

Instructions: “Vendor(s)”, defined as any person or entity responding to a formal solicitation issued by the Tohopekaliga Water Authority (“Toho”), must submit this form with their Solicitation Responses. The terms “Contract” and “Agreement” may be interchangeably used.

Vendor Name (as on Sunbiz.org):	
Solicitation/Contract Number:	

Confidential Records and Structure Record Release Acknowledgement

The undersigned, on behalf of the Vendor, acknowledges and understands that:

1. Any and all building plans, blueprints, schematic drawings, and diagrams, including draft, preliminary, and final formats, which depict the internal layout and structural elements of a building, water treatment facility, or other structure owned or operated by Toho (collectively, “**Structural Information**”) are exempt from public disclosure under Section 119.071(3)(b), Florida Statutes. The foregoing notwithstanding, by law, such Structural Information may be disclosed only to the following:
 - a. Another governmental entity if disclosure is necessary for the receiving entity/individual to perform its duties and responsibilities;
 - b. A licensed architect, engineer or contractor who is performing work on or related to the building, arena, stadium, water treatment facility, or other structure owned or operated by Toho; or
 - c. Upon a showing of good cause before a court of competent jurisdiction.
2. The Vendor is a licensed architect, engineer, or contractor performing work on or related to building(s), water treatment facilit(y/ies), or other structure(s) owned or operated by Toho in accordance with the above-referenced solicitation/contract that may receive, maintain, or generate Structural Information.
3. In accordance with Section 119.071(3)(b), entities or person(s) receiving, maintaining, or generating any Structural Information are statutorily required to maintain the exempt status of such documents and/or information.
4. It is unlawful to:
 - a. Obtain any Structural Information under false pretenses; and
 - b. Share or otherwise disseminate such Structural Information for any reason other than the lawful purposes under which they were obtained.
5. Any and all of the Vendor's employees, associates, subcontracts, subconsultants, or other agents who receive, maintain, or generate any Structural Information shall be required by law to maintain the exempt status of that Structural Information, and the Vendor shall act to so inform in writing any third party to whom it discloses such Structural Information.
6. Any Structural Information that the Vendor may receive from Toho does not carry with it any representation or certification, implied or express, of completeness, reliability, or suitability for any purposes, or accuracy and so:
 - a. The Vendor assumes all risks of reliance upon or use of such information; and

Vendor's Initials: _____

- b. To the maximum extent permitted by law, the Vendor and/or any other persons or entities with whom such Structural Information is shared, whether legitimately or otherwise, holds Toho, its officials, officers, employees, agents, contractors, and all other persons or entities affiliated with Toho harmless from any loss, claim, demand, or responsibility for adverse consequence of any conceivable nature resulting from the use, accuracy, or reliance upon any such Structural Information for any purpose including, but not limited to, the information being erroneous, incomplete, incorrect, or inaccurate.

The undersigned hereby represents that they: make the above certifications based upon personal knowledge; are over the age of 18 years and otherwise competent to make the above certifications; and are authorized to legally bind and make the above certifications on behalf of Vendor.

Under penalties of perjury, the undersigned declares that they have read and understand the contents of the foregoing form. Pursuant to the authority granted to the undersigned by Vendor, the undersigned hereby acknowledges, affirms, and makes the above sworn statement.

By: _____
Authorized Representative on behalf of Vendor
Printed Name: _____
Official Title: _____

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____, 20____, by _____, as _____ of _____, a _____ authorized to do business in the State of Florida on behalf of the company/corporation. They are personally known to me or have produced _____ as identification.

(Seal)

Signature of Notary Public

Name of Notary Typed, Printed or Stamped