

Dealer/Distributor Certificate

DISADVANTAGED BUSINESS ENTERPRISE
CERTIFICATE

The undersigned hereby certifies that the manufacturer of the transit vehicle offered has a Disadvantaged Business Enterprise (DBE) Program and a goal for DBE participation as required by 49C.F.R.23.41(e) and 49C.F.R.23.67 which have been approved by the Federal Transit Administration.

Name of Manufacturer: Ford

Certified by: Chrissy Gensch C. Gensch

Dealer/Distributor Name: Ewald's Hartford Ford Lincoln Mercury

Date: 3/17/09

**Statement of DBE Participation
in Subcontracting**

I. Does your offer of equipment include subcontracting or purchasing opportunities?

Yes.

No. (Skip to Part V and sign.)

II. Describe the subcontracting/purchasing opportunities.

| <u>Quantity</u> | <u>Description of Item</u> | <u>Cost</u> |
|-----------------|----------------------------|-------------|
|-----------------|----------------------------|-------------|

III. Will any of the subcontracts or suppliers be DBE's?

No.

Yes. If so, attach a sheet showing the following items:

- A. Names of suppliers or subcontractors.
- B. Addresses of suppliers or subcontractors.
- C. The quantity and description of the products or services being provided.
- D. The unit costs and total costs of these products or services.

IV. Efforts to obtain DBE participation.

In order to obtain DBE participation, a primary vendor will need to: 1) determine the availability of DBE's that provide the needed products or services; and, 2) evaluate their ability to reliably provide the products or services at the time they are needed and at a competitive price. If the primary vendor - the bidder - is unsuccessful in obtaining DBE participation, indicate what efforts were made to obtain this participation and why the efforts were not productive.

V. Signature

By C. Greenock
Company Ewald's Hartford Ford Lincoln Mercury
Date 3/17/09

Certificate of Non-Compliance
with 49 U.S.C. 5323(j)(2)(C)

"Buy America"

Certificate of Non-Compliance

The bidder hereby certifies that it cannot comply with the requirements of 49 U.S.C. Section 5323(j)(2)(C) and Section 165(b)(3) of the Surface Transportation Assistance Act of 1982, as amended, but may qualify for an exception to the requirements consistent with 49 U.S.C. Sections 5323(j)(2)(B) or (j)(2)(D), Sections 165(b)(2) or (b)(4) of the Surface Transportation Assistance Act, as amended, and regulations in 49 C.F.R. 661.7.

Date: 3/17/09

Signature: C. Guenock

Company Name: Ewald's Hartford Ford Lincoln Mercury

Title: Municipal Sales Manager

PRE-AWARD PURCHASER'S REQUIREMENTS CERTIFICATION

The bidder hereby certifies that the vehicles to be provided, Ford Crown Victorias (number and general description of vehicles) from Ford Motor Company (manufacturer), are the same products described in the solicitation specifications and that the proposed manufacturer is a responsible manufacturer with the capability to produce a bus that meets the specifications.

Signature: C. Gensch

Typed Name: Chrissy Gensch

Title: Municipal Sales Manager

Company: Ewald's Hartford Ford Lincoln Merca

Date: 3/17/09

PRE-AWARD FMVSS CERTIFICATION

The bidder hereby certifies that the vehicles being bid, Ford Crown Victoria
(number and description of vehicles) will comply with the relevant Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 of the Code of Federal Regulations, part 571 and that it has submitted the manufacturer's self-certification information with the bid.

Signature: C. Gensch

Typed Name: Chrissy Gensch

Title: Municipal Sales Manager

Company: Ewald's Hatford Ford Lincoln Mercury

Date: 3/17/09

- OR -

The bidder hereby certifies that the vehicles to be provided, _____
(number and general description of vehicles) will not be subject to the Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 Code of Federal Regulations, Part 571 and that it has submitted the manufacturer's statement of exemption with the bid.

Signature: _____

Typed Name: _____

Title: _____

Company: _____

Date: _____

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

[Note: Pursuant to 31 U.S.C. § 1352(c)(1)-(2)(A), any person who makes a prohibited expenditure or fails to file or amend a required certification or disclosure form shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such expenditure or failure.]

Ewald's Hart-Ford

The Contractor, Ford Lincoln Mercury, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. A 3801, et seq., apply to this certification and disclosure, if any.

C. Gensch

Signature of Contractor's Authorized Official

Chrissy Gensch-Municipal Salesmanager

Name and Title of Contractor's Authorized Official

3/17/09

Date

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List issued by U.S. General Service Administration.

8. Nothing contained in the foregoing shall be construed to require establishment of system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under Paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to all remedies available to the Federal Government, the state of Wisconsin may pursue available remedies including suspension and/or debarment.

“Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction”

(1) The prospective lower tier participant certifies, by submission of this bid or proposal, that neither it nor its “principals” [as defined at 49 C.F.R. § 29.105(p)] is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) When the prospective lower tier participant is unable to certify to the statements in this certification, such prospective participant shall attach an explanation to this bid.

Date: 3/17/09

Signature: C. Grenock

Company Name: Ewald's Hartford Ford Lincoln Mercury

Title: Municipal Sales Manager

Certificate of Compliance

The bidder hereby certifies that it is a licensed motor vehicle dealer and is an authorized seller of the vehicles as they will be titled by the State of Wisconsin.

Signature: C. Gensch

Name: Chrissy Gensch

Title: Municipal Sales Manager

Date: 3/17/09

Dealer License Number: 244

State of License: Wisconsin

If bidder is licensed only in a state other than Wisconsin, give name and location warranty service provider for Wisconsin vehicles.

N/A

Compliance checklist for WisDOT Bid #265444 - Line Item #: 1FOR VENDOR: Ewald's Hartford Ford Lincoln MercuryVehicle Type: Taxi-Sedan (Ford Crown Victoria)Bid Price: \$22,392 Delivery Days: 90-120 # of Days: 120**Area of Compliance****additional information / exceptions****DBE Certification - page 7 or 8 and/or 10 and 11***pre-award information*

Comments: Vendor certifies manufacturer has approved plan with FTA.

Buy America - Pages 13 or 14*pre-award information*

Comments: Purchase Order <\$100,000.00

Requirements Certification - page 15*pre-award information*

Comments: Vendor certifies capacity to produce vehicle that meets specifications.

FMVSS Certification - page 16*pre-award information*

Comments: Vendor certifies to comply with FMVSS

Bus Testing - page 17*pre-award information*

Comments: not applicable

Lobbying - page 19*pre-award information*

Comments: Purchase Order <\$100,000.00

Debarment, Suspension - page 21*pre-award information*

Comments: Certification received confirming their eligibility to participate this bid.

Certificate of Compliance - page 28*pre-award information*

Comments: Certification received confirming vendor is a licensed dealer, authorized to sell in the state of WI.

Post award ADA compliance*post-award information*

Comments: n/a - Buy America requirements will not involve orders >\$100,000.00

Altoona Test Report*post-award information*

Comments: Altoona testing not required for this vehicle

Weight diagrams - page 26 - 13d*post-award information*

Comments: WisDOT does not require weight diagrams for this vehicle

Bid review/recommendation for award*pre-award information*

Comments: Ewald Hartford Ford Lincoln Mercury was considered as responsive and responsible. Price determined as fair and reasonable based on buyer knowledge of market conditions for this item and from previous history of alike bids. Award Recommended.

Review summary: WisDOT has reviewed procurement documents for compliance and approves to proceed to award bid # 265444 - Line Item 1 to Ewald Hartford Ford Lincoln Mercury at the unit price of \$22,392.