

# Request for Proposals

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**Buffalo Urban Development Corporation**

Architectural & Engineering Consulting, Project Inspection Services,  
and Grant Administration Services for:

## **Northland Corridor Redevelopment Phase 3**

**RFP Issue: December 5, 2022**

**Pre-Proposal Meeting: December 12, 2022**

**Questions Due: January 9, 2023**

**Proposals Due: January 17, 2023**



**Empire State  
Development**



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## **1.0 Introduction**

Buffalo Urban Development Corporation (BUDC) is the City of Buffalo's not-for-profit local development corporation, reclaiming distressed land and buildings for future development. Mayor Byron W. Brown is the Chairman of the Board which oversees BUDC. As a local development corporation, BUDC seeks to create an environment conducive to private investment, provide oversight and visioning for projects of regional significance, serve as a liaison among various public and private stakeholders, serve as a conduit for public funding of significant projects, and serve as a real estate holding company for certain public-sector projects.

The mission of BUDC is to support the urban economic development efforts of the region through acquisition, remediation, and management of distressed properties, and to engage in related real estate development activities for the purpose of attracting and/or retaining new and existing businesses to the City as part of the region. The mission of BUDC also includes supporting the revitalization of downtown Buffalo by serving as the lead management entity for Buffalo Building Reuse Project (BBRP) initiatives, working in collaboration with the City of Buffalo, including the coordination of financial assistance for downtown adaptive re-use projects, public right-of-way improvements, and the Ralph C. Wilson Jr. Centennial Park project.

## **2.0 Overview**

BUDC is soliciting proposals from architectural and engineering consulting firms to design, administer and manage Phase 3 of the Northland Corridor Redevelopment project. Phase 3 of the Northland Corridor Redevelopment project will include multiple funding sources such as Economic Development Administration (EDA)'s Build Back Better Challenge, Empire State Development (ESD), National Grid and others identified during the project.

The project will accelerate the successes of the Northland Workforce Training Center (NWTC) and Buffalo Manufacturing Works (BMW) programs and meet growing site demand for industrial space by creating an advanced manufacturing hub along the Northland Corridor on Buffalo's East Side.

The project includes the production of final design/construction documents and project inspection for each of the below components:

- **541 East Delavan Avenue:** This project will renovate a 44,000 square foot industrial building to prepare it for future tenants. The work will include extensive environmental remediation and site work, as well as the installation of new green infrastructure for storm water management, a rooftop photovoltaic (PV) solar and battery storage system. The building is suitable for a single or multiple tenants.
- **612 Northland 'B' Building:** The 15,000 square foot 'A' portion of this building was renovated under previous phases of the Northland Corridor Redevelopment. The 10,000 square foot 'B' portion of the building will be renovated with the potential to provide leasable space for one or two tenants.
- **Clean Energy Microgrid:** The implementation of a Clean Energy Microgrid will advance State and National Clean Energy goals and provide a competitive advantage for advanced manufacturing companies locating to the Corridor. This includes
  - Expansion of the existing BUDC-owned substation with a new 3.5MW transformer and a second 23kV feeder line to the station.
  - Installation of clean energy generating facilities and battery storage along the corridor,

primarily rooftop PV solar on 631 and 683 Northland Avenue, and 541 East Delavan Avenue. It will be integrated with the Northland Workforce Training Center and linked with clean energy training curriculum under development by the Center.

- Implementation of a “Community Solar” program using PV power generated to share benefits to provide monthly discounts on electrical power bills in the adjoining residential neighborhood.
- **Corridor Parking:** The project will construct/reconstruct approximately 120 new parking spaces in two locations (714 Northland Avenue and “South Lot” adjoining 683 Northland Avenue) to service both existing and new businesses in the Corridor.

