

**SAN ANGELO INDEPENDENT SCHOOL DISTRICT**  
**Child Nutrition Services**  
**Michelle Helms, Director**  
**305 Baker, San Angelo, Texas 76903-7030**  
**Phone (325) 659-3615 Fax (325) 658-4353**

**Warehouse Products – Frozen, Staple, Paper, Chemical**  
**Request for Proposal #22-2**

April 5, 2021

Dear Bidder:

The San Angelo Independent School District will receive a Request for Proposal on Warehouse Products for the 2021-22 school year. This is for the period of August 1, 2021 through July 31, 2022.

This RFP will be awarded by line item.

Bidders may submit the bid electronically or via hard copy by the proposal deadline date and time.

The electronic option must submit through the Interflex BidAdvantage system. BidAdvantage is a free online tool where you can respond to bid opportunities from K-12 schools and cooperatives. The system is available 24 hours a day and uses the latest Secure Sockets Layer (SSL) security technology. For help setting up an Interflex profile (username/password) or need technical assistance at any time while responding to this bid, please contact Interflex at 610-685-1775 or email [rschaeffer@interflex.net](mailto:rschaeffer@interflex.net)

All sealed proposals will be received until 2:00 p.m., Wednesday, April 28, 2021. Any proposal received after that time and date will be returned, unopened, and will not be considered. The District invites bidders to be present at the bid opening. An opportunity to be present at bid opening via digital attendance will be provided. Please mail, or deliver, all original sealed proposal documents to:

**Child Nutrition Department**  
**Attn: Tiffani Hebert, Assistant Director**  
**San Angelo Independent School District**  
**305 Baker Street**  
**San Angelo, Texas 76903-7030**


The District reserves the right to reject any proposal and/or all proposals, and to make awards as they may appear to be advantageous to the district.

Proposals received without proper signature will not be accepted.

For any questions or concerns, contact the SAISD Child Nutrition Department.

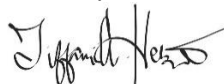
Your proposal will be appreciated.

Sincerely,



Michelle Helms  
Child Nutrition Director

Sincerely,



Tiffani Hebert  
Child Nutrition Assistant Director

## Signature Page

The undersigned affirms that they are 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.

Company \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ (\_\_\_\_\_) \_\_\_\_\_ 1-800- \_\_\_\_\_

Fax \_\_\_\_\_ (\_\_\_\_\_) \_\_\_\_\_

Bidder (Signature) \_\_\_\_\_ Date \_\_\_\_\_

Bidder (Print Name) \_\_\_\_\_

Position with Company \_\_\_\_\_

E-mail Address of Bidder \_\_\_\_\_

Signature of Company

Official Authorizing this Bid \_\_\_\_\_

Company Official (Print Name) \_\_\_\_\_

Official Position \_\_\_\_\_

### USDA Nondiscrimination Statement (English)

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, sex, disability, age, or reprisal or retaliation for prior civil rights activity in any program or activity conducted or funded by USDA.

Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.), should contact the Agency (State or local) where they applied for benefits. Individuals who are deaf, hard of hearing or have speech disabilities may contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program complaint of discrimination, complete the **USDA Program Discrimination Complaint Form**, (AD-3027) found online at: <https://www.usda.gov/oascr/how-to-file-a-program-discrimination-complaint>, and at any USDA office, or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

(1) mail: U.S. Department of Agriculture  
Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410;

(2) fax: (202) 690-7442; or

(3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov).

This institution is an equal opportunity provider.

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**



**\*\*\*\*\* IMPORTANT SUBMITTAL INFORMATION \*\*\*\*\***

Please duplicate the appropriate label and affix to the outside of your sealed bid envelope or sample case/envelope. Vendor's name and return address should be printed on the envelope or sample case/envelope.

Do not include any samples in the sealed bid envelope.

**FOR SAMPLES – Mail to address on label**

<b>S A M P L E S</b>	<b>San Angelo ISD Child Nutrition Services</b>	<b>S A M P L E S</b>
	<b>305 Baker Street</b>	
	<b>San Angelo, TX 76903</b>	
	<b>Attn: Michelle Helms, CN Director</b>	
	<b><u>Bid:</u> Warehouse Products RFP #22-2</b>	
	<b><u>Samples Due:</u> April 23, 2021</b>	
<b>*Labels must accompany all samples.*</b>		

**FOR SEALED BIDS – Mail to address on label**

<b>S E A L E D  B I D</b>	<b>San Angelo ISD Child Nutrition Services</b>	<b>S E A L E D  B I D</b>
	<b>305 Baker Street</b>	
	<b>San Angelo, TX 76903</b>	
	<b>Attn: Michelle Helms, CN Director</b>	
	<b><u>Bid:</u> Warehouse Products RFP #22-2</b>	
	<b><u>Bid Deadline:</u> OPEN 2:00 PM, April 28, 2021</b>	

**It is your responsibility to meet the submittal requirements. We recommend that you verify the label data with the title page; the latter prevails.**

**SAN ANGELO INDEPENDENT SCHOOL DISTRICT**  
**Child Nutrition Services**  
**Michelle Helms, Director**  
**305 Baker, San Angelo, Texas 76903-7030**  
**Phone (325) 659-3615 Fax (325) 658-4353**

**Warehouse Products - Request for Proposal #22-2**  
**Forms Checklist**

- ☐ Page 2 – Signature page
- ☐ Page 4 – Check List
- ☐ Page 10 - 20 – Vendor Acknowledgment Forms and Certifications
- ☐ Page 21 - 22 – Disclosure of Lobbying Activities
- ☐ Page 23 - 24 – Conflict of Interest Questionnaire
- ☐ Page 25 & 26 – Conflict of Disclosure Statement
- ☐ Page 27 – W-9
- ☐ Page 29 – 2017 Texas House Bill 89 Verification
- ☐ Page 30 – No Bid Notification
- ☐ Page 31 – Non Collusion Statement - Notarized
- ☐ Page 32 - Non Collusion Statement – Notarization **NOT** available
- ☐ Nutritional Labels and Ingredient Labels attached for ALL products bid
- ☐ Bid Sheets (either printed hard copy or thumb drive)

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Company

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Signature

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Printed Name

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Date

**Mandatory Forms For Proposal Acceptance Failure To Complete, Sign & Return Will  
Result In Rejection Of Proposal**

### **General Conditions for Warehouse Items – Frozen, Staple, Paper, Chemicals**

1. **APPLICABILITY** – These conditions are applicable and form a part of the contract documents for each purchase order and a part of the terms of each purchase order for items included in the specifications and bid forms issued herein.
2. **PROPOSALS SHALL BE SUBMITTED ELECTRONICALLY** – The electronic version must be submitted through the Interflex BidAdvantage system. BidAdvantage is a free online tool where you can respond to bid opportunities from K-12 schools and cooperatives. The system is available 24 hours a day and uses the latest Secure Sockets Layer (SSL) security technology.  
  
If you need help setting up an Interflex profile (username/password) or need technical assistance at any time while responding to this bid, please contact Interflex at 610-685-1775 or email [rschaeffer@interflex.net](mailto:rschaeffer@interflex.net)  
  
Bidders may print a paper copy by setting up an account with Interflex or contact SAISD Child Nutrition Office for a copy.
3. **REQUIRED FORMS** - Failure to supply all required acknowledgement and certification forms in this packet will prevent the proposal from being considered for award. Deviations to the General Conditions and/or Specifications shall be conspicuously noted in writing by the bidder and shall be included with the proposal.
4. **ALTERNATE PROPOSAL** – If necessary, shall be written on a separate sheet and attached to the proposal form provided. Each alternate must be clearly marked and variance from specifications noted.
5. **RIGHT TO REMEDY** Failure to notify SAISD Child Nutrition Office of deviations in schedules or quantities will allow SAISD the option to purchase product from another source. If a company defaults on any item, the item will be awarded to the next lowest bidder meeting specifications. Any increases in prices that are incurred by SAISD to secure these products may be charged to the defaulting company that received the original bid award.
6. **VENDORS WHO DO NOT BID** are requested to complete and return the No Bid Notification form found in this packet if they wish to receive future bids. Failure to do so may result in their being deleted from our vendor list.
7. **CONTRACTS** (except those of \$10,000 or less) awarded by School Food Authorities shall include a provision to the effect that the State agency or School Food Authority, the Department, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers, and records of the contractor which are directly pertinent to the Program for the purpose of making audits, examination, excerpts, and transcriptions.
8. **TAX EXEMPT** - No charge will be allowed for Federal, State, or City taxes for which the Board of Education is exempt. The price shall be net and shall not include the amount of any such tax. Exemption certificate, if required, will be furnished on forms provided by the vendor.
9. **FAX or EMAILED Proposals** - Will not be accepted.
10. **FELONY CONVICTION NOTICE** must be completed and returned with this proposal.
11. **HUB** - All Small Business and Minority Firms, Women's Business Enterprises, and Labor Surplus Area firms are especially invited to submit Proposals.
12. **QUESTIONS** concerning this proposal shall be addressed to the San Angelo I.S.D. Child Nutrition Services.

