

## NOTICE TO PROFESSIONAL ENGINEERING CONSULTANTS

### REQUEST FOR LETTERS OF INTEREST FOR DESIGN CONSULTANT SERVICES FOR SR 528 FARM ACCESS ROAD 2 BRIDGE REMOVAL PROJECT NO. 528-184, CONTRACT NO. 002153 (SSBE)

Central Florida Expressway Authority (CFX) requires the services of Professional Engineering Consultants to prepare construction drawings / specifications for the realignment of SR 528 and removal of two (2) bridges (EB & WB SR 528) over Farm Access Road 2 in east Orange County.

The contract for these services has been reserved for a local professional firm (located in Orange County, Brevard County, Seminole County, Lake County or Osceola County) that is currently registered with CFX in its Small Sustainable Business Enterprise (SSBE) program. Letters of interest will only be considered and accepted from firms that are registered with CFX as an SSBE firm at the time of submittal and who meet the prequalification requirements described below. For information about becoming registered, interested parties are invited to visit CFX's web site at <https://www.cfxway.com/doing-business/business-development/supplier-diversity-resources/>. The cutoff for receipt of applications for registration is October 07, 2024. Additionally, selection consideration will be given to only those firms who are qualified pursuant to law and who have been pre-qualified by FDOT to perform the indicated Major Types of Work.

Consideration will be given to only those firms who are qualified pursuant to law, and as determined by CFX, based on information provided by the firms, and who have been prequalified by FDOT to perform, as a minimum, the indicated Major Types of Work.

The entire design team selected for the development of 55% construction drawings and Design-Build Criteria Package are precluded from pursuing the Design-Build project.

Firms are advised that requests made for project information and files must be made through the CFX Contact Person shown below on page NTC-6. Any violation of this requirement will be grounds for rejection of a submittal made in response to this notice.

**MAJOR TYPES OF WORK:** As a minimum, the Consultant shall be prequalified by FDOT in the following work type: 3.2 Major Highway Design, and 3.3 Controlled Access Highway Design.

**ADDITIONAL TYPES OF WORK REQUIRED:** The consultant shall also be prequalified by FDOT on its own or through a subconsultant in the following work types: Group 4.1, Miscellaneous Structures and Minor Bridge Design; Group 6.3.1, Intelligent Transportation Systems Analysis and Design; Group 6.3.2, Intelligent Transportation Systems Implementation; Group 6.3.3, Intelligent Transportation Traffic Engineering Systems Communication; Group 7.1, Signing, Pavement Marking, and Channelization; Group 7.2, Lighting; Group 8.1, Control Surveying; Group 8.2, Design, Right of Way, and Construction Surveying; Group 8.4, Right of Way Mapping; Group 9.1, Soil Exploration; and Group 9.2, Geotechnical Classification Lab Testing.

**DESCRIPTION:** The project will consist of reconstructing approximately one (1) mile of SR 528 to create a bifurcated median capable of accommodating future interim 6-lane and ultimate 8-lane typical sections. The bifurcated section must allow for the removal of the existing SR 528 bridges over Farm Access Road 2 with minimal construction phasing. The existing bridges are to be removed with this project and the remaining embankment graded to provide a “landscape opportunity area” through the bifurcated section. Right-of-Way acquisition will be required.

**DISADVANTAGED/MINORITY/WOMEN/BUSINESS ENTERPRISE PARTICIPATION:** Disadvantaged/Minority/Women/Business Enterprises will not be discriminated against on the basis of race, color, sex, or national origin in consideration for qualification or an award by CFX. CFX has established a 15% participation objective for D/M/WBE firms for each project.

**INSPECTOR GENERAL:** By submission of a Letter of Interest, the Consultant understands and shall comply with subsection 20.055(5) Florida Statutes.

**NON-SOLICITATION PROVISION:** From the first date of publication of this notice, no person may contact any CFX Board Member, Officer or Employee or any evaluation committee member, with respect to this notice or the services to be provided. All such requests for information shall be made to the CFX Contact Person indicated below. Refer to the lobbying guidelines of CFX on the CFX website for further information regarding this Non-Solicitation Provision.