### **Preproposal Meeting**

A preproposal meeting will be held in Suite 404 at 95 Perry Street, Buffalo, NY on December 12, 2022 at 1:00 p.m. for a brief project overview and to address any general questions which potential respondents may have regarding this RFP. Please reach out to Rebecca Gandour

[rgandour@buffalourbandevelopment.com](mailto:rgandour@buffalourbandevelopment.com) no later than December 9, 2022 at noon to obtain call-in information. Any other questions regarding this RFP should be made in writing to Rebecca Gandour at [rgandour@buffalourbandevelopment.com](mailto:rgandour@buffalourbandevelopment.com) no later than January 9, 2023 at noon. No requests for oral interpretations via the telephone will be accepted.

## **BUDC RESERVE THE RIGHT TO REJECT ANY OR ALL PROPOSALS, AND THE RIGHT TO WAIVE ANY INFORMALITIES THEREIN.**

### **3.0 Background & Project Area**

In September of 2014, Governor Andrew M. Cuomo and Mayor Byron W. Brown announced plans for the acquisition and redevelopment of fifty (50) acres of vacant and underutilized land, as well as over 700,000 SF of industrial buildings along the City’s Northland Beltline Corridor. As part of the Buffalo Billion Initiative, the mission was to create a state-of-the-art hub campus for workforce training and advanced manufacturing, to spur new economic opportunity and job creation within the City of Buffalo.

As lead developer and owner/manager, the Buffalo Urban Development Corporation (BUDC) is overseeing the transformation. In working with Empire State Development (ESD) and the New York Power Authority (NYPA), a redevelopment strategy has been formulated that focusses on advanced manufacturing, technology, clean energy, and green initiatives.

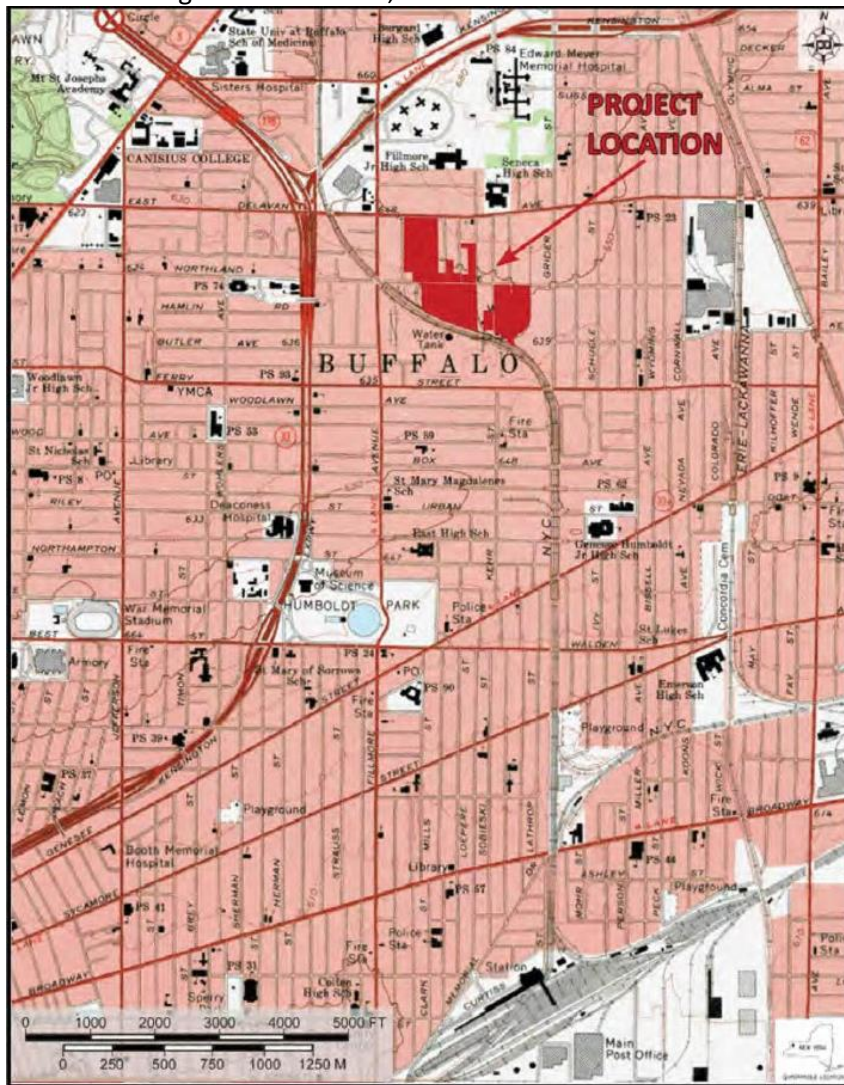
Since the launch of the project in August of 2017, Phase 1 and 2 have been completed. Phase 1 was anchored by the NWTC at 683 Northland Avenue (Northland Central) and included the transformation of 120,000 SF of space to include administrative areas, classrooms, industrial shops, and labs to train and turn out highly skilled members of the local community. The remaining 115,000 SF was transformed into additional office and manufacturing space for select tenants including BMW, Insyte Consulting, SmartCharge, ReTech Systems, Garwood Medical, and Rodriguez Construction Group. Phase 1 also included the demolition of the Houdaille main plant, as well as the renovation of the ‘A’ building at 612 Northland Avenue to temporarily house the Albright-Knox art gallery. Phase 2 of the project featured improvements to the surrounding streetscape. Work included the enhancement of traffic flow, as well as the installation of new signage, pavement markings, traffic signals, and safety cameras. The pedestrian environment was also improved with the adaption of new granite curbs, curb extensions, wider sidewalks, ADA compliant sidewalk ramps, and audible pedestrian signals. In addition, new trees