### **Additional General Conditions for Warehouse Items**

13. **BID PERIOD** – The contract period for this proposal will be from August 1, 2021 through July 2022. Bid prices submitted must remain **firm for the entire bid period**.

Proposals received after the time and date specified, regardless of cause, will not be considered.

Such late bids will be returned to the bidder upon the submission.

PLEASE complete all blanks for each item number.

All awards may be renewed for up to one additional twelve (12) month period by written agreement between the District and the bidder if no significant material change.

Proposals shall be submitted in a sealed envelope, plainly marked with company name, product bid, opening date and time, or via the Interflex BidAdvantage system. A label has been provided for all sealed envelope proposal and sample submissions. Proposals received without proper signature will not be accepted.

The District reserves the right to waive formalities and irregularities and to accept or reject each item separate or as a whole.

14. **PRICES** – shall be net, including transportation and delivery charges fully prepaid by the vendor, F.O.B. SAISD Warehouse. All prices must be typed or written in ink. Bids written in pencil will not be accepted.

15. **EVALUATION OF PROPOSALS** – It is not the policy of the San Angelo I.S.D. to purchase on the basis of low price alone.

This bid will be awarded by line item unless specified differently in the specifications.

16. **TIE BID** – In the case of a tie bid between a local company (in San Angelo) and an out-of-town company, the item will be awarded to the local company.

17. **SPECIFICATIONS** have been developed by the District to show minimal standards as to the usage, materials, and contents based on our needs. All brand names are descriptive and do not restrict an alternate brand bid.

18. **NUTRITIONAL LABELS AND INGREDIENT LABELS** - *Nutrition Labels, Ingredient Labels, and a signed Product Analysis/ Product Formulation Statement must be attached for all products submitted on this Proposal.*

19. **WEIGHT/ SERVING SIZE** - All weights and serving sizes shall conform with measurements in the USDA Food Buying Guide guidelines. Can labels, verifying servings, must accompany all bids.

20. **CN LABEL** or product analysis sheet is required for all meat/meat alternate products.

21. **IMPORTED BEEF** is illegal for purchase by the district according to Import Beef Act, Article 4476-6a V.C.S., and the Rules and Regulations adopted by the Texas Board of Health Resources as authorized by the ACT HB #318, Acts 1975, 64th Legislature. If products are found to be imported after purchase, a State fine will be paid by the vendor.

22. **STATE OF DELIVERY** must be frozen. Maximum internal temperature of products must be +10° F. Products must not be frozen more than once.

23. **PACK** – PLEASE complete all blanks for each item number. It is very important to indicate pack as packaging may vary between companies.

24. **PACKAGING** – All items must be securely packed in uniform containers, adequately marked as to content, and must be delivered without damage or breakage. Open containers will not be accepted. No charge will be allowed for cases, boxes, etc., or for freight expense, or cartage. No empty cases or boxes will be returned to the vendor; however, such containers may be removed by the bidder at his own expense
25. **PRIVATE LABEL** – When bidding “Private Label Products” please identify the packer.
26. **MINIMUM SHIPMENT REQUIREMENTS:** Quantities will be delivered in amounts requested. Alternate bids may be submitted for increases in quantities due to shipping requirements if a company so desires. Evaluations will be based on storage availability and price.
27. **DELIVERIES, WAREHOUSE** - required in this bid shall be a drop shipment, freight prepaid, F.O.B. destination, 305 Baker, San Angelo, Texas. Bid prices shall include all freight and delivery charges. Products will be delivered during the specified week and in the specified quantity as listed in the delivery schedule. Vendors shall keep the district advised of the status of orders, as failure to meet delivery dates may result in removal from the approved bidders list.
- Bulk materials are to be placed on pallets on the receiving platform as directed by the receiving clerk. All products **MUST BE** delivered on a 40" x 48" standard wood pallet. Pallets are exchangeable, if desired. If a supplier fails to ship on pallets, 10% will be deducted from the invoice amount to cover handling charges **OR** the shipment will be refused. For the safety of CN staff, pallets that have been broken, fallen over, or have become unsafe to unload during transport must be re-palleted and made safe by delivery staff before Child Nutrition Staff can unload product.
- All deliveries must be pre-scheduled with the Child Nutrition Office. Deliveries will be accepted between the hours of 7:00 AM and 2:00 PM.
28. **SUPPLIERS** are expected to carry sufficient inventories to cover the needs of the District.
29. **NONPERFORMANCE OF CONTRACT** - The District reserves the right to cancel the entire contract with a ten (10) day notice in the event:
- any item is not delivered according to the specifications and/or bid price
  - delivery is not made within the specified time period.
  - product quality is not acceptable.
30. **QUANTITIES REQUIRED** are substantially correct. The District reserves the right to purchase additional quantities above that stated at the same unit price unless otherwise specified by the bidder. Quantities may increase/decrease due to the receipt of Commodities and student participation.
- Quantities will be delivered in amounts requested. **Alternate bids may be submitted for increases in quantities due to shipping requirements if a company so desires.** Evaluations will be based on storage availability and price.
- Bulk materials are to be placed on pallets on the receiving platform as directed by the receiving clerk.
31. **QUALITY** of products will be tested for acceptability as per bid specifications. Selection will be based on testing. The decision of the Child Nutrition Services regarding the quality and acceptability will be final.
- Out-dated items and items not meeting specifications will be refused and returned to the vendor at the vendor's expense.

- 32. SAMPLES** shall be delivered or mailed by the bidder to the attention of Michelle Helms, Child Nutrition Director, 305 Baker, San Angelo, Texas 76903. A label has been provided for your convenience on page 3. Each sample shall be clearly tagged to show the bidder's name, address, bid title, and bid item for which the sample is proposed. Each sample shall be clearly tagged to show the bidder's name, address, bid title, and bid item for which the sample is proposed. Samples are to be sent at NO CHARGE. Samples must be received by **April 23, 2021**.

**All samples must arrive with Nutritional Labels and Ingredient Labels. Samples will not be considered without these documents. Samples must be FULL cases.**

Alternate bids may be considered if samples have been received by the Child Nutrition Office and time limits allow for proper brand approval.

If bidding products that are not listed as Approved, a sample is required.

If samples are received and approved after the date of this mailing, the San Angelo I.S.D. is not responsible for informing vendors that they can bid this newly approved product (even if the product is not listed on this mailing). The company sending the sample will be responsible for informing others that the product is approved and may be considered for this bid period. The San Angelo I.S.D. will award bids to approved products (even if they are not on this list).

- 33. TESTING** - All products will be tested upon delivery for wholesomeness, quality, grade, texture, appearance, and flavor. The vendor will be notified by the Child Nutrition Department if any portion of the specified shipment does not meet specification for quality and/or wholesomeness.

It will then be the responsibility of the vendor to pick up the entire shipment within thirty (30) days after receipt of notification by certified mail. If the product is not picked up within thirty (30) days, it will be destroyed by the District. The San Angelo I.S.D. reserves the right to purchase the specified product elsewhere and charge the increase in price, and cost of handling, if any, to the contractor.

- 34. CONTRACTS FOR PURCHASE** will be put into effect by a purchase order(s) executed by the Child Nutrition Director after bids have been awarded. This bid will be submitted to the School Board on **June 21, 2021**. Purchase Orders will be mailed thereafter.

A summary of this bid may be found after the School Board approval on the SAISD website.  
<http://www.saisd.org/Departments/Food%20Services/bids.asp>

Purchase Orders will be issued to companies awarded the bid per item. Number of Purchase Orders will be determined by scheduled delivery of products. All products scheduled to be delivered prior to **August 31, 2021** will be placed on a separate purchase order from items delivered after **September 1, 2021**.

- 35. INVOICES** shall have all items received listed. Invoices will be verified and signed by the receiving department.

