



# SOUTH SAN ANTONIO INDEPENDENT SCHOOL DISTRICT

## Agenda Item Summary

Meeting Date: August 16, 2023

Agenda Section: Consent

Agenda Item Title: Approval of RFP 2023-10 HVAC and Mechanical Trade Services

From: Tony Kingman, CFO

Description: RFP 2023-10 HVAC and Mechanical Trade Services will provide a variety of services to include HVAC and other trade services on a District -Wide as needed basis.

Historical Data: N/A

Recommendation: Recommend the Board of Trustees to approve the following vendors obtaining a passing score of 80% or better; TD Industries, Heat Transfer Solutions, Trane U.S Inc.

Purchasing Director and Approval Date: Victoria Cantu, August 9, 2023

Funding Budget Code and Amount:



## RFP 2023-10 HVAC and Mechanical Trade Services

---

Friday, June 16, 2023	<p><b>1st advertisement on Express Newspaper</b>  <i>(Per Texas Education Code, bidding opportunities are to be posted on the local newspaper at a minimal of 2 days, in a two week period)</i></p>
Friday, June 23, 2023	<p><b>2nd advertisement on Express Newspaper</b>  <i>(Per Texas Education Code, bidding opportunities are to be posted on the local newspaper at a minimal of 2 days, in a two week period)</i></p>
Wednesday, June 28, 2023 2:00 pm	<p><b>Vendor Questions due on Ionwave</b>  <i>(Interested vendors have the opportunity to ask questions regarding the bidding opportunities as it pertains to the scope of work, bid details, etc. All questions are to be submitted on Ionwave for public view)</i></p>
Friday, June 30, 2023 5:00 pm	<p><b>Addendum due</b>  <i>(Vendor questions are to be answered by this given date. All responses are posted on Ionwave for public view)</i></p>
Wednesday, July 5, 2023 2:30 pm	<p><b>Virtual Bid Opening</b></p> <p>Google Meeting Details          Video call link: <a href="https://meet.google.com/roc-ncji-tox">https://meet.google.com/roc-ncji-tox</a>          Or dial: (US) +1 414-909-6539 PIN: 919 961 602#</p> <p><i>(Committee Members are to refer to their invite sent via outlook calendar. The purpose of the Bid opening is to disclose the names of the proposals received. Interested Vendors must submit proposals by this given date)</i></p>
TBD	<p><b>Evaluation Meeting</b>          SSAISD Administrative Building, Board Room 101          1450 Gillette Blvd</p> <p><i>(Committee members will meet to discuss and score proposals received. Depending on the number of submissions received, an additional meeting will be needed. Laptops are needed.)</i></p>
July 19, 2023 (Tentative)	<p>Recommendation (s) made to Board of Trustees          SSAISD Board Meeting</p>

## 2023-10 - HVAC and Mechanical Trade Services - Scoring Round

Supplier	Rank	Score	Purchase Price	Reputation of the Vendor's Goods or Services	Quality of the Vendor's Goods or Services	Extent to which the Goods or Services Meets the District's Needs	Vendor's Past Relationship with the District	References	SWMBE Certifications	The total cost to the District to acquire the vendor's goods or services	Value added incentives beneficial to the District.
		100	30.00	10.00	10.00	20.00	5.00	5.00	6.00	5.00	9.00
TD Industries	1	86.00	28.00	10.00	8.00	17.00	5.00	5.00	3.00	5.00	5.00
Trane U.S. Inc.	2	86.00	26.00	10.00	9.00	19.00	5.00	4.00	3.00	5.00	5.00
Heat Transfer Solutions	3	85.00	26.50	9.50	8.50	17.50	5.00	5.00	3.00	5.00	5.00
JM Engineering , LLC	4	78.50	30.00	9.00	7.50	15.00	3.00	3.00	3.00	5.00	5.00
SCG dba Way Mechanical	5	77.50	28.50	9.00	6.50	15.00	3.00	3.00	3.00	4.50	5.00
		82.60	27.80	9.50	7.90	16.70	4.20	4.00	3.00	4.90	5.00

Evaluators
Gutierrez, Moses
Rocha, Andy



# Proposed Pricing Fees

*Must upload this document with submittal*

## RFP 2023-10 HVAC and Mechanical Trade Services

*(As per your submittal, you agree that the proposed pricing shall remain the same throughout the contract term. Any negotiations of price changes must be approved by the requesting Department Director)*

Vendor Name: TD Industries

Respondent Name: Lauren Littlefield

### Labor Rates

Item	Classification	Regular Hourly Rates (8am-5pm)	Overtime Hourly Rates
1	Supervisor	\$ 125.00	\$ 187.50
2	Journeyman HVAC Technician	\$ 125.00	\$ 187.50
3	Apprentice HVAC Technician	\$ 125.00	\$ 187.50
4	Journeyman Sheet Metal Worker	\$ 125.00	\$ 187.50
5	Apprentice Sheet Metal Worker	\$ 125.00	\$ 187.50
6	Mechanical Contractor of Pipe Fitter	\$ 125.00	\$ 187.50
7	Helper	\$ 125.00	\$ 187.50
8	Pipe and Duct Insulator	\$ 125.00	\$ 187.50
9	Compressor Repair	\$ 125.00	\$ 187.50
10	Pump Repair	\$ 125.00	\$ 187.50
11	Other: Truck charge	\$ 85.00	\$ 85.00

### Material Rates

Item	Qty	Materials	Cost Plus %
12	Each	Material Mark up: Contractor shall invoice at cost plus percent markup. Not to exceed 20%. Markups which exceed 20% will not be considered	20%
13	Each	Subcontractor markup: Contractor shall invoice at cost plus 0 percent markup (all labor and materials included). Not to exceed 10% markup which exceed 10% will not be considered.	20%
14	Each	Equipment Rental Markup (Lift, scaffold, etc.)	20%
15	Each	Other:	.



