

**REQUEST FOR COMPETITIVE SEALED PROPOSALS (RFP #2022-002)
FOR GENERAL CONTRACTOR
FOR THE PARKING LOT ADDITIONS PROJECT**

The Poth Independent School District (“District”) is soliciting proposals from general contractors for the Poth ISD Parking Lot Additions Project utilizing the Request for Competitive Sealed Proposal (“RFP”) method as set forth in Chapter 2269, Subchapter D, Texas Government Code. Persons or entities submitting proposals are referred to herein as “Offeror(s)” and responses to this RFP are referred herein as “Proposals.”

**PROPOSALS MUST BE RECEIVED NO LATER THAN
2:00 P.M., May 12, 2022.**

PROPOSALS MUST BE SUBMITTED ON THE PROPOSAL FORM ATTACHED AS EXHIBIT “A”. THIS RFP CONTAINS REQUIRED TERMS AND DESCRIPTIVE INFORMATION ABOUT THE SERVICES. RESPONSES NOT MADE AS SET FORTH IN THE RFP MAY BE DEEMED NON-RESPONSIVE AND MAY NOT BE CONSIDERED.

The District will hold a pre-submission site visit on Thursday, May 5, 2022 at 10:00 A.M. at Jack Lane Field, 1201 E. Westmeyer St, Poth, TX 78147.

Proposals must include the information requested in Section III of this RFP in the sequence and format prescribed. In addition to and separate from the requested information, Offerors submitting Proposals may provide supplementary materials further describing their capabilities and experience. Offerors shall submit one (1) original and seven (7) copies of the Proposal. District will not acknowledge or receive Proposals that are delivered by telephone, facsimile (fax), or electronic mail (email). Any Proposal received after such time will not be considered and will be returned unopened.

Proposals shall be addressed to and received by:

Braden Lyssy
Business Manager
Poth Independent School District
510 Titcomb
Poth, Texas 78147

Proposal envelopes must be plainly marked on the outside with the Offeror’s name and address and the following:

**SEALED PROPOSAL - DO NOT OPEN
PARKING LOT ADDITIONS PROJECT
DUE AT 2:00 P.M., May 12, 2022.**

Following the deadline for receipt, the District’s staff will receive, publicly open, and read aloud the names of the Offerors and all fees and prices stated in the Proposals at the District’s Administration Office located at 510 Titcomb, Poth, Texas 78147. Within forty-five (45) days following the date of the opening, District staff will evaluate and rank each Proposal submitted in relation to the selection criteria set forth herein. The District may also request additional

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information from Offerors at any time prior to final ranking of Offerors. The District may select all, some or none of the Offerors for interviews. Interviews with Offerors, if any, will not be scored separately from the Proposal, but may result in an adjustment in score. A recommendation will be made to the Board of Trustees as to the ranking of the Proposals.

Following the Board’s ranking of the Proposals based on the published selection criteria, the District will attempt to negotiate an agreement with the Offeror that offers the best value to the District. If the District is unable to negotiate an agreement with the selected Offeror, the District will, formally and in writing, end negotiations with that Offeror and begin the negotiation process with the next ranked Offeror in the order of selection ranking until a contract is reached or negotiations with all ranked Offerors end.

Pursuant to Texas Government Code Section 2269.055 and 2269.056, the District will rank the Proposals based on the following criteria and relative weights:

WEIGHT	CRITERIA
40%	Price
35%	Offeror’s experience with the District and reputation in the Community
10%	Quality of the Offeror’s services
5%	Offeror’s proposed personnel
5%	Offeror’s safety record
5%	Whether the Offeror’s financial capability is appropriate to the size and scope of the project

All responses in your Proposal may be used to rank Offerors based on the criteria. The District reserves the right to verify the accuracy and completeness of all responses by utilizing any information available to the District without regard to whether such information appears in your Proposal. Questions regarding this RFP may be submitted to the address indicated above.

I. INSTRUCTIONS TO OFFERORS

- 1. PROPOSAL FORM:** The Proposal Form attached as Exhibit A must be filled out and signed by the Offeror.
- 2. CONTRACT DOCUMENTS:** The Contract Documents between the District and contractor shall consist of the following:
 1. Standard Form of Agreement Between Owner and Contractor where the Basis of Payment is a Stipulated Sum - AIA Document A104-2017 as modified by the Owner, (attached as Exhibit C).
 2. Prevailing Wage Schedule (attached as Exhibit D).

