

**ATTACHMENT A-1
CHECKLIST FOR PRE-AWARD POST-DELIVERY AUDITS**

Pre-Award Audit

<u>Item</u>	<u>Completion Date</u>
Analysis of Manufacturer's list of component and subcomponent parts.	<u>5-8-09</u>
Buy America Certification	<u>5-8-09</u>
Bid Specification Certification of manufacturer's capability to produce vehicle as bid and that the vehicle proposed is same as the vehicle in the specifications.	<u>5-8-09</u>
Federal Motor Vehicle Safety Standard's certification or its inapplicability.	<u>5-8-09</u>

Post Delivery Audit

<u>Item</u>	<u>Completion Date</u>
Buy America Certification stating regulations are still being met.	<u>4-10-10 AM</u> MJ
Bid Certification	
Vehicle sight inspection	<u>3-18-10</u> MJ
Vehicle road test	<u>3-18-10</u> MJ
Were there 11 or more vehicles purchased?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes obtain Inspectors report	_____
Certification vehicle meets bid specifications	<u>3-18-10</u> MJ
Federal Motor Vehicle Safety Standard's certification	<u>4-15-10</u> MJ

ATTACHMENT A-2
BUY AMERICA CERTIFICATION
Pre-Award

In Accordance with the "Buy America" regulations adopted by the Federal Transit Administration on January 9, 1991, I certify that the vehicles proposed to be delivered under this contract are in compliance with the requirements of section 165(b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and the regulations of 49 CFR 661.11.

Name of Transit Agency Official Michael Frezell

Agency ~~Metra~~ Michigan Dept. of Transportation

Date 5-8-09

Type of Vehicle Medium Duty Bus

Manufacturer El Dorado National

ATTACHMENT A-5
BID SPECIFICATION AUDIT CERTIFICATION
Pre-Award

I have reviewed the information provided to me by the manufacturer concerning the vehicles to be purchased. I certify that the vehicles proposed to be delivered under this contract are the same vehicles described in the bid specifications used for this solicitation.

In addition, I have also received information that assures me that the manufacturer has the capability to produce the specified product.

Name of Transit Agency Official Michael Frezell

Agency Michigan Dept of Transportation

Date 5-8-2009

Type of Vehicle Medium Duty Bus

Manufacturer EC Road National

**ATTACHMENT A-6
FEDERAL MOTOR VEHICLE SAFETY STANDARDS CERTIFICATIONS**

Check one that applies:

The vehicles proposed under this contract are subject to the Federal Motor Vehicle Safety Standards (FMVSS) issued by the National Highway Traffic Safety Administration (NHTSA) in part 571 of this title.

The vehicles proposed under this contract are not subject to the Federal Motor Vehicle Safety Standards (FMVSS) issued by the National Highway Traffic Safety Administration (NHTSA) in part 571 of this title.

I have received a copy of the manufacturer's self-certification information concerning these vehicles compliance with relevant Federal Motor Vehicle Safety Standards. I have had this certification in my possession at both the pre-award and post-delivery stages of the procurement.

Name of Transit Agency Official

Agency

Date

Pre-Award

Post-Delivery

Michael Frezell

Michael Frezell

Name of Transit Agency Official

Name of Transit Agency Official

Michigan Dept. of Transportation

MDOT

Agency

Agency

5-8-09

4-15-10

Date

Date

Type of Vehicle Medium Duty Bus

Manufacturer El Dorado National

BIDDER'S
CERTIFICATION
BUY AMERICA

PRE - AWARD AUDIT

ELDORADO NATIONAL
AERO ELITE 290
FOR
MDOT MD

Pursuant to 49 CFR Part 661, no funds shall be obligated under Federal Mass Transit Act of 1964, as amended or the Surface Transportation Assistance Act of 1982, as amended, unless steel and a manufactured product used in such products are produced in the United States.

COMPONENT	MANUFACTURER	COUNTRY OF ORIGIN	PERCENTAGE OF TOTAL VEHICLE COST
*Chassis	Chevrolet	US	53.2258%
*Base Body	Eldorado National	US	20.4192%
*Alternator and electronic systems	N/A		0.0000%
Fast Idle	N/A		0.0000%
Engine Shut-Down	Motogard	INCL'D. IN CHASSIS PRICE	0.0000%
Battery System	N/A		0.0000%
*Air conditioning compressor assemblies	Chevrolet	INCL'D. IN CHASSIS PRICE	0.0000%
*Air conditioning evaporator/condenser assemblies	N/A		0.0000%
*Heating systems	ProAir	US	0.7240%
*Passenger seats	Freedman Seating, Inc.	US	7.2650%

