**REQUEST FOR QUALIFICATIONS**

**TO DESIGN, CONSTRUCT, AND PARTIALLY FINANCE**

**THE**

**I-285 & SR 400 RECONSTRUCTION PROJECT**

**THROUGH A  
DESIGN-BUILD-FINANCE AGREEMENT**

**PROJECT NUMBERS**

**NHS00-0000-00(784), P.I. No. 0000784**

**NH000-0056-01(052), P.I. No. 721850-**

**GEORGIA DEPARTMENT OF TRANSPORTATION**

**FORMS FOR REQUEST FOR QUALIFICATIONS**

**P3-484-110314DBF**

**ISSUED November 3, 2014**

**Statements of Qualifications Due: December 15, 2014 at 2:00 p.m. EST**

**These forms are provided in Word format for ease of completion when submitting the SOQ. By submitting such documents using the Word format, the Respondent certifies that the original form has not been altered other than the Respondent's content provided therein. If GDOT discovers a change in the form, GDOT reserves the right in its sole discretion to accept, reject, or seek additional clarification regarding such submission.**

**Georgia Department of Transportation**

**One Georgia Center**

**600 West Peachtree Street, NW**

**Atlanta, Georgia 30308**

**FORM A**

**TRANSMITTAL LETTER**

SUBMITTER:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

SOQ Submission Date:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Georgia Department of Transportation

One Georgia Center

600 West Peachtree Street, NW

Atlanta, Georgia 30308

Ladies and Gentlemen:

The undersigned (“Respondent”) submits this qualification submittal (this “SOQ”) in response to that certain Request for Qualifications dated as of November 3, 2014, together with addenda thereto (the “RFQ”), issued by the Georgia Department of Transportation (“GDOT”) to develop the **I-285 & SR 400** **Reconstruction Project** (the “Project”) through a Design-Build-Finance Agreement (“DBF Agreement”). Initially capitalized terms not otherwise defined herein shall have the meanings set forth in the RFQ.

Enclosed, and by this reference incorporated herein and made a part of this SOQ, are the following:

**VOLUME 1**- Pass/Fail

* Transmittal Letter (this Form A)
* Form B – Information Regarding Respondent, Lead Contractor, Lead Engineering Firm and Guarantors
* Form C-1 – Technical Qualifications –Design
* Form C-2 – Technical Qualifications –Construction
* Form D – Personnel References
* Form E – Certification
* Form F - Financing Experience of Lead Contractor
* Form G - Financial Information Summary
* CFO Certificate
* Teaming Agreement(s), or Summary of Key Terms of the Anticipated Agreements
* Key Personnel Commitment
* Organizational Chart

**VOLUME 2** – Technical

* Technical information
* Project Management Plan

**VOLUME 3 - Financial**

* Financial information

**VOLUME 4 - Confidential Information**

* Confidential Proprietary Information

Respondent acknowledges receipt, understanding and full consideration of all materials posted on the Website.

Respondent acknowledges receipt, understanding and full consideration of all of the addenda and sets of questions and answers to the RFQ set forth on the Website:

***[list any addenda to this RFQ and sets of questions and answers by dates and numbers]***

Respondent represents and warrants that it has read the RFQ, including any addenda thereto, and agrees to abide by the contents and terms of the RFQ.

Respondent understands that GDOT is not bound to shortlist any Respondent and may reject each SOQ received.

Respondent further understands that, except as set forth in the RFQ and RFP, all costs and expenses incurred by it in preparing this SOQ and participating in the Project procurement process will be borne solely by the Respondent.

Respondent agrees that GDOT will not be responsible for any errors, omissions, inaccuracies or incomplete statements in the RFQ or in this SOQ.

This SOQ shall be governed by and construed in all respects according to the laws of the State of Georgia.

Authorized Representative of Respondent: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Authorized Representative’s contact information, including title, firm name, telephone number, facsimile number and email address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

By executing this form the Respondent confirms that the representative named above is authorized to act as agent on behalf of the Respondent, the Lead Contractor and Lead Engineering Firm in dealings with GDOT.