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4. Copies of the Project Plans and Specifications. Digital format (PDF) copies may also be obtained by contacting the District's Engineer, Bradley Koether, at bkoether@rak-eng.com or 830.281.4060.

3. CLARIFICATIONS AND INTERPRETATIONS: Any clarifications or interpretations of this RFP that materially affects or changes its requirements will be issued by the District as an addendum. It

is the responsibility of all Offerors to obtain this information in a timely manner. All such addenda issued by the District before the Proposals are due are part of the RFP, and Offerors shall acknowledge receipt of and incorporate each addendum in its Proposal. District will consider only those clarifications and interpretations that Offerors submit five (5) days prior to the submittal deadline. Interpretations or clarifications in any other form, including oral statements, will not be binding on the District and should not be relied on in preparing Proposals.

4. TIME: Offeror agrees to hold the Proposal open for acceptance for ninety (90) days from the Proposal date.

5. WITHDRAWAL OF PROPOSALS: Offerors may request permission to withdraw a Proposal prior to the actual time for Proposal opening. Such request must be made in person or in writing at the same location designated to receive the Proposal. The District will return the Proposal documents unopened at that time.

6. WAIVER: By submitting a Proposal, each Offeror agrees to waive any claim it has or may have against the District, its trustees, agents and employees, and any reference sources, arising out of or in connection with the administration, evaluation, or recommendation of any Proposal; waiver of any requirements under the Proposal documents; acceptance or rejection of any Proposal; and award of the Proposal. The District shall have no contractual obligation to any Offeror, nor will any Offeror have any property interest or other right in the Proposal or contract being proposed unless and until the contract is unconditionally executed and delivered by all parties, and all conditions to be fulfilled by the Offeror have been fulfilled by the Offeror.

7. OTHER INFORMATION: The District believes the information included in this RFP is materially accurate, however, the District does not warrant this information to be free from errors or omissions. Offerors are encouraged to inspect the premises prior to submitting a response.

8. POINT-OF-CONTACT: The District designates the following person, as its representative and Point-of-Contact for this RFP. Offerors shall restrict all contact with the District and direct all questions regarding this RFP, including questions regarding terms and conditions, to the Point-of-Contact person:

Braden Lyssy
Business Manager
Poth Independent School District
510 Titcomb

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Poth, Texas 78147
Phone: (830) 484-3330 ext. 2003
Email: blyssy@PothISD.us

9. NON-CONTACT: The Offerors, or any agent or representative of Offerors, shall not undertake any contact, activities or actions to promote or advertise their qualifications or Proposal to any member of the District’s Board of Trustees, the District’s Administration or their respective staff persons, except as specifically requested in writing by the District, at any time between the date of submission of the RFP and the date of award of the Contract Documents by the District’s Board of Trustees. This restriction extends to “thank you” letters, phone calls, emails and any contact that results in the direct or indirect discussion of the RFP and/or Proposal submitted by Offerors.

10. PUBLIC INFORMATION: The District fully complies with the Texas Public Information Act, Texas Government Code Chapter 552. During the course of the selection process, RFP responses are exempt from disclosure to the public under the Texas Public Information Act. The submitted Proposals will, upon the award of the contract, become a public record; and therefore, subject to disclosure to any person who makes a proper request for review of the documents. Some of the information you provide in your Proposal may contain commercial or financial information which you consider privileged or confidential, or may be of a nature which you believe may cause substantial competitive harm to your business if disclosed by the District to a third-party, even after the award. You may be entitled to protect this information at the time a request is made for disclosure; however, you will need to consult your legal counsel to assure that this type of information, if included in your Proposal, is properly marked as confidential prior to submission. Wholesale marking of your entire Proposal “Confidential” or “Proprietary” will not be effective. In the event information from your Proposal is requested, the District will use its best efforts to notify the Offeror of such request, but will have no duty to assert any claim to the Attorney General regarding that the Proposal or any parts of the Proposal are not subject to disclosure under the Act.

11. CONFLICT OF INTEREST QUESTIONNAIRE. Chapter 176 of the Texas Local Government Code requires that persons, or their agents, who seek to contract for the sale or purchase of property, goods, or services with the District shall file a completed Conflict of Interest Questionnaire (CIQ) with District. Complete, sign and submit the CIQ as part of your response to a Request for Proposals. Exhibit “E”

12. FELONY CONVICTION NOTIFICATION. Complete, sign and submit the Felony Conviction Notification Form attached hereto as Exhibit “F”.