**2023-10**  
**TD Industries**  
**TD Industries**  
**Supplier Response**

**Event Information**

Number: 2023-10

Title: HVAC and Mechanical Trade Services

Type: Request for Proposal

Issue Date: 6/16/2023

Deadline: 7/10/2023 02:30 PM (CT)

Notes: The South San Antonio Independent School District (SSAISD) requests interested parties to submit proposals for "HVAC and Mechanical Trade Services."

This award is contingent upon funding and no guarantee of a minimum amount of work is implied or expressed by this Request for Proposal. Services required shall be determined solely by the needs of the District on a "as needed" basis.. This contract is anticipated to be awarded to multiple qualified vendors.

The contract shall be valid for one (1) year from the date of Board of Trustees approval with the option to renew for three (3) additional one (1) year periods based upon the original terms, conditions and pricing if

mutually agreeable by both parties.

Should the District opt to exercise any renewal option years, the District reserves the right to re-negotiate pricing for potential cost savings during subsequent renewal periods.

## **Contact Information**

Contact: Victoria Cantu Director of Procurement

Address: Procurement Office

1450 Gillette Blvd.

San Antonio, TX 78224

Phone: (210) 977-7025 x3018

Email: victoria.cantu@southsanisd.net

## TD Industries Information

Contact: Lauren Littlefield  
Address: 12700 O'Connor Road  
San Antonio, TX 78233  
Phone: (210) 445-0113  
Email: lauren.littlefield@tdindustries.com

By submitting your response, you certify that you are authorized to represent and bind your company.

Lauren Littlefield

*Signature*

Submitted at 7/10/2023 09:11:44 AM (CT)

lauren.littlefield@tdindustries.com

*Email*

## Requested Attachments

### Pricing Proposal

Must upload and completed Pricing template found in the attachments tab.

South San ISD pricing.pdf

### South San ISD Terms and Conditions

signed SSAISD Terms and Conditions\_.pdf

### Conflict of Interested Parties\_1295

signed Form 1295 Certificate 101069651 South San Antonio ISD.pdf

### Edgar Certification Form

Signed Edgar Certification.pdf

### Company Profile Overview

Provide company overview that includes not limited company history, appointed team, resumes, etc.

South San ISD HVAC RFP.docx

### SWMBE Certifications

Upload Certificates here, if applicable.

*No response*

### CIQ Form

Signed Conflict of Interest\_SSAISD\_2023.pdf

### Reference #1

Reference Sheet(1) UTSA.pdf

### Reference #3

Reference Sheet(1) Floresville ISD.pdf

### Reference #2

Reference Sheet(1) Southside ISD.pdf

### Price Sheet

South San ISD pricing.pdf

### Contractor's Experience Response

SCOPE OF SERVICES\_RFP2023-10.docx

### Contractor's Qualification Response

South San ISD HVAC RFP.docx

## Bid Attributes

### 1 Introduction

There are attributes, including this one, associated with this proposal. Some are notes and require no response, but most have a required response. \*\*Please select each page on the right-hand side of the blue bar below (at the bottom of this list of attributes) in order to view the next page of Bid Attributes\*\*

**2 South San ISD Terms and Conditions**

South San Antonio ISD Terms and Conditions are provided in an attachment to the proposal. Please check if you agree or disagree to the terms and conditions of this proposal. This is your electronic signature.

Agree

**3 Submission Response**

South San Antonio ISD prefers responses to be submitted online via our electronic system. Submissions may be submitted manually. Manual submissions must be delivered to the Procurement Office, in a sealed envelope by the date and time stated in this bid event.

No fax or email submissions will be accepted.

For any questions, please contact South San ISD Procurement Department (210) 977-7025 ext 3518

Attention: Victoria Cantu, Director of Procurement  
South San ISD Administrative Offices  
1450 Gillette Blvd  
San Antonio, TX 78224

**4 Communications Statement**

Contact between vendors and South San Antonio ISD personnel during the proposal process or evaluation process is strictly prohibited. Any attempt by vendors during the proposal process to contact South San Antonio ISD personnel may result in disqualification. All communication shall go through the Procurement and Contracts Department during this competitive process. All questions received and the corresponding answers will be distributed to all bidders. No verbal responses will be provided. The deadline for questions about this proposal is stated in the Bid Activities and the district will not respond to questions after this time and date. Response to questions will be posted in the form of an addendum to this proposal. The vendors will be responsible for checking the website for any posted addenda.

**5 Vendor Required Attachments**

Be sure to upload all required documents and forms to the "Response Attachments" tab of this bid event. Missing one or more documents may disqualify interested vendor.

**6 Proposal Opening**

Proposal Openings are held virtually online. [\(link provided in Activities tab\)](#)

Any proposal received later than the specified time, whether delivered in person or by any other method shall be disqualified. Any questions pertaining to the proposal procedures should be addressed to the Procurement Department at South San Antonio ISD.

If the District office location where bids/proposals are to be submitted is closed due to inclement weather, natural disaster, or for any other cause including if the electronic bid system is unavailable on the due date, the deadline for submission shall be extended until the next District calendar business day, unless the bidder is otherwise notified by the District. The time of day for submission shall remain the same.

**7 Section 2**

**PROPOSAL REQUIREMENTS**

**\*\*THE FOLLOWING LINES ITEMS BELOW REQUIRE A RESPONSE\*\***



**8 Anti-Trust Certification**

I affirm under penalty of perjury of the laws of the State of Texas that:

1. I am duly authorized to execute this agreement/contract/proposal on my own behalf or on behalf of the company, corporation, firm, partnership or individual (Company) listed below;
2. In connection with this proposal, neither I nor any representative of the Company have violated any provision of the Texas Free Enterprise and Antitrust Act, Tex. Bus & Comm. Code Chapter 15;
3. In connection with this Proposal, neither I nor any representative of the Company have violated any federal antitrust law; and
4. Neither I nor any representative of the Company have directly or indirectly communicated any of the contents of this proposal to a competitor of the Company or any other company, corporation, firm, partnership or individual engaged in the same line of business as the Company.

