

APPENDIX C

CERTIFICATION TO OFFICE OF THE STATE COMPTROLLER PURSUANT TO PART U OF CHAPTER 63, LAWS OF 2005, AS AMENDED

The undersigned, being an authorized representative of «LEGALORGANIZATIONNAME» (hereinafter the “Grantee” or the “College”), hereby makes the following certification to the **OFFICE OF THE STATE COMPTROLLER** (the “Comptroller”) with respect to the following contract (hereinafter the “Contract”) described below:

1. The Contract between the College and _____ *(insert name of College’s contractor)* involves a project (as said term is defined in Section 2(G) of Part U of Chapter 63 of the Laws of 2005, as amended) in the amount of _____ *(insert amount of Contract)* for which the College has received a New York State Higher Education Capital Matching Grant pursuant to Grant Disbursement Agreement (CR1-00«GrantID»).
2. The Contract has been approved as to form by the Office of the Attorney General.
3. The Contract was let by the College in compliance with all applicable provisions of (a) Article 9 of the State Finance Law, (b) Article 15-A of the Executive Law, and (c) Articles 8, 9 and 10 of the Labor Law, so far as each of the statutes would be applicable to the contracts of a public college.
4. There have been incorporated into such Contract as material terms and conditions thereof, all of the terms and conditions set forth in Appendix B, attached hereto.
5. The College, upon due diligence, has determined that no concerns exist with respect to the Contractor’s ability to perform, the Contractor’s financial stability and the Contractor’s business integrity.

By executing this Certification, the College, through its authorized representative, acknowledges:

- (a) that the Comptroller will rely on the truth and accuracy of this Certification;
- (b) that the Comptroller will notify the New York State Higher Education Capital Matching Grant Board (“the HECap Board”) in writing that the Contract has been approved in accordance with Section 6(a) of Part U of Chapter 63 of the Laws of 2005, as amended;
- (c) that, notwithstanding any approval of the Contract by the Comptroller based upon the Certification as provided for in the foregoing subparagraph (b), the Comptroller has reserved the right to audit the Contract at any time; and

**Page two – Appendix C
CERTIFICATION TO OFFICE OF THE STATE COMPTROLLER PURSUANT TO
PART U OF CHAPTER 63, LAWS OF 2005, AS AMENDED
For Higher Education Capital Matching Grant Contract**

(d) that the Comptroller has reserved the right at any time to advise DASNY, acting as staff to the HECap Board, in writing that in connection with the Contract which is the subject of this Certification, and all future contracts entered into by the College involving a project which is the subject of a New York State Higher Education Capital Matching Grant, DASNY shall be required to submit the entire Contract to the Comptroller for his review and approval.

«LEGALORGANIZATIONNAME»

Authorized Officer Signature

Print name: _____

Title: _____

Date: _____

STATE OF NEW YORK

COUNTY OF _____

On the ___ day of _____, 20__, before me personally came _____, to me known, who, being duly sworn, did depose and say the he/she is _____ of _____ described in the foregoing instrument, and that he/she executed the foregoing instrument as _____ thereof.

Notary Public