

REQUEST FOR PROPOSALS

The Cibolo Creek Municipal Authority (“CCMA”) is requesting sealed proposals (“Request for Proposals” or “RFP”) from qualified, responsible Offerors to provide responsive proposals for certain equipment which will be incorporated in the construction of the water reclamation plant and all necessary appurtenances located in the area of Schertz, Texas known as the **ODO J. RIEDEL WATER RECLAMATION PLANT** (“OJR Project”). All qualified Offerors, including Small, Minority, and Women Owned Businesses, are encouraged to submit proposals in response to this RFP.

Offerors must submit sealed Proposals **by no later than 3:00 PM CDT, on March 14, 2017 at the Cibolo Creek Municipal Authority, 100 Dietz Road, Schertz, TX, 78154**. CCMA will open the sealed Proposals in the CCMA offices located at the above address at 3:01 PM CDT, on March 14, 2017. Proposals must be sealed and clearly marked as directed in the RFP.

CCMA is preselecting equipment for the OJR Project. Once CCMA selects a General Contractor for construction of the OJR Project, CCMA will direct the General Contractor to purchase and provide the selected equipment from the selected Offerors. CCMA reserves the right to select the Proposal responding to this RFP that best meets CCMA’s required needs, quality levels, and budget constraints (“Best Value”).

Selection of an Offeror by CCMA shall not result in a contract between CCMA and the Offeror, as the General Contractor for the OJR Project will contract with the selected Offeror.

Be aware, the goods and services under this agreement are being funded with monies made available by the Clean Water State Revolving Fund. Construction of the OJR Project is contingent upon release of funds from Texas Water Development Board (“TWDB”).

Any contract or contracts awarded under this Advertisement for Bids are expected to be funded in part by financial assistance from the TWDB. Neither the U.S. Environmental Protection Agency (“EPA”) or the State of Texas, nor any of its departments, agencies, or employees are or will be a party to this Invitation for Bids or any resulting contract.

Equal Opportunity in Employment. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex (including pregnancy), sexual orientation, gender identity, national origin, age (40 or older), disability or genetic information. Bidders on this work will be required to comply with the Department of Labor regulations at 41 CFR Part 60-4, relating to Construction Contractors -- Affirmative Action Requirements, which include the President's Executive Order No. 11246, as amended by Executive Order 11375 and Executive Order No. 13672, in the award and administration of contracts awarded under TWDB financial assistance agreements. Failure by the Contractor to carry out these requirements is a material breach, which may result in the termination of the awarded financial assistance.

This contract is subject to the EPA's "fair share policy", which includes EPA- approved "fair share goals" for Minority Business Enterprise ("MBE") and Women Business Enterprise ("WBE") firms in the Construction, Supplies, Equipment, and Services procurement categories. EPA's policy requires that applicants and prime Contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to MBE and WBE firms. Although EPA's policy does not mandate that the fair share goals be achieved, it does require applicants and prime Contractors to demonstrate use of the six affirmative steps.

The current fair share goals for the State of Texas are as follows:

| <u>CATEGORY</u> | <u>MBE</u> | <u>WBE</u> |
|------------------------|-------------------|-------------------|
| CONSTRUCTION | 12.94% | 8.72% |
| EQUIPMENT | 7.12% | 5.39% |
| SUPPLIES | 9.68% | 9.34% |
| SERVICES | 10.84% | 5.72% |

All Offerors shall complete and submit with the sealed Proposal the Conflict of Interest Disclosure Form CIQ and be prepared to file Disclosure Form 1295 (<https://www.ethics.state.tx.us/tec/1295-Info.htm>).

Proposal Documents and plans may be obtained from the CCMA website:
<http://ccmatx.org/projects.html>

The Cibolo Creek Municipal Authority reserves the right to accept or reject any and all Proposals at its option and to waive any formalities in bidding.