I affirm

**9 Felony Conviction Notice**

Texas Education Code, Section 44.034, Texas Education Code, 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." Is your firm owned or operated by anyone who has been convicted of a felony?

**10 Felony Conviction Details**

If your firm is owned or operated by anyone who has been convicted of a felony, please list their name and the details of the conviction. If not applicable, please enter N/A (not applicable).

**11 Criminal Background Check Requirement**

If an employee of a contractor is covered under SB 9, the contractor must bear the burden of obtaining a national, fingerprint-based criminal history check. Under Section 22.0834 of the Education Code, the contractor is then required to certify to the district that the criminal history check has been performed. The contractor, not the district, is responsible for contacting DPS directly to set up an account for the purposes of obtaining criminal history record information. Under the statute SB 9, a contractor is required to conduct a criminal history review on an employee only when the following criteria have been met: \*The employer has contracted with district to provide services. \*The particular employee will have continuing duties relating to the contract with the district. \* The particular employee will have contact with students. A contractor or sub-contractor may not work on District property or any location the District deems a place where students are regularly present when \*they have been convicted of a felony or misdemeanor involving moral turpitude, as defined by Texas law or any other offense the District believes might compromise the safety of student, staff or property.

A Proposer's violation of this section shall constitute substantial failure. If the Proposer is the person or owner or operator of the business entity, that individual may not self-certify regarding the criminal history record information and its review, and must submit original evidence acceptable to the district with this Agreement showing compliance. Possession of fire arms, alcohol and/or drugs, even in vehicles, is strictly prohibited on school/district property. The use of tobacco products are not allowed on school district property. ~~~This is your electronic signature.

**1 Bidder's Certification**

2 Texas Government Code Chapter 2252 relates to bids by nonresident contractors. The pertinent portions of the Act are as follows: Section 2252.001(3) "Nonresident bidder" refers to a person who is not a resident. Section 2252.001(4) "Resident bidder" refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state. Section 2252.002, as amended by H.B. 3648, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER. A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the greater of the following:

(1) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located; or

(2) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which a majority of the manufacturing relating to the contract will be performed." Section 2252.002, as amended by H.B. 1050, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER: A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in:

(1) the state in which the nonresident's principal place of business is located; or

(2) a state in which the nonresident is a resident manufacturer." ~~~ Is the vendor a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4)?

Please indicate the status of your company as a "resident" proposer or "nonresident" proposer under these definitions.

Resident Proposer

**1 Non-resident Bidder's Certification**

3 Non-resident Bidder of Texas as defined in Texas Government Code Section 2252.001(3) ~~~ If your firm is not a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4), indicate your firm's principal place of business City and State. If not applicable, please enter N/A (not applicable).

N/A

**1 SWMBE Certification**

4 List type of certifications participated by the SWMBE (Small, Women, and Minority Business Enterprises)

Must attach Certificates on the "Responses Attachment" tab

N/A

**1 Anti-Collusion Statement**

5 I affirm that I am duly authorized to execute this contract; that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other Bidder, and that the contents of this bid as to prices, terms or conditions of said bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this bid.

I Agree

**1  
6** **Debarment or Suspension Certification**

Non-Federal entities are prohibited from contracting with or making sub-awards under covered transactions to parties that are suspended or debarred or whose principals are suspended or debarred. Covered transactions include procurement of good or services equal to or in excess of \$100,000. Vendors receiving individual awards of \$100,000 or more and all sub-recipients must certify that the organizations and its principals are not suspended or debarred.

(I) Certifies that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency under the Federal OMB, A-102, common rule.

Failure to certify will render bidder non-responsive and will not be considered for award.

**1  
7** **No Israel Boycott Certification**

Effective September 1, 2017, a Texas governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

(1) does not boycott Israel; and

(2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270)

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1)

Vendor certifies that they do not boycott Israel, will not boycott Israel during the term of this Agreement, and are in compliance with Section 2270.002 of the Texas Government Code.

I Agree

**1  
8** **No Excluded Nation or Foreign Terrorist Organization Certification**

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization - specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any other federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

Vendor certifies that they do not support foreign terrorist organizations and are in compliance with Sections 2252.152-154 of the Texas Government Code.

Agree

**19 Form 1295 - Certificate of Interested Parties**

Pursuant HB 1295, the addition of section 2252.908 of the Government Code, all awarded vendors must fill out electronically, with the Texas Ethics Commission's online filing application.  
www.ethics.state.tx.us.whatsnew/elf\_info\_form1295.htm

The law states that a governmental entity or state may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties (Form 1295) to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental or state agency. The Texas Ethics Commission has adopted rules requiring the business to file Form 1295 electronically with the Commission. This form must then be signed and attached in the "Response Attachments" tab of this bid event, prior to any business transaction.

Please note the following:

Box 2: Please enter South San Antonio\_ ISD

Box 3: Please use South San Antonio\_\_ ISD's solicitation (bid) number **RFP# South San Antonio** as the identification number being requested and the contract name as description of goods or services.

A **new** form must be completed upon each renewal.

Please acknowledge that you have read and understand that the district may not do business with your company without the submittal of this form.

**20 Vendor Employment Certification**

For the contract for goods and services, other than goods and services related to telecommunications and information services, building construction and maintenance, or instructional materials, whether the vendor or the vendors ultimate parent company or majority owner;

1) Has its principal place of business in the State of Texas;

**OR**

2) employs at least 500 persons in Texas.