**PROHIBITION AGAINST CONSIDERING SOCIAL, POLITICAL, OR IDEOLOGICAL INTERESTS IN GOVERNMENT CONTRACTING:** Consultants are hereby notified of the provisions of Section 287.05701, Florida Statutes, as amended, which confirm that CFX will not request documentation of nor consider a Consultant's social, political, or ideological interests when determining if the Consultant is a responsive or responsible Consultant. Consultants are further notified that CFX's Board shall not give preference to a Consultant based on the Consultant's social, political, or ideological interests.

**LETTERS OF INTEREST SUBMITTAL REQUIREMENTS:** Consultants wishing to be considered shall submit one (1) Letter of Interest package using Times New Roman font, 12 pitch, single spacing of an electronic version in pdf format with a resolution of 300 dots per inch (dpi), via the CFX E-Procurement link located on the Procurement Department webpage section of the CFX website. NO ORIGINAL HARDCOPIES WILL BE ACCEPTED. The direct link is:

[Solicitations From Central Florida Expressway Authority](#)

The letter shall be a maximum of five (5) pages, 8½” x 11”, exclusive of prequalification documentation, attachments, resumes and an organizational chart as detailed below. The package shall be divided into two parts, include the following:

1. **Cover Letter** – Overview of the firm’s capabilities and interest in the project including the firm’s point of contact name, email address, phone number, and the firm’s mailing address. The cover letter does not count against the 5-page limit.

2. **Certification of No Conflict of Interest** - the firm shall acknowledge and declare that neither the firm and its subconsultant(s), and any of their employees: (1) have a pending lawsuit against CFX; (2) are currently retained as an expert witness or consultant in any pending lawsuit, administrative proceeding, or other adversarial proceeding against CFX; (3) are currently retained as an expert witness or consultant in anticipation of any foreseeable or imminent civil, criminal, or administrative proceeding against CFX; (4) have a relationship that would reasonably be deemed or construed as a conflict of interest with CFX. If selected, the firm and its subconsultant(s), and all of their employees, during the term of this contract: (1) shall not enter into any other contract with another person or entity which would create a conflict of interest; (2) shall not act as an expert witness or consultant in any lawsuit, civil, criminal, administrative proceeding, or other adversarial proceeding against CFX. The certification statement does not count against the 5-page limit.
  
3. **Incorporation of Florida Vendor Eligibility Provision Forms** – Consultant shall execute the following attached forms and include it within their LOI submittal. The forms do not count against the 15-page limit.

CFX-200: E-Verification Use and Registration Certification

CFX-210: Certifications Regarding Vendor Eligibility

CFX 220: Human Trafficking Affidavit

CFX-230: Common Carrier Attestation

CFX-240: Foreign Countries of Concern Affidavit

All such forms shall be incorporated into the Contract and serve as a material part hereof. If for any reason Consultant has not yet executed any such forms: (1) Consultant doing so shall be a precondition to CFX's obligation to provide payment for any work or any other performance under this Contract; and (2) any failure of Contractor to do shall be cause for termination of this Contract by CFX. Failure to submit the completed forms may result in rejection of the LOI submittal as non-responsive.

4. **Technical Experience** – Demonstrate that the firm and any proposed subconsultants have the ability to perform the work effort required by CFX. Submit details of specific experience for at least three (3) projects similar to those described above completed by the firm's Project Manager and other key project team members including the name of client contact person, telephone number, and physical address.
  
5. **Proposed Staffing** – Ability, quality, experience, location and cooperativeness of the proposed individuals of the firm and proposed subconsultants to perform the required services. Detailed resumes of the firm's proposed Project Manager and other "key" personnel specifically designated and presently employed by the firm who will be assigned to the project, as well as resumes of subconsultants that may be involved in key roles, shall be provided. The firm's Project Manager shall have at least five (5) years of experience on similar projects. Resumes do not count against the 5-page limit.
  
6. **Project Approach** - Provide a narrative describing the firm's approach to delivering the required services. In addition to the narrative, provide a proposed project organization chart

including subconsultant personnel and a matrix summarizing proposed personnel experience on similar projects including registrations/certifications. The chart and matrix do not count against the 5-page limit.