13. NON-COLLUSION AFFIDAVIT. Complete, sign and submit the Non-Collusion Affidavit attached hereto as Exhibit “G”.

14. THE OFFEROR MUST SUBMIT THE FOLLOWING ITEMS:

- Proposal Form - Exhibit A
- Responses to Information to be Provided by Offerors
- Conflict of Interest Questionnaire Exhibit E

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- Felony Conviction Notification - Exhibit F
- Non-Collusion Affidavit - Exhibit G

II. SCOPE OF WORK

- A.** The scope of the work, specifications and projected schedule for construction of the Project is attached as Exhibit “B.”
- B.** Where certain manufacturers or products are specified, it is not to limit competition but to set a standard of quality satisfactory to the Owner. All proposed substitutions must be submitted to the Owner prior to the receipt of Proposal and, if approved, must be listed in an addenda issued prior to the Proposal date.
- C.** The District has adopted a Prevailing Wage Schedule attached as Exhibit E and that must be used for all employees and subcontractors on the Project.
- D.** Project Schedule:

Pre-Proposal Conference:	May 5, 2022 at 10:00 A.M.
Response to CSP Due:	May 12, 2022 at 2:00 P.M.
Board Ranking:	May 18, 2022 at 7:00 P.M.
Notice to Proceed:	May 23, 2022
Substantial Completion Date:	August 16, 2022

III. INFORMATION TO BE PROVIDED BY OFFERORS

Please provide the following information concerning your firm:

A. Offeror Information

1. Name of Firm
2. Business Address
3. Telephone Number
4. Fax Number
5. Type of Organization (Individual, Partnership, Corporation, Association)
6. Number of Permanent Employees. (Employees hired for the duration of a specific project or under a fixed-term contract are not considered permanent employees for purposes of this Proposal).
 - i. Home Office
 - ii. Field Office
7. Primary Contact Person for District inquiries
8. Main Office Location (if different than above)

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9. Describe and substantial changes in ownership of your firm during the past five (5) years.
10. How many years has your firm operated under its current form of business organization?
11. List all professional or industry organizations in which your firm or its principals are members.
12. In order to assist the District in determining whether there exist any conflicts of interest, please describe any business or family relationships between any District Trustee and:
 - i. your firm;
 - ii. any principal of your firm;
 - iii. any subcontractor you are considering using to perform any portion of the project work; or,
 - iv. any principal of such subcontractor.

B. Personnel Information

Provide brief resumes (2 page limit) for the persons listed below:

1. Principals/Corporate Officers:
 - i. President
 - ii. Vice President
 - iii. Partners
2. Project Management Candidates
 - i. Project Manager
 - ii. Superintendent

Provide a list of the principal duties and responsibilities you anticipate assigning to the Project Manager and to the Superintendent.

C. School Projects

List all educational building projects your firm has completed within the past five (5) years, and for each project list:

1. Project Owner
2. Brief description of the project
3. Client, Client Contact Person, and Telephone Number
4. Date Construction Completed
5. Managing Principal
6. Project Architect or Engineer

For the five (5) largest projects, please also provide the following information:

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7. Original contract amount
8. Final contract amount
9. Number of change orders

D. Non-Educational Projects (Optional)

List up to five (5) major non-educational building projects your firm has completed within the past five (5) years, and for each project list:

1. Name and location of the project
2. Brief description of the project
2. Client, Client Contact, and telephone number
3. Final Contract Amount
4. Date Construction Completed
5. Managing Principal
6. Project Architect or Engineer

E. Organization

- 1 Describe the most common problem or challenge which you have encountered in school construction and your method for addressing the issue. (Maximum 2 page).
2. Describe your firm's concepts for working in a team relationship with the Owner and Architect during the design and construction of major projects. (Maximum 2 page).
3. Explain in detail how your firm will handle warranty issues.
4. List the classifications of work or trades which you anticipate performing with in-house forces.

F. Claims and Litigation

1. Identify all claims, lawsuits or arbitration proceedings with respect to construction contracts, if any, brought by or against your firm within the last five (5) years.
2. Describe all instances in which your firm was unable to complete the work under a contract.
3. Identify any judgments, claims arbitration proceedings or suits pending or outstanding against your firm or its officers.