**If you are not a Texas based business, do you have more than 500 employees in Texas?**

**21 No Deviations or Exceptions**

I certify that there are NO deviations or exceptions from the attached specific terms, conditions, and specifications.

**22 Deviations and Exceptions**

If your company intends to deviate from the Specifications listed in the attached documents, all such deviations and exceptions must be listed here with complete and detailed conditions included. The District will consider any deviations or exceptions in its bid award decisions.

The District reserves the right to accept or reject any proposals based on deviations indicated below. If none, list NONE

**23 Purchasing Cooperative**

Has your company been awarded a purchasing cooperative contract? If yes, please list the names of the Cooperatives and the contract numbers you have with each. If none, please enter N/A (not applicable).

2  
4

## Reference Instructions

References must independently fill out Reference Sheets provided in the attachments tab.

Proposers will upload documents with proposal.



# Proposed Pricing Fees

*Must upload this document with submittal*

## RFP 2023-10 HVAC and Mechanical Trade Services

*(As per your submittal, you agree that the proposed pricing shall remain the same throughout the contract term. Any negotiations of price changes must be approved by the requesting Department Director)*

**Vendor Name:** Trane U.S. Inc.

**Respondent Name:** Scott Naab

### Labor Rates

Item	Classification	Regular <b>Hourly</b> Rates (8am-5pm)	Overtime <b>Hourly</b> Rates
1	Supervisor		
2	Journeyman HVAC Technician	\$206.00/hr	\$310.00/hr
3	Apprentice HVAC Technician	\$149.00/hr	\$223.00/hr
4	Journeyman Sheet Metal Worker		
5	Apprentice Sheet Metal Worker		
6	Mechanical Contractor or Pipe Fitter		
7	Helper	\$149.00/hr	\$223.00/hr
8	Pipe and Duct Insulator		
9	Compressor Repair		
10	Pump Repair		
11	Other:		

### Material Rates

Item	Qty	Materials	Cost Plus %
12	Each	Material Mark up: Contractor shall invoice at cost plus percent markup. Not to exceed 20%. Markups which exceed 20% will not be considered	20%
13	Each	Subcontractor markup: Contractor shall invoice at cost plus 0 percent markup (all labor and materials included). Not to exceed 10% markup which exceed 10% will not be considered.	10%
14	Each	Equipment Rental Markup (Lift, scaffold, etc.)	20%
15	Each	Other:	As needed



**2023-10**

**Trane U.S. Inc.  
Supplier Response**

**Event Information**

Number: 2023-10

Title: HVAC and Mechanical Trade Services

Type: Request for Proposal

Issue Date: 6/16/2023

Deadline: 7/10/2023 02:30 PM (CT)

Notes: The South San Antonio Independent School District (SSAISD) requests interested parties to submit proposals for "HVAC and Mechanical Trade Services."

This award is contingent upon funding and no guarantee of a minimum amount of work is implied or expressed by this Request for Proposal. Services required shall be determined solely by the needs of the District on a "as needed" basis.. This contract is anticipated to be awarded to multiple qualified vendors.

The contract shall be valid for one (1) year from the date of Board of Trustees approval with the option to renew for three (3) additional one (1) year periods based upon the original terms, conditions and pricing if mutually agreeable by both parties.

Should the District opt to exercise any renewal option years, the District reserves the right to re-negotiate pricing for potential cost savings during subsequent renewal periods.

## **Contact Information**

Contact: Victoria Cantu Director of Procurement

Address: Procurement Office

1450 Gillette Blvd.

San Antonio, TX 78224

Phone: (210) 977-7025 x3018

Email: victoria.cantu@southsanisd.net



## Trane U.S. Inc. Information

Contact: Scott Naab  
Address: 9535 Ball Street, Suite 1100  
Suite 1100  
San Antonio, TX 78217  
Phone: (210) 657-0901  
Email: SNAAB@TRANE.COM  
Web Address: www.trane.com

By submitting your response, you certify that you are authorized to represent and bind your company.

Scott Naab

*Signature*

Submitted at 7/10/2023 02:10:30 PM (CT)

snaab@trane.com

*Email*

## Requested Attachments

### Pricing Proposal

RFP 2023-10\_Pricing.pdf

Must upload and completed Pricing template found in the attachments tab.

### South San ISD Terms and Conditions

SSISD TCs.pdf

### Conflict of Interested Parties\_1295

SSISD 1295.pdf

### Edgar Certification Form

SSISD Edgar Certification.pdf

### Company Profile Overview

Organizationl Chart and Experience.pdf

Provide company overview that includes not limited company history, appointed team, resumes, etc.

### SWMBE Certifications

*No response*

Upload Certificates here, if applicable.

### CIQ Form

SSISD CIQ Form.pdf

### Reference #1

Edgewood ISD Reference Sheet (1).pdf

### Reference #3

ECISD Reference Sheet (2).pdf

### Reference #2

Cuero ISD Reference Sheet (3) (002).pdf

### Price Sheet

RFP 2023-10\_Pricing.pdf

### Contractor's Experience Response

SSISD Contractors Experience Response.pdf

### Contractor's Qualification Response

Contractor Qualification Response.pdf

## Bid Attributes

### 1 Introduction

There are attributes, including this one, associated with this proposal. Some are notes and require no response, but most have a required response. \*\*Please select each page on the right-hand side of the blue bar below (at the bottom of this list of attributes) in order to view the next page of Bid Attributes\*\*

**2 South San ISD Terms and Conditions**

South San Antonio ISD Terms and Conditions are provided in an attachment to the proposal. Please check if you agree or disagree to the terms and conditions of this proposal. This is your electronic signature.

Agree

**3 Submission Response**

South San Antonio ISD prefers responses to be submitted online via our electronic system. Submissions may be submitted manually. Manual submissions must be delivered to the Procurement Office, in a sealed envelope by the date and time stated in this bid event.