- 36. STATEMENTS and Payments:** San Angelo ISD observes Net 30 payment terms. Statements are to be emailed or mailed monthly to:

**San Angelo Independent School District**  
**Child Nutrition Services**  
305 Baker Street  
San Angelo, Texas 76903-7030

37. **BUY AMERICAN PROVISION** - San Angelo ISD has a preference for domestic end products for supplies for the use in the United States when spending federal funds. Schools and RCCIs participating in the NSLP and SBP are required by law to use nonprofit SNP funds, to the maximum extent practicable, to buy domestic commodities or products for meals served under the NSLP and SBP. A “domestic commodity or product” is defined as one that is either produced in the U.S. or is processed in the U.S. *substantially* using agricultural commodities that are produced in the U.S. The term “substantially” means that over 51 percent of the final processed product consists of agricultural commodities that were grown domestically. Therefore, when nonprofit SNP funds are used to acquire foods, schools and institutions must ensure that the items are in compliance with this requirement. Additional requirements for preference for agricultural products from Texas are applicable to the use of nonprofit school Child Nutrition funds, in accordance with Section 44.042, Texas Education Code.

38. **EQUAL EMPLOYMENT OPPORTUNITY:**

**USDA Nondiscrimination Statement (English)**

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, sex, disability, age, or reprisal or retaliation for prior civil rights activity in any program or activity conducted or funded by USDA.

Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.), should contact the Agency (State or local) where they applied for benefits. Individuals who are deaf, hard of hearing or have speech disabilities may contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program complaint of discrimination, complete the **USDA Program Discrimination Complaint Form**, (AD-3027) found online at: **<https://www.usda.gov/oascr/how-to-file-a-program-discrimination-complaint>**, and at any USDA office, or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

- (1) mail: U.S. Department of Agriculture  
Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7442; or
- (3) email: **[program.intake@usda.gov](mailto:program.intake@usda.gov)**.

This institution is an equal opportunity provider.

## VENDOR ACKNOWLEDGMENT FORM

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### BYRD, Anti-Lobbying

(31 U.S.C. 1352)

Required inclusion in solicitations/contracts exceeding \$100,000 using federal funds; requires a contractor to complete specific forms related to lobbying (influencing or attempting to influence) in connection with obtaining a contract.

Byrd Anti-Lobbying Amendment (31 U.S.C. 1352) – All Contractors that apply or bid for an award exceeding \$100,000 must file the required Lobbying Certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award.

Pursuant to Federal Rule (I) above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term and after the awarded term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor certifies that it is in compliance with all applicable provisions of the Byrd Anti-Lobbying Amendment (31 U.S.C. 1352). The undersigned further certifies that:

(1) No Federal appropriated funds have been paid or will be paid for on behalf of the

undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of congress, or an employee of a Member of Congress in connection with the awarding of a Federal contract, the making of a Federal grant, the making of a Federal loan, the entering into a cooperative Agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative Agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative Agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions:

<https://www.whitehouse.gov/sites/default/files/omb/grants/sfillin.pdf>.

(3) The undersigned shall require that the language of this certification be included in the award documents for all covered sub-awards exceeding \$100,000 in Federal funds at all appropriate tiers and that all sub recipients shall certify and disclose accordingly.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Civil Rights/Discrimination

*Title VI of the Education Amendments of 1972; Section 504 of the Rehabilitation Act of 1973; the Age Discrimination Act of 1975; Title 7 CFR Parts 15, 15a, and 15b; the Americans with Disabilities Act; and FNS Instruction 113-1, Civil Rights Compliance and Enforcement — Nutrition Programs and Activities*

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## VENDOR ACKNOWLEDGMENT FORM

Required inclusion in solicitations/contracts using federal funds; prohibits discrimination of all eligible program participants on the basis of age, color, disability, national origin, race, and gender.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**Clean Air and Water Act and Federal Water Pollution Control Act** *Clean Water Act, 42 U.S.C. 7401-7671q; Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387); and Executive Order 11738, and Environmental Protection Agency regulations (40 CFR part 15)*

Required inclusion when applicable to the services and/or products to be procured for solicitations/contracts exceeding \$150,000 using federal funds; requires compliance with all applicable standards, orders, and regulations; prohibits the award of contracts to contractors that are in violation of Clean Air Act. Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387), as amended— Contracts and sub grants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251- 1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### **Contract Work Hours and Safety Standards Act**

*40 U.S.C. 327-330 Sections 103 and 107 as supplemented by Department of Labor regulations (29 CFR Part 5)*

Required inclusion when applicable to the services and/or products to be procured for solicitations/contracts that involve mechanics or laborers exceeding \$100,000 using federal funds; establishes standards for hourly and salaried employees related to workweek and overtime.

Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.

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**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

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## VENDOR ACKNOWLEDGMENT FORM

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor will be in compliance with all applicable provisions of the Contract Work Hours and Safety Standards Act.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Copeland Anti-Kickback Act

*(18 U.S.C. 874) as supplemented in Department of Labor regulations (29 CFR Part 3)*

Required inclusion in construction solicitations/contracts using federal funds; prohibits a contractor or subcontractor from inducing kickbacks from employees.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Davis-Bacon Act

*40 U.S.C. 276a to 276a-7 as supplemented by Department of Labor regulations (29 CFR Part 5)*

Required inclusion in construction solicitations/contracts exceeding \$2,000 using federal funds; requires contractors and subcontracts to include actual wage determinations in bid specifications and contracts.

Davis-Bacon Act, as amended (40 U.S.C. 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 31463148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction"). In accordance with the statute, contractors must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of the wage determination. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency. The contracts must also include a provision for compliance with the Copeland "Anti-Kickback" Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States"). The Act provides that each contractor or sub recipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.

Pursuant to Federal Rule above, when federal funds are expended by SAISD during the term of an award for all contracts and sub grants for construction or repair, the vendor will be in compliance with all applicable Davis-Bacon Act provisions.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

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## VENDOR ACKNOWLEDGMENT FORM

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### Energy Policy and Conservation Act

*Public Law 94-163, 89 Statute 871*

Required inclusion when applicable to the services and/or products to be procured for solicitations/contracts using federal funds; establishes standards for the promotion of energy and water conservation methods when feasibly obtainable.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Equal Employment Opportunity

*41 CFR, Chapter 60. Executive Order 11246 of September 24, 1965, entitled Equal Employment Opportunity, as amended by Executive Order 11375 of October 13, 1967, and as supplemented in Department of Labor regulations (41 CFR Chapter 60)*

Required inclusion in construction solicitations/contracts using federal funds; prohibits hiring practices that do not provide an equal opportunity of all persons without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Health and Safety Certifications, Licensing, or Regulations

*Local, state, or federal health and safety certifications, licensing, or regulations*

Required inclusion in solicitations/contracts using federal funds; requires all contractors to meet applicable local, state, and federal health and safety certifications, licensing, or regulations which include, but are not limited, to facility use, food establishment, and authorized providers.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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## VENDOR ACKNOWLEDGMENT FORM

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### Rights to Inventions (Pertaining to Patent Rights, Copyright and Rights) 37 CFR 401.2

Required inclusion, if applicable to solicitations/contracts using federal funds; requires all contractors to observe all applicable patent rights, copyright, and rights laws in operating the program.

Rights to Inventions Made Under a Contract or Agreement. If the Federal award meets the definition of “funding Agreement” under 37 CFR §401.2 (a) and the recipient or sub recipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that “funding Agreement,” the recipient or sub recipient must comply with the requirements of 37 CFR Part 401, “Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements,” and any implementing regulations issued by the awarding agency.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Solid Waste Disposal Act

*Section 6002 as amended by the Resource Conservation and Recovery Act*

Required inclusion to the extent practicable when applicable to the services and/or products to be procured for to solicitations/contracts exceeding \$10,000 using federal funds; requires contractors to maximize energy and resource recovery by using recycled materials and/or recycling waste products when reasonable, cost appropriate, and available.<sup>82</sup>

*[NOTE: The CE needs to determine what kinds of purchases and/or services are required to meet this provision. The CE should consider what is reasonable, cost appropriate, and available to the CE.]*

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Small and Minority Firms, Women’s Business Enterprise, and Labor Surplus Area Firms (Historically Underutilized Business or HUB)

2 CFR 200.321

Necessary affirmative steps to procure from minority firms, women’s business enterprises, and labor surplus area firms whenever possible  
Required inclusion in solicitations/contracts using federal funds; requires contractors to encourage and facilitate participation by small businesses, minority-owned firms, and women’s business enterprises whenever to the maximum extent possible

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

## VENDOR ACKNOWLEDGMENT FORM

### BIDDER PREFERENCE CERTIFICATION

Please answer the following questions and return them with this Bid:

Is your principal place of business in Texas? (Circle One)      Yes      No

If no, in which state is your principal place of business?

If your principal place of business is not Texas, does your state favor resident Bidders in your state by some dollar increment or percentage? (Circle one) Yes      No

If yes, what is that dollar increment or percentage?

For information regarding this series of questions, see Article 601g of the Texas Civil Statutes.

### FELONY CONVICTION NOTIFICATION

State of Texas Legislative Senate Bill No.1, 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 notices 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**

Check One:

- ☐ My firm is a publicly-held corporation; therefore, this reporting requirement is not applicable.
- ☐ My firm is not owned nor operated by anyone who has been convicted of a felony.
- ☐ My firm is owned or operated by the following individual(s) who has/have been convicted of a felony:

Name of Felon(s): \_\_\_\_\_

Details of Conviction(s): \_\_\_\_\_

### CERTIFICATION REGARDING TEXAS FAMILY CODE

As per Section 14.52 of the Texas Family Code, added by S.B. 84, Acts, 73<sup>rd</sup> Legislature, R.S. (1993), all bidders must complete and submit with the bid the following required affidavit:

I, the undersigned authorized bidder, do hereby acknowledge that *NO* sole proprietor, partner, majority shareholder of a corporation, or an owner of 10% or more of an other business entity is 30 days or more delinquent in paying child support under a court order or a written repayment agreement. I understand that under this code, a sole proprietorship, partnership, corporation, or other entity in which a sole proprietor, partner, majority shareholder of a corporation, or an owner of 10% or more of another entity is 30 days or more delinquent in paying child support under a court order or a written repayment agreement is *NOT* eligible to bid or receive a state contract.

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

## VENDOR ACKNOWLEDGMENT FORM

I, the undersigned agent for the firm named below, certify that the information concerning notifications and certifications listed above has been reviewed by me and the information furnished is true to the best of my knowledge.

\_\_\_\_\_  
Organization Name

\_\_\_\_\_  
Printed Name of Authorized Representative

\_\_\_\_\_  
Address

\_\_\_\_\_  
Title of Authorized Representative

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

### CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION – LOWER TIER COVERED TRANSACTIONS

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 7 CFR Part 3017, Section 3017.510, Participants' responsibilities. The regulations were published as Part IV of the January 30, 1989, Federal Register (pages 4722-4733). Copies of the regulations may be obtained by contacting the Department of Agriculture agency with which this transaction originated. (Before completing certification, read attached instructions)

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participants shall attach an explanation to this proposal.

### APPLICABLE TO GRANTS, SUBGRANTS, COOPERATIVE AGREEMENTS, AND CONTRACTS EXCEEDING \$100,000 IN FEDERAL FUNDS

Submissions of the certification is a prerequisite for making or entering into this transaction and is imposed by section 1352, Title 31, U.S. Code. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more the \$100,000 for each such failure.

The undersigned certifies, to the best of his/her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of a Federal contract, the making of a Federal grant, the making of a Federal loan, the entering into a cooperative agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "disclosure Form to Report Lobbying", in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all covered sub awards exceeding \$100,000 in Federal funds at all appropriate tiers and that all sub recipients shall certify and disclose accordingly.

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

## Vendor Certifications

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### COMPLIANCE CERTIFICATION TO EPA REGULATIONS APPLICABLE TO GRANTS, SUBGRANTS, COOPERATIVE AGREEMENTS, AND CONTRACTS EXCEEDING \$100,000 IN FEDERAL FUNDS

I, the vendor, am in compliance with all applicable standards, orders or regulation issued pursuant to the Clean Air Act of 1970, as amended (42 U.S.C. 1857 (h)), Section 508 of the Clean Water Act, as amended (33 U.S.C. 1368), Executive Order 117389 and Environmental Protection Agency Regulation, 40 CFR Part 15 as required under OMB Circular A-102, Attachment O, Paragraph 12 (1) regarding reporting violations to the grantor agency and to the United States Environmental Protection Agency Assistant Administrator for the Enforcement.

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Name/Address of Organization

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Name/Title of Submitting Official

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Signature

Date

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**Debarment and Suspension (Executive Orders 12549 and 12689)—A contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), “Debarment and Suspension.” SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.**

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor certifies that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation by any federal department or agency.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**EMPLOYMENT VERIFICATION (FAR 22.18)** As applicable, and as a condition for the award of any Federal contract at \$150,000 or greater, Vendor certifies that vendor is enrolled in, and is currently participating in, E-Verify or any other equivalent electronic verification of work authorization program operated by the U.S. Department of Homeland Security and does not knowingly employ any person who is an unauthorized alien in conjunction with the contracted services. A breach in compliance with immigration laws and regulations shall be deemed a material breach of the contract and may be subject to penalties up to and including termination of the contract.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

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## Vendor Certifications

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### **RECORD RETENTION REQUIREMENTS FOR CONTRACTS PAID FOR WITH FEDERAL FUNDS –**

**(2 CFR § 200.333)** When federal funds are expended by San Angelo ISD, for any contract resulting from this procurement process, the vendor certifies that it will comply with the record retention requirements detailed in 2 CFR § 200.333. The vendor further certifies that vendor will retain all records as required by 2 CFR § 200.333 for a period of three years after grantees or sub grantees submit final expenditure reports or quarterly or annual financial reports, as applicable, and all other pending matters are closed.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### **CERTIFICATION OF COMPLIANCE WITH EPA REGULATIONS**

#### **APPLICABLE TO GRANTS, SUB GRANTS, COOPERATIVE AGREEMENTS, AND CONTRACTS**

**IN EXCESS OF \$100,000 OF FEDERAL FUNDS** When federal funds are expended by San Angelo ISD, for any contract resulting from this procurement process in excess of \$100,000, the vendor certifies that the vendor is in compliance with all applicable standards, orders, regulations, and/or requirements issued pursuant to the Clean Air Act of 1970, as amended (42 U.S.C. 1857(h)), Section 508 of the Clean Water Act, as amended (33 U.S.C. 1368), Executive Order 117389 and Environmental Protection Agency Regulation, 40 CFR Part 15.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**CERTIFICATION OF COMPLIANCE WITH THE ENERGY POLICY AND CONSERVATION ACT** When federal funds are expended by San Angelo ISD, for any contract resulting from this procurement process, the vendor certifies that the vendor will be in compliance with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Pub. L. 94-163, 89 Stat. 871). Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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**CERTIFICATION OF COMPLIANCE WITH BUY AMERICAN PROVISIONS** Vendor certifies that vendor is in compliance with all applicable provisions of the Buy American Act. Purchases made in accordance with the Buy American Act must still follow the applicable procurement rules calling for free and open competition.

Pursuant to the Federal Rule above, when federal funds are expended by San Angelo ISD, the vendor certifies that during the term of an award for all contracts by San Angelo ISD, resulting from this procurement process, the vendor agrees to comply with all applicable requirements as referenced in the Federal Rule above.

**Does vendor agree? YES \_\_\_\_\_ Initials of Authorized Representative of vendor**

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### Vendor Certifications

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**HISTORICALLY UNDERUTILIZED BUSINESS (HUB) CERTIFICATION** Proposing companies that have been certified as Historically Underutilized Business (HUB) entities are encouraged to indicate their HUB status when responding to this Proposal Invitation. The electronic catalogs will indicate HUB certifications for vendors that properly indicate and document their HUB certification on this form. **Please attach a copy of HUB certification.**

\_\_\_\_ I certify that my company has been certified as a Historically Underutilized Business (HUB) in the following categories: (Please check all that apply)

\_\_\_\_ **Minority Owned Business**

\_\_\_\_ **Small Business**

\_\_\_\_ **Women Owned Business**

\_\_\_\_ My Company has **NOT** been certified as a Historically Underutilized Business (HUB).

Company Name \_\_\_\_\_

Signature of Authorized Company Official \_\_\_\_\_

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND  
RETURNED IN SEALED PROPOSAL PACKAGE**

Texas Department of  
Agriculture

February 2017  
H2048

CERTIFICATION  
REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY  
EXCLUSION FOR COVERED CONTRACTS

Name of Business (Contractor)	Vendor ID No. or Social Security No.
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(1) The prospective contractor certifies to the best of its knowledge and belief that it and its principals:

(a) Are not presently debarred, suspended, proposed for disbarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.

(2) Where the prospective contractor is unable to certify to any of the statements in this certification, such prospective contractor shall attach an explanation to this proposal.

