

**MANDATORY CERTIFICATION FOR USE OF THE
LIMITED EXEMPTION FOR A PAVING OR SIDEWALK CONTRACT**

At their November 18, 2015 meeting, the Commissioners of the Commission on Human Rights and Opportunities exercised their authority under Conn. Gen. Stat. 46a-56(b) to issue a limited contract compliance exemption for ***state funded municipal contracts for paving or sidewalks*** that meet the following conditions.

I. Contract Eligibility for the Limited Exemption.

1. The contract must be a municipal public works contract for the performance of street paving or for sidewalks; and
2. The contract must involve state funding or financing in an amount exceeding \$50,000 and less than \$200,000.00; and
3. The performance of the contract is necessary for safety reasons (hazardous conditions would exist if the work was not performed); and
4. The contractor identified to perform the contract has informed the municipality that it will not be able to use any subcontractors or suppliers to perform the work on the contract. Instead, the contractor will perform the entire contract on its own; and
5. The contract must be entered into prior to June 30, 2016.

II. Effect of the Limited Exemption

The limited exemption will allow a paving contract or sidewalk contract that meets the above criteria to be performed without the requirement of compliance with the set aside program **CONN. GEN. STAT. § 4a-60g**.

III. Required Actions Under the Limited Exemption

The following actions must still be performed in connection with every contract for which a municipality has utilized the Limited Exemption:

1. The municipality through its highest ranking non-elective chief executive officer, its chief operations officer, city manager (or if no such capacity exists or such managerial functions are not filled, the municipality's highest ranked elected official) must submit this original-signed and dated MANDATORY CERTIFICATION FOR USE OF THE LIMITED EXEMPTION FOR A PAVING OR SIDEWALK CONTRACT.
2. The Municipality must still inform the contractor of the nondiscrimination requirements CONN. GEN. STAT. §§ 4a-60, 4a-60a and 4a-60g prior to the submission of bids, and include the nondiscrimination language in the contract.
3. The Bidder Notification Form must be completed and submitted by each contractor bidding on the state funded municipal public works contract.
4. The nondiscrimination language required by CONN. GEN. STAT. §4a-60 and §4a-60a, must be included in the language of the contract.
5. The municipality must inform the contractor of the municipality's application of this Limited Exemption and the criteria involved and the contractor's CHRO obligations and responsibilities as a result of the use of the Limited Exemption.
6. If the contractor awarded the contract employs fifty (50) or more employees, the contractor must submit an Affirmative Action Plan to the Commission on Human Rights and Opportunities within 30 days following the award of the contract.
7. Pursuant to the exemption, the Commission understands that the contractor will not be subcontracting any work on the contract and as such, it will not be required to comply with the set aside provisions of CONN. GEN. STAT. §4a-60g.
8. The Municipality understands that this Limited Exemption will have no precedential value in connection with any other request for exemption.

LIMITED EXEMPTION CERTIFICATION

I, _____ (Print Name), represent the
 Town/City/other _____ (name of
Municipality), I hold the authority and responsibility of the chief executive

officer/chief operating officer/city manager or the top managerial official of the municipality or (only in the absence of the municipality function identified, identify the top ranked elected authority) I hold the elected position of Mayor, First Selectman, _____ in charge of the management of the municipality. My address is _____ . My telephone number is (_____) _____ . In my capacity as _____ for the Town/City/_____

(print) I have reviewed the above LIMITED EXEMPTION information and I hereby certify to the following:

I have reviewed and understand all of the Limited Exemption Contract Eligibility criteria identified in Part I above. Having reviewed the circumstances of the subject contract identified below, I have determined that the contract identified below satisfies all of the eligibility criteria identified above.

I am applying the CHRO's Limited Exemption identified above to the contract identified below.

I have reviewed and I understand the Limited Exemption actions required of the municipality and of the contractor. On behalf of the Town/City/ _____ (identify other form of municipality), I assure the CHRO that this municipality will perform all respective actions that are identified in Part III above. This Municipality will inform the contractor below that the Limited Exemption identified in Part II above is applied to the Contract below, subject to the performance of the respective contractor actions identified in Part III above.

Information to identify Subject Contract:

Name of contractor: _____

Address of contractor: _____

Telephone number of contact person: (____) _____

Contract number or identifying name: _____

Explanation of the work to be performed _____

Location(s) of work to be performed: _____

Value of the total contract: _____

Value of the state funding and/or financing in contract: _____

Date the Contract was entered: _____

I hereby certify that the above information is true and correct.

(Original Signature Only)
Name (Print):

Title

Date