rule and regulations thereof, and orders of the Secretary of Labor, a Certification regarding Equal Employment Opportunity is required of bidders of prospective contractors and their proposed subcontractors prior to the award of contracts or subcontracts.

CERTIFICATION OF BIDDER

Bidders Name: _____

Address: _____

Internal Revenue Service Employer Identification Number: _____

Dun's Number:_____

EQUAL OPPORTUNITY CLAUSE

During the performance of this contract, the contractor agrees as follows:

1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The contractor will take affirmative action to ensure that applicants are employed and that employees are treated, during employment, without regard to their race, color, religion, sex, national origin, national origin, familial status (persons with children under 18 years of age, including pregnant women), disability, and also to persons with special needs, sexual orientation or gender identity. Such action shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in a conspicuous place available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this nondiscrimination clause.

2) The contractor will in all solicitation or advertisements for employees place by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, national origin, national origin, familial status (persons with children under 18 years of age, including pregnant women), disability, and also to persons with special needs, sexual orientation or gender identity.

3) The contractor will send to each labor union or representative of workers with which they have a collective bargaining agreement or other contract of understanding, notice advising the labor union or worker's representative of the contractor's commitments under Section 202 of Executive Order 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

4) The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and by the rules, regulations and relevant orders of the Secretary of Labor.

5) The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and the rules, regulations and order of the Secretary of Labor pursuant thereto, and will permit access to his books, records and accounts by the Department of the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations and orders.

6) In the event of the contractor's non-compliance with the nondiscrimination clauses of this contract or with any such rules, regulations or orders, this contract may be canceled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contractors in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies involved as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation or order of the Secretary of Labor, or an otherwise provided by law.

7) The contractor will include the provisions of paragraphs one (1) through seven (7) in every subcontract or purchase order unless exempted by rules, regulations or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the Department may direct as a means of enforcing such provisions including sanctions for noncompliance, provided, however, that in the event the contractor becomes involved in, or is threatened with, litigation with the subcontractor or vendor as a result of such directions by the Department, the contractor may request the United States to enter into such litigation to protect the interest of the United States.

The contractor/subcontractor is fully aware that the St. Clair County Intergovernmental Grants Department has established that not less than <u>fifteen percent</u> (15%) of the total funds must be expended with minority businesses in the form of services, supplies, contracts, and/or other subcontracts.

1) Participation in a previous contract or subcontract.
   a) Bidder has participated in a previous contract or subcontract subject to the Equal Opportunity Clause? ☐ Yes ☐ No

b) Compliance reports were required to be filed in connection with such contract or subcontract? ☐ Yes ☐ No

c) Bidder has filed all compliance reports required by Executive Order 10925, 11114 11246 or by regulations of the Equal Employment Opportunity Commission issued pursuant to Title VII of the Civil Rights Act of 1964? ☐ Yes ☐ No

d) If answer to item "c" is "No", please attach detailed explanation on additional page.

2) Dollar amount of bid: $_____

3) Anticipated performance period _____(Days).

4) Expected total number of employees to perform the proposed construction_____.

5) Non-segregated facilities: ☐ Yes ☐ No

Notice to prospective Federally Assisted Construction Contractors:

Contractors receiving federally-assisted construction contract awards exceeding $10,000 which are not exempt from the provisions of the Equal Opportunity Clause will be required to provide the forwarding of the following notice to prospective subcontractors

for supplies and construction contracts where the subcontracts exceed $10,000 and are not exempt from the provisions of the Equal Opportunity Clause.

Contractors receiving subcontract awards exceeding $10,000, which are not exempt from the provisions of the Equal Opportunity Clause, will be required to provide the forwarding of this notice to prospective subcontractors for supplies and construction contracts where the subcontracts exceed $10,000 are not exempt from the provisions of the Equal Opportunity Clause.

Certification of Non-Segregated Facilities:

The federally assisted construction contractor certifies that he/she does not maintain or provide for his/her employee any segregated facilities at any of his/her establishments, and that he/she does not permit his/her employees to perform their services at any locations, under his/her control, where segregated facilities are maintained. The federally assisted construction contractor certifies further that he/she will not permit his/her employees to perform their services at any locations, under the 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 room, work areas, entertainment areas, transportation and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, creed, color, national origin, familial status (persons with children under 18 years of age, including pregnant women), disability, and also to persons with special needs, sexual orientation or gender identity because of habit, local custom, or otherwise. The federally assisted construction contractor agrees that (except where he/she has obtained identical certification from proposed subcontractors

for the specific time periods) he/she will obtain identical certifications in duplicate from proposed subcontractors prior to the award of subcontractors exceeding $10,000 which are not exempt from the provisions of the Equal Opportunity Clause, and that he/she will retain the duplicate of such certifications of his/her files. The contractor will include the originals in his Bid Package.

6) Race or ethnic group designation of bidder. Enter race or ethnic group in the appropriate block:

___ African American
___ Hispanic American
___ Asian American
___ Aleut
___ Eskimo
___ American Indian
___ Caucasian

Certification:

The information above is true and complete to the best of my knowledge and belief.

_____

Name and Title of Signer (please type/print)

_____ _____

Signature Date

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.