G. Current Work Load

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Provide the following information for the five (5) largest projects you currently have under contract:

1. Project Name
2. Location
3. Owner
4. Architect
5. Current Contract Amount
6. Percent Complete
7. Specified Contract Completion Date

H. Financial Information

1. Total amount of work performed as general contractor for each of the past five (5) years.
2. Bonding Capacity
 - i. Per Project
 - ii. Aggregate
3. Bonding Company reference(s)
 - i. Individual, Title
 - ii. Name of Bonding Company
 - iii. Address
 - iv. Telephone
4. Bank reference(s)
 - i. Individual, Title
 - ii. Name of Bank
 - iii. Address
 - iv. Telephone
5. Dun & Bradstreet rating (D&B Rating), if available

I. Safety

1. What is your firm's Workers' Compensation experience modifier rate?
2. What is your firm's OSHA total recordable incident rate?

J. Insurance & Bonding

Provide a statement in your response that Offeror is able to meet the insurance and Bonding Requirements as specified in the Contract Documents.

K. Contract Documents

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Provide any comments or requested changes to the form of Contract Documents and include an explanation for the change, otherwise Offeror will be deemed to have accepted the form of the Contract Documents.

IV. REPRESENTATIONS

By execution and submission of the Proposal Form, attached as Exhibit A, the Offeror hereby agrees, represents and warrants to District as follows:

1. Offeror will hold the Proposal open for acceptance for ninety (90) days.
2. Offer accepts District's right to reject any or all Proposals, to waive formalities and to accept the Proposal which District considers most advantageous.
3. By signing the Proposal Form, the undersigned on behalf of the Offeror affirms that, to the best of his knowledge, the information concerning this Proposal has been arrived at independently and is being submitted without collusion with anyone to obtain information or gain any favoritism that would in any way limit competition or give an unfair advantage over other respondents in the award of this Proposal.
4. All contingencies shall be returned one hundred percent (100%) to the District.
5. Offeror has read and understands the RFP and the Contract Documents, and this Proposal is made in accordance with the RFP, and any addenda to it, and the Contract Documents.
6. Offeror has carefully inspected the Project site, and that from the Offeror's own investigation, the Offeror has satisfied itself as to the nature and location of the Work within the scope of the Project and the character, quality, quantities, materials and difficulties to be encountered; the kind and extent of equipment and other facilities needed for the performance of the Work; the general and local conditions and other items which may in any way affect the Work or its performance; and the Offeror has correlated the Offeror's site observations with the requirements of the Contract Documents. The Offeror understands and accepts the difficulties and costs associated with the Work and the Project site and the potential delays, disruptions in work and costs associated therewith and has included such considerations in its construction schedule and the Proposal amount.
7. All information submitted by the Offeror to the District in response to this RFP is true and correct. The District, or any authorized representative of the District, is authorized by the undersigned to contact any firm, institution, or person to obtain information about our firm's services, financial condition, and any other information which the District might determine as being desirable.

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8. To the fullest extent permitted by applicable law, the Offeror waives any claim it has or may have against the District, the Architect, and their respective trustees, officers, shareholders, directors, partners, agents, contractors, consultants and employees arising out of or in connection with the administration, evaluation or recommendation of any offers; waiver of any requirements under the RFP or the Contract Documents; acceptance or rejection of any Proposals; and the award of a Contract.

9. Under Section 231.006, Texas Family Code, the Offeror certifies that the individual or business entity named in this contract, bid, or application is not ineligible to receive the specified grant, loan, or payment and acknowledges that this contract may be terminated and payment may be withheld if this certification is inaccurate.

10. Under Section 2155.004, Texas Government Code, the Offeror certifies that the individual or business entity named in this bid or contract is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate.

11. Under Section 2254.004, Texas Government Code, the Offeror certifies that each individual or business entity which is an engineer or architect proposed by Offeror as a member of its team was selected based on demonstrated competence and qualifications only.

12. A corporate Offeror certifies that it is not currently delinquent in the payment of any Franchise Taxes due under Chapter 171, Texas Tax Code, or that the corporate Offeror is exempt from the payment of such taxes, or that the corporate Offeror is an out-of-state corporation that is not subject to the Texas Franchise Tax, whichever is applicable.

13. Offeror certifies that neither the Offeror nor the firm, corporation, partnership or Owner represented by the Offeror, or anyone acting for such firm, corporation, or institution has violated the antitrust laws of this state, codified in Texas Business and Commerce Code Chapter 15, or the Federal antitrust laws, nor communicated directly or indirectly the information in the Proposal to any competitor or any other person engaged in such line of business.

14. Offeror acknowledges and accepts that any costs incurred from the Offeror's participation in this RFP process shall be at the sole risk and responsibility of the Offeror.

15. Pursuant to Texas Government Code Chapter 2271, as amended, if the resulting contract is valued at \$100,000 or more and if the Offeror has at least ten (10) full time employees, then the Offeror, by its execution of any resulting agreement with the District, represents and warrants to the District that the Offeror does not boycott Israel and will not boycott Israel during the term of any resulting agreement. This section does not apply to a sole proprietorship.

16. Pursuant to Texas Government Code Chapters 2274 and 809, if the contract is valued at \$100,000 or more and if Offeror has at least ten (10) full-time employees, then Offeror represents and warrants to the District that the Offeror does not boycott energy companies and will not boycott

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energy companies during the term of the contract. This provision does not apply to sole proprietorships.

17. Pursuant to Texas Government Code Chapter 2274, if the contract is valued at \$100,000 or more and if Offeror has at least ten (10) full-time employees, then Offeror represents and warrants to the District that the Offeror does not discriminate against firearm entities or firearm trade associations and will not discriminate against firearm entities or firearm trade associations during the term of the contract. This provision does not apply to sole proprietorships.

18. In compliance with Chapter 2252 of the Texas Government Code, Offeror certifies that it does not engage in business with Iran, Sudan, or any foreign terrorist organization. Offeror also certifies that for the length of any resulting contract with the District, Offeror will not engage in any business with Iran, Sudan, or any foreign terrorist organization.

19. Offeror certifies that it understands that Texas Education Code Chapter 22 requires that criminal history records be obtained regarding covered employees of entities that contract with school districts (“Contractors”) and entities that contract with school district contractors (“Subcontractors”). Texas Education Code §22.08341 requires that the Contractor obtain criminal history record information (“CHRI”) on Covered Employees with Disqualifying Criminal Histories (each defined below). These persons are prohibited from serving at a school district. Because of restrictions on what entities may access such information, prior to commencement of work under this Agreement, using the process established by the Owner, Contractor will be required to arrange with the Owner to obtain the national criminal history record information (“CHRI”) on all of Contractor’s employees, independent contractors, agents, or Subcontractors, Contractor’s Subcontractors of every tier (“Subcontractors”), if any of these persons is a “Covered Employee” as defined by the Statute, i.e. the person has or will have continuing duties related to the contracted for services, and said person has or will have the opportunity for direct contact with students in connection with those continuing duties. Contractor will also be required to reimburse the Owner for the costs and expenses associated with obtaining the criminal history information by entering into the proposed Contract Documents will be required to agree to accept the Owner’s interpretation of the report as to whether any Covered Employee has been determined to have a Disqualifying Criminal History and will be required to be excluded from assignment to the Project. The selected Contractor will not assign or permit Covered Employees (of either Contractor or any of its subcontractors, independent contractors, or consultants) with a Disqualifying Criminal History to performing any work on the District’s Project or property.

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**EXHIBIT A
IDENTIFICATION OF OFFEROR
AND ACCEPTANCE OF TERMS**

IMPORTANT: A Proposal, to be valid, must be manually signed in ink by an authorized person in the space provided. By such signature, Offeror agrees to strictly abide by the terms, conditions, representations and specifications set out in the RFP.

Entity, Company or Firm Name: _____

Contact Person: _____

Address: _____

Telephone #: _____

Fax: _____

Date: _____

Signature: _____

Printed Name: _____

Title: _____

1. PROPOSAL AMOUNT: \$ _____
_____ DOLLARS

2. ALTERNATE 1: Deduct of 2" HMAC on light and medium duty pavement sections:
Amount \$ _____ DOLLARS

3. ADDENDA

Undersigned acknowledges receipt of Addenda Nos. (if any):

