



BID 20MCO560

In response refer to BID No. 20MCO560 Addendum 1

April 8, 2020

Gentlemen/Ladies:

There have been changes made to the original publication of this bid. These changes and additions are provided below and on the following pages of this Addendum. The purpose of these changes are to show that this will be a bid, not a RFP (Request for Proposal). Page 8 has been amended, as shown on page 3 of this Addendum. An all new Required Form Company Affidavit can be found on page 5 of this Addendum.

PAGE 1

~~Request for Proposal~~BID, 20MCO560 PAVING RECONSTRUCTION OF NCR 1150 PHASE 2

~~This request for proposal ("RFP") is part of a competitive procurement process which provides qualified vendors with a fair opportunity for their commodities and services to be considered, and to provide information concerning their expertise and experience in providing similar services to other customers. The RFP process provides a competitive negotiation platform, wherein price or cost is not the sole determinative factor. This process, designed to best serve the interests of the County, allows the County the flexibility to negotiate with interested, qualified Vendors (following designation by the Commissioners Court, one at a time) to arrive at a mutually agreeable relationship.~~

QUESTIONS:

If further information is required, please contact the Midland County Purchasing Department. All requests for information must be submitted in writing. Responses to all questions received will be sent to each Contractor/Vendor known to have copies of the bid ~~Request for Proposal~~.

Requests for information may be faxed to 432-688-4914 or e-mailed to pur103@co.midland.tx.us. All questions should be submitted on or before **5:00pm on Friday April 17, 2020**. Questions received after said date and time will not receive a response.

Answers and clarifications which are considered to materially change the solicitation will be issued as written addenda to the original ~~RFP~~ bid and will be posted to the Midland County website at www.co.midland.tx.us. Solution providers are responsible for ensuring all answers to questions are reviewed prior to bid submittal and that all issued added are properly acknowledged with their submitted proposal response. Midland County will not be responsible for any verbal exchange between the vendor and an employee of Midland County.

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~~ADDITIONAL INFORMATION AND DEMONSTRATION, NEGOTIATIONS:~~

~~Prior to award, selected Vendors may be asked to provide further information concerning their proposal, up to and including presentations/demonstrations. The Midland County Commissioners Court reserves the right to reject any and all proposals or waive formalities as deemed in the best interests of Midland County. The County may also enter into discussions and revisions of proposals after submission and before award for the purpose of obtaining the best and final offer, and to accept the proposal deemed most advantageous to Midland County.~~

~~This request for proposal (RFP) is part of a competitive procurement process which is designed to best serve the interests of the County in obtaining complicated commodities and/or services. It also provides interested Contractors with a fair opportunity for their goods and services to be considered. The RFP process is designed to be a competitive negotiation platform, where price is not required to be the sole determinative factor. Also, the County has the flexibility to negotiate with interested vendors (one at a time) to arrive at a mutually agreeable relationship. Negotiations will be arranged with vendors in a hierarchal order, starting with the vendor selected as the primary. If a contract cannot be negotiated, negotiations will, formally and in writing, end with that Vendor and proceed to move to the second vendor, and so forth until a contract is negotiated.~~

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RIGHTS OF THE CONTRACTING AUTHORITY:

Midland County reserves the right to withdraw this [bid RFP](#) at any time and for any reason. Midland County also has the right to terminate its selection process at any time and to reject all responses, or all proposals. Receipt of the proposal materials by Midland County or submission of a proposal to Midland County confers no rights upon the vendor nor obligates Midland County in any manner.

SELECTION CRITERIA:

Price is ~~a primary consideration, however, it is not~~ the only consideration to be used in the selection. The product and/or service to be provided is also of major importance. Midland County will require that the successful vendor provide a representative for all County related business, service, billing, installation, activation and termination of said service.

INVOICES:

Invoices are to be mailed to P.O. Box 421, Midland, Texas 79702 and should cite the applicable Purchase Order Number. Any and all notices or other communications required or permitted by any contract awarded as a result of this [bid RFP](#) shall be served on or given to Midland County, in writing, by personal delivery to the Purchasing Agent of Midland County, Texas, or by deposit with the United States Mail, postage prepaid, registered or certified mail, return receipt requested, addressed to the Midland County Purchasing Agent 500 N. Loraine Suite 1101 Midland, TX 79701, or at such other address as may have been specified by written notice to Vendor.