\_\_\_\_\_  
Signature of Contractor Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed/Typed Name of  
Contractor Representative

\_\_\_\_\_  
Printed/Typed Title of  
Contractor Representative

## Procurement

### Instructions for Completion of SF-LLL, Disclosure of Lobbying Activities

This disclosure form shall be completed by the reporting entity, whether sub awardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Use the SF-LLL-A Continuation Sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and / or has been secured to influence the outcome of a covered Federal Action.
2. Identify the status of the covered Federal Action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal Action.
4. Enter the full name, address, city, state and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or sub award recipient. Identify the tier of the sub awardee, e.g., the first sub awardee of the prime is the 1<sup>st</sup> tier. Sub awards include but are not limited to subcontracts, sub grants, and contract awards under grants.
5. If the organization filing the report in item 4 checks "Sub awardee," then enter the full name, address, city, state and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal Agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Proposal (IFB) number; grant announcement number; the contract, grant, or loan award number; the application Proposal control number assigned by the Federal agency). Include prefixes, e.g. "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award / loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, state and zip code of the lobbying entity engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
(b) Enter the full names of the individual(s) performing services, and include full address if different from 10 (a). Enter Last Name, First Name, and Middle Initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box (es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box (es). Check all boxes that apply. If other, specify nature.
14. Provide a specific and detailed description of the services that the lobbyist has performed, or will be expected to perform, and the date(s) of any services rendered. Include all preparatory and related activity, not just time spent in actual contact with Federal officials. Identify the Federal official(s) or employee(s) contacted or the officer(s), employee(s), or Member(s) of Congress that were contacted.
15. Check whether or not a SF-LLL-A Continuation Sheet(s) is attached.
16. The certifying official shall sign and date the form print his/her name, title, and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, D.C. 20503.

Texas Department of  
Agriculture

Form H2049  
July 2017

**CERTIFICATION REGARDING FEDERAL LOBBYING**  
(Certification for Contracts, Grants, Loans, and Cooperative Agreements)

Federal legislation generally prohibits entities from using federally appropriated funds to lobby the executive or legislative branches of the Federal government. Lobbying with respect to certain grants, contracts, cooperative agreements, and loans is governed by relevant statutes, including among others, the provisions of 31 U.S.C. 1352, as well as common rule, “New Restrictions on Lobbying” published at 55 Federal Register (FR) 6736 (February 26, 1990), including definitions, and the Office of Management and Budget “Government wide Guidance on New Restrictions on Lobbying” and notices published at 54 FR 52306 (December 20, 1989), 55 FR 24540 (June 15, 1990), 57 FR 1772 (January 15, 1992), and 61 FR 1412 (January 19, 1996).

Contracting entities or sponsored sites that contract for goods or services using Federal funds must obtain this certification for any award exceeding \$100,000 and if necessary must obtain the *Standard Form-LLL*, “*Disclosure Form to Report Lobbying*.”

**CERTIFICATION**

The undersigned certifies, to the best of his or her knowledge and belief, that:

- 1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- 2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit *Standard Form-LLL*, “*Disclosure Form to Report Lobbying*”, in accordance with its instructions.
- 3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

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Name of Organization submitting certification

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Name of Organization Representative

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Title

---

Signature of Organization Representative

---

Date

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

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<b>CONFLICT OF INTEREST QUESTIONNAIRE</b> For vendor doing business with local governmental entity		<b>FORM CIQ</b>
<b>This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.</b>  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).  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.  A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.		<b>OFFICE USE ONLY</b>  Date Received
<b>1 Name of vendor who has a business relationship with local governmental entity.</b>  <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		
<b>2</b> <input type="checkbox"/> <b>Check this box if you are filing an update to a previously filed questionnaire.</b> (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.)		
<b>3 Name of local government officer about whom the information is being disclosed.</b>  <div style="border: 1px solid black; height: 30px; width: 100%;"></div> <div style="text-align: center; margin-top: 5px;">Name of Officer</div>		
<b>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.</b>  <div style="text-align: center; margin-top: 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?  <div style="display: flex; justify-content: center; gap: 20px;"><div><input type="checkbox"/> Yes</div><div><input type="checkbox"/> No</div></div> 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?  <div style="display: flex; justify-content: center; gap: 20px;"><div><input type="checkbox"/> Yes</div><div><input type="checkbox"/> No</div></div></div>		
<b>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.</b>  <div style="border: 1px solid black; height: 60px; width: 100%;"></div>		
<b>6</b> <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).		
<b>7</b>  <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="width: 60%;"><div style="border: 1px solid black; height: 20px; width: 100%;"></div><div style="text-align: center; margin-top: 5px;">Signature of vendor doing business with the governmental entity</div></div><div style="width: 35%;"><div style="border: 1px solid black; height: 20px; width: 100%;"></div><div style="text-align: center; margin-top: 5px;">Date</div></div></div>		

**CONFLICT OF INTEREST QUESTIONNAIRE**  
**For vendor doing business with local governmental entity**

A complete copy of Chapter 176 of the Local Government Code may be found at <http://www.statutes.legis.state.tx.us/Docs/LG/htm/LG.176.htm>. For easy reference, below are some of the sections cited on this form.

**Local Government Code § 176.001(1-a):** "Business relationship" means a connection between two or more parties based on commercial activity of one of the parties. The term does not include a connection based on:

- (A) a transaction that is subject to rate or fee regulation by a federal, state, or local governmental entity or an agency of a federal, state, or local governmental entity;
- (B) a transaction conducted at a price and subject to terms available to the public; or
- (C) a purchase or lease of goods or services from a person that is chartered by a state or federal agency and that is subject to regular examination by, and reporting to, that agency.

**Local Government Code § 176.003(a)(2)(A) and (B):**

- (a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

\*\*\*

- (2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that

(i) a contract between the local governmental entity and vendor has been executed;

or

(ii) the local governmental entity is considering entering into a contract with the vendor;

(B) has given to the local government officer or a family member of the officer one or more gifts that have an aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:

(i) a contract between the local governmental entity and vendor has been executed; or

(ii) the local governmental entity is considering entering into a contract with the vendor.

**Local Government Code § 176.006(a) and (a-1)**

- (a) A vendor shall file a completed conflict of interest questionnaire if the vendor has a business relationship with a local governmental entity and:

(1) has an employment or other business relationship with a local government officer of that local governmental entity, or a family member of the officer, described by Section 176.003(a)(2)(A);

(2) has given a local government officer of that local governmental entity, or a family member of the officer, one or more gifts with the aggregate value specified by Section 176.003(a)(2)(B), excluding any gift described by Section 176.003(a-1); or

(3) has a family relationship with a local government officer of that local governmental entity.

- (a-1) The completed conflict of interest questionnaire must be filed with the appropriate records administrator not later than the seventh business day after the later of:

- (1) the date that the vendor:

(A) begins discussions or negotiations to enter into a contract with the local governmental entity; or

(B) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential contract with the local governmental entity; or

- (2) the date the vendor becomes aware:

(A) of an employment or other business relationship with a local government officer, or a family member of the officer, described by Subsection (a);

(B) that the vendor has given one or more gifts described by Subsection (a); or

(C) of a family relationship with a local government officer.

<b>LOCAL GOVERNMENT OFFICER CONFLICTS DISCLOSURE STATEMENT</b> <small>(Instructions for completing and filing this form are provided on the next page.)</small>		<b>FORM CIS</b>
<p>This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.</p> <p>This is the notice to the appropriate local governmental entity that the following local government officer has become aware of facts that require the officer to file this statement in accordance with Chapter 176, Local Government Code.</p>		<b>OFFICE USE ONLY</b>  <div style="border: 1px solid black; padding: 5px; min-height: 150px;"> Date Received </div>
<b>1 Name of Local Government Officer</b>		
<b>2 Office Held</b>		
<b>3 Name of vendor described by Sections 176.001(7) and 176.003(a), Local Government Code</b>		
<b>4 Description of the nature and extent of each employment or other business relationship and each family relationship with vendor named in item 3.</b>		
<b>5 List gifts accepted by the local government officer and any family member, if aggregate value of the gifts accepted from vendor named in item 3 exceeds \$100 during the 12-month period described by Section 176.003(a)(2)(B).</b>  <div style="margin-bottom: 5px;"> Date Gift Accepted _____ Description of Gift _____ </div> <div style="margin-bottom: 5px;"> Date Gift Accepted _____ Description of Gift _____ </div> <div style="margin-bottom: 5px;"> Date Gift Accepted _____ Description of Gift _____ </div> <p style="text-align: center;">(attach additional forms as necessary)</p>		
<b>6 SIGNATURE</b> I swear under penalty of perjury that the above statement is true and correct. I acknowledge that the disclosure applies to each family member (as defined by Section 176.001(2), Local Government Code) of this local government officer. I also acknowledge that this statement covers the 12-month period described by Section 176.003(a)(2)(B), Local Government Code.  <div style="text-align: right; margin-right: 100px;"> _____  Signature of Local Government Officer </div> <p style="text-align: center; margin-top: 20px;"><b>Please complete either option below:</b></p> <p><b>(1) Affidavit</b></p> <p>NOTARY STAMP/SEAL</p> <p>Sworn to and subscribed before me by _____ this the _____ day of _____, 20_____, to certify which, witness my hand and seal of office.</p> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div>Signature of officer administering oath</div> <div>Printed name of officer administering oath</div> <div>Title of officer administering oath</div> </div> <div style="background-color: black; color: white; text-align: center; padding: 2px 10px; margin-top: 5px;"><b>OR</b></div> <p><b>(2) Unsworn Declaration</b></p> <p>My name is _____, and my date of birth is _____.</p> <p>My address is _____, _____, _____, _____, _____.</p> <p style="text-align: center;">(street) (city) (state) (zip code) (country)</p> <p>Executed in _____ County, State of _____, on the _____ day of _____, 20_____, (month) (year).</p> <div style="text-align: right; margin-top: 10px;"> _____  Signature of Local Government Officer (Declarant) </div>		