7. **Location of the Firm** – To receive the maximum number of points, the firm’s local office shall also serve as the firm’s corporate headquarters. Identify which situation describes the location of the firm’s corporate headquarters: 1) A local corporate headquarters serving as the local office; 2) A sub-local corporate headquarters with a local office; 3) An out of state corporate headquarters with a local office; 4) An out of state corporate headquarters with a sub-local office; 5) No offices within the state. Local is defined as within a 30-mile radius of the CFX Headquarters Building. Sub-local is defined as within the state of Florida, but outside a 30-mile radius of the CFX Headquarters Building.
8. **D/M/WBE Utilization** – Demonstrate the firm’s good faith effort to meet the participation objective for this project which is 15%. Participation equal to or exceeding 15% will receive the highest score. Firms that are submitting as the “prime” consultant and are certified D/M/WBEs will not be allowed to use that status to satisfy the participation requirement. Such firms are still required to propose a percentage of participation using other certified D/M/WBEs and will be scored based on that percentage.
9. **Current and Projected Workload** – Indicate ability of staff to manage a project similar to this and indicate, as a percentage, the current/projected workload of current staff. Indicate the total number of firm’s professional, technical and administrative personnel by discipline, location and office responsible for administering the contract.
10. **Volume of Work Previously Awarded** – The firm shall submit with the Letter of Interest a list of all direct contracts of any type, both active and completed, between CFX and the firm during the past five (5) years. The list shall have column headings showing the project name, the firm’s project manager, the project fees, the estimated remaining or final budget amount (exclusive of subconsultant fees associated with the project) as of the date of submittal of the Letter of Interest, the percent complete/status, and any comments relative to the project. The object of this criterion is to affect an equitable distribution of contracts among qualified firms provided such distribution does not violate the principle of selection of the most highly qualified firms. This list does not count against the 5-page limit.

Failure to submit any of the above required information may be cause for rejection of the Letter of Interest proposal as non-responsive.

A firm and its subconsultant(s), and any of their employees, found to have conflicts of interest with CFX during the solicitation process and prior to CFX Board action may have their LOI submission rejected from further participation in the solicitation process and ineligible for consideration for CFX Board award.

Each firm will also be evaluated based on past performance on CFX projects only. Items considered will include the quality of work product, whether the project was completed within negotiated fee and the ability of CFX staff to work with the firm’s staff.

**SCORING AND RANKING:** The CFX Evaluation Committee will rank the firms based on its evaluation and scoring of the Letter of Interest proposal. Past performance on CFX projects will also be considered as indicated above. Scores for each category identified above will be determined using a weighted system. Each category has been assigned a weight factor that will be multiplied by a grade to determine the score. The assigned weights to each category are as follows: Technical Experience (8); Proposed Staffing (10); Project Approach (6); Location of Firm (3); D/M/WBE Utilization (3); Current and Projected Workload (3); Volume of Work Previously Awarded (-2). Grades for each category will be between 0 and 4. Scoring of Past Performance will have a weight of 4 and a grade range between -2 and 2. If the Committee member has no knowledge of the firm or its past performance on CFX projects then the grade shall be zero.

Shortlisting of firms will be based on converting each Committee member's Total Score into a ranking with the highest score ranked first, second highest ranked second, etc. Once converted, the Committee members' rankings for each firm will be entered into a summary sheet. The Total Score recorded on the summary sheet will determine the ranking and shortlisting.

Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal and an oral presentation. No changes shall be made in the personnel proposed in the Letter of Interest for the Project Manager and the "key" personnel specifically designated and presently employed by the firm or subconsultants without the written approval of CFX. The request for approval shall include the reason for the change and a resume of the proposed replacement. CFX will provide the shortlisted firms with a Scope of Services for use in preparing the Technical Proposal. Each firm will be evaluated and ranked by the CFX Technical Review Committee based on the Technical Proposal and oral presentation. The highest ranked firm will be presented to the CFX Board for approval and authorization to negotiate fees and expenses.

**CONFLICT IN CONTRACTUAL OBLIGATIONS:** If selected, the consultant, during the term of its agreement with CFX, will not be eligible to pursue any advertised construction engineering and inspection projects of CFX as either a prime or subconsultant where the consultant participated in the design of the projects. Subconsultants are also ineligible to pursue construction engineering and inspection projects where they participated in the design of the projects.

