

REQUEST FOR QUALIFICATIONS - APPENDIX A

North Mare Island Development Opportunity Financial Standing Disclosure Questionnaire and Respondent Certificate

Date Submitted

Instructions: Respondents must complete and submit the completed questionnaire and certification in their submittals. Any material misstatement of the information provided in the completed questionnaire and certification will be grounds for rejection of a submittal. Undefined terms have the meanings given to them in the Request for Qualifications.

Answer each question below completely. Attach separate sheets of paper, as necessary. State "No," "None" or "N/A" when appropriate. **Do not leave a question unanswered, or your submittal will be deemed incomplete and will not be considered.**

Requirements for this questionnaire differ for differing legal entities, as follows:

Individual: The individual must answer and sign this questionnaire.

Closely held legal entity such as a sole proprietor, LLC, S corporation: The principal of the respondent must answer and sign this questionnaire on behalf of the Respondent. **In addition**, the principal must answer, provide required attachments and sign a copy of this questionnaire.

LLC, LLP, limited partnership or corporation: An authorized representative of the respondent must answer and sign this questionnaire on behalf of the respondent. **In addition**, the president, executive officer or equivalent responsible party, such as the managing member of an LLC or the general partner of a limited partnership, must answer, provide required attachments and sign a copy of this questionnaire.

Joint venture: An authorized representative of each member of the joint venture must answer, provide required attachments and sign a copy of this questionnaire according to the requirements above, **in addition** to a set of responses for the respondent. Each member must follow the instructions above, as applicable to its form of organization.

Failure to provide complete information regarding the respondent, including each principal and each responsible party, will cause your submittal to be deemed incomplete.

General Information

Respondent's Name
(Print name as it is to appear in the lease):

Address:

City:

State:

Zip Code:

Phone:

Fax:

E-mail Address:

Legal Form

Respondent is a(n): Individual Corporation Partnership LLC/LLP
Joint venture organized in the State of

Key Personnel Information

Provide the full name, title, phone number, address and e-mail address of all of the Respondent's key personnel, as indicated in the instructions.

Personnel #1

Name (First, Middle, Last):

Address:

City:

State:

Zip code:

Title or Position:

Phone:

E-mail Address:

Personnel #2

Name (First, Middle, Last):

Address:

City:

State:

Zip code:

Title of Position:

Phone:

E-mail Address:

Note: If you require more space for additional personnel, please attach a separate document and include the information requested above.

Disclosure Questions

Answering party's name:

Note: If the answer to any of the disclosure questions require explanation, attach separate sheets to provide a full explanation of the relevant circumstances and any subsequent disposition of the matter. Place the corresponding question number before each response.

1. Have you or any of your principals ever been a party to an agreement with a public entity that was terminated for cause (e.g. breach)?

Yes No

2. Have you or any of your principals ever been in arrears on taxes or fees due to any business or operation?

Yes No

3. Have you or any of your principals ever been the subject of an enforcement action taken by any government body relating to unfair and/or fraudulent business practices, non-payment of taxes, violation of any city, county, state or federal regulation, ordinance of statute?

Yes No

4. Have you or any of your principals ever been a party to any regulatory action, including any notice of violation, order or fine, taken by a regulatory agency, including any local, regional, state or federal agency with purview over air or water quality (including stormwater management), or the handling, storage or disposal of hazardous or solid waste?

Yes No

5. Have you or any of your principals ever been a party to any legal proceedings, actions, arbitrations or mediations?

Yes No

6. Have you or any of your principals ever filed for bankruptcy?

Yes No

7. Do you or any of your principals have any business, property, gifts, loans, investments or other financial relationships between you and any member of the Vallejo City Council (or members of their immediate families), which are financial interests as defined by the Political Reform Act, Government Code Section 87103 and implementing regulations?

Yes No

8. Does the development entity or any principal owners in the proposed project have any off-balance sheet liabilities, such as corporate or personal loan-guarantees?

Yes No

Respondent Certificate

On behalf of the party named above, the undersigned certifies under penalty of perjury, under the laws of the State of California, that:

1. The responses (including any required additional responses of related parties) to the Financial Standing and Disclosure Questionnaire ("Questionnaire") and Respondent Certificate ("Certificate") (including any attached sheets) consists of five (5) pages. If additional pages are included for explanation, indicate the total amount of pages below:
2. The undersigned understands and agrees that the City of Vallejo ("City") makes no representations or warranties with respect to the offering described in the Request for Qualifications ("RFQ"), and that everything relevant to this submittal has been based on either the undersigned's own knowledge or the information provided by the City in the RFQ at the pre-submittal conference or on the City's web page for the RFQ.
3. The undersigned certifies that the Respondent named above has not agreed to pay now or in the future, and has not in fact paid, directly or indirectly, any fee, commission, or other things of value to any City employee, agent, representative, elected official, or contractor in an effort to influence the City Councils decision to award a lease or acquisition agreement.
4. The undersigned represents that the Respondent has no conflict of interest that could interfere with the development and operations described in the submittal to which this Questionnaire and Certificate are attached.
5. The undersigned states that the Respondent is familiar with the provisions and certifies that it knows of no facts that would constitute a violation of those provisions, and agrees to notify the City immediately upon becoming aware of any facts that would constitute a violation of those provisions. The undersigned further certifies that it has made a complete disclosure to the City of all facts bearing on any possible interests, direct or indirect, which the undersigned believes any officer or employee of the City presently has or will have in the lease contemplated by the submittal to which this Questionnaire and Certificate are attached or in the performance thereof or in any portion of the profits thereof.
6. By submitting the submittal to which this Questionnaire and Certificate are attached, the undersigned certifies that the Respondent has read and understands the terms and conditions of the RFQ and, if selected, is ready, willing and able to comply with all terms and conditions of the RFQ as they apply to the attached submittal.
7. By submitting the submittal to which this Questionnaire and Certificate are attached, the undersigned certifies that the Respondent agrees that it has no claim against the City by reason of, and waives any and all rights with respect to, the following: any aspect of the submittal to which this Questionnaire and Certificate are attached, any aspect of the selection process, any informalities or defects in the selection process, the rejection of any submittal, the acceptance of any submittal, the execution of any lease or acquisition agreement, the failure to enter into any lease or acquisition agreement, and any statement, representation, act or omission of the City or its agents in connection with the submittal to which this Questionnaire and Certificate are attached or the RFQ.
8. The individual(s) signing on behalf of the undersigned is/are authorized representative(s) of the Respondent with full and complete rights to make the certifications above and to bind the Respondent to the submittal to which the Questionnaire and Certificate are attached.

9. The responses provided to this Questionnaire and Certificate were formulated after investigation of the Respondent's operations by myself personally or are based on information provided to me by another responsible person with unlimited authority to conduct the investigation. The undersigned represents that each decision-making principal or an authorized representative or the Respondent has reviewed and understands the terms and conditions that are the subject of this Questionnaire and Certificate and approved the execution of this Questionnaire and Certificate.

10. Based on the results of the investigation, I believe all information provided in response to this Questionnaire and Certificate is true and correct.

If the respondent is a joint venture or other form of undertaking by more than one individual or entity, an authorized representative of each principal must sign and date this Certificate below.

Principal #1

Authorized Signature: _____

Name:

Title:

Company:

Date:

Principal #2

Authorized Signature: _____

Name:

Title:

Company:

Date: