



FOIA Request: Sharann Aguilar

From Long, Erin F <elong@hcsdsc.org>

Date Tue 10/21/2025 10:08 AM

To request@foiaprofessionalservices.com <request@foiaprofessionalservices.com>

 2 attachments (483 KB)

Signed Sodexo Contract for FY 25-26 FSMC 8.29.25.pdf; FOOD SERVICE RFP-2025-001 Scoring Sheet.pdf;

Good morning,

Attached is the information request in your FOIA request (Under the South Carolina Freedom of Information Act, §30-4-10 et seq., I am requesting to obtain information regarding the following record: RFP 2025-001 2025-26 School Year Food Service Management Company Contract Awardee: Sodexo I am requesting copies of the following information from the record detailed above: Awarded contract, including any amendments Scoring and evaluation sheets All submitted proposals I ask that the information be provided electronically by email if possible. If there are any fees for searching or copying these records, please inform me before filing my request. Should you deny my request, or any part of the request, please state in writing the basis for the denial. Please confirm receipt of this request.).

Per Board Policy (below) some information requested is unavailable due to not being able to distribute any "Confidential" procurement documentation. Please let me know if you have any questions.

Per Board Policy DJ:

Subarticle 7

Public Access to Procurement Information

SECTION 11-35-410.Public access to procurement information.

(A) Procurement information must be a public record to the extent required by Chapter 4, Title 30 (The Freedom of Information Act), except as otherwise provided by this code, and with the exception that commercial or financial information obtained in response to a request for proposals or any type of bid solicitation that is privileged and confidential need not be disclosed.

(B) Privileged and confidential information is information in specific detail not customarily released to the general public, the release of which might cause harm to the competitive position of the party supplying the information. Examples of this type of information include:

- (1) customer lists;
- (2) design recommendations and identification of prospective problem areas under an RFP;
- (3) design concepts, including methods and procedures;

(4) biographical data on key employees of the bidder.

(C) The board shall promulgate regulations directing the public availability and disposition of documents submitted in response or with regard to a solicitation or other request where no award is made.

(D) For all documents submitted in response or with regard to any solicitation or other request, the person submitting the documents shall comply with instructions provided in the solicitation for marking information exempt from public disclosure. Information not marked as required by the applicable instructions may be disclosed to the public.

(E) A governmental body, with the approval of the appropriate chief procurement officer, may keep portions of a solicitation confidential and release the information to prospective offerors only upon execution of a nondisclosure agreement, provided the information is otherwise exempted from disclosure by law.

(F) If requested in writing before a final award by an actual bidder, offeror, contractor, or subcontractor with regard to a specific intended award or award of a contract, the procurement officer shall, within five days of the receipt of any such request, make documents directly connected to the procurement activity and not otherwise exempt from disclosure available for inspection at an office of the responsible procurement officer. Without otherwise limiting any other exemptions granted by law, and except as provided herein, documents of and documents incidental to proposed contractual arrangements, including those used for contract negotiations, are not exempt from disclosure after the date notice of intent to award is posted, unless the notice is subsequently canceled.

HISTORY: 1981 Act No. 148, SECTION 1; 1997 Act No. 153, SECTION 1; 2006 Act No. 376, SECTION 9; 2019 Act No. 41 (S.530), SECTION 7, eff May 13, 2019.

Erin Long

HCSD Director of Communication and Community Engagement