## LOCAL GOVERNMENT OFFICER CONFLICTS DISCLOSURE STATEMENT

Section 176.003 of the Local Government Code requires certain local government officers to file this form. A "local government officer" is defined as a member of the governing body of a local governmental entity; a director, superintendent, administrator, president, or other person designated as the executive officer of a local governmental entity; or an agent of a local governmental entity who exercises discretion in the planning, recommending, selecting, or contracting of a vendor. This form is required to be filed with the records administrator of the local governmental entity not later than 5 p.m. on the seventh business day after the date on which the officer becomes aware of the facts that require the filing of this statement.

A local government officer commits an offense if the officer knowingly violates Section 176.003, Local Government Code. An offense under this section is a misdemeanor.

Refer to chapter 176 of the Local Government Code for detailed information regarding the requirement to file this form.

### INSTRUCTIONS FOR COMPLETING THIS FORM

*The following numbers correspond to the numbered boxes on the other side.*

**1. Name of Local Government Officer.** Enter the name of the local government officer filing this statement.

**2. Office Held.** Enter the name of the office held by the local government officer filing this statement.

**3. Name of vendor described by Sections 176.001(7) and 176.003(a), Local Government Code.** Enter the name of the vendor described by Section 176.001(7), Local Government Code, if the vendor: a) has an 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), Local Government Code; b) has given to the local government officer or a family member of the officer one or more gifts as described by Section 176.003(a)(2)(B), Local Government Code; or c) has a family relationship with the local government officer as defined by Section 176.001(2-a), Local Government Code.

**4. Description of the nature and extent of each employment or other business relationship and each family relationship with vendor named in item 3.** Describe the nature and extent of the employment or other business relationship the vendor has with the local government officer or a family member of the officer as described by Section 176.003(a)(2)(A), Local Government Code, and each family relationship the vendor has with the local government officer as defined by Section 176.001(2-a), Local Government Code.

**5. List gifts accepted, if the aggregate value of the gifts accepted from vendor named in item 3 exceeds \$100.** List gifts accepted during the 12-month period (described by Section 176.003(a)(2)(B), Local Government Code) by the local government officer or family member of the officer from the vendor named in item 3 that in the aggregate exceed \$100 in value.

**6. Signature.** Signature of local government officer. Complete this section after you finish the rest of this report. You have the option to either: (1) take the completed form to a notary public where you will sign above the first line that says "Signature of Local Government Officer" (an electronic signature is not acceptable) and your signature will be notarized, or (2) sign above both lines that say "Signature of Local Government Officer (Declarant)" (an electronic signature is not acceptable), and fill out the unsworn declaration section.

---

**Local Government Code § 176.001(2-a):** "Family relationship" means a relationship between a person and another person within the third degree by consanguinity or the second degree by affinity, as those terms are defined by Subchapter B, Chapter 573, Government Code.

**Local Government Code § 176.003(a)(2)(A):**

(a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

\*\*\*

(2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that:

- (i) a contract between the local governmental entity and vendor has been executed; or
- (ii) the local governmental entity is considering entering into a contract with the vendor.

<b>Form W-9</b> (Rev. October 2018) Department of the Treasury Internal Revenue Service	<b>Request for Taxpayer Identification Number and Certification</b>		<b>Give Form to the requester. Do not send to the IRS.</b>	
	▶ Go to <a href="http://www.irs.gov/FormW9">www.irs.gov/FormW9</a> for instructions and the latest information.			
	<b>1</b> Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.			
	<b>2</b> Business name/disregarded entity name, if different from above			
	<b>3</b> Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only <b>one</b> of the following seven boxes.  <input type="checkbox"/> Individual/sole proprietor or single-member LLC  <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ <b>Note:</b> Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is <b>not</b> disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.  <input type="checkbox"/> Other (see instructions) ▶ _____			
Print or type. See Specific Instructions on page 3.	<input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate		<b>4</b> Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):  Exempt payee code (if any) _____  Exemption from FATCA reporting code (if any) _____  (Applies to accounts maintained outside the U.S.)	
	<b>5</b> Address (number, street, and apt. or suite no.) See instructions.			Requester's name and address (optional)
	<b>6</b> City, state, and ZIP code			
	<b>7</b> List account number(s) here (optional)			

<b>Part I Taxpayer Identification Number (TIN)</b>																																																							
Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see <i>How to get a TIN</i> , later.																																																							
<b>Note:</b> If the account is in more than one name, see the instructions for line 1. Also see <i>What Name and Number To Give the Requester</i> for guidelines on whose number to enter.																																																							
<table border="1"><tr><td colspan="11"><b>Social security number</b></td></tr><tr><td></td><td></td><td></td><td></td><td>-</td><td></td><td></td><td></td><td></td><td></td><td></td></tr><tr><td colspan="11"><b>or</b></td></tr><tr><td colspan="11"><b>Employer identification number</b></td></tr><tr><td></td><td></td><td></td><td></td><td>-</td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>	<b>Social security number</b>															-							<b>or</b>											<b>Employer identification number</b>															-						
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<b>Part II Certification</b>
Under penalties of perjury, I certify that:
1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.
<b>Certification instructions.</b> You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

<b>Sign Here</b>	Signature of U.S. person ▶	Date ▶
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## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

## Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

### **PROTEST PROCEDURES**

- A. Any actual or prospective bidder, offerer, or contractor who considers himself to have been aggrieved in connection with the solicitation, evaluation, or award of a contract by San Angelo ISD may formally protest to the Child Nutrition Director of SAISD. Such protests must be made in writing and received by the Child Nutrition Director of SAISD. The protesting party must mail or deliver copies of the protest to SAISD, the State Agency, and other interested parties.
- B. In the event of a timely protest, the SAISD shall not proceed further with the solicitation or award of the contract.
- C. A formal protest must be sworn and contain:
1. A specific identification of the statutory or regulatory provision that the protesting party alleges has been violated.
  2. A specific description of each action by SAISD that the protesting party alleges to be a violation of the statutory or regulatory provision that the protesting party has identified.
  3. A precise statement of the relevant facts.
  4. A statement of any issues of law or fact that the protesting party contends must be resolved.
  5. A statement of the argument and authorities that the protesting party offers in support of the protest.
  6. A statement that copies of the protest have been mailed or delivered to the State Agency and all other identifiable interested parties.
- D. The SAISD may settle and resolve the dispute over the solicitation or award of a contract at any time before the matter is submitted on appeal. The SAISD may solicit written responses to the protest from other interested parties.
- E. If the protest is not resolved by mutual agreement, the SAISD shall issue a written determination that resolves the protest.
1. If the SAISD determines that no violation of statutory or regulatory provisions has occurred, then the SAISD shall inform the protesting party, the State Agency, and other interested parties by letter that sets forth the reasons for the determination.
  2. If the SAISD determines that a violation of any statutory or regulatory provisions has occurred in a situation in which a contract has not been awarded, then the SAISD shall inform the protesting party, the State Agency, and other interested parties of that determination by letter that details the reasons for the determination and the appropriate remedy.
  3. If the SAISD determines that a violation of any statutory or regulatory provisions has occurred in a situation in which a contract has been awarded, then the SAISD shall inform the protesting party, the State Agency, and other interested parties of that determination by letter that details the reasons for the determination. This letter may include an order that declares the contract void.
- F. The SAISD shall maintain all documentation on the purchasing process that is the subject of a protest or appeal in accordance with the retention schedule of SAISD

**San Angelo Independent School District**  
2017 Texas House Bill 89 Verification

I, \_\_\_\_\_, the undersigned representative of

\_\_\_\_\_  
(hereafter referred to as company) do hereby depose and verify that the aforementioned company, under the provisions of Subtitle F, Title 10, Government Code Chapter 2270 and Chapter, 2252 Subchapter F of the Texas Government Code:

1. Does not boycott Israel currently; and
2. Will not boycott Israel during the term of patronage by SAISD
3. Does not engaged in business with Iran, Sudan, or Foreign Terrorist Organizations.