were planted, lighting was added, and a public space was created. Located at 577 Northland Avenue, this public space is complete with green infrastructure, including stormwater planters, bioswales, and landscaping.

Overall, Phase 3 of this project, will further implement the Western New York Regional Economic Development Council's vision to create an advanced manufacturing hub along the Northland Corridor on Buffalo's east side.

### **Project Location/Study Area**

Below is a map of the City of Buffalo with the Northland Corridor Redevelopment noted. This site is on the East Side of Buffalo and within the Northland Avenue Neighborhood. This community is approximately 1.5 square miles in total and includes a mix of residential streets, industrial facilities, and limited retail. This walkable neighborhood also features the Erie County Medical Center Campus and Mt. Olive Baptist Church to the north, as well as several public schools. Other surrounding neighborhoods include Kensington to the North, Hamlin Park to the West and Martin Luther King, Jr. Park to the South.

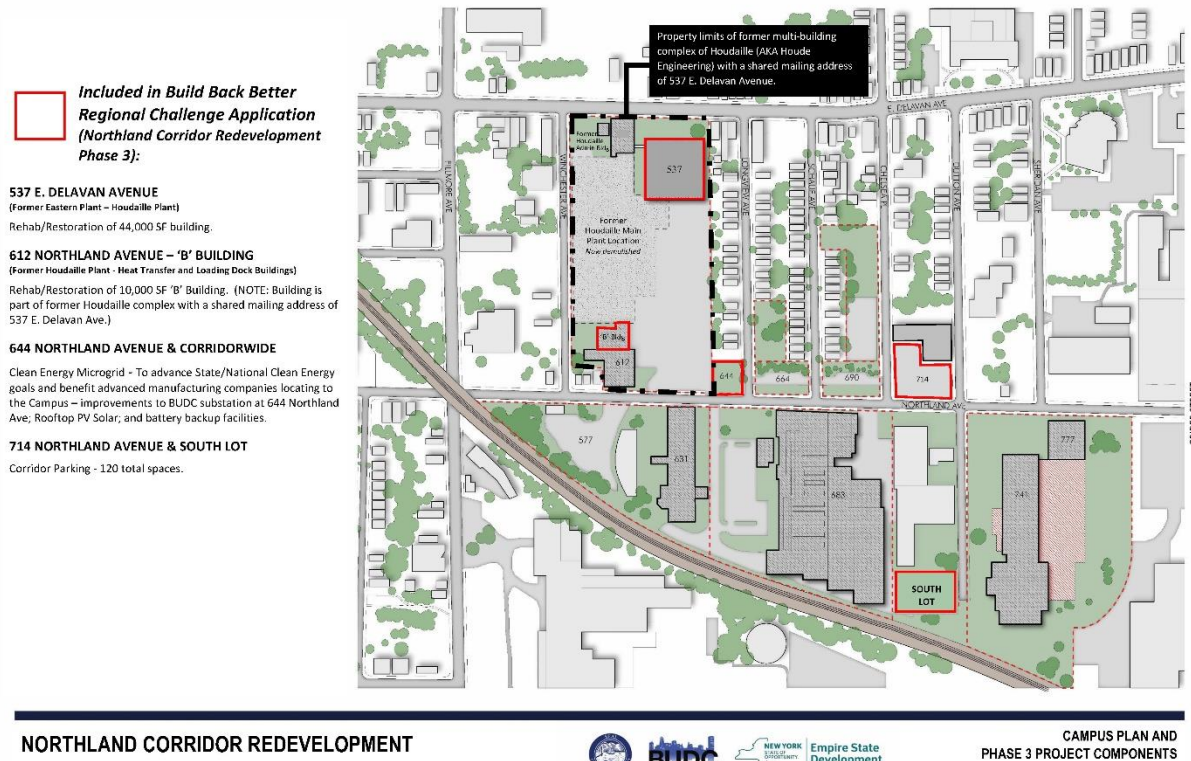


**NORTHLAND REDEVELOPMENT CORRIDOR – PHASE 3**

**FIGURE 1:  
PROJECT LOCATION**



Below is a map of the overall campus plan. This site is bordered by East Delavan Avenue to the North, Grider Street to the East, Fillmore Ave to the West, and the CSX "beltline" rail line to the South.



## 4.0 Scope of Work

For the purposes of the proposal submittal, the following is a description of the suggested scope of services to be performed and completed by successful firm(s):

### Project Initiation

- The design consultant shall meet with BUDC representatives to discuss the project scope in further detail.
- The design consultant shall conduct site visit(s) to become familiar with existing infrastructure, conditions, and previous redevelopment efforts.
- The design consultant shall become familiar with all documents, agreements, and regulations controlling the site, including Build Back Better funding specifics.
- The design consultant shall organize pre-design meetings with all involved parties.
- The design consultant shall provide all detail necessary to meet the project timeline.

### Boundary and Topographic Survey

- The design consultant (or its subcontractor) shall conduct a field topographic survey of the area(s) involved, as well as all vertical and horizontal alignments necessary for design.
- The design consultant (or its subcontractor) shall prepare a boundary survey.

### Site Planning

- The design consultant (or its subcontractor) shall analyze key factors influencing each site and