*Flip Seats	N/A		0.0000%
*Driver's seat assemblies	Recaro	US	2.9809%
*Entrance Door assemblies	ElDorado National	US	0.1131%
Lift Door	N/A		0.0000%
Exit Door	ElDorado National	US	0.5091%
*Door control assemblies	A & M Systems	US	0.2772%
		INCL'D. IN	
*Front and rear bumper assemblies	Chevrolet	CHASSIS PRICE	0.0000%
	Romeo Rim	US	0.7353%
*Lift Assembly	N/A		0.0000%
	Specialty Manufacturing		
*Roof Hatch	(Transpec)	US	0.3846%
*Farebox	Main	US	0.7636%
			0.0000%
	TOTAL		86.6342%

The following is a description of the actual location of the final assembly point including a description of the activities that will take place at the final assembly point and the cost of final assembly:

The actual location of the final assembly point shall be: 1655 Wall Street, Salina, KS 67401

Description and activities are as follows:

Cab-chassis is modified to receive the vehicle body

Brake Retarder

Installed

Steel sub-frame is fabricated and attached to chassis

Flooring is installed on the sub-frame

Body is attached to chassis sub-frame and floor

Windows are installed

Doors are installed

Electrical wiring harness is installed

Interior paneling and equipment finished out

Air conditioning

installed

Lift installed and

tested

Seats installed
Tie-downs installed
Final finish functions
performed:

Exterior paint and markings applied
Quality control and final testing performed
Vehicle readied for
shipment

**COST OF FINAL
ASSEMBLY**

\$11,815.00

Upon written request to the Federal Transit Administration, the Contractor may request a waiver of the above provision. Such a waiver may be granted if FTA determines that:

- A. Their application would be inconsistent with public interest.
- B. Such matters and products are not produced in the United States in sufficient and reasonably available quantities and of satisfactory quality.
- C. In the case of the procurement of bus or other rolling stock (including train control equipment, communication equipment and traction power equipment) under the Federal Mass Transit Act of 1964, as amended, that (a) the cost of all components which are produced in the United States is more than 60 percent of the cost of components of the bus or equipment described in this paragraph, and (b) final assembly of the bus or equipment described in this paragraph has taken place in the United States.
- D. The inclusion of domestic material will increase the cost of the overall project contract by more than 25 percent in the case of projects for the acquisition of rolling stock and 25 percent in the cost of all other projects. For purposes of this section in calculating costs, labor costs involved in final assembly shall not be included in the calculations.

The bidder certifies that it complies with the Buy America requirements of Section 165 (b) (3) of the Surface Transportation Assistance Act of 1982, as amended, and the regulations set forth in 49 CFR Part 661.11.

By:	Karin Rexroad
Title	Contract Administrator
Manufacturer:	ElDorado National Co.
Date:	May 8, 2009


Eldorado
National - Kansas
Thor Industries Commercial Bus Division

BUY AMERICA PROGRAM
STEEL & MANUFACTURED PRODUCTS - ADDITIONAL CERTIFICATION

In accordance with Section 165 of the Surface Transportation Act of 1982, PL 97-424, January 6, 1983, as amended, the Eldorado National (Kansas), Inc. agrees that all steel, cement, and manufactured products utilized on this FTA assisted project must be produced in the United States. Exceptions to the above may only be granted upon a Secretarial determination:

- 1 that their application would be inconsistent with the public interest;
2. that such materials and products are not produced in the United States in sufficient and reasonably available quantities and of a satisfactory quality;
3. In the case of the procurement of bus and other rolling stock (including train control, communication, and traction power equipment) under the Federal Mass Transportation Act of 1964, that (a) the cost of components which are produced in the United States is more than 50 percent of the cost of all components of the vehicle or equipment described in this paragraph, and (b) final assembly of the vehicle or equipment described in this paragraph has taken place in the United States;
- 4 that inclusion of domestic material will increase the cost of the overall project contract by more than 10 percent in the case of projects for the acquisition of rolling stock, and 25 percent in the case of all other projects.

The Manufacturer hereby certifies that with the exception of items listed above, steel and manufactured products to be incorporated into this project have been produced in the United States.


Signed, Eldorado National (Kansas), Inc.

Date

Senior VP/General Manager
Title


EIDorado
National - Kansas
Thor Industries Commercial Bus Division

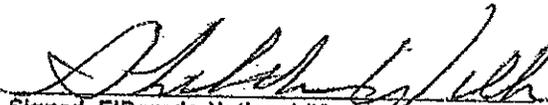
FMVSS CERTIFICATION

EIDorado National (Kansas), Inc., as a final-stage manufacturer of incomplete motor vehicles, hereby certifies that EIDorado National buses are manufactured in compliance with all Federal Motor Vehicle Safety Standards (FMVSS) as required in Parts 567 and 568 of Title 49, Code of Federal Regulations.