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PARTIAL INVALIDITY:

In the event any one or more of the provisions contained in this [bid RFP](#) or any contract resulting therefore, for any reason, be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision of this [bid RFP](#) or any contract resulting therefore and this [bid RFP](#) or the contract resulting therefore shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

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FUNDING CONTINGENCY:

Any contract awarded pursuant to this [bid RFP](#) shall be contingent on sufficient funding and authority being made available in each fiscal period by the appropriate officials of Midland County. If sufficient funding or authority is not made available, the contract shall become null and void.

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I hereby certify that I have full authority to bind the company and that I have personally reviewed the information contained in the [bid RFP](#) and this submission, and all attachments and appendices, and do hereby attest to the accuracy of all information contained in this submission, including all attachments and exhibits.

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ESTIMATED COMPLETION TIME:

Please provide an estimate on number of days that the vendor will need to complete this job.
[THIS PROJECT WILL START NO EARLIER THAN JULY 15, 2020.](#)

REFERENCES:

Please provide at least 2 references for commercial projects, preferably any local/state government clients that the vendor has provided a similar type of road work as requested in this [bid RFP](#).

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EVALUATION PROCESS:

The County will award to the bidder that submits a bid which represents the "lowest value". Vendor must complete and return their pricing and number of days using the Bid Items Sheet(s) in PART D of ATTACHMENT A. ~~"best value" to the County. The best value shall not be based solely upon price but the bid which receives the highest cumulative score for each of the evaluation factors delineated herein.~~

CRITERIA:

~~Introduction (Executive Summary): 1 page maximum~~

~~Tab 1 Previous Related Experience: (20 points, maximum)~~

- ~~• Indicate experience with publicly funded facilities of same approximate size and type as the anticipated project.~~
- ~~• Indicate previous experience with Midland County.~~
- ~~• Indicate safety record on previous projects.~~
- ~~• Indicate whether Vendor has had similar contracts terminated prior to completion or whether a bonding company surety has had to pay funds under a bond of the Vendor.~~

~~Tab 2 Identity and Location of Vendor: (5 points, maximum)~~

- ~~• Indicate the exact legal name of Vendor, its type of legal organization, its state of organization, its mailing address, the office/business location of the Vendor from which the Project will be managed; and, address Vendor's availability to the Project and the County and the response time.~~
- ~~• Indicate location of caliche pit and asphalt plant.~~

~~Tab 3 Duration to Complete: (30 points, maximum)~~

- ~~• Indicate the length of time that it will take the Vendor to complete this work.~~

~~Tab 4 References: (Include name, address, and phone number of contact): (5 points, maximum)~~

- ~~• Indicate (2 minimum) general references who can attest to the Vendor's ability, performance, and safety record.~~

~~Tab 5 Cost: (40 points, maximum)~~

- ~~• Indicate the Vendor's proposed price for the paving work as completed on the Proposal Forms (Part D of ATTACHMENT A).~~

**REQUIRED FORM
COMPANY AFFIDAVIT**

The affiant, _____ states with respect to this submission to County:

I (we) hereby certify that if the contract is awarded to our firm that no member or members of the governing body, elected official or officials, employee or employees of said County, or any person representing or purporting to represent the County, or any family member including spouse, parents, or children of said group, has received or has been promised, directly or indirectly, any financial benefit, by way of fee, commission, finder's fee or any other financial benefit on account of the act of awarding and/or executing a contract.

I hereby certify that I have full authority to bind the company and that I have personally reviewed the information contained in the bid and this submission, and all attachments and appendices, and do hereby attest to the accuracy of all information contained in this submission, including all attachments and exhibits.

I acknowledge that any misrepresentation will result in immediate disqualification from any consideration in the submission process.

I further recognize that County reserves the right to make its award for any reason considered advantageous to the County. The company selected may be without respect to price or other factors.

Signature _____ Date _____

Name _____ Phone _____

Title _____

Firm Name _____

Type of business organization (corporation, LLC, partnership, proprietorship)

Address _____

County, State, Zip _____

Notary Seal Below