**EQUAL OPPORTUNITY STATEMENT:** Central Florida Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

**CFX PROTEST PROCEDURE:** Any person who is adversely affected by: (i) the requirements or scope of services contained in this solicitation, (ii) a notice of an intent to award or CFX action making the selection at a public meeting of the CFX Board, or (iii) an outcome of Pre-Award meeting and who wants to protest the requirements or scope of services, the intent to award decision, an outcome of a Pre-Award meeting, or selection decision must comply with the proper procedures in the Central Florida Expressway Authority's Policy for Resolution of Protests, Policy: PROC 3.1, which is available for review upon request at the CFX Office, 4974 ORL Tower Road, Orlando, Florida. Failure to comply with Policy: PROC 3.1 shall constitute a waiver of any protest

proceedings. A protest bond in the amount of \$5,000.00 will be required to protest the solicitation package and the requirements of the Scope of Services. A protest bond in the amount of \$5,000.00, or 1% of the lowest proposal submitted, whichever is greater, will be required to protest a Notice of Intent to Award, or the CFX Board's selection determination. No protest bond is required to protest an outcome of a Pre-Award meeting.

**LETTER OF INTEREST RESPONSE DEADLINE:**

October 21, 2024, 1:30pm, Orlando local time

**CFX CONTACT PERSON:**

Ms. Aneth Williams  
Director of Procurement  
Telephone: (407) 690-5365

**CENTRAL FLORIDA EXPRESSWAY AUTHORITY**

Aneth Williams  
Director of Procurement

**Instructions: “Vendor(s)”**, defined as any person or entity seeking to engage in business with the Central Florida Expressway Authority (“CFX”), must complete the following form. The terms “**Contract**” and “**Agreement**” may be interchangeably used, as may the terms “**Subcontractor**” and “**Subconsultant**”.

<b>Vendor Name</b> (as on Sunbiz.org):	
<b>Solicitation/Contract Number:</b>	

**Fla. Stat. § 448.095 | Employment Eligibility Certification**

The undersigned, on behalf of Vendor, hereby certifies as follows:

- A. Vendor acknowledges that Section 448.09, Florida Statutes, makes it unlawful for any person to knowingly employ, hire, recruit, or refer, for private or public employment, an alien who is not duly authorized to work in the United States.
- B. Vendor acknowledges that, in accordance with Section 448.095(5), Florida Statutes: **(1)** Vendor and any subcontractor thereof are required register with and use the U.S. Department of Homeland Security’s E-Verify system to verify the work authorization status of all new employees of Vendor or subcontractor; and **(2)** CFX may not enter into a contract unless each party to the contract registers with and uses the E-Verify system.
- C. Vendor certifies that it is registered with the U.S. Department of Homeland Security’s E-Verify system to verify the work authorization status of all employees hired during the term of the Contract.
- D. Vendor certifies that it does not and shall not employ, contract, or subcontract with an unauthorized alien, pursuant to Section 448.095, Florida Statutes, is otherwise in compliance with the requirements of Sections 448.09 and 448.095, Florida Statutes, and shall remain in compliance with such sections of Florida law during the term of any contract with CFX.
- E. Vendor certifies that it shall ensure compliance with the requirements of Sections 448.09 and 449.095, Florida Statutes, by each of its subcontractors, and shall require all subcontractors performing work under the Contract to execute a certification in substantially the same form as provided herein, with party names and contract tiers changed as applicable. CFX reserves the right to request copies of each such subcontractor’s form.
- F. Vendor acknowledges and agrees that the language of the Solicitation and/or Contract notwithstanding a contract terminated under Section 448.095(5), Florida Statutes, is not a breach of contract and may not be considered as such.
- G. Vendor acknowledges and agrees that in the event that Vendor, or any subcontractor thereof, fails to comply with all applicable provisions of Sections 448.09 and 448.095, Florida Statutes, CFX reserves the right to exercise all remedies available to it at law and in equity, including without limitation recovery from Vendor of the costs incurred by CFX as a result of termination of the Agreement under the aforementioned Florida statutes.
- H. **Attached to this form is a true and correct copy of Vendor’s proof of registration in the E-Verify system.**

I, the undersigned, hereby represent that I: make the above certification based upon personal knowledge; am over the age of 18 years and otherwise competent to make the above certifications; and am authorized to legally bind and make the above certification on behalf of Vendor. **Under penalties of perjury, I declare that I have read the forgoing document and that the facts stated in it are true.**

**Authorized Signature:** \_\_\_\_\_

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

**Printed Name:** \_\_\_\_\_

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

**Certifications Regarding Vendor Eligibility  
for Contracts with Public Entities**

**Instructions: “Vendor(s)”**, defined as any person or entity seeking to engage in business with the Central Florida Expressway Authority (“CFX”), must complete the following form. The terms “**Contract**” and “**Agreement**” may be interchangeably used, as may the terms “**Subcontractor**” and “**Subconsultant**”.