*Pursuant to Section 2270.001, Texas Government Code:*

1. "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; and
2. "Company" means a for-profit sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership liability partnership or any limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of those entities or business associations that exist to make a profit.

*Pursuant to Section 2252.152-2252.153, Texas Government Code:*

*Sec. 2252.152. CONTRACTS WITH COMPANIES ENGAGED IN BUSINESS WITH IRAN, SUDAN, OR FOREIGN TERRORIST ORGANIZATION PROHIBITED. A governmental entity may not enter into a governmental contract with a company that is identified on a list prepared and maintained under Section 806.051, 807.051, or 2252.153.*

*Sec. 2252.153. LISTED COMPAN/ES. The comptroller shall prepare and maintain, and make available to each governmental entity, a list of companies known to have contracts with or provide supplies or services to a foreign terrorist organization.*

*Sec. 2252.154. EXCEPTION. Notwithstanding any other law, a company that the United States government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, its federal sanctions regime relating to Iran, or any federal sanctions regime relating to a foreign terrorist organization is not subject to contract prohibition under this subchapter.*

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND  
RETURNED IN SEALED PROPOSAL PACKAGE**

**NO BID NOTIFICATION**

VENDOR NAME \_\_\_\_\_ AGENT'S NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_ BID NUMBER \_\_\_\_\_

\_\_\_\_\_ DESCRIPTION \_\_\_\_\_

The San Angelo Independent School District is interested in receiving competitive pricing on all items bid. We also desire to keep your firm as a bidder and supplier of materials and equipment. Therefore, it is important for us to determine why you are not bidding on this item. We will analyze your input carefully and try to determine if future changes are needed in our specifications and/or procedures.

I did not bid for the following reason: (PLEASE CHECK ONE OF THE LISTED REASONS)

- \_\_\_\_\_ Do not supply the requested product
- \_\_\_\_\_ Quantities offered are too small or too large to be supplied by my company.  
(please circle one of the underlined)
- \_\_\_\_\_ Specifications are "too tight" or written around a particular product.  
(Please elaborate on this item) \_\_\_\_\_  
\_\_\_\_\_
- \_\_\_\_\_ Cannot bid against manufacturer or jobber on this item.  
(please circle one of the underlined)
- \_\_\_\_\_ Time frame for bidding was too short for my organization.
- \_\_\_\_\_ Not awarded a contract by SAISD when you felt you were low bidder.
- \_\_\_\_\_ Other... \_\_\_\_\_  
\_\_\_\_\_

Please indicate your choice for remaining on San Angelo ISD's bid list.

\_\_\_\_\_ I wish to remain on bid list.

\_\_\_\_\_ I do not wish to remain on bid list.

\_\_\_\_\_  
VENDOR'S SIGNATURE

\_\_\_\_\_  
DATE

**NOTARIZED STATEMENT VALIDATING PROPOSAL CONTENTS  
NON COLLUSION STATEMENT**

*Vendor* shall not prepare this Proposal in collusion with any other *Vendors* and the contents of this Proposal as to prices, terms or conditions may not be communicated by this organization nor by an employee or agent of this organization to any other *Vendor* or to any other persons engaged in this type of business activity prior to the official Proposal due date. However, the authorized agent or officer signing this Proposal is not and has not been, for six months, directly or indirectly concerned in any agreement to control the conditions and/ or prices of services proposed, or has not influenced any person to propose or not purpose thereon.

I have read the complete Proposal for **Warehouse Products RFP #22-2** and verify the accuracy of all information contained in the Proposal.

Authorized Vendor Officer

Signature

Typed name

Date

NOTARY PUBLIC

Name

Date

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

COMPANY \_\_\_\_\_

**If you are unable to obtain Notarization complete this page – this MUST be returned with your RFP Proposal documents**

**STATEMENT VALIDATING PROPOSAL CONTENTS**

**NON COLLUSION STATEMENT**

*Vendor* shall not prepare this Proposal in collusion with any other *Vendors* and the contents of this Proposal as to prices, terms or conditions may not be communicated by this organization nor by an employee or agent of this organization to any other *Vendor* or to any other persons engaged in this type of business activity prior to the official Proposal due date. However, the authorized agent or officer signing this Proposal is not and has not been, for six months, directly or indirectly concerned in any agreement to control the conditions and/ or prices of services proposed, or has not influenced any person to propose or not purpose thereon.

I have read the complete Proposal for **Warehouse RFP #22-2** and verify the accuracy of all information contained in the Proposal.

Authorized Vendor Officer

---

Signature

---

Typed name

---

Date

**Per TDA - Signatures will not need to be notarized if the following statement is added in lieu of the notarization language. Please complete the following information:**

My name is \_\_\_\_\_  
First Middle Last

My date of birth is: \_\_\_\_\_

My address is \_\_\_\_\_  
Street City State

\_\_\_\_\_  
Code Country

Zip

I declare under penalty of perjury that the foregoing is true and correct.

Executed in \_\_\_\_\_ County, State of \_\_\_\_\_, on the  
\_\_\_\_\_ Day of \_\_\_\_\_, \_\_\_\_\_.  
Month Year