Respondent’s business address:

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

(No.) (Street) (Floor or Suite)

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

(City) (State or Province) (ZIP or Postal Code) (Country)

State or Country of Incorporation/Formation/Organization: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*[Insert appropriate signature block from following page]*

1. Sample signature block for corporation or limited liability company:

*[Insert Respondent’s name]*

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

Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

2. Sample signature block for partnership or joint venture:

*[Insert Respondent’s name]*

By: *[Insert general partner’s or member’s name]*

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

Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

*[Add signatures of additional general partners or members as appropriate]*

3. Sample signature block for attorney in fact:

*[Insert Respondent’s name]*

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

Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney in Fact

.

**FORM B**

**INFORMATION REGARDING RESPONDENT,**

**LEAD CONTRACTOR, LEAD ENGINEERING FIRM AND GUARANTOR(S)\***

Name of Respondent:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Firm: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Year Established: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Individual Contact: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Federal Tax ID No.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Telephone No.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

North American Industry Classification Code: \_\_\_\_\_\_\_\_\_\_\_\_\_ Fax No.: \_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Official Representative: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Georgia Contact: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Business Organization (check one):

Corporation (If yes, then indicate the State and Year of Incorporation.)

Partnership

Joint Venture/Consortium

Limited Liability Company

Other (describe)

A. Business Name:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Business Address:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Headquarters: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Office Performing Work: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Contact Telephone Number: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**\*** Submit one copy of Form B related to the Respondent team generally (filling in the introductory information and Parts A, C and D). Submit one copy of Form B for each member of the Lead Contractor, the Lead Engineering Firm and Guarantor(s) (filling in the introductory information and Parts A, B and D).

B. Lead Contractor, Lead Engineering Firm and Guarantor(s) Information. If the Lead Contractor, Lead Engineering Firm or Guarantor(s) is a joint venture, consortium, partnership or limited liability company, indicate the name and role of each joint venturer, consortium member, partner or limited liability company member (as applicable) in the spaces below.

|  |  |  |
| --- | --- | --- |
| Name and Address | Proposed Role Within the Consortium, Joint Venture, Limited Liability Company or Partnership | Current or Expected Percentage of Interest Within the Consortium, Joint Venture, Limited Liability Company or Partnership and Type of Interest (if applicable) |
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C. Respondent Team Information- Lead Contractor. In the chart below, list the members of the Lead Contractor and the percentage interest of each member. If a member is a joint venture, consortium, partnership or limited liability company, indicate the entities making up the joint venture, consortium, partnership or limited liability company and their percentage interest in the entity.

|  |  |
| --- | --- |
| Lead Contractor Member Name (Composition of Lead Contractor) | Percentage Interest in Respondent |
| Example:  Contractor JV  (Joint Venturer #1 – 75%)  (Joint Venturer #2 – 25%) | 50% |
| Member 1: |  |
| Member 2: |  |
| Member 3: |  |

D. Respondent Team Information – Lead Engineering Firm. In the chart below, list the Lead Engineering Firm of the Respondent team in the appropriate box. If the Lead Engineering Firm is a joint venture, consortium, partnership or limited liability company, indicate the entities making up the joint venture, consortium, partnership or limited liability company and their percentage interest in the Lead Engineering Firm entity.

|  |  |
| --- | --- |
| Lead Engineering Firm Name (Composition of Lead Engineering Firm) | Percentage Interest in Lead Engineering Firm |
| Example:  Lead Engineer: Engineer JV  (Designers Inc. – 60%)  (Engineer Co. – 40%) |  |
| Member 1: |  |
| Member 2: |  |
| Member 3: |  |

E. Respondent Team Information – Other. In the chart below, list any other members of the Respondent team not identified above in the appropriate box. If the other member is a joint venture, consortium, partnership or limited liability company, indicate the entities making up the joint venture, consortium, partnership or limited liability company and their percentage interest in the entity.

|  |  |
| --- | --- |
| Firm Name (Composition of Firm) | Percentage Interest in Firm |
| Example:  Firm: Other JV  (Firm A – 60%)  (Firm B – 40%) |  |
| Member 1: |  |
| Member 2: |  |
| Member 3: |  |

**AUTHORIZED REPRESENTATIVE:**

Under penalty of perjury, I certify that the foregoing is true and correct, and that I am the Official Representative of the entity to which this form relates:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

[*Please make additional copies of this form as needed.*]

**FORM C-1**

**TECHNICAL QUALIFICATIONS - DESIGN**

**EXPERIENCE OF THE LEAD ENGINEERING FIRM IN THE DESIGN AND ENGINEERING OF DESIGN-BUILD TRANSPORTATION INFRASTRUCTURE PROJECTS**