No fax or email submissions will be accepted.

For any questions, please contact South San ISD Procurement Department (210) 977-7025 ext 3518

Attention: Victoria Cantu, Director of Procurement  
South San ISD Administrative Offices  
1450 Gillette Blvd  
San Antonio, TX 78224

**4 Communications Statement**

Contact between vendors and South San Antonio ISD personnel during the proposal process or evaluation process is strictly prohibited. Any attempt by vendors during the proposal process to contact South San Antonio ISD personnel may result in disqualification. All communication shall go through the Procurement and Contracts Department during this competitive process. All questions received and the corresponding answers will be distributed to all bidders. No verbal responses will be provided. The deadline for questions about this proposal is stated in the Bid Activities and the district will not respond to questions after this time and date. Response to questions will be posted in the form of an addendum to this proposal. The vendors will be responsible for checking the website for any posted addenda.

**5 Vendor Required Attachments**

Be sure to upload all required documents and forms to the "Response Attachments" tab of this bid event. Missing one or more documents may disqualify interested vendor.

**6 Proposal Opening**

Proposal Openings are held virtually online. [\(link provided in Activities tab\)](#)

Any proposal received later than the specified time, whether delivered in person or by any other method shall be disqualified. Any questions pertaining to the proposal procedures should be addressed to the Procurement Department at South San Antonio ISD.

If the District office location where bids/proposals are to be submitted is closed due to inclement weather, natural disaster, or for any other cause including if the electronic bid system is unavailable on the due date, the deadline for submission shall be extended until the next District calendar business day, unless the bidder is otherwise notified by the District. The time of day for submission shall remain the same.

**7 Section 2**

**PROPOSAL REQUIREMENTS**

**\*\*THE FOLLOWING LINES ITEMS BELOW REQUIRE A RESPONSE\*\***

**8 Anti-Trust Certification**

I affirm under penalty of perjury of the laws of the State of Texas that:

- 1. I am duly authorized to execute this agreement/contract/proposal on my own behalf or on behalf of the company, corporation, firm, partnership or individual (Company) listed below;
- 2. In connection with this proposal, neither I nor any representative of the Company have violated any provision of the Texas Free Enterprise and Antitrust Act, Tex. Bus & Comm. Code Chapter 15;
- 3. In connection with this Proposal, neither I nor any representative of the Company have violated any federal antitrust law; and
- 4. Neither I nor any representative of the Company have directly or indirectly communicated any of the contents of this proposal to a competitor of the Company or any other company, corporation, firm, partnership or individual engaged in the same line of business as the Company.

I affirm

**9 Felony Conviction Notice**

Texas Education Code, Section 44.034, Texas Education Code, 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." Is your firm owned or operated by anyone who has been convicted of a felony?

**10 Felony Conviction Details**

If your firm is owned or operated by anyone who has been convicted of a felony, please list their name and the details of the conviction. If not applicable, please enter N/A (not applicable).

**11 Criminal Background Check Requirement**

If an employee of a contractor is covered under SB 9, the contractor must bear the burden of obtaining a national, fingerprint-based criminal history check. Under Section 22.0834 of the Education Code, the contractor is then required to certify to the district that the criminal history check has been performed. The contractor, not the district, is responsible for contacting DPS directly to set up an account for the purposes of obtaining criminal history record information. Under the statute SB 9, a contractor is required to conduct a criminal history review on an employee only when the following criteria have been met: \*The employer has contracted with district to provide services. \*The particular employee will have continuing duties relating to the contract with the district. \* The particular employee will have contact with students. A contractor or sub-contractor may not work on District property or any location the District deems a place where students are regularly present when \*they have been convicted of a felony or misdemeanor involving moral turpitude, as defined by Texas law or any other offense the District believes might compromise the safety of student, staff or property.

A Proposer's violation of this section shall constitute substantial failure. If the Proposer is the person or owner or operator of the business entity, that individual may not self-certify regarding the criminal history record information and its review, and must submit original evidence acceptable to the district with this Agreement showing compliance. Possession of fire arms, alcohol and/or drugs, even in vehicles, is strictly prohibited on school/district property. The use of tobacco products are not allowed on school district property. ~~~This is your electronic signature.

**1**  
**2** **Bidder's Certification**

Texas Government Code Chapter 2252 relates to bids by nonresident contractors. The pertinent portions of the Act are as follows: Section 2252.001(3) "Nonresident bidder" refers to a person who is not a resident. Section 2252.001(4) "Resident bidder" refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state. Section 2252.002, as amended by H.B. 3648, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER. A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the greater of the following:

(1) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located; or

(2) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which a majority of the manufacturing relating to the contract will be performed." Section 2252.002, as amended by H.B. 1050, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER: A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in:

(1) the state in which the nonresident's principal place of business is located; or

(2) a state in which the nonresident is a resident manufacturer." ~~~ Is the vendor a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4)?

Please indicate the status of your company as a "resident" proposer or "nonresident" proposer under these definitions.

**1**  
**3** **Non-resident Bidder's Certification**

Non-resident Bidder of Texas as defined in Texas Government Code Section 2252.001(3) ~~~ If your firm is not a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4), indicate your firm's principal place of business City and State. If not applicable, please enter N/A (not applicable).

**1**  
**4** **SWMBE Certification**

List type of certifications participated by the SWMBE (Small, Women, and Minority Business Enterprises)

**Must attach Certificates on the "Responses Attachment" tab**

**1**  
**5** **Anti-Collusion Statement**

I affirm that I am duly authorized to execute this contract; that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other Bidder, and that the contents of this bid as to prices, terms or conditions of said bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this bid.