Part 568 of Title 49, Code of Federal Regulations requires the incomplete vehicle manufacturer to specify the Gross Vehicle Weight Rating (GVWR) of the total.

The above regulations require, among other things, that each complete motor vehicle have a permanently affixed label certifying that such vehicle conformed with all applicable FMVSS on the stated date of manufacture.

All vehicles completed by EIDorado National Co. have affixed the required certification labels when the vehicle leaves the assembly plant. This certification label on a completed vehicle specifies the Gross Vehicle Weight Rating (GVWR) of the total vehicle as required.


Signed, EIDorado National (Kansas), Inc.

Date

Senior VP/General Manager
Title



**FMVSS
 APPROVALS AND CERTIFICATIONS**

The following is a listing of various safety requirements, testing, and general performance data pertaining to EIDorado National (Kansas), Inc. products and related components.

From Title 49, Code of Federal Regulations, Section 571, the following is a listing of the Federal Motor Vehicle Safety Standards (FMVSS) which all EIDorado National (Kansas), Inc. products either meet or exceed:

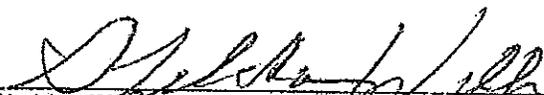
<u>FMVSS NO.</u>	<u>DESCRIPTION</u>
100	SERIES - ACCIDENT PREVENTION
101	Controls Location & Identification
102	Transmission Shift Lever Sequence
103	Windshield Defrosting & Defogging
104	Windshield Wiping & Washing System
105	Hydraulic Brake System
106	Brake Hoses
107	Reflecting Surfaces
108	Lights and Reflectors
111	Rear View Mirrors
113	Hood Latch System
114	Theft Protection
115	Vehicle Identification Number
116	Hydraulic Brake Fluids
119	New Pneumatic Tires
120	Tire Selection & Wheels for Buses
124	Accelerator Control Systems

APPROVALS AND CERTIFICATIONS

Page Two

- 200** **SERIES - INJURY PREVENTION**
- 201 Occupant Protection in Interior Impacts
203 Steering Wheel Impact Protection
204 Steering System Rearward Movement
205 Glazing Materials (window glass)
206 Door Lock & Door Retention Components
207 Anchorage of Seats
208 Occupant Restraints
209 Seat Belt Assemblies
210 Seat Belt Assembly Anchorages
211 Wheel Nuts, Wheel Discs and Hub Caps
212 Windshield Mounting
217 Bus Window Strength & Emergency Release
219 Windshield Zone Intrusion
220 School Bus Rollover Protection *
221 School Bus Body Joint Strength *
- 300** **SERIES - POST ACCIDENT PROTECTION**
- 301 Fuel System Integrity
302 Flammability of Interior Materials
- 400** **SERIES - OBJECTIVE SAFETY REQUIREMENTS**
- 403 Platform Lift Systems for Motor Vehicles
404 Platform Lift Installations in Motor Vehicles

*Not required. However, all Eldorado National (Kansas), Inc. products have been tested and meet or exceed.


Sheldon Wallé, Sr. Vice President/GM
Eldorado National (Kansas), Inc.

Date

1. BUY AMERICA REQUIREMENTS

The contractor agrees to comply with 49 U.S.C. 5323(j) and 49 C.F.R. Part 661, which provide that Federal funds may not be obligated unless steel, iron, and manufactured products used in FTA-funded projects are produced in the United States, unless a waiver has been granted by FTA or the product is subject to a general waiver. General waivers are listed in 49 C.F.R. 661.7, and include final assembly in the United States for 15 passenger vans and 15 passenger wagons produced by Chrysler Corporation, and microcomputer equipment and software. Separate requirements for rolling stock are set out at 49 U.S.C. 5323(j)(2)(C) and 49 C.F.R. 661.11. Rolling stock must be assembled in the United States and have a 60 percent domestic content.

A bidder or offeror must submit to the FTA recipient the appropriate Buy America certification (below) with all bids or offers on FTA-funded contracts, except those subject to a general waiver. Bids or offers that are not accompanied by a completed Buy America certification must be rejected as nonresponsive. This requirement does not apply to lower tier subcontractors.

Certification requirement for procurement of steel, iron, or manufactured products.

