



## **RFP 2020-SL02**

### **Assessment and Investigation of the Beach and Dune Conditions at South Padre Island**



Statement of Proposals  
must be received before:  
September 11<sup>th</sup>, 2020  
2:00 p.m. Central Time

City of South Padre Island  
ATTN: City Secretary  
4601 Padre Blvd.  
South Padre Island, TX 78597



**City of South Padre Island – City Secretary**

4601 Padre Blvd • South Padre Island, TX 78597 • (956) 761-8109 • Fax (956) 761-3888  
[www.MySPI.org](http://www.MySPI.org)

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## GENERAL

The City of South Padre Island seeks to enter into an agreement with a qualified Individual, Firm or Corporation (Proposer) with substantial and relevant experience and expertise to provide an **Assessment and Investigation of the Beach and Dune Conditions at South Padre Island**.

## DEFINITIONS

The following definitions shall be used to identify terms throughout this Request for Proposals:

**A. AGREEMENT/CONTRACT**

A mutually binding legal document obligating the Firm to furnish the professional services specified within this solicitation and obligating the City to pay for the professional services provided.

**B. PROPOSAL/RESPONSE/OFFER**

A complete, properly signed response to this solicitation that, if accepted, would bind the Respondent to perform the resulting contract.

**C. PROPOSER/RESPONDENT/OFFERER**

The Individual, Firm or Corporation (Proposer) that considers themselves qualified to provide the services specified herein, and are interested in making an offer to provide the services to the City.

**D. CITY**

The City of South Padre Island, located in Cameron County, Texas.

**E. CITY COUNCIL**

The elected officials of the City of South Padre Island, Texas, given the authority to exercise such powers and jurisdiction of all City business as conferred by the City Charter and State Constitution and Laws.

**F. FIRM**

The successful Proposer of this request for proposal.

**G. PURCHASE ORDER**

A purchase order records the financial obligation of the City to pay for services properly received; therefore, a purchase order is also required for all contracts with an expenditure of funds entered into by the City Manager or City Council.

**H. REQUEST FOR PROPOSALS (RFP)**

This Solicitation document issued by the City containing terms, conditions, and Request for Proposals for the services to be procured.

**I. STATEMENT OF PROPOSALS (SOP)**

A Firm's response to this solicitation.

**J. VENDOR/CONTRACTOR**

Person or business enterprise providing professional services to the City as fulfillment of obligations arising from an agreement pursuant to this request for proposals.

## NOTICE TO PROPOSERS

### A. NOTICE

Statement of Proposals are due at **2:00 p.m. on September 11<sup>th</sup>, 2020**, after which time all qualified responses will be opened and acknowledged at 4601 Padre Blvd, South Padre Island, Texas 78597. Proposals received after the specified deadline will be returned unopened.

**Sealed SOPs shall be clearly marked with the RFP number and title and addressed to the City of South Padre Island – City Secretary. Proposals shall be delivered using one of the following:**

<b>Hand-deliver to:</b>	<b>Mail to:</b>	<b>Ship to (FedEx, UPS, DHL):</b>
4601 Padre Blvd	4601 Padre Blvd.	4601 Padre Blvd.
South Padre Island, TX 78597	South Padre Island, TX 78597	South Padre Island, TX 78597

Potential Respondents may receive notice of solicitations from the City of South Padre Island from a variety of channels. Approved methods of dissemination include: City of South Padre Island website or the City of South Padre Island City Secretary. The receipt of solicitations through any other means may result in the receipt of incomplete specifications or addenda which could ultimately render your proposal non-compliant. City of South Padre Island accepts no responsibility for the receipt or notification of solicitations through any other source.

### B. QUESTIONS and INQUIRIES

Questions and inquiries about this Solicitation shall be submitted in writing to the following individual:

**Kristina Boburka**  
**Shoreline Director**  
**kboburka@myspi.org**

The deadline for written questions is **August 25, 2020 at @ 2:00 p.m.** central time. This deadline has been established in order to provide adequate time for City staff to prepare responses to questions from Proposers to the best of their ability.

Proposers shall not attempt to contact City Council members, City staff or Management directly during the pre-proposal or post-proposal period. The City intends to respond to all appropriate questions or concerns; however, the City reserves the right to decline to respond to any question or concern. All material modifications, clarifications or interpretations will be incorporated into an addendum which will be publically posted. All addenda issued prior to the due date and time for responses must be incorporated into the RFP and must be acknowledged in the SOP response. Only written information provided shall be binding. Oral or other interpretations shall not be binding and are held without legal effect.