design accordingly.

**Regulatory Environmental Review**

- The design consultant (or its subcontractor) shall review the completed National Environmental Policy Act (NEPA) process and New York's State Environmental Quality Review Act (SEQR) forms to ensure compliance and update if necessary.

**Subsurface Investigation**

- The design consultant (or its subcontractor) shall perform a geotechnical investigation on each site and structural analysis of the existing buildings.
- The design consultant shall identify Brownfield Cleanup Program threshold for each project and determine eligibility for tax credits.

**Design Development**

- The design consultant shall prepare the preliminary construction documents (working plans, designs, grades, detailed drawings, computations, calculations, special specifications, schedule of quantities, estimates of cost, etc.) for each project component for final review and approval by BUDC.
- The design consultant shall schedule a meeting(s) to ensure all comments and feedback are incorporated into the final construction documents.
- The design consultant (or its subcontractor) shall review the Memo of Agreement (MOA) between BUDC and the State Historic Preservation Office (SHPO), regarding the Northland Corridor Redevelopment, to ensure that all design efforts are in compliance.
- The design consultant shall consult with the City of Buffalo Chief of Fire Prevention at all stages of design associated with the battery storage system.

**Permitting**

- The design consultant shall determine what permits are required and verify the timeline to obtain such.

**Construction Document Development and Bidding**

- The design consultant shall review and revise EDA's front end boiler plate documents.
- The design consultant (or its subcontractor) shall prepare the final construction documents for each project component (plans, specifications, bidding documents and cost estimates).
- The design consultant shall prepare twenty-five (25) full-size copies of the drawings and twenty (25) copies of the specifications for the bid process, and an additional ten (10) reduced (half-size) copies of the drawings, and a CD of same.
- The design consultant will aid with the construction bid proceedings and the analysis of all bids received.
- The design consultant will provide a specific recommendation as to the award of the construction contract. Prior to the award of the construction contract, BUDC will review the qualifications of the lowest bidding contractors for eligibility to participate in the project.

