

GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS’
CDBG STIMULUS PROGRAM
CONTRACTORS’ AND SUPPLIERS’ “BUY-AMERICAN”
CERTIFICATION AND AFFIDAVIT

RECIPIENT: _____

CDBG STIMULUS AWARD #: _____

CONTRACTOR/SUPPLIER: _____

Being first duly sworn, _____ (the “Affiant”), in order to induce Recipient to enter into all necessary contracts and agreements with Contractor/Supplier to perform work or provide supplies or services to be paid in part with funds from the Georgia Department of Community Affairs’ (“DCA”) CDBG Stimulus Award # _____, hereby certifies as follows:

1. Affiant is the *CEO/president* of Contractor/Supplier, and Affiant is duly authorized to make this Affidavit for the above purposes.
2. Contractor/Supplier has been properly formed and is validly existing under Georgia law and has the power and authority to enter into contracts and receive money from Recipient, and execute and deliver any required CDBG Stimulus contracts, contracts for services, purchase agreements and other contract documents (collectively “the CDBG Stimulus Documents”). All actions necessary to authorize the execution and delivery of the CDBG Stimulus Documents have been taken, and the CDBG Stimulus Documents have been properly executed and delivered to Recipient, and the persons who signed the CDBG Stimulus Documents are duly elected or authorized officers of Contractor/Supplier and serve in the offices indicated by their signatures.
3. Contractor/Supplier understands that DCA’s CDBG Stimulus Program is funded by the American Recovery and Reinvestment Act of 2009 (ARRA) (Pub. L. 111-5).
4. Contractor/Supplier understands that Section 1605 of the ARRA requires that for projects in which ARRA funds are used, all of the iron, steel, and manufactured goods for the construction, alteration, maintenance, or repair of a public building or public work must be produced in the United States (the “Buy American Provisions”), except as provided in Pub. L. 111-5 section 1605(b) (also to be found in 2 C.F.R. §§ 176.60 to 176.170).
5. The following definitions apply in this Certification and Affidavit:

- a. “Manufactured good” means a good brought to the construction site for incorporation into the building or work that has been--(1) Processed into a specific form and shape; or (2) Combined with other raw material to create a material that has different properties than the properties of the individual raw materials.
- b. “Public building” and “public work” means a public building of, and a public work of, a governmental entity (the United States; the District of Columbia; commonwealths, territories, and minor outlying islands of the United States; State and local governments; and multi-State, regional, or interstate entities which have governmental functions). These buildings and works may include, without limitation, bridges, dams, plants, highways, parkways, streets, subways, tunnels, sewers, mains, power lines, pumping stations, heavy generators, railways, airports, terminals, docks, piers, wharves, ways, lighthouses, buoys, jetties, breakwaters, levees, and canals, and the construction, alteration, maintenance, or repair of such buildings and works.
- c. “Steel” means an alloy that includes at least 50 percent iron, between .02 and 2 percent carbon, and may include other elements.

6. Contractor/Supplier acknowledges that the Buy American Provisions will apply to it pursuant to its execution of the CDBG Stimulus Documents and its receipt of ARRA funds from Recipient.

7. Personally and on behalf of Contractor/Supplier, Affiant certifies that any iron, steel and manufactured goods used or supplied by the Contractor/Supplier for the construction, alteration, maintenance, or repair of a public building or public work of Recipient and funded by ARRA funds under CDBG Stimulus Award #_____ was manufactured in the United States pursuant to the Buy American Provisions.

8. Affiant hereby states that the foregoing statements are true and correct to the best of Affiant’s personal knowledge after a reasonable investigation of the matters.

Sworn to and subscribed
before me _____, 2009

Signature of Affiant

Typed or printed name and title of Affiant

Notary Public