**INSTRUCTIONS:**

1. List the experience of the Lead Engineering Firm only.
2. List no more than six projects in Form C-1 for the Lead Engineering Firm. GDOT will not take into consideration any projects listed above this cap.
3. Include at least two projects (USA or international) in which the Lead Engineering Firm’s design and engineering work involved transportation infrastructure with a construction value in excess of $150 million each that achieved final design in the last fiveyears. The Lead Engineering Firm must have held a minimum thirty percent (30%) of the ultimate responsibility for the listed design and engineering experience. If the Lead Engineering Firm is a joint venture, the experience must be from joint venturers that will perform at leastthirty percent (30%) of the Lead Engineering Firm’s potential engineering work for the Project.
4. Attach to this form a maximum one-page narrative description for each project listed (on separate 8-1/2” x 11” sized white paper). The description should, at a minimum, give an overview of the project, describe the type / sector of transportation infrastructure involved (road, airport, port, rail, bridge or tunnel), explain why the experience the company gained on the project is relevant, highlighting similarities in project design and/or construction. Provide reference contact information (name, title, employer, address, phone number and email) for each project.

| COMPANY NAME | PROJECT NAME AND LOCATION | PROJECT COST (1) & (2) | START/END DATES | % OF WORKS COMPLETED BY NOV. 1, 2014 | LEVEL OF COMPANY’S PARTICIPATION (3) | ROLE OF COMPANY FOR THE PROJECT (4) |
| --- | --- | --- | --- | --- | --- | --- |
| Example Entry: Design Core Inc. | I-75 Widening  Fort Meyers, Florida | $190,000,000 | Start Date: 10/01/04  End Date: 12/31/05 | 100% | $152,000,000  % of Work: 80% | Design Core Inc. performed 80% of the design work for the I-75 Widening Project and oversaw the remaining 20% of the work. |
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NOTES:

1. In thousands of United States Dollars. Identify exchange rates of amounts in other currencies using the exchange rate as of November 1, 2014. Exchange rates are to be sourced from Bloomberg’s FXC with the following field values: Date (11/01/14), Rate (Spot), Monitor (Last Price), Source (BGN).
2. Project Cost means the total construction cost budgeted or, if the project is complete, the total construction cost of the completed project.
3. Show company's participation in terms of money and percentage of the work.
4. Provide a brief summary of the role the company played in the listed project (scope of work).

**FORM C-2**

**TECHNICAL QUALIFICATIONS - CONSTRUCTION**

**EXPERIENCE OF THE LEAD CONTRACTOR IN THE CONSTRUCTION OF DESIGN-BUILD TRANSPORTATION INFRASTRUCTURE PROJECTS**

**INSTRUCTIONS:**

* 1. List the experience of the Lead Contractor only.
  2. List no more than six projects in Form C-2 for the Lead Contractor. GDOT will not take into consideration any projects listed above this cap.
  3. Include at least two projects (USA or international) in which the Lead Contractor’s work involved transportation infrastructure in a congested urban setting involving complex maintenance of traffic requirements having a construction value in excess of $300 million each that have been completed in the past five years. The Lead Contractor must have held a minimum thirty percent (30%) of the ultimate responsibility for the construction experience. If the Lead Contractor is a joint venture, the experience must be from joint venturers that will perform at least thirty percent (30%) of the Lead Contractor’s potential construction work for the Project.
  4. Attach to this form a maximum one-page narrative description for each project listed (on separate 8-1/2” x 11” sized white paper). The description should, at a minimum, give an overview of the project, describe the type / sector of transportation infrastructure involved (road, airport, port, rail, bridge or tunnel), explain why the experience the company gained on the project is relevant, highlighting similarities in project design and/or construction. Provide reference contact information (name, title, employer, address, phone number and email) for each project.

| COMPANY NAME | PROJECT NAME AND LOCATION | PROJECT COST (1) & (2) | START/END DATES | % OF WORKS COMPLETED BY NOV. 1, 2014 | LEVEL OF COMPANY’S PARTICIPATION (3) | ROLE OF COMPANY FOR THE PROJECT (4) |
| --- | --- | --- | --- | --- | --- | --- |
| Example Entry: Transport Construct Inc. | I-75 Interstate Widening  Fort Meyers, Florida | $300,000,000 | Start Date: 10/01/04  End Date: 12/31/05 | 100% | $240,000,000  % of Work: 80% | Transport Construct Inc. performed 80% of the construction work for the I-75 Interstate Widening Project and oversaw the remaining 20% of the work. |
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NOTES:

* 1. In thousands of United States Dollars. Identify exchange rates of amounts in other currencies using the exchange rate as of November 1, 2014. Exchange rates are to be sourced from Bloomberg’s FXC with the following field values: Date (11/01/14), Rate (Spot), Monitor (Last Price), Source (BGN).
  2. Project Cost means the total construction cost budgeted or, if the project is complete, the total construction cost of the completed project.
  3. Show company's participation in terms of money and percentage of the work.
  4. Provide a brief summary of the role the company played in the listed project (scope of work).

**FORM D**

**PERSONNEL REFERENCES**

**Respondent Team \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

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| --- | --- |
| **References for Lead Contractor’s project manager** | |
| **Name of individual proposed as Lead Contractor’s project manager** |  |
| **REFERENCE 1** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 2** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 3** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |

|  |  |
| --- | --- |
| **References for Lead Contractor’s superintendent** | |
| **Name of individual proposed as Lead Contractor’s superintendent** |  |
| **REFERENCE 1** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 2** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 3** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |

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| **References for Lead Engineering Firm’s lead design engineer** | |
| **Name of individual proposed as Lead Engineering Firm’s lead design engineer** |  |
| **REFERENCE 1** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 2** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |
| **REFERENCE 3** | |
| Name of the project on which the reference worked with the individual (1) |  |
| Name of reference |  |
| Reference’s employer |  |
| Reference’s title/position |  |
| Reference’s office phone and/or cell numbers (2) |  |
| Reference’s address and email |  |

Notes:

(1) This project must meet the relevant project-level threshold(s) in Exhibit E, Sections E.2.2.1(d)(ii) through (iv) in the RFQ

(2) For international phone numbers, include the full dialing code for calling from the United States.

**FORM E**

**CERTIFICATION**

**Name of Respondent: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Name of Firm: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

The term “affiliate” as used in this certification includes parent company(ies), subsidiaries, organizations under common ownership, joint venturers, partners, and other financially liable parties for that entity.

1. Has the firm or any affiliate or any **current** officer thereof, been indicted or convicted of bid (i.e., fraud, bribery, collusion, conspiracy, antitrust, etc.) or other contract related crimes or violations or any other felony or serious misdemeanor within the past five years?

Yes  No

If yes, please explain:

1. Has the firm or any affiliate ever sought protection under any provision of any bankruptcy act?

Yes  No

If yes, please explain:

1. Has the firm or any affiliate ever been disqualified, removed, debarred or suspended from performing work for the federal government, any state or local government, or any foreign governmental entity?

Yes  No

If yes, please explain:

1. Has the firm or any affiliate ever been found liable in a civil suit or found guilty in a criminal action for making any false claim or other material misrepresentation to a public entity?

Yes  No

If yes, as to each such inquiry, state the name of the public agency, the date of the inquiry, the grounds on which the public agency based the inquiry, and the result of the inquiry.

1. Within the last five years, has any construction project performed or managed by the firm or any affiliate involved repeated or multiple failures to comply with safety rules, regulations, or requirements during the course of construction?

Yes  No

If yes, please identify the firm or affiliate and the project(s), provide an explanation of the circumstances, and provide owner contact information, including current telephone and fax numbers (and email address if available).

1. Within the last ten years, has the firm or any affiliate been found, adjudicated or determined by any federal or state court or agency (including, but not limited to, the Equal Employment Opportunity Commission, the Office of Federal Contract Compliance Programs and any applicable Georgia governmental agency) to have violated any laws or Executive Orders relating to employment discrimination or affirmative action, including but not limited to Title VII of the Civil Rights Act of 1964, as amended (42 U.S.C. Sections 2000 et seq.); the Equal Pay Act (29 U.S.C. Section 206(d)); and any applicable or similar Georgia law?

Yes  No

If yes, please explain:

1. Within the last ten years, has the firm or any affiliate been found, adjudicated, or determined by any state court, state administrative agency, including, but not limited to, the Georgia Department of Labor (or its equivalent), federal court or federal agency, to have violated or failed to comply with any law or regulation of the United States or any state governing prevailing wages (including but not limited to payment for health and welfare, pension, vacation, travel time, subsistence, apprenticeship or other training, or other fringe benefits) or overtime compensation?

Yes  No

If yes, please explain:

1. Has the firm or any affiliate been determined, pursuant to a final determination in a court of law, arbitration proceeding or other dispute resolution proceeding, to be liable for a material breach of contract during the last five years with respect to a transportation project?

Yes  No

If yes, please identify (for each instance) the entity determined liable and the project name, provide an explanation of the circumstances and provide owner contact information, including telephone and fax numbers (and email address if available).

1. Has a surety completed any work on behalf of the firm or affiliate with respect to a transportation project during the last five years?

Yes  No

If yes, please provide (for each instance) an explanation of the circumstances, the project name and an owner’s representative with a current telephone and fax number (and email address if available).

1. Has the firm or any affiliate been terminated for cause during the last five years with respect to a transportation project?

Yes  No

If yes, please identify (for each instance) the entity terminated for cause and the project name, provide an explanation of the circumstances and provide owner contact information, including telephone and fax numbers (and email address if available).

1. Has the firm or any affiliate been involved in any arbitration, litigation, dispute review board or other dispute resolution proceeding occurring during the last ten years involving an amount in excess of $500,000 related to performance on public infrastructure projects?

Yes  No

If yes, please provide a brief description (including the resolution) of each qualifying arbitration, litigation, dispute review board or other dispute resolution proceeding. For each instance, identify an owner’s representative with a current telephone and fax number (and email address if available).

1. With respect to each of Questions 1-11 above, if not previously answered or included in a prior response on this form, is any proceeding, claim, matter, suit, indictment, etc. currently pending against the firm or any affiliate that could result in the firm or affiliate being found liable, guilty or in violation of the matters referenced in Questions 1-11 above and/or subject to debarment, suspension, removal or disqualification by the federal government, any state or local government, or any foreign governmental entity?

Yes  No

If yes, please explain and provide the information requested as to such similar items set forth in Questions 1-11 above.

(13) During the last five years, has the firm or affiliate withdrawn, after shortlisting and/or pre-qualification, from a DB, DBF or design-build-finance-operate-maintain (DBFOM) procurement of transportation projects in North America that later achieved commercial close?

Yes  No

If yes, please provide (for each instance) an explanation of the circumstances, including the reason for the withdrawal, the project name and the contact information for an owner’s representative with a current telephone and fax number (and email address if available).

Under penalty of perjury, I certify that the foregoing is true and correct, and that I am the firm’s Official Representative:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
  
Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

**FORM F –FINANCING EXPERIENCE OF THE LEAD CONTRACTOR**



|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **LEAD CONTRACTOR MEMBER NAME** | **PROJECT NAME AND LOCATION** | **NAME OF AND RELATIONSHIP TO ENTITY WHOSE EXPERIENCE IS CITED** | **PROJECT TYPE**  **(1)** | **ROLE(S) ON PROJECT**  **(2)** | **PROJECT CONSTRUCTION VALUE**  **(3)** | **PROJECT FINANCING SIZE**  **(3), (4)** | **DEBT AMOUNT & SOURCE**  **(3), (5)** | **INTEREST IN BORROWER (% AND TYPE)**  **(6)** | **OUTCOME OR STATUS (7)** |
| ***Sample entry:*** X Construction Co. | Interstate-X Corridor Project, [State], USA | X Conglomerate (guarantor of X Construction Co.) | DBFOM (Availability Payments and Final Acceptance Payment) | Lead contractor | $1.1 billion | $950,000,000 | $200,000,000 (senior bank loan)  $350,000,000 (TIFIA loan)  $400,000,000 (PABs) | 50% equity ownership of project company | Financial close (Nov. 15, 2012) |
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**INSTRUCTIONS:**