<b>Vendor Name</b> (as on Sunbiz.org):	
<b>Solicitation/Contract Number:</b>	

**Fla. Stat. § 287.133 | Public Entity Crimes Act Certification**

The undersigned hereby certifies, on behalf of Vendor, that:

- A.** Neither Vendor, nor one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of Vendor, nor any affiliate of the entity, has been charged with and convicted of public entity crime subsequent to July 1, 1989;
- B.** Vendor has not been placed on any convicted vendor list by the State of Florida and that Vendor will not utilize any funding provided pursuant to this Contract to subcontract with any vendor that has been placed on any such convicted vendor list;
- C.** Vendor acknowledges that for the purposes of this certification, the terms “public entity crime,” “convicted,” and “affiliate,” are as defined in Section 287.133, Florida Statutes, which Vendor has reviewed prior to the execution of this certification;
- D.** Vendor acknowledges that CFX reserves the right to terminate this Contract immediately and take full advantage of any legal remedies available in equity or law should Vendor be found to: have falsified its certification of eligibility to bid on, submit a proposal for, or enter into or renew a contract with CFX for goods or services pursuant to Section 287.133, Florida Statutes; or have become ineligible to bid on, submit a proposal for, or enter into or renew a contract with CFX for goods or services pursuant to Section 287.133, Florida Statute subsequent to entering into this Contract with CFX; and
- E.** Vendor shall immediately notify CFX if at any point during the term of the Contract, Vendor’s status under Section 287.133, Florida Statutes, changes in any manner.

**Fla. Stat. § 287.134 | Discriminatory Vendors Certification**

The undersigned hereby certifies, on behalf of Vendor, that: **(1)** neither Vendor, in its capacity as an “entity”, as defined in Section 287.134, Florida Statutes, nor any of its “affiliates”, as defined in that same statute, have been placed on the discriminatory vendor list; **(2)** Vendor is eligible to submit an offer or proposal to, receive an award from, contract with, and otherwise transact business with public entities in the State of Florida under Section 287.134, Florida Statutes; and **(3)** Vendor shall immediately notify CFX if at any point during the term of the Contract, Vendor’s status under Section 287.134, Florida Statutes, changes in any manner.

**Fla. Stat. § 287.137 | Antitrust Violators Certification**

The undersigned hereby certifies, on behalf of Vendor, that: **(1)** neither Vendor, in its capacity as an “entity”, as defined in Section 287.137, Florida Statutes, nor any of its “affiliates”, as defined in that same statute, have been placed on the antitrust violator vendor list following a conviction or being held civilly liable for an antitrust violation; **(2)** Vendor is eligible to submit an offer or proposal to, receive an award from, contract with, and otherwise transact business with public entities in the State of Florida under Section 287.137, Florida Statutes; and **(3)** Vendor shall immediately notify CFX if at any point during the term of the Contract, Vendor’s status under Section 287.137, Florida Statutes, changes in any manner.

**Initials:**



**Fla. Stat. § 287.135 | Scrutinized Companies Certification**

The undersigned hereby certifies, on behalf of Vendor, that:

- A. Vendor has reviewed Section 287.135, Florida Statutes, and in accordance with such provision of Florida law, is eligible to bid on, submit a proposal for, or enter into or renew a contract with CFX for goods or services.
- B. Vendor is not on the “Scrutinized Companies that Boycott Israel List”, created pursuant to Section 215.4725, Florida Statutes, and additionally is not engaged in a boycott of Israel.
- C. If the value of the award, contract, or agreement for which this certification is being executed meets or exceeds \$1,000,000.00 in value, Vendor additionally hereby certifies that Vendor is not: **(1)** on either the “Scrutinized Companies with Activities in Sudan List” or the “Scrutinized Companies with Activities in the Iran Terrorism Sectors List” created pursuant to Section 215.473, Florida Statutes; or **(2)** engaged in business operations in Cuba or Syria.
- D. Vendor acknowledges that CFX reserves the right to terminate this Contract immediately and take full advantage of any legal remedies available in equity or law should Vendor be found to: **(1)** have falsified its certification of eligibility to bid on, submit a proposal for, or enter into or renew a contract with CFX under Section 287.135, Florida Statutes; **(2)** have become ineligible to bid on, submit a proposal for, or enter into or renew a contract with CFX under Section 287.135, Florida Statutes, by having been added to any of the above-referenced “Scrutinized Companies” lists, or by engaging in any boycott of Israel or business operations in Cuba or Syria.
- E. Vendor shall immediately notify CFX if at any point during the term of the Contract, Vendor’s status under Section 287.135, Florida Statutes, changes in any manner.

