

RFP – ATTACHMENT III

CONTRACT ADDENDUM GEORGIA ILLEGAL IMMIGRATION REFORM AND ENFORCEMENT ACT

This Addendum, entered into as of the 9th day of March, 2021, is an addendum to that certain contract entitled **Water Tank Maintenance Agreement**, and dated March 9, 2021 (the “Contract”) between the Lowndes County Board of Commissioners (“Lowndes County”) and American Tank Maintenance (the “Contractor”) (Lowndes County and the Contractor being collectively the “Parties”).

A fully-executed and notarized copy of each of this Addendum, Attachment I (hereinafter defined) and, if applicable, Attachment II (hereinafter defined) shall be included with any bid the Contractor submits regarding the proposed Contract. Georgia law provides that said Contractor’s bid shall not be considered by Lowndes County unless this Addendum, Attachment I and Attachment II (if applicable) are each fully executed and notarized and attached as a part of such bid. In the event that Lowndes County accepts Contractor’s bid, then this Addendum, Attachment I and Attachment II (if applicable) shall automatically be a part of the Contract of the Parties.

In consideration of the terms, conditions and obligations in the Contract, and as a requirement for Contractor to submit its bid with respect to the Contract, the Parties hereby agree as follows:

A. This Addendum is an integral part of the Contract and in the event of any conflict or inconsistency with the Contract (including any and all other amendments, addendums, schedules, exhibits, or other parts or provisions thereof) this Addendum shall control. The Contract, as supplemented by this Addendum, remains in full force and effect in all other respects.

B. Pursuant to the Georgia Illegal Immigration Reform and Enforcement Act of 2011, Sections 2 and 3, as amended (O.C.G.A. § 13-10-90 et seq., the “Act”), the Contractor understands and agrees that compliance with the requirements of the Act and Georgia Department of Labor Rules 300-10-1-.01 et seq. (and, if this Contract is a contract or agreement relating to public transportation, with the rules and regulations regarding the Act of the Georgia Department of Transportation; the “GDOT Rules”), each as amended, are conditions of this Contract, and the Contractor hereby agrees to so comply with such requirements. The Contractor further agrees that such compliance shall be attested by the Contractor through execution of the contractor affidavit required by the Act and the rules and regulations thereunder, or a substantially similar contractor affidavit (the “Contractor Affidavit”). The fully executed Contractor Affidavit is attached hereto as Attachment I and is incorporated into this Addendum by reference herein.

C. The Contractor understands and agrees that, in the event the Contractor employs or contracts with any subcontractor or subcontractors (including any contract employee or staffing agency) in connection with the Contract, the Contractor shall:

1. Secure in writing from each such subcontractor an attestation of the subcontractor’s compliance with the Act and Georgia Department of Labor Rules 300-10-1-.01 et seq. (and, if this Contract is a contract or agreement relating to public transportation, with the GDOT Rules), each as amended, by causing each such subcontractor to execute the subcontractor affidavit required by the Act and the rules and regulations thereunder, the form of which is attached as Attachment II and incorporated by reference herein, or a substantially similar subcontractor affidavit (the