1. Respondents may only list the experience(s) of the Lead Contractor or any firm that comprises 20% or more of the Lead Contractor, or the Guarantor of such firms. Respondents may include the financing experience of affiliates of such firms if they provide, as an attachment to this Form, a certification from the chief executive, chief operating(or similar) officer of the Affiliate that confirms: (i) the ownership or management structure, as applicable, that creates the relationship between the Lead Contractor and the Affiliate and (ii) the Affiliate’s willingness and ability to provide human resources and other professional support to the Lead Contractor, as needed, for the Lead Contractor to successfully submit a responsive Proposal and satisfy its obligations in respect of the Project.
2. Respondents may list only projects: (i) which involved private financing; (ii) for which a proposal with committed financing was submitted within (10) ten years of the SOQ Due Date (Respondents may list projects for which a proposal was submitted but not selected as the preferred proposal); and, (iii) the Lead Contractor had at least 10% participation in the borrower or anticipated borrower as applicable.
3. Respondents must list a minimum of two (2) transportation projects in North America, and may list up to a maximum of six (6) projects. At least one project must have a Project Financing Size of $300,000,000 or greater, and at least one project must be one in which the Lead Contractor had at least 20% participation in the borrower or anticipated borrower as applicable.
4. Of the projects listed on this Form, Respondents must provide an attachment with more detailed narrative descriptions of the first four (4) projects (or all projects if less than four (4) are listed). The selected projects should be those the Respondents feel are most similar to the Project and reflective of their financing experience.
   * Respondents are encouraged to include more detailed information about the four projects’ debt facilities/structures than the information contained in the Form (e.g., debt structure and rationale).
   * For each of the four projects, Respondents must provide a reference at the procuring agency who was involved in the project’s procurement and negotiation of commercial and financial terms. For each reference, Respondents should provide the individual’s name, current telephone number, and e-mail address. Projects may not be considered if the designated reference for that project cannot be reached or does not respond to communications from GDOT.
   * These additional narrative descriptions and list of related references must be provided as a single attachment to this Form, and the attachment may not exceed four (4) pages total, provided on separate 8-1/2” x 11” sized white paper.

**other Notes:**

(1) Project type should be described as DBF, DBFOM or similar, with additional information on basis for project revenue in parenthesis (e.g. availability payments and final acceptance payments)

(2) Indicate the role(s) and basis for participation in the project and it’s financing (e.g. Lead Contractor, equity investor, etc.)

(3) In United States Dollars. Identify exchange rates of amounts in other currencies using the exchange rate as of Nov. 3, 2014, including the benchmark on which the exchange rate is based.

(4) “**Project Financing Size**” means the total amount of the project financed with private financing (i.e. excluding public debt, public equity or capital grants but including conduit debt that is recourse to the borrower). Include all debt and equity provided by the Lead Contractor and any concessionaire.

(5) Indicate in parenthesis the type of debt (e.g., TIFIA loan, PABs or other bonds (unwrapped or wrapped), bank loan or private placement).

(6) Indicate the percentage (%) of ownership or participation held by the company, its affiliate or guarantor in the borrower.

(7) Indicate outcome of RFP process (Financial close, Financial close pending, Not selected, Other (please explain)). Include date of financial close (actual or expected date) if applicable. If the procurement was canceled or the proposal was not selected, provide the date of submission of the financial proposal.

**FORM G**

**FINANCIAL INFORMATION SUMMARY (\*)**

| **COMPANY** | **ROLE ON THE RESPONDENT** | **SHAREHOLDERS (2)** | **TOTAL REVENUES** | **PRE-TAX PROFIT** | **FIXED ASSETS** | **TOTAL ASSETS (3)** | **CONTINGENT LIABILITIES** | **LONG-TERM LIABILITIES** | **SHORT-TERM LIABILITIES** | **NET WORTH** | **TANGIBLE NET WORTH** | **GEARING (4)** |
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(\*) The Chief Financial Officer, Treasurer or equivalent financial officer from each reporting entity must certify the information on this Form as complete, true and accurate. Information should be derived from audited financial statements where possible. Audited financial statements will prevail over this table.

Express in millions (000,000s) of United States Dollars. Where applicable, companies should indicate the conversion to United States Dollars, using the exchange rate prevailing on the last day of each financial year. Please identify the benchmark on which the exchange rate is based.

Notes:

1. Complete separate forms for each of the three most recent fiscal years.
2. List shareholders, equity members partners or equivalent holding a 15% or greater interest in the company (indicate their percentage interest), as well as those having the right to appoint one or more board director(s). If such interest is held by a holding company, a shell corporation or other form of intermediary, also identify the ultimate or parent entity.
3. Excludes goodwill and intangibles.

(4) Gearing = Long Term Liabilities / Net Worth