I Agree

**1  
6** **Debarment or Suspension Certification**

Non-Federal entities are prohibited from contracting with or making sub-awards under covered transactions to parties that are suspended or debarred or whose principals are suspended or debarred. Covered transactions include procurement of good or services equal to or in excess of \$100,000. Vendors receiving individual awards of \$100,000 or more and all sub-recipients must certify that the organizations and its principals are not suspended or debarred.

(I) Certifies that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency under the Federal OMB, A-102, common rule.

Failure to certify will render bidder non-responsive and will not be considered for award.

**1  
7** **No Israel Boycott Certification**

Effective September 1, 2017, a Texas governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

(1) does not boycott Israel; and

(2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270)

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1)

Vendor certifies that they do not boycott Israel, will not boycott Israel during the term of this Agreement, and are in compliance with Section 2270.002 of the Texas Government Code.

I Agree

**1  
8** **No Excluded Nation or Foreign Terrorist Organization Certification**

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization - specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any other federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

Vendor certifies that they do not support foreign terrorist organizations and are in compliance with Sections 2252.152-154 of the Texas Government Code.

Agree

**19 Form 1295 - Certificate of Interested Parties**

Pursuant HB 1295, the addition of section 2252.908 of the Government Code, all awarded vendors must fill out electronically, with the Texas Ethics Commission's online filing application.  
www.ethics.state.tx.us.whatsnew/elf\_info\_form1295.htm

The law states that a governmental entity or state may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties (Form 1295) to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental or state agency. The Texas Ethics Commission has adopted rules requiring the business to file Form 1295 electronically with the Commission. This form must then be signed and attached in the "Response Attachments" tab of this bid event, prior to any business transaction.

Please note the following:

Box 2: Please enter South San Antonio\_ ISD

Box 3: Please use South San Antonio\_\_ ISD's solicitation (bid) number **RFP# South San Antonio** as the identification number being requested and the contract name as description of goods or services.

A **new** form must be completed upon each renewal.

Please acknowledge that you have read and understand that the district may not do business with your company without the submittal of this form.

**20 Vendor Employment Certification**

For the contract for goods and services, other than goods and services related to telecommunications and information services, building construction and maintenance, or instructional materials, whether the vendor or the vendors ultimate parent company or majority owner;

1) Has its principal place of business in the State of Texas;

**OR**

2) employs at least 500 persons in Texas.

**If you are not a Texas based business, do you have more than 500 employees in Texas?**

**21 No Deviations or Exceptions**

I certify that there are NO deviations or exceptions from the attached specific terms, conditions, and specifications.

**22 Deviations and Exceptions**

If your company intends to deviate from the Specifications listed in the attached documents, all such deviations and exceptions must be listed here with complete and detailed conditions included. The District will consider any deviations or exceptions in its bid award decisions.

The District reserves the right to accept or reject any proposals based on deviations indicated below. If none, list NONE

**23 Purchasing Cooperative**

Has your company been awarded a purchasing cooperative contract? If yes, please list the names of the Cooperatives and the contract numbers you have with each. If none, please enter N/A (not applicable).

2  
4

## Reference Instructions

References must independently fill out Reference Sheets provided in the attachments tab.

Proposers will upload documents with proposal.



# Proposed Pricing Fees

*Must upload this document with submittal*

## RFP 2023-10 HVAC and Mechanical Trade Services

*(As per your submittal, you agree that the proposed pricing shall remain the same throughout the contract term. Any negotiations of price changes must be approved by the requesting Department Director)*

Vendor Name: **HTS (Heat Transfer Solutions)**

Respondent Name: **Josh Petry**

### Labor Rates

Item	Classification	Regular <b>Hourly</b> Rates (8am-5pm)	Overtime <b>Hourly</b> Rates
1	Supervisor	\$150.00	\$225.00
2	Journeyman HVAC Technician	\$150.00	\$225.00
3	Apprentice HVAC Technician	\$140.00	\$215.00
4	Journeyman Sheet Metal Worker	\$150.00	\$225.00
5	Apprentice Sheet Metal Worker	\$140.00	\$215.00
6	mechanical Contractor of Pipe Fitter	\$150.00	\$225.00
7	Helper	\$150.00	\$215.00
8	Pipe and Duct Insulator	\$150.00	\$225.00
9	Compressor Repair	\$150.00	\$225.00
10	Pump Repair	\$150.00	\$225.00
11	Other:		

### Material Rates

Item	Qty	Materials	Cost Plus %
12	Each	Material Mark up: Contractor shall invoice at cost plus percent markup. Not to exceed 20%. Markups which exceed 20% will not be considered	18%
13	Each	Subcontractor markup: Contractor shall invoice at cost plus 0percent markup (all labor and materials included). Not to exceed 10% markup which exceed 10% will not be considered.	9%
14	Each	Equipment Rental Markup (Lift, scaffold, etc.)	5%
15	Each	Other:	NA





**2023-10**

**Heat Transfer Solutions**

**HTS**

**Supplier Response**

### **Event Information**

Number: 2023-10

Title: HVAC and Mechanical Trade Services

Type: Request for Proposal

Issue Date: 6/16/2023

Deadline: 7/5/2023 02:30 PM (CT)

Notes: The South San Antonio Independent School District (SSAID) requests interested parties to submit proposals for "HVAC and Mechanical Trade Services."

This award is contingent upon funding and no guarantee of a minimum amount of work is implied or expressed by this Request for Proposal. Services required shall be determined solely by the needs of the District on a "as needed" basis.. This contract is anticipated to be awarded to multiple qualified vendors.

The contract shall be valid for one (1) year from the date of Board of Trustees approval with the option to renew for three (3) additional one (1) year periods based upon the original terms, conditions and pricing if

mutually agreeable by both parties.

Should the District opt to exercise any renewal option years, the District reserves the right to re-negotiate pricing for potential cost savings during subsequent renewal periods.