_____.

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**EXHIBIT B
SCOPE OF WORK**

**CONSTRUCTION DRAWINGS FOR POTH ISD
PARKING LOT ADDITIONS PACKAGE, DATED: APRIL 27, 2022**

C0.0 – COVER SHEET
C1.0 – DEMOLITION PLAN
C2.0 – PROPOSED SITE PLAN
C3.0 – PROPOSED PAVING PLAN
C4.0 – EXISTING & PROPOSED DRAINAGE CALCULATIONS
C5.0 – PROPOSED GRADING PLAN WEST PARKING LOT
C5.1 – PROPOSED GRADING PLAN EAST PARKING LOT
C5.2 – CIVIL DETAILS
C6.0 – DETENTION POND PLAN
C7.0 – EROSION CONTROL PLAN
C7.1 – EROSION CONTROL DETAILS
C8.0 – TXDOT DRIVEWAY PLAN
C8.1 – TXDOT DRIVEWAY NOTES
C8.2 – TXDOT DRIVEWAY DETAILS

**TECHNICAL SPECIFICATIONS FOR THE POTH ISD
PARKING LOT ADDITIONS PACKAGE, DATED: APRIL 27, 2022**

00 0110 - TABLE OF CONTENTS
02 4100.10 - SITE DEMOLITION
03 2000 - CONCRETE REINFORCING (CIVIL)
03 3000 - CAST-IN-PLACE CONCRETE (CIVIL)
03 3000.10 - CONTROLLED LOW STRENGTH BACKFILL
31 1000 - SITE CLEARING
31 1000.10 - TREE PROTECTION
31 2200 - GRADING
31 2316 - EXCAVATION
31 2316.13 – TRENCHING
31 2316.14 – TRENCH EXCAVATION PROTECTION
31 2323 - FILL
32 1250 - SITE PAVEMENT
321313.10 - CONCRETE CURBS, GUTTERS AND SIDEWALKS
32 1723.13 - PAINTED PAVEMENT MARKINGS

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**EXHIBIT C
STANDARD ABBREVIATED FORM OF AGREEMENT BETWEEN OWNER AND
CONTRACTOR, WHERE THE BASIS OF PAYMENT IS A STIPULATED SUM,
AIA DOCUMENT A104-2017, AS AMENDED BY THE OWNER.**

Included in bid packet of documents.

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**EXHIBIT D
PREVAILING WAGE SCHEDULE**

"General Decision Number: TX20220287

04/15/2022 Superseded General Decision Number:

TX20210287

State: Texas

Construction Type:

Building County: Wilson

County in Texas.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Note: Contracts subject to the Davis-Bacon Act are generally required to pay at least the applicable minimum wage rate required under Executive Order 14026 or Executive Order 13658. Please note that these Executive Orders apply to covered contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but do not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60).

<p>If the contract is entered into on or after January 30, 2022, or the contract is renewed or extended (e.g., an option is exercised) on or after January 30, 2022:</p>	<p>. Executive Order 14026 generally applies to the contract. . The contractor must pay all covered workers at least \$15.00 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in 2022.</p>
<p>If the contract was awarded on or between January 1, 2015 and January 29, 2022, and the contract is not renewed or extended on or after January 30, 2022:</p>	<p>. Executive Order 13658 generally applies to the contract. . The contractor must pay all covered workers at least \$11.25 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on that contract in 2022.</p>

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The applicable Executive Order minimum wage rate will be adjusted annually. If this contract is covered by one of the Executive Orders and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must still submit a conformance request.

Additional information on contractor requirements and worker protections under the Executive Orders is available at <https://www.dol.gov/agencies/whd/government-contracts>.

Modification Number	Publication Date
0	01/07/2022
1	02/25/2022
2	04/15/2022

ASBE0087-014 06/07/2021

	Rates	Fringes
ASBESTOS WORKER/HEAT & FROST INSULATOR (Duct, Pipe and Mechanical System Insulation)....	\$ 25.22	10.17

BOIL0074-003 01/01/2021

	Rates	Fringes
BOILERMAKER.....	\$ 29.47	24.10

BRTX0005-006 06/01/2020

	Rates	Fringes
BRICKLAYER.....	\$ 24.58	8.53

ELEC0060-003 06/01/2021

	Rates	Fringes
ELECTRICIAN (Communication Technician Only).....	\$ 30.75	18% +5.45

ELEC0060-004 06/01/2021

	Rates	Fringes
ELECTRICIAN (Excludes Low Voltage Wiring).....	\$ 30.75	18% +5.45

ELEV0133-002 01/01/2021

Rates

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F

ringsELEVATOR MECHANIC.....\$ 43.72 36.365

Footnote:

A. 6% under 5 years based on regular hourly rate for all hours worked. 8% over 5 years based on regular hourly rate for all hours worked.

B. Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday after Thanksgiving Day, Christmas Day, and Veterans Day.

ENGI0450-002 04/01/2014

	Rates	Fringes
POWER EQUIPMENT OPERATOR Cranes.....	\$ 34.85	9.85

IRON0066-013 06/01/2021

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 24.45	7.00

IRON0084-011 06/01/2021

	Rates	Fringes
IRONWORKER, ORNAMENTAL.....	\$ 26.01	7.56

PLUM0142-009 07/01/2020

	Rates	Fringes
HVAC MECHANIC (HVAC Electrical Temperature Control Installation Only).....	\$ 30.25	13.36
HVAC MECHANIC (HVAC Unit Installation Only).....	\$ 30.25	13.36
PIPEFITTER (Including HVAC Pipe Installation).....	\$ 31.90	13.76
Including HVAC Pipe Installation		
PLUMBER (Excludes HVAC Pipe Installation).....	\$ 31.90	13.76
Excludes HVAC Pipe Installation		

SFTX0669-002 04/01/2021

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers).....	\$ 31.68	22.50

* SHEE0067-004 04/01/2022

	Rates	Fringes
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Sheet metal worker Excludes HVAC Duct Installation.....\$ 27.89	16.25
HVAC Duct Installation Only.\$ 27.89	16.25

* SUTX2014-067 07/21/2014

	Rates	Fringes
CARPENTER (Acoustical Ceiling Installation Only).....\$ 18.00	18.00	0.00
CARPENTER (Form Work Only).....\$ 13.63 **	13.63	0.00
CARPENTER, Excludes Acoustical Ceiling Installation, Drywall Hanging, Form Work, and Metal Stud Installation.....\$ 16.82	16.82	3.79
CAULKER.....\$ 15.00	15.00	0.00
CEMENT MASON/CONCRETE FINISHER...\$ 22.27	22.27	5.30
DRYWALL FINISHER/TAPER.....\$ 13.81 **	13.81	0.00
DRYWALL HANGER AND METAL STUD INSTALLER.....\$ 15.38	15.38	0.00
ELECTRICAL INSTALLER (Low Voltage Wiring).....\$ 20.19	20.19	3.75
IRONWORKER, REINFORCING.....\$ 12.27 **	12.27	0.00
LABORER: Common or General.....\$ 11.23 **	11.23	0.00
LABORER: Mason Tender - Brick...\$ 12.00 **	12.00	0.00
LABORER: Mason Tender - Cement/Concrete.....\$ 12.00 **	12.00	0.00
LABORER: Pipelayer.....\$ 11.00 **	11.00	0.00
LABORER: Roof Tearoff.....\$ 11.28 **	11.28	0.00
LABORER: Landscape and Irrigation.....\$ 8.00 **	8.00	0.00
OPERATOR: Backhoe/Excavator/Trackhoe.....\$ 19.43	19.43	3.49
OPERATOR: Bobcat/Skid Steer/Skid Loader.....\$ 14.00 **	14.00	0.00

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OPERATOR: Bulldozer.	\$ 14.00 **	0.00
OPERATOR: Drill.	\$ 14.50 **	0.00
OPERATOR: Forklift.	\$ 13.06 **	0.00
OPERATOR: Grader/Blade.	\$ 19.30	0.00
OPERATOR: Loader.	\$ 13.90 **	0.00
OPERATOR: Mechanic.	\$ 18.75	5.12
OPERATOR: Paver (Asphalt, Aggregate, and Concrete).	\$ 16.03	0.00
OPERATOR: Roller.	\$ 11.25 **	0.00
PAINTER (Brush, Roller and Spray), Excludes Drywall Finishing/Taping.		
	\$ 13.13 **	0.00
ROOFER.	\$ 12.00 **	0.00
TILE FINISHER.	\$ 11.32 **	0.00
TILE SETTER.	\$ 16.09	0.00
TRUCK DRIVER: Dump Truck.	\$ 12.39 **	1.18
TRUCK DRIVER: Flatbed Truck.	\$ 19.65	8.57
TRUCK DRIVER: Semi-Trailer Truck.	\$ 12.50 **	0.00
TRUCK DRIVER: Water Truck.	\$ 12.00 **	4.11

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

** Workers in this classification may be entitled to a higher minimum wage under Executive Order 14026 (\$15.00) or 13658 (\$11.25). Please see the Note at the top of the wage determination for more information.

Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee)

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who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at <https://www.dol.gov/agencies/whd/government-contracts>.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than "SU" or "UAVG" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

Survey Rate Identifiers

Classifications listed under the "SU" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the

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year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter?
This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour National Office because National Office has responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage
Determinations Wage and Hour
Division
U.S. Department of Labor
200 Constitution
Avenue, N.W.
Washington, DC 20210

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2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator(See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution
Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution
Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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===== END OF GENERAL DECISIO"

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**EXHIBIT E
CONFLICT OF INTEREST QUESTIONNAIRE**

CONFLICT OF INTEREST QUESTIONNAIRE For vendor doing business with local governmental entity		FORM CIQ
<p>This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.</p> <p>This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).</p> <p>By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.</p> <p>A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.</p>	OFFICE USE ONLY	
<p>1 Name of vendor who has a business relationship with local governmental entity.</p>	<p>Date Received</p>	
<p>2 <input type="checkbox"/> Check this box if you are filing an update to a previously filed questionnaire. (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)</p>		
<p>3 Name of local government officer about whom the information is being disclosed.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Name of Officer</p>		
<p>4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.</p> <p style="margin-left: 40px;">A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?</p> <p style="margin-left: 80px;"><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="margin-left: 40px;">B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?</p> <p style="margin-left: 80px;"><input type="checkbox"/> Yes <input type="checkbox"/> No</p>		
<p>5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.</p>		
<p>6 <input type="checkbox"/> Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).</p>		
<p>7</p> <p style="text-align: center;">Signature of vendor doing business with the governmental entity _____ Date _____</p>		

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**EXHIBIT F
FELONY CONVICTION NOTIFICATION**

The Texas Education Code, Section 44.034, Notification of Criminal History, Subsection (a), states “a person or business entity that enters into a contract with a school district must give advance notice to the district if the person or an owner or operator of the business entity has been convicted of a felony. The notice must include a general description of the conduct resulting in the conviction of a felony.”

Subsection (b) states “a school district may terminate a contract with a person or business entity if the district determines that the person or business entity failed to give notice as required by Subsection (a) or misrepresented the conduct resulting in the conviction. The district must compensate the person or business entity for services performed before the termination of the contract.”

This notice is not required of a Publicly-Held Corporation.

I, the undersigned agent for the firm named below, certify that the information concerning notification of felony conviction has been received by me and the following information furnished is true to the best of my knowledge.

Vendor’s Business Name _____

Authorized Company Official’s Name (Printed) _____

A. My firm is a publicly-held, stock-exchange corporation; therefore, this requirement is not applicable.

Signature of Company Official: _____

Date Signed: _____

B. My firm is not owned or operated by anyone who has been convicted of a felony.

Signature of Company Official: _____

Date Signed: _____

C. My firm is owned or operated by the following individual(s) who has/have been convicted of a felony (printed name and general description of type of felony or felonies):

1. _____

2. _____

3. _____

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4.

Signature of Company Official: _____

Date Signed: _____

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**EXHIBIT G
NON-COLLUSION STATEMENT**

_____, being first duly sworn, deposes and says this:

(1) He/She is _____ of _____,
(a partner or officer) (the firm of, etc.)
the Offeror who has submitted the attached Proposal.

(2) He/She is fully informed respecting the preparation and contents of the attached Proposal and of all pertinent circumstances respecting such Proposal.

(3) The Proposal is genuine and is not a collusive or sham response.

(4) Neither the said Offeror nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, has in any way colluded, conspired, connived or agreed, directly or indirectly, with another Offeror, firm or person, to submit a collusive or sham. Response in connection with the Contract Documents for which the attached Proposal has been submitted or to refrain from proposing in connection with such Contract Documents, or has in any manner, directly or indirectly, sought by agreement or collusion, or communication or conferences, with any other Offeror, firm or person to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the District or any person interested in the proposed Contract Documents; and,

(5) The price or prices which are offered in connection with this Proposal are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Offeror or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

(Offeror's Business Name): _____

(Offeror's Representative Signature) _____

(Offeror's Representative Title) _____

Subscribed and sworn to before me on this _____ day of _____, _____.

NOTARY PUBLIC, STATE OF TEXAS