I, the undersigned, hereby represent that I: make the above certification based upon personal knowledge; am over the age of 18 years and otherwise competent to make the above certifications; and am authorized to legally bind and make the above certification on behalf of Vendor. **Under penalties of perjury, I declare that I have read the forgoing document and that the facts stated in it are true.**

Authorized Signature: \_\_\_\_\_

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

Printed Name: \_\_\_\_\_

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

**Instructions: “Vendor(s)”**, defined as any person or entity seeking to engage in business with the Central Florida Expressway Authority (“CFX”), must complete the following form. The terms “**Contract**” and “**Agreement**” may be interchangeably used, as may the terms “**Subcontractor**” and “**Subconsultant**”.

<b>Vendor Name</b> (as on Sunbiz.org):	
<b>Solicitation/Contract Number:</b>	

**Fla. Stat. § 787.06 | Human Trafficking Affidavit**

The undersigned, on behalf of Vendor, hereby attests as follows:

**A.** Vendor understands and affirms that Section 787.06(13), Florida Statutes, prohibits CFX from executing, renewing, or extending a contract to entities that use coercion for labor or services, with such terms defined as follows:

- “**Coercion**” means: **(1)** using or threatening to use physical force against any person; **(2)** restraining, isolating, or confining or threatening to restrain, isolate, or confine any person without lawful authority and against her or his will; **(3)** using lending or other credit methods to establish a debt by any person when labor or services are pledged as a security for the debt, if the value of the labor or services as reasonably assessed is not applied toward the liquidation of the debt, the length and nature of the labor or services are not respectively limited and defined; **(4)** destroying, concealing, removing, confiscating, withholding, or possessing any actual or purported passport, visa, or other immigration document, or any other actual or purported government identification document, of any person; **(5)** causing or threatening to cause financial harm to any person; **(6)** enticing or luring any person by fraud or deceit; or **(7)** providing a controlled substance as outlined in Schedule I or Schedule II of Section 893.03, Florida Statutes, to any person for the purpose of exploitation of that person.
- “**Labor**” means work of economic or financial value.
- “**Services**” means any act committed at the behest of, under the supervision of, or for the benefit of another. The term includes, but is not limited to, forced marriage, servitude, or the removal of organs.

**B.** Vendor hereby attests, under penalty of perjury, that Vendor does not use coercion for labor or services as defined in Section 787.06(2), Florida Statutes.

I, the undersigned, hereby represent that I: make the above attestation based upon personal knowledge; am over the age of 18 years and otherwise competent to make the above attestation; and am authorized to legally bind and make the above attestation on behalf of Vendor. **Under penalties of perjury, I declare that I have read the forgoing document and that the facts stated in it are true.**

**Authorized Signature:** \_\_\_\_\_

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

**Printed Name:** \_\_\_\_\_

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

**Instructions: “Vendor(s)”**, defined as any person or entity seeking to engage in business with the Central Florida Expressway Authority (“CFX”), must complete the following form. The terms “**Contract**” and “**Agreement**” may be interchangeably used, as may the terms “**Subcontractor**” and “**Subconsultant**”.

<b>Vendor Name</b> (as on Sunbiz.org):	
<b>Solicitation/Contract Number:</b>	

**Fla. Stat. § 908.111 | Common Carrier Attestation**

The undersigned, on behalf of Vendor, hereby attests as follows:

**A.** Vendor understands and affirms that Section 908.111, Florida Statutes, defines “common carrier” as follows: “. . . a person, firm, or corporation that undertakes for hire, as a regular business, to transport persons or commodities from place to place, offering his or her services to all such as may choose to employ the common carrier and pay his or her charges.”