Certificate of Compliance with 49 U.S.C. 5323(j)(1)

The bidder or offeror hereby certifies that it will meet the requirements of 49 U.S.C. 5323(j)(1) and the applicable regulations in 49 C.F.R. Part 661.5.

Date 03-04-09

Signature Karin Rexroad

Company Name ElDorado National-Kansas

Title Transit Sales Administrator

Certificate of Non-Compliance with 49 U.S.C. 5323(j)(1)

The bidder or offeror hereby certifies that it cannot comply with the requirements of 49 U.S.C. 5323(j)(1) and 49 C.F.R. 661.5, but it may qualify for an exception pursuant to 49 U.S.C. 5323(j)(2)(A), 5323(j)(2)(B), or 5323(j)(2)(D), and 49 C.F.R. 661.7.

Date _____

Signature _____

Company Name _____

Title _____

Certification requirement for procurement of buses, other rolling stock and associated equipment.

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

The bidder or offeror hereby certifies that it will comply with the requirements of 49 U.S.C. 5323(j)(2)(C) and the regulations at 49 C.F.R. Part 661.11.

Date 03-04-09

Signature Kevin Rexstad

Company Name El Dorado National - Kansas

Title Transit Sales Administrator

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

The bidder or offeror hereby certifies that it cannot comply with the requirements of 49 U.S.C. 5323(j)(2)(C) and 49 C.F.R. 661.11, but may qualify for an exception pursuant to 49 U.S.C.

6. PRE-AWARD AND POST DELIVERY AUDITS REQUIREMENTS 49 U.S.C. 5323/49
CFR Part 663

The Contractor agrees to comply with 49 U.S.C. § 5323(l) and FTA's implementing regulation at 49 C.F.R. Part 663 and to submit the following certifications:

- (1) Buy America Requirements: The Contractor shall complete and submit a declaration certifying either compliance or noncompliance with Buy America. If the Bidder/Offeror certifies compliance with Buy America, it shall submit documentation which lists 1) component and subcomponent parts of the rolling stock to be purchased identified by manufacturer of the parts, their country of origin and costs; and 2) the location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.
- (2) Solicitation Specification Requirements: The Contractor shall submit evidence that it will be capable of meeting the bid specifications.
- (3) Federal Motor Vehicle Safety Standards (FMVSS): The Contractor shall submit 1) manufacturer's FMVSS self-certification sticker information that the vehicle complies with relevant FMVSS or 2) manufacturer's certified statement that the contracted buses will not be subject to FMVSS regulations.

**BUY AMERICA CERTIFICATE OF COMPLIANCE WITH FTA REQUIREMENTS
FOR BUSES, OTHER ROLLING STOCK, OR ASSOCIATED EQUIPMENT**

(To be submitted with a bid or offer exceeding the small purchase threshold for Federal assistance programs, currently set at \$100,000.)

Certificate of Compliance

The bidder hereby certifies that it will comply with the requirements of 49 U.S.C. Section 5323(j)(2)(C), Section 165(b)(3) of the Surface Transportation Assistance Act of 1982, as amended, and the regulations of 49 C.F.R. 661.11:

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.]

The Contractor, El Dorado National, 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.

Karin Rexroad Signature of Contractor's Authorized Official

Karin Rexroad Name and Title of Contractor's Authorized Official
Transit Sales Administrator
03-04-09 Date

8. ACCESS TO RECORDS AND REPORTS 49 U.S.C. 5325/18 CFR 18.36 (i)/49 CFR 633.17

The following access to records requirements apply to this Contract:

1. Where the Purchaser is not a State but a local government and is the FTA Recipient or a subgrantee of the FTA Recipient in accordance with 49 C.F.R. 18.36(i), the Contractor agrees to provide the Purchaser, the FTA Administrator, the Comptroller General of the United States or any of their authorized representatives access to any books, documents, papers and records of the

**BIDDER'S CERTIFICATION
BUY AMERICA**

POST - AWARD AUDIT

**ELDORADO NATIONAL AERO ELITE 290
FOR
BERRIEN COUNTY / MDOT**

Pursuant to 49 CFR Part 661, no funds shall be obligated under Federal Mass Transit Act of 1964, as amended or the Surface Transportation Assistance Act of 1982, as amended, unless steel and a manufactured product used in such products are produced in the United States.