\_\_\_\_\_  
Declarant

COMPANY \_\_\_\_\_

**THIS DOCUMENT MUST BE COMPLETED, SIGNED AND RETURNED IN SEALED PROPOSAL PACKAGE**

Interface #	Product Category	Description	Pack	Quantity	Approved Products	Alternate Type	Product Manufacturer	Manufacturer Code	Distributor Code	Pack Number	Pack Size	Pack Unit	Quantity	Std Unit	Unit Price	Extended Price	Notes	Price Per Serving	Servings Per Case
1	Meat & Meat Substitutes: Beef	Beef: frozen, First ground, 85/15, LFT free.	4 / 5.0 Pounds	533 Cases												0			
2	Meat & Meat Substitutes: Beef	Beef: stewed/chopped/shredded, boneless, marinated, reduced fat, low sodium, frozen. Beef with no soy additives for Philly Steak sandwich. A portion must yield 2.0 oz. of meat/ meat alternative for CN programs. Should contain no more than 250 mg of sodium. Advance Pierre 10000097870 or approved equal. Sample required.	192 / 3.5 Ounces	75 Cases	AdvancePierre (AdvancePierre Food) - 10000097870											0			
3	Poultry & Poultry Substitutes: Chicken	Chicken: tender, hot & spicy, breaded, whole grain, mix of white & dark meat, frozen. 1.14 oz, 3 to equal 2 meat/meat alternative CN Label Required Approved Tyson 70344 or Approved Equivalent (Sample Required)	144 / 1.11 Ounces	75 Cases												0			
4	Dairy & Non-Dairy	Dairy & Non-Dairy: Whipped Topping. Frozen in Pastry bag with decorator tip. Ready to use.	12 / 16.0 Ounces	138 Cases												0			
5	Dairy & Non-Dairy	Dairy & Non-Dairy: Dairy & Non-Dairy: Whipped Topping. Frozen in Pastry bag with decorator tip. Ready to use. Includes green, blue, and purple-pink color swirls to create a colored themed presentation.	6 / 16.0 Ounces	50 Cases	Rich's (Rich Products Corporation)	Approved Equivalent										0			
6	Dairy & Non-Dairy: Margarine	Margarine: bulk, solid, vegetable oil, salted, fortified, trans fat free, cholesterol free. Margarine, Vegetable oil blend.	30 / 1.0 Pounds	200 Cases												0			
7	Dairy & Non-Dairy	Dairy & Non-Dairy: Cheese - Mozzarella, Shredded Made with cultured pasteurized part-skim milk. Individually packaged; no cheese food or cheese substitute. Approved Brands (or approved equal): Land O'Lakes 44098 Bongard 71507 National Food Group 80047	1 / 5.0 Pounds	150 Cases												0			
8	Vegetables: Broccoli	Broccoli: florets, frozen, grade a, domestic only.	12 / 2.5 Pounds	100 Cases												0			
9	Vegetables: Vegetable Mix/Blend	Vegetable Mix/Blend: california blend. CALIFORNIA BLEND to contain: Cauliflower, Broccoli, and Carrots ONLY. Frozen USDA, Grade A	12 / 2.0 Pounds	530 Cases												0			
10	Vegetables: Vegetable Mix/Blend	Vegetable Mix/Blend: MONTEREY BLEND to contain: 30% Broccoli Florets, 24% Cauliflower, 23% Bias Cut Carrots, 23% Bias Cut Yellow Carrots Frozen USDA, Grade A	8 / 3.0 Pounds	340 Cases												0			
11	Vegetables: Carrots	Carrots: diced, bulk, frozen, domestic only, grade a, grade b, or fancy.	12 / 2.0 Pounds	150 Cases												0			
12	Vegetables: Vegetable Mix/Blend	Vegetable Mix/Blend: peas and carrots, grade a, frozen, Low Sodium	12 / 2.0 Pounds	300 Cases												0			
13	Vegetables: Corn	Corn: on the cob, husk/silk removed, frozen, grade b, domestic only, 5.5 inches in length.	3 / 48.0 Count	200 Cases												0			
14	Vegetables: Corn	Corn: yellow, frozen, grade a.	12 / 2.0 Pounds	250 Cases												0			
15	Vegetables: Green Beans	Green Beans: short cut, frozen, grade a, Low sodium	12 / 2.0 Pounds	300 Cases												0			
16	Vegetables: Peas	Peas: green, frozen, grade a, domestic only, LOW SODIUM	12 / 2.0 Pounds	200 Cases												0			
17	Bakery Products: Buns & Rolls	Buns & Rolls: slider, roll, whole-wheat, sliced, whole grain, enriched, frozen. &#8804;50% Whole Wheat Flour Minimum Weight Criteria Required per Roll: Must equal 1 oz. equivalent grains for USDA Child Nutrition Programs. Must equal 1 oz. equivalent of grains. Approved Super Bakery Ultra 8669 Bake Crafters 515	288 / 1.1 Ounces	200 Cases												0			
18	Bakery Products: Buns & Rolls	Buns & Rolls: hot dog bun, bun, long, without seeds, whole grain, frozen. Must yield 2 oz. equivalent grains. Signed grain equivalency required.	12 / 12.0 Count	50 Cases												0			
19	Bakery Products: Bread	Flour: Tortillas, 8" (Fragran)	6 / 24.0 Count	250 Cases												0			
20	Bakery Products: Bread	Tortillas & Wraps: fresh, frozen/refrigerated, plain, corn, whole grain, enriched flour. Please include grain equivalency or signed ingredient statement.	10 / 3.0 Dozen	200 Dozens												0			
21	Bakery Products: Bread	Bread: pils, whole grain, preformed; thaw & serve, 2.0 ounce grain equivalent, frozen.	72 / 2.0 Ounces	300 Cases												0			
22	Beverages & Mixes: Juices & Drinks	Juices & Drinks: orange, 100% juice, concentrate, non-carbonated, frozen, grade a	1 / 32.0 Ounces	145 Each												0			
23	Condiments	Condiments: Sauce(Frozen): Less sodium Teriyaki sauce, should be traditional Asian style sauce with spices for sweet and spicy flavor. Should contain no HFCS. No added MSG. No more than 275 mg of sodium per 2 TBSP. of sauce. Mon 45144 or approved equivalent.	6 / 80.0 Ounces	40 Cases												0			
24	Hot Dogs, Corn Dogs & Wrapped Meats: Wrapped Sausage	Wrapped Sausage: beef & pork, pork SAUSAGE ROLL: fully cooked / skinless sausage breaded with whole grain flour, reduced sodium. Must equal 1 oz. meat/ma and 1 oz equivalent grains. CN label required. SAMPLE required. May bid Double B 4093/4693 and Lechi 65826 Not approved Lechi 60826	136 / 2.0 Ounces	710 Cases												0			
25	Hot Dogs, Corn Dogs & Wrapped Meats: Wrapped Sausage	Wrapped Sausage: whole grain batter, pancake, with sticks. PANCAKE ON A STICK, SAUSAGE : Fully cooked, breaded with grains, 50% Whole Grain flour. Must equal 1 oz. equivalent Whole Grain and 1.00 oz. equivalent meat/meat alternate CN Label or Product Analysis Required	60 / 2.5 Ounces	2,500 Cases	Foster Farms (Foster Farms) Jimmy Dean (Jimmy Dean Foods, Inc.) - 1000003050	Approved Equivalent										0			
26	Eggs: Liquid Eggs	Approved: Jimmy Dean 19010, Don Lee, or approved equivalent (sample required if not listed) Liquid Eggs: whole, plain, frozen, homogenized, pasteurized Eggs: Frozen, Whole Eggs	1 / 5.0 Pounds	150 Each	Fresh Start (Rainbrandt Foods) Rainbrandt Foods - 3321-011-600 Rainbrandt Foods - 3321-003-500-400 Papetti's (Michael Foods, Inc.) - 46025-65123	Approved Equivalent										0			
27	Prepared Foods: Sandwiches: Peanut Butter Sandwich	Peanut Butter Sandwich: frozen, individually wrapped, crustless, wheat, strawberry, whole grain. Must be HFCS free.	72 / 2.6 Ounces	50 Cases	Uncrustables (The J. M. Smucker Company) - 5150006961	Approved Equivalent										0			
28	Prepared Foods: Sandwiches: Peanut Butter Sandwich	Peanut Butter Sandwich: frozen, individually wrapped, crustless, wheat, grape jelly, whole grain. Must be HFCS free.	72 / 2.6 Ounces	50 Cases	Uncrustables (The J. M. Smucker Company) - 5150006960	Approved Equivalent										0			
29	Hot Dogs, Corn Dogs & Wrapped Meats: Corn Dogs	Corn Dogs: chicken, with sticks, cooked, frozen, bulk. Approved: Foster Farms #F5150 Or Approved Equivalent (Sample Required if not Listed)	72 / 4.0 Ounces	150 Cases	Foster Farms (Foster Farms) - #5150	Approved Equivalent										0			
30	Ethnic Foods: Egg Roll	Egg Roll: pork & vegetable, whole grain, frozen, precooked. Indicate with cn label or product analysis if it provides 1 oz. meat/ma and 1.0 oz equivalent grains. Indicate if smart stack approved. (sample required)	1 / 100.0 Count	125 Cases												0			
31	Pizza: Stromboli & Calzones	Pizza, Stromboli & Calzones, GLUTEN FREE - PIZZA, PEPPERONI - 6" Round	1 / 24.0 Count	25 Cases	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
32	Pizza: Stromboli & Calzones	Pizza, Stromboli & Calzones, GLUTEN FREE - PIZZA, CHEESE - 6" Round	1 / 24.0 Count	25 Cases	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
33	Poultry & Poultry Substitutes: Chicken	Chicken: bite/chunk, GLUTEN FREE	12 / 5.5 Ounces	25 Cases	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
34	Hot Dogs, Corn Dogs & Wrapped Meats: Corn Dogs	Hot Dogs: chicken, with sticks, GLUTEN FREE	96 / 2.67 Ounces	12 Cases	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
35	Bakery Products: Bread	Bread: sliced, frozen, GLUTEN FREE	1 / 24.0 Count	10 Packages	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
36	Bakery Products: Buns & Rolls	Buns & Rolls: hamburger bun, GLUTEN FREE	1 / 24.0 Count	10 Packages	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
37	Bakery Products: Buns & Rolls	Buns & Rolls: hot dog, GLUTEN FREE	1 / 24.0 Count	10 Packages	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
38	Pasta: Prepared Pasta	Prepared Pasta: macaroni & cheese, GLUTEN FREE	18 / 5.0 Ounces	10 Cases	Mr. Sips (Wald Family Foods)	Approved Equivalent										0			
39	Desserts	Desserts: Frozen Yogurt Strawberry Sorbet Menchies (Or approved equivalent)	96 / 4.0 Ounces	100 Cases	Menchie's Frozen Yogurt	Approved Equivalent										0			
40	Desserts	Desserts: Frozen Yogurt Chocolate Menchies (Or approved equivalent)	96 / 4.0 Ounces	50 Cases	Menchie's Frozen Yogurt	Approved Equivalent										0			
41	Desserts	Desserts: Frozen Yogurt Cookies & Cream Menchies (Or approved equivalent)	96 / 4.0 Ounces	100 Cases	Menchie's Frozen Yogurt	Approved Equivalent										0			
42	Desserts	Desserts: Frozen Yogurt Cake Batter Menchies (Or approved equivalent)	96 / 4.0 Ounces	75 Cases	Menchie's Frozen Yogurt	Approved Equivalent										0			
43	Vegetables: Green Beans	Green Beans: domestic, grade b, Blue Lake variety, Northwest or Midwest, 3-4 sieve, recommended drained weight: 63 oz.; no short cuts or special cuts &#8804;140, 140 mg Sodium 6/W10 can Approved: Delmonte #2004501 Or Approved Equivalent (Sample required)	6 / 10.0 Cans	150 Cases	Del Monte (Del Monte Foods, Inc.) - 2004501	Approved Equivalent										0			



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