

**Fruitvale Independent School District**

**Request for Competitive Sealed Proposals for Construction Services**

RFP# 18001

**1. Notice of Request for Competitive Sealed Proposals**

Pursuant to the provisions of Texas Government Code Chapter 2267, Subchapter D, as amended, it is the intention of the Fruitvale Independent School District to select via the Request for Competitive Sealed Proposal process a construction contractor for Track Resurfacing Project as generally described herein. Responses to this Request for Competitive Sealed Proposals are referred to herein as “proposals.” Entities submitting proposals are referred to as “offerors”.

Proposals Must Be Received No Later than 4:00 p.m. on December 7, 2017

Any proposal received after such time will not be considered and will be returned unopened. Proposals will be received by:

Mrs. Rebecca Bain  
Fruitvale Independent School District  
244 VZCR 1910  
Fruitvale, TX 75127  
903-896-1191  
[bainr@fruitvaleisd.com](mailto:bainr@fruitvaleisd.com)

Proposal envelopes must be plainly marked on the outside as follows:

SEALED PROPOSAL-DO NOT OPEN  
TRACK RESURFACING PROJECT  
RFP#18001

Proposals must be submitted with the proposal form attached as Exhibit A. This RFP contains the 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.

For questions regarding this RFP, please contact Rebecca Bain at 903-896-1191.

Proposals are to include the information requested in Section IV 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.

Follow the deadline for receipt, the District's staff will receive, publicly open and read aloud the names of the offerors and, if any are required to be stated, all prices stated in the proposals.

The District will select a construction contractor from the respondents to this request for proposals, or reject all proposals. Pursuant to Texas Government Code Chapter 2267, Subchapter D, and 2267.055, the District will rank the proposals based on the following criteria and relative weights:

Weight	Criteria
60%	Price;
20%	The offeror's experience and reputation;
20%	The quality of the offeror's goods or services;

All responses in the proposal may be used to help us select a contractor based on these 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 the proposal.

## **2. Instructions to Offerors**

1. Proposal Form: The Proposal Form attached as Exhibit A must be filed out and signed by the offeror.
2. Agreement: The agreement between the owner and contractor shall consist of the following:
  1. Standard Form of Agreement Between Owner and Contractor for a Project of Limited Scope, AIA Document A107-2007, as modified by the Owner.
  2. Scope of Work and Specifications for track resurfacing project attached as Exhibit B.
  3. The agreement will require that the duration of construction from the notice to proceed to the date of substantial completion.
  4. The agreement includes the following provision:

Liquidation Damages. The Contractor and the Contractor's surety shall be liable for and shall pay the Owner, as liquidated damages and not as a penalty, the sums hereinafter stipulated for each calendar day of delay until the work for each phase is substantially complete, whether the Work is completed by Contractor, or by a substitute contractor after Contractor's abandonment of the Work or termination by the Owner for cause: FIVE HUNDRED and NO/100 DOLLARS (\$500)
- 3 Time: Offeror agrees to hold the proposal open for acceptance for forty-five (45) days from the proposal date.
- 4 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.

- 5 Waiver: By submitting a proposal, each offeror agrees to waive any claim it has or may have against the District, its trustees, agents, 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 proposed 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.
- 6 Other information: The district believes the information included in the 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.
- 7 The Offeror must submit the following items:
  - a. Proposal form (Exhibit A)
  - b. Responses to Information to be provided by the Offerors

### **3. Scope of Work**

See Exhibit B.

4. Information to be provided by Offerors

Please provide the following information concerning your firm:

- a. Offeror Information
  - i. Name of Firm
  - ii. Business Address
  - iii. Telephone Number
  - iv. Fax Number
  - v. Type of Organization
  - vi. Primary contact person for district inquiries
  - vii. Main Office location
  - viii. Describe any substantial changes in ownership of your firm during the past five years.
  - ix. How many years has your firm operated under its current form of business organization?
  - x. List all professional or industry organizations in which your firm or its principals are members.

- xi. In order to assist the district in determining whether there exist any conflicts of interest, please describe any business or family relationships between any Trustee and:
  1. Your firm
  2. Any principal of your firm
  3. Any subcontractor you are considering using to perform any portion of the project work; or
  4. Any principal of such subcontractor.

#### Claims and Litigation

1. Identify any claims or suits, if any, brought 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 judgements, claims arbitration proceedings or suits pending or outstanding against your firm or its officers.
4. Identify any lawsuits filed or arbitration requested by your firm with respect to construction contracts of your firm.

**Exhibit A**

**Proposal Form**

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 a signature, offeror agrees to strictly abide by the terms, conditions, and specifications set out in the Request for Competitive Sealed Proposals.

Entity, company or firm name: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone # \_\_\_\_\_

Email \_\_\_\_\_

Date \_\_\_\_\_

Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

Title \_\_\_\_\_

Exhibit B:

Scope of Work and Specifications for Track Resurfacing Project

1. Base bid: Remove existing surface from the entire track and all field event areas and dispose of all debris. Install a new polyurethane track surface. Line striping and even marking shall be laid out in accordance with current IAAF rules. Track thickness shall be a minimum of 13 mm.
2. Alternate 1: Seal Coat Installation to all track surfaces
3. Alternate 2: Asphalt repairs including cutting out areas with cracks and recompact base and installing new asphalt.
4. Alternate 3: High Jump Area with concrete pad
5. Alternate 4: Pole vault concrete pad with pole box.

Execution

The forgoing 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 listed above to obtain information about our firm's services, financial condition, and any other information which the District might determine as being desirable.

Offeror: \_\_\_\_\_

By: \_\_\_\_\_ Signature

\_\_\_\_\_ Printed Name

\_\_\_\_\_ Title