**Construction Administration**

- The design consultant shall be responsible for conducting weekly construction progress meetings.

- The design consultant shall be responsible for reviewing the contractor's safety plan to assure compliance with all relevant standards.
- The design consultant shall provide construction oversight to ensure the quality of construction and the conformity with plans and specifications.
- The design consultant shall review and approve shop drawings, submittals, payment applications, change orders, documentation for funding sources, EEO compliance documentation, OSHA compliance documentation, NYS Department of Labor compliance documentation, etc. as prepared by the contractor.
- The design consultant will prepare parallel cost estimates for proposed change orders and make necessary recommendations to the BUDC.
- The design consultant shall make recommendations (in writing) to BUDC on all project issues.
- The design consultant shall prepare and supply four (4) sets of final "as-built" plans and a CD of same.

#### **Construction Inspection**

- The design consultant shall analyze the various needs for construction inspection and develop a plan to accomplish same with its internal staff and/or an outside consultant. The consultant's proposed fee for this task should include a complete breakdown of associated costs.

#### **Construction Testing**

- The design consultant, with approval of BUDC, shall select and hire a laboratory consultant to be employed for materials testing during construction. The cost of this item shall be a reimbursable expense to the design consultant on a direct-cost basis (with no mark-up), for a lump sum. Any and all costs in coordinating this operation by the design consultant during construction are to be included in the proposal for this project.

#### **Project Labor Agreement**

- The design consultant shall provide services to support BUDC in evaluating the feasibility of a Project Labor Agreement (PLA) for the Northland Training Center while maximizing minority and women business and local workforce participation.

#### **Grant Administration**

- The design consultant shall understand the Build Back Better Regional Challenge and the funding that has been awarded to ESD for Western New York's Advanced Manufacturing Cluster. For Phase 3 of the Northland Corridor Redevelopment, they shall assist BUDC on the distribution of funds.
- The design consultant shall prepare and submit the following reports to EDA's Project Officer listed below:
  - *Project Progress Reports* The design consultant must submit progress reports on a quarterly basis for the periods ending March 31, June 30, September 30, and December 31, or any portion thereof, until the final disbursement is made by EDA. Reports should be submitted using the approved EDA template, which will be provided by the Project Officer. Reports are due no later than 1 month following the end of the quarterly period.
  - *Financial Reports* The design consultant must submit a "Federal Financial Report" (Form SF-425 or any successor form) on a semi-annual basis for the periods ending March 31 and September 30, or any portion thereof, for the entire project period. Form SF-425



and instructions for completing this form are available at:

<https://www.grants.gov/web/grants/forms/post-award-reporting-forms.html>.

A final Form SF-425 must be submitted no more than 120 calendar days after the date the Recipient accepts the completed project from the contractor(s) unless an extension is granted in writing by the Project Officer. Final Financial Reports should follow the guidance outlined in the instructions for submitting mid-term financial reports but should ensure that all fields accurately reflect the total outlays for the entire project period and that all matching funds and program income (if applicable) are fully reported. Determination of the final grant rate and final balances owed to the government will be determined based on the information on the final Form SF-425, so it is imperative that it be submitted in a timely and accurate manner.

Kai Waechter

Civil Engineer

Phone: (215)262-4619

Email: [kwaechter@eda.gov](mailto:kwaechter@eda.gov)

**The Scope of Work has been prepared as a proposal guideline. It is the respondent's responsibility to add any other design consultant service necessary to complete the project.**

## **5.0 Compliance with Funding Source**

The U.S. Department of Commerce Economic Development Administration Standard Terms and Conditions for Construction Projects, as well as the U.S. Department of Commerce Financial Assistance Standard Terms and Conditions can be viewed at <https://eda.gov/arpa/build-back-better/>.