**B.** Vendor hereby attests to the truth of the following selected statement:

*Select the applicable statement and initial in the space provided.*

- Statement 1:** Vendor **does not** meet the definition of “common carrier” as provided in Section 908.111, Florida Statutes. **Initial here:** .
- Statement 2:** Vendor **does** meet the definition of “common carrier” as provided in Section 908.111, Florida Statutes. **Initial here:** . Accordingly, Vendor hereby further attests as follows:
  1. Vendor understands and affirms that Section 908.111, Florida Statutes, prohibits CFX from executing, amending, or renewing a contract with a common carrier or contracted carrier if the carrier is willfully providing any service in furtherance of transporting a person into the State of Florida knowing that person is an unauthorized alien, except to facilitate detention, removal, or departure of the person from this state or the United States.
  2. Vendor is a common carrier, as defined by Section 908.111, Florida Statutes, and hereby attests that it is not willfully providing and will not willfully provide any service during the Contract term in furtherance of transporting a person into this state knowing that the person is an Unauthorized Alien, except to facilitate the detention, removal, or departure of the person from this state or the United States.

I, the undersigned, hereby represent that I: make the above attestation based upon personal knowledge; am over the age of 18 years and otherwise competent to make the above attestation; and am authorized to legally bind and make the above attestation on behalf of Vendor. **Under penalties of perjury, I declare that I have read the forgoing document and that the facts stated in it are true.**

**Authorized Signature:** \_\_\_\_\_  
**Printed Name:** \_\_\_\_\_

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

**Instructions: “Vendor(s)”**, defined as any person or entity seeking to engage in business with the Central Florida Expressway Authority (“CFX”), must complete the following form. The terms “**Contract**” and “**Agreement**” may be interchangeably used, as may the terms “**Subcontractor**” and “**Subconsultant**”.

<b>Vendor Name</b> (as on Sunbiz.org):	
<b>Solicitation/Contract Number:</b>	

**Fla. Stat. § 287.138 | Foreign Countries of Concern Affidavit**

The undersigned, on behalf of Vendor, hereby attests as follows:

- A.** Vendor understands and affirms that Section 287.138(2), Florida Statutes, prohibits CFX from entering into a contract which would grant Vendor access to an individual’s personal identifying information if: **(1)** Vendor is owned by the government of a foreign country of concern; **(2)** the government of a foreign country of concern has a controlling interest in Vendor; or **(3)** Vendor is organized under the laws of or has its principal place of business in a foreign country of concern.
- B.** Vendor understand and affirms that Section 287.138, Florida Statutes, defines “foreign country of concern” and “controlling interest” as follows:
- “**Foreign country of concern**” means “. . . the People’s Republic of China, the Russian Federation, the Islamic Republic of Iran, the Democratic People’s Republic of Korea, the Republic of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian Arab Republic, including any agency of or any other entity of significant control of such foreign country of concern.”
  - “**Controlling interest**” means “. . . possession of the power to direct or cause the direction of the management or policies of a company, whether through ownership of securities, by contract, or otherwise. A person or entity that directly or indirectly has the right to vote 25 percent or more of the voting interests of the company or is entitled to 25 percent or more of its profits is presumed to possess a controlling interest.”
- C.** Vendor hereby attests to the truth of the following selected statement:

*Select the applicable statement and initial in the space provided.*

- Statement 1:** The above-referenced solicitation or contract award **will not** in any manner grant Vendor access to any individual’s personal identifying information. **Initial here:**
- Statement 2:** The above-referenced solicitation or contract award **will** grant Vendor access to individual personal identifying information. **Initial here:** . Accordingly, Vendor further attests, under penalty of perjury, that Vendor does not meet any of the criteria in Section 287.138(2)(a)-(c), Florida Statutes, or as found in **Paragraph A.(1)-(3)** above.

I, the undersigned, hereby represent that I: make the above attestation based upon personal knowledge; am over the age of 18 years and otherwise competent to make the above attestation; and am authorized to legally bind and make the above attestation on behalf of Vendor. **Under penalties of perjury, I declare that I have read the forgoing document and that the facts stated in it are true.**

**Authorized Signature:** \_\_\_\_\_  
Printed Name: \_\_\_\_\_

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

## Location Map