COMPONENT	MANUFACTURER	COUNTRY OF ORIGIN	PERCENTAGE OF TOTAL VEHICLE COST
*Chassis	International	US	54.3131%
*Base Body	EIDorado National	US	15.6449%
*Alternator and electronic systems	N/A		0.0000%
Fast Idle	N/A		0.0000%
Engine Shut-Down	Motogard	INCL'D. IN CHASSIS PRICE	0.0000%
Battery System	N/A		0.0000%
*Air conditioning compressor assemblies	International	INCL'D. IN CHASSIS PRICE	0.0000%
*Air conditioning evaporator/condenser assemblies	N/A		0.0000%
*Heating systems	ProAir	US	0.5750%
*Passenger seats	Freedman Seating, Inc.	US	2.5852%
*Flip Seats	Freedman Seating, Inc.	US	1.7829%
*Driver's seat assemblies	Recaro	US	2.3490%
*Entrance Door assemblies	EIDorado National	US	0.0891%
Lift Door	EIDorado National	US	0.5260%
Exit Door	EIDorado National	US	0.4012%
*Door control assemblies	A & M Systems	US	0.2184%
*Front and rear bumper assemblies	International	INCL'D. IN CHASSIS PRICE	0.0000%
	International	INCL'D. IN CHASSIS PRICE	0.0000%
*Lift Assembly	Braun	US	2.7724%
*Roof Hatch	Specialty Manufacturing (Transpec)	US	0.2006%
*Restraints	Q'Straint	US	1.6937%
			0.0000%
TOTAL			81.4575%

The following is a description of the actual location of the final assembly point including a description of the activities that will take place at the final assembly point and the cost of final assembly:

The actual location of the final assembly point shall be: 1655 Wall Street, Salina, KS 67401

Description and activities are as follows:

Cab-chassis is modified to receive the vehicle body
Brake Retarder Installed
Steel sub-frame is fabricated and attached to chassis
Flooring is installed on the sub-frame
Body is attached to chassis sub-frame and floor
Windows are installed
Doors are installed
Electrical wiring harness is installed
Interior paneling and equipment finished out
Air conditioning installed
Lift installed and tested
Seats installed
Tie-downs installed
Final finish functions performed:

Exterior paint and markings applied
Quality control and final testing performed
Vehicle readied for shipment

COST OF FINAL ASSEMBLY

\$20,800.45

Upon written request to the Federal Transit Administration, the Contractor may request a waiver of the above provision. Such a waiver may be granted if FTA determines that:

- A. Their application would be inconsistent with public interest.
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The bidder certifies that it complies with the Buy America requirements of Section 165 (b) (3) of the Surface Transportation Assistance Act of 1982, as amended, and the regulations set forth in 49 CFR Part 661.11.

By:
Title
Manufacturer:
Date:

Eric McCullick
Contract Administrator
EIDorado National Co.
April 14, 2010


EIDorado
National - Kansas
Thor Industries Commercial Bus Division

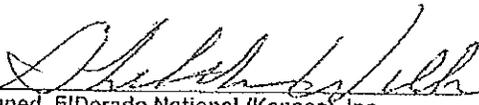
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All vehicles completed by EIDorado National Co. have affixed the required certification labels when the vehicle leaves the assembly plant. This certification label on a completed vehicle specifies the Gross Vehicle Weight Rating (GVWR) of the total vehicle as required.


Signed, EIDorado National (Kansas), Inc. _____ Date 4/15/2010

Senior VP/General Manager
Title



**FMVSS
 APPROVALS AND CERTIFICATIONS**

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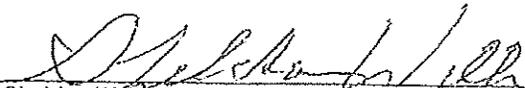
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<u>FMVSS NO.</u>	<u>DESCRIPTION</u>
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105	Hydraulic Brake System
106	Brake Hoses
107	Reflecting Surfaces
108	Lights and Reflectors
111	Rear View Mirrors
113	Hood Latch System
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APPROVALS AND CERTIFICATIONS
Page Two

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210 Seat Belt Assembly Anchorages
211 Wheel Nuts, Wheel Discs and Hub Caps
212 Windshield Mounting
217 Bus Window Strength & Emergency Release
219 Windshield Zone Intrusion
220 School Bus Rollover Protection *
221 School Bus Body Joint Strength *
- 300** **SERIES - POST ACCIDENT PROTECTION**
- 301 Fuel System Integrity
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- 400** **SERIES - OBJECTIVE SAFETY REQUIREMENTS**
- 403 Platform Lift Systems for Motor Vehicles
404 Platform Lift Installations in Motor Vehicles

*Not required. However, all EIDorado National (Kansas), Inc. products have been tested and meet or exceed.


Sheldon Wall, Sr. Vice President/GM
EIDorado National (Kansas). Inc.

Date 1/15/2010