## **6.0 Project Timeline**

The expected duration of the project from commencement to completion is forty-three (43) months, including 12 months of design work. Any and all proposals should include a timeline for completion that identifies major milestones.

### **Design Period**

Schematic Design work for 537/541 East Delavan Avenue has already been completed by a previous design team, therefore reducing the overall design period to eight (8) months. Furthermore, preliminary design work for the clean energy microgrid has already been completed, therefore final design work can begin immediately.

### **Time to Obtain Permits**

Permits for components of the project would be limited to local site plan approvals and building permits issued by the City of Buffalo Planning Board and Department of Permit and Inspection Services. These approvals have been issued for some initial work on one of the targeted projects, 537 East Delavan Avenue, but have not been submitted for the other three properties, the Clean Energy Microgrid elements or campus parking improvements, given that such work would be triggered by a grant award. Please note that given the past industrial uses on the campus, selected efforts for handling contaminated soils/materials may be identified for certain project components. Such efforts would be coordinated with the New York State Department of Environmental Conservation but would not involve

the need for issuance of any additional local/state/federal “permits”.

Securing City Planning Board approval and Building Permits for each project is expected to take approximately two (2) months. This process will begin after the competition of the design and solicitation and award of the construction contracts. An exception to this timing and duration is the Clean Energy Microgrid portion of this project.

**Time to Obtain Easements/Rights-of-Way**

Verify if easements/rights-of-way are required.

**Construction Period**

Construction Period for each component of the project ranges from twelve (12) to eighteen (18) months immediately following approval of permits.

## **7.0 Proposal Format/Requirements**

Submissions must include the following information in a brief and concise format. While there is no page limit for proposals, they should be concise. BUDC reserves the right to request additional information during the review of proposals and to reject any and all submissions.

**Cover Letter**

The cover letter should include the official name of the firm submitting the proposal, mailing address, e-mail address, telephone number, and primary contact name. The letter must be signed by an official authorized to bind the proposer contractually and contain a statement that the proposal is firm for ninety (90) days. An unsigned letter, or one signed by an individual not authorized to bind the consultant, may be disqualified.

**Minority and Women Business Enterprise Interest**

In accordance with Governor Hochul’s Executive Order No. 8 establishing a policy to promote equal opportunity in contracting for all persons, without discrimination for minority group members and women and business enterprises owned by them, and to eradicate the barriers that have impaired access by minority and women-owned business enterprises to State contracting opportunities, the BUDC and the City of Buffalo seeks to encourage meaningful partnerships with and participation from NYS-certified Minority and Women-Owned Business Enterprises (M/WBE) at all project levels. For purposes of this solicitation, the City of Buffalo hereby establishes an overall goal of (a) 25% for Minority-Owned Business Enterprises (“MBE”) participation and 5% for Women-Owned Business Enterprises (“WBE”) participation for third-party vendors and services utilized during the life of this contract. The vendor must document good faith efforts to provide meaningful participation by MWBEs as subcontractors or suppliers in the performance of the contract and agrees that the BUDC may withhold payment pending receipt of the required MWBE documentation. M/WBEs companies are encouraged to respond.

**Understanding and Approach**

Respondents to this RFP should include a brief narrative explaining their understanding and approach for this project and requested scope of work. The understanding and approach should outline a proposed scope of work, specific phases and tasks, and the deliverables and products to be provided.

**Firm Profile, Experience of Firm/Project Team, and References**

Firms or their principals responding to this RFP must be licensed to practice in New York State. Proposals should include a firm profile, organizational chart identifying the project manager and team members with their titles, resumes from key personnel, and references from at least 3 clients for whom the consultant has performed services for within the past 3 years. All proposed sub-consultants must also be identified, along with their project managers and key personnel.

The project team should have a full range of relevant planning, design, construction, and project management experience. Primary personnel in each of the noted disciplines must be identified by name and office location, with resumes included, and should demonstrate satisfactory experience and depth in each of the required disciplines. The role of your organization should be clearly highlighted in any references to experience on prior projects and initiatives.