## **Contact Information**

Contact: Victoria Cantu Director of Procurement

Address: Procurement Office

1450 Gillette Blvd.

San Antonio, TX 78224

Phone: (210) 977-7025 x3018

Email: [victoria.cantu@southsanisd.net](mailto:victoria.cantu@southsanisd.net)

## Heat Transfer Solutions Information

Contact: Josh Petry  
Address: 127 W Nakoma  
San Antonio, TX 78216  
Phone: (210) 254-4759  
Email: joshua.petry@hts.com

By submitting your response, you certify that you are authorized to represent and bind your company.

Joshua Petry

*Signature*

Submitted at 7/4/2023 12:31:59 PM (CT)

Joshua.Petry@hts.com

*Email*

## Requested Attachments

### Pricing Proposal

Must upload and completed Pricing template found in the attachments tab.

1 - RFP 2023-10\_Pricing (HTS).pdf

### South San ISD Terms and Conditions

2 - SSAISD Terms and Conditions (HTS).pdf

### Conflict of Interested Parties\_1295

3 - Form 1295 Certificate 101071355 (HTS).pdf

### Edgar Certification Form

4 - Edgar Certification (HTS).pdf

### Company Profile Overview

Provide company overview that includes not limited company history, appointed team, resumes, etc.

Company Profile (HTS).pdf

### SWMBE Certifications

Upload Certificates here, if applicable.

SWMBE Cert (HTS).pdf

### CIQ Form

7 - Form CIQ (Conflict of Interest Questionnaire) (HTS).pdf

### Reference #1

8 - Reference Sheet (Southside - HTS).pdf

### Reference #3

9 - Reference Sheet (SWISD).pdf

### Reference #2

10 - Reference Sheet (Air-Steam).pdf

### Price Sheet

1 - RFP 2023-10\_Pricing (HTS).pdf

### Contractor's Experience Response

Experience Qualifications (HTS).pdf

### Contractor's Qualification Response

13 - Qualifications Response (HTS).pdf

## Bid Attributes

### 1 Introduction

There are attributes, including this one, associated with this proposal. Some are notes and require no response, but most have a required response. \*\*Please select each page on the right-hand side of the blue bar below (at the bottom of this list of attributes) in order to view the next page of Bid Attributes\*\*

**2 South San ISD Terms and Conditions**

South San Antonio ISD Terms and Conditions are provided in an attachment to the proposal. Please check if you agree or disagree to the terms and conditions of this proposal. This is your electronic signature.

**3 Submission Response**

South San Antonio ISD prefers responses to be submitted online via our electronic system. Submissions may be submitted manually. Manual submissions must be delivered to the Procurement Office, in a sealed envelope by the date and time stated in this bid event.

No fax or email submissions will be accepted.

For any questions, please contact South San ISD Procurement Department (210) 977-7025 ext 3518

Attention: Victoria Cantu, Director of Procurement  
South San ISD Administrative Offices  
1450 Gillette Blvd  
San Antonio, TX 78224

**4 Communications Statement**

Contact between vendors and South San Antonio ISD personnel during the proposal process or evaluation process is strictly prohibited. Any attempt by vendors during the proposal process to contact South San Antonio ISD personnel may result in disqualification. All communication shall go through the Procurement and Contracts Department during this competitive process. All questions received and the corresponding answers will be distributed to all bidders. No verbal responses will be provided. The deadline for questions about this proposal is stated in the Bid Activities and the district will not respond to questions after this time and date. Response to questions will be posted in the form of an addendum to this proposal. The vendors will be responsible for checking the website for any posted addenda.

**5 Vendor Required Attachments**

Be sure to upload all required documents and forms to the "Response Attachments" tab of this bid event. Missing one or more documents may disqualify interested vendor.

**6 Proposal Opening**

Proposal Openings are held virtually online. [\(link provided in Activities tab\)](#)

Any proposal received later than the specified time, whether delivered in person or by any other method shall be disqualified. Any questions pertaining to the proposal procedures should be addressed to the Procurement Department at South San Antonio ISD.

If the District office location where bids/proposals are to be submitted is closed due to inclement weather, natural disaster, or for any other cause including if the electronic bid system is unavailable on the due date, the deadline for submission shall be extended until the next District calendar business day, unless the bidder is otherwise notified by the District. The time of day for submission shall remain the same.

**7 Section 2**

**PROPOSAL REQUIREMENTS**

**\*\*THE FOLLOWING LINES ITEMS BELOW REQUIRE A RESPONSE\*\***

**8 Anti-Trust Certification**

I affirm under penalty of perjury of the laws of the State of Texas that:

- 1. I am duly authorized to execute this agreement/contract/proposal on my own behalf or on behalf of the company, corporation, firm, partnership or individual (Company) listed below;
- 2. In connection with this proposal, neither I nor any representative of the Company have violated any provision of the Texas Free Enterprise and Antitrust Act, Tex. Bus & Comm. Code Chapter 15;
- 3. In connection with this Proposal, neither I nor any representative of the Company have violated any federal antitrust law; and
- 4. Neither I nor any representative of the Company have directly or indirectly communicated any of the contents of this proposal to a competitor of the Company or any other company, corporation, firm, partnership or individual engaged in the same line of business as the Company.

I affirm

**9 Felony Conviction Notice**

Texas Education Code, Section 44.034, Texas Education Code, 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." Is your firm owned or operated by anyone who has been convicted of a felony?

**10 Felony Conviction Details**

If your firm is owned or operated by anyone who has been convicted of a felony, please list their name and the details of the conviction. If not applicable, please enter N/A (not applicable).