**Fee Proposal**

The proposal should include a proposed fee for all services delineated by phase and task as outlined in the consultant proposed scope of work. The fee proposal should include the hourly rate of each staff member who will work on a task and their number of hours by phase and task. The consultant contract will be lump sum or an agreed maximum. No part of the fee for other services will be based on a cost-plus-a-percentage-of-cost or a cost using a multiplier.

**Attachments**

Please complete and include all forms under Exhibit A as an addendum to your proposal.

**8.0 Submission Instructions**

Seven (7) copies of the proposal must be submitted in hard-copy and one (1) electronically via e-mail, no later than noon on January 17, 2023 to:

Rebecca Gandour, Executive Vice President  
Buffalo Urban Development Corporation  
95 Perry Street, Suite 404  
Buffalo, New York, 14203  
E-mail: [rgandour@buffalourbandevelopment.com](mailto:rgandour@buffalourbandevelopment.com)

**9.0 Selection Process**

A detailed evaluation of proposals will be conducted by BUDC. To select the most advantageous proposal for consulting services related to the scope of work contained in the RFP, comparative judgments of technical factors, in addition to price, will be necessary. Evaluation will be based on at least the following criteria, not necessarily in the order provided or with equal weight given to each criterion.

1. Responsiveness to the provisions and requirements of this RFP.
2. Overall approach and methodology, as well as demonstrated understanding of the Owner's objectives for the project.
3. Thoroughness of the proposal and clarity of the services to be provided.
4. Ability, capacity, and skill of the consultant to perform the services requested in this RFP.
5. Quality of performance of previous contracts or service as demonstrated through your references.

6. Equity practices.
7. Fee proposal.

Based on the received proposals, BUDC will short list/select. Interviews will most likely be required.

BUDC does not assume the responsibility or liability for costs incurred by firms responding to this RFP or to any subsequent requests for interviews, additional information, submissions, etc. prior to issuance of a contract. The selected firm(s) must demonstrate to BUDC that no City and/or County of Erie tax arrearages or other fees or related liens exist nor are there any pending City of Buffalo Housing Court Cases and or open letters of violation for the applicant and principals.

## **10.0 General Requirements**

Pursuant to State Finance Law §§139-j and 139-k, this Request for Proposals imposes certain restrictions on communications between Bidders and BUDC during the procurement process. Bidders are prohibited from making contacts (whether oral, written, or electronic) with any BUDC personnel or BUDC Board member other than the designated BUDC staff member (unless the contact is otherwise permitted under State Finance Law §139-j(3)(a)). In addition, Bidders are hereby notified that any contact with any BUDC personnel, BUDC Board member or the designated BUDC staff member which a reasonable person would infer is intended to influence the award of the contract under this Request for Proposals is prohibited. These prohibitions apply from the Bidder's earliest notice of BUDC's intent to solicit proposals through the final award and approval of the procurement contract ("Restricted Period"). For the purposes of this Request for Proposals, the designated BUDC staff member is Rebecca Gandour, [rgandour@buffalourbandevelopment.com](mailto:rgandour@buffalourbandevelopment.com).

### **Bidder's Affirmation of Understanding of and Agreement Pursuant to State Finance Law §139-j(3) and §139-j(6)(b)**

BUDC is required to obtain written affirmations from all Bidders as to the Bidder's understanding of, and agreement to comply with BUDC's procedures relating to permissible contacts (described in paragraph 1 above). The affirmation must be provided to BUDC when the Bidder submits its qualification statement. The form of affirmation to be completed and submitted by the Bidder is included herein as Exhibit A - Attachment 1 – Affirmation of Understanding Agreement.

### **Bidder's Certification of Compliance with State Finance Law §139-k(5)**

State Finance Law §139-k(5) requires Bidders to provide written certification that all information provided to BUDC with respect to State Finance Law §139-k is complete, true and accurate. The certification must be provided to BUDC when Bidder submits its qualification statement. The form of certification to be completed and submitted by the Bidder is included herein as Exhibit A – Attachment 2 – Offeror/Bidder Certification.

### **Bidder Disclosure of Prior Non-Responsibility Determinations**

State Finance Law §139-k(2) obligates BUDC to obtain specific information regarding prior non-responsibility determinations with respect to State Finance Law §139-j. In accordance with State Finance Law §139-k, each Bidder must disclose whether there has been a finding of non-responsibility made within the previous four (4) years by any Governmental Entity due to: (a) a violation of State Finance Law §139-j or (b) the intentional provision of false or incomplete information to a Governmental Entity. State Finance Law §139-j sets forth detailed requirements about the restrictions on contacts during the procurement process. A violation of State Finance Law §139-j includes, but is not limited to, an impermissible contact

during the Restricted Period (for example, contacting a person or entity other than the designated contact person, when such contact does not fall within one of the exemptions).

As part of its responsibility determination, State Finance Law §139-k(3) mandates consideration of whether a Bidder fails to timely disclose accurate or complete information regarding the above non-responsibility determination. In accordance with the law, no procurement contract shall be awarded to any Bidder that fails to timely disclose accurate or complete information under this section, unless a finding is made that the award of the procurement contract to the Bidder is necessary to protect public property or public health and safety, and that the Bidder is the only source capable of supplying the required article of procurement within the necessary timeframe. Exhibit A – Attachment 3 – Offeror Disclosure of Prior Non-Responsibility must be completed by the Bidder and submitted to BUDC at the time of Bidder's submission of its qualification statement.

New York State Finance Law §139-k (5) provides that every procurement contract award subject to the provisions of State Finance Law §§139-k and 139-j shall contain a provision authorizing termination of the contract in the event that the certification provided by the Bidder that is awarded the contract is found to be intentionally false or intentionally incomplete. The following provision is hereby incorporated by reference and included in the contract that is awarded (if one is awarded) pursuant to this Request for Proposal.

**ATTACHMENT A**

**Affirmation of Understanding & Agreement pursuant to State Finance Law §139-j (3) and §139-j (6) (b)**

I affirm that I understand and agree to comply with the procedures of the BUDC relative to permissible contacts as required by State Finance Law §139-j (3) and §139-j (6) (b).

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

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Contractor Name: \_\_\_\_\_

Contractor Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**ATTACHMENT B**

Offerer/Bidder Certification:

**I certify that all information provided to the BUDC with respect to State Finance Law §139-k is complete, true and accurate.**

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

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Contractor Name: \_\_\_\_\_

Contractor Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_



**ATTACHMENT C**

**Offerer Disclosure of Prior Non-Responsibility Determinations**

Name of Individual or Entity Seeking to Enter into the Procurement Contract:

\_\_\_\_\_

Address:

\_\_\_\_\_

\_\_\_\_\_

Name and Title of Person Submitting this Form:

\_\_\_\_\_ Date: \_\_\_\_\_

1. Has any Governmental Entity made a finding of non-responsibility regarding the individual or entity seeking to enter into the Procurement Contract in the previous four years? (Please circle):

No

Yes

If yes, please answer the next questions:

2. Was the basis for the finding of non-responsibility due to a violation of State Finance Law §139-j (Please circle):

No

Yes

3. Was the basis for the finding of non-responsibility due to the intentional provision of false or incomplete information to a Governmental Entity? (Please circle):

No

Yes

4. If you answered yes to any of the above questions, please provide details regarding the finding of non-responsibility below.

Governmental Entity:

\_\_\_\_\_

Date of Finding of Non-responsibility:

\_\_\_\_\_

Basis of Finding of Non-Responsibility:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Add additional pages as necessary)

5. Has any Governmental Entity or other governmental agency terminated or withheld a Procurement Contract with the above-named individual or entity due to the intentional provision of false or incomplete information? (Please circle):

No                      Yes

6. If yes, please provide details below.

Governmental Entity:

\_\_\_\_\_

Date of Termination or Withholding of Contract:

\_\_\_\_\_

Basis of Termination or Withholding:

\_\_\_\_\_  
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(Add additional pages as necessary)

Offerer certifies that all information provided to the BUDC with respect to State Finance Law §139-k is complete, true and accurate.

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Signature

Name: \_\_\_\_\_ Title: \_\_\_\_\_