**11 Criminal Background Check Requirement**

If an employee of a contractor is covered under SB 9, the contractor must bear the burden of obtaining a national, fingerprint-based criminal history check. Under Section 22.0834 of the Education Code, the contractor is then required to certify to the district that the criminal history check has been performed. The contractor, not the district, is responsible for contacting DPS directly to set up an account for the purposes of obtaining criminal history record information. Under the statute SB 9, a contractor is required to conduct a criminal history review on an employee only when the following criteria have been met: \*The employer has contracted with district to provide services. \*The particular employee will have continuing duties relating to the contract with the district. \* The particular employee will have contact with students. A contractor or sub-contractor may not work on District property or any location the District deems a place where students are regularly present when \*they have been convicted of a felony or misdemeanor involving moral turpitude, as defined by Texas law or any other offense the District believes might compromise the safety of student, staff or property.

A Proposer's violation of this section shall constitute substantial failure. If the Proposer is the person or owner or operator of the business entity, that individual may not self-certify regarding the criminal history record information and its review, and must submit original evidence acceptable to the district with this Agreement showing compliance. Possession of fire arms, alcohol and/or drugs, even in vehicles, is strictly prohibited on school/district property. The use of tobacco products are not allowed on school district property. ~~~This is your electronic signature.

**1 Bidder's Certification**

2 Texas Government Code Chapter 2252 relates to bids by nonresident contractors. The pertinent portions of the Act are as follows: Section 2252.001(3) "Nonresident bidder" refers to a person who is not a resident. Section 2252.001(4) "Resident bidder" refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state. Section 2252.002, as amended by H.B. 3648, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER. A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the greater of the following:

(1) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located; or

(2) the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which a majority of the manufacturing relating to the contract will be performed." Section 2252.002, as amended by H.B. 1050, 83rd Legislature (2013 Regular Session): "AWARD OF CONTRACT TO NONRESIDENT BIDDER: A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in:

(1) the state in which the nonresident's principal place of business is located; or

(2) a state in which the nonresident is a resident manufacturer." ~~~ Is the vendor a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4)?

Please indicate the status of your company as a "resident" proposer or "nonresident" proposer under these definitions.

**1 Non-resident Bidder's Certification**

3 Non-resident Bidder of Texas as defined in Texas Government Code Section 2252.001(3) ~~~ If your firm is not a Resident Bidder of Texas as defined in Texas Government Code Section 2252.001(4), indicate your firm's principal place of business City and State. If not applicable, please enter N/A (not applicable).

**1 SWMBE Certification**

4 List type of certifications participated by the SWMBE (Small, Women, and Minority Business Enterprises)

**Must attach Certificates on the "Responses Attachment" tab**

**1 Anti-Collusion Statement**

5 I affirm that I am duly authorized to execute this contract; that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other Bidder, and that the contents of this bid as to prices, terms or conditions of said bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this bid.

I Agree

**1  
6** **Debarment or Suspension Certification**

Non-Federal entities are prohibited from contracting with or making sub-awards under covered transactions to parties that are suspended or debarred or whose principals are suspended or debarred. Covered transactions include procurement of good or services equal to or in excess of \$100,000. Vendors receiving individual awards of \$100,000 or more and all sub-recipients must certify that the organizations and its principals are not suspended or debarred.

(I) Certifies that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency under the Federal OMB, A-102, common rule.

Failure to certify will render bidder non-responsive and will not be considered for award.

**1  
7** **No Israel Boycott Certification**

Effective September 1, 2017, a Texas governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

- (1) does not boycott Israel; and
- (2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270)

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1)

Vendor certifies that they do not boycott Israel, will not boycott Israel during the term of this Agreement, and are in compliance with Section 2270.002 of the Texas Government Code.

I Agree

**1  
8** **No Excluded Nation or Foreign Terrorist Organization Certification**

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization - specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any other federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

Vendor certifies that they do not support foreign terrorist organizations and are in compliance with Sections 2252.152-154 of the Texas Government Code.

Agree

**19 Form 1295 - Certificate of Interested Parties**

Pursuant HB 1295, the addition of section 2252.908 of the Government Code, all awarded vendors must fill out electronically, with the Texas Ethics Commission's online filing application.  
www.ethics.state.tx.us.whatsnew/elf\_info\_form1295.htm

The law states that a governmental entity or state may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties (Form 1295) to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental or state agency. The Texas Ethics Commission has adopted rules requiring the business to file Form 1295 electronically with the Commission. This form must then be signed and attached in the "Response Attachments" tab of this bid event, prior to any business transaction.

Please note the following:

Box 2: Please enter South San Antonio\_ ISD

Box 3: Please use South San Antonio\_\_ ISD's solicitation (bid) number **RFP# South San Antonio** as the identification number being requested and the contract name as description of goods or services.

A **new** form must be completed upon each renewal.

Please acknowledge that you have read and understand that the district may not do business with your company without the submittal of this form.

**20 Vendor Employment Certification**

For the contract for goods and services, other than goods and services related to telecommunications and information services, building construction and maintenance, or instructional materials, whether the vendor or the vendors ultimate parent company or majority owner;

1) Has its principal place of business in the State of Texas;

**OR**

2) employs at least 500 persons in Texas.

**If you are not a Texas based business, do you have more than 500 employees in Texas?**

**21 No Deviations or Exceptions**

I certify that there are NO deviations or exceptions from the attached specific terms, conditions, and specifications.

**22 Deviations and Exceptions**

If your company intends to deviate from the Specifications listed in the attached documents, all such deviations and exceptions must be listed here with complete and detailed conditions included. The District will consider any deviations or exceptions in its bid award decisions.

The District reserves the right to accept or reject any proposals based on deviations indicated below. If none, list NONE

**23 Purchasing Cooperative**

Has your company been awarded a purchasing cooperative contract? If yes, please list the names of the Cooperatives and the contract numbers you have with each. If none, please enter N/A (not applicable).



2  
4

## Reference Instructions

References must independently fill out Reference Sheets provided in the attachments tab.

Proposers will upload documents with proposal.