### C. SCHEDULE OF IMPORTANT DATES

The City will generally comply with the following schedule for the selection process, subject to changes necessary to ensure fairness and to accommodate unanticipated events:

Release RFP			<b>August 13, 2020</b>
Deadline for Questions and Inquiries	2:00 PM	CST	<b>August 25, 2020</b>
Proposals Closing Date and Time	2:00 PM	CST	<b>September 11, 2020</b>
City's Review of SOPs			<b>Sept 14-Sept 18, 2020</b>
Earliest Award by City			<b>October 7, 2020</b>

### D. CERTIFICATION

This Solicitation includes a certification page. Respondent must:

1. Furnish complete name, mailing address, telephone number and email of the individual duly authorized to execute contractual documents on behalf of the Respondent.
2. Furnish name of individual(s), along with respective telephone numbers and email addresses, who will be responsible for answering all questions.
3. Certify that they have not conspired with any other potential Respondents in any manner to attempt to control competitive pricing.
4. Certify that they are duly qualified, capable and otherwise qualified business entity not in receivership or contemplating same, and has not filed bankruptcy.

**E. EXCEPTIONS**

Any deviations from terms, conditions or request for Proposals contained herein must be clearly indicated in the Response to this Solicitation in writing at or before the due date and time. Any deviations or exceptions are subject to review by the City and may deem the Response disqualified or non-responsive. If no exceptions are stated, it will be understood that all general terms and conditions and specific requirements will be complied with, without exception.

**F. DISCLOSURE OF INTERESTED PARTIES**

Contracting hereunder may require compliance with §2252.908 Texas Government Code/Disclosure of Interested Parties for contracts that (1) require an action or vote by the City Council before the contract may be signed; or (2) has a value of at least \$1 million. The law provides that a governmental entity may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties to the governmental entity at the time the business entity submits the signed contract to the governmental entity or state agency.

The process as implemented by the Texas Ethics Commission (“TEC”) is as follows:

1. The disclosure of interested parties must be performed using the [Texas Ethics Commission’s electronic filing application](#) listing each interested party of which the business entity is aware on Form 1295, obtaining a certification of filing number for this form from the TEC, and printing a copy of it to submit to the City.
2. The copy of Form 1295 submitted to the City must contain the unique certification number from the TEC. The form must be filed with the City pursuant to §2252.908 Texas Government Code, “at the time the business entity submits the signed contract” to the City.

The City, in turn, will submit a copy of the disclosure form to the TEC not later than the 30th day after the date the City receives the disclosure of interested parties from the business entity.

The City makes no guarantees or representations that any award will be made and reserves the right to cancel this solicitation for any reason. The City may:

- Reject any and all SOPs received as a result of this RFP.
- Waive or decline to waive any informality and any irregularities in any proposal or responses received.
- Negotiate changes in the Scope of Work or services to be provided.
- Withhold the award of contract(s).
- Select Proposer(s) it deems to be most qualified to fulfill the needs of the City.
- Terminate the RFP process.

## STANDARD TERMS and CONDITIONS

### A. ADDENDA

If it becomes necessary to revise any part of this Solicitation, prior to the due date and time, a written addendum will be provided clarification to all known interested Respondents. The City is not bound by any oral representations, clarifications, or changes made in the Request for Proposals by the City's employees, unless such of change is provided to Respondents in written addendum form from the City.

Addenda will be transmitted to all that are known to have received a copy of the Request for Proposals. However, it shall be the sole responsibility of the Respondent to verify issuance of any addenda and to check all avenues of document availability prior to the opening date and time. Respondent shall provide written acknowledgment of all addenda.

### B. BUSINESS PRACTICES

Minority business enterprises and/or historically underutilized businesses will be afforded full opportunity to submit proposals in response to this invitation and will not be discriminated against on the grounds of race, color, creed, sex, or national origin in consideration for an award.

### C. COLLUSION

Advanced disclosures of any information to any particular Respondent which gives that particular Respondent any advantage over any other interested Respondent in advance of the due date, whether in response to advertising or an informal request for proposals, made or permitted by a member of the governing body or an employee or representative thereof, will cause to void all responses to that particular solicitation or request.

### D. COMMUNICATION

To insure the proper and fair evaluation of this proposal, the City prohibits ex parte communication (e.g., unsolicited) initiated by the Respondent to the City Official or Employee evaluating or considering the Responses prior to the time an award has been made. Communication between Respondents and the City will be initiated by the appropriate City Official or Employee in order to obtain information or clarification needed to develop a proper and accurate evaluation of the Statement(s) of Proposals<sup>1</sup>. Ex parte communication may be grounds for disqualifying the offending Respondent from consideration or award, or any future Solicitation.

Unless otherwise specified, all requests for clarification or questions regarding a Solicitation must be directed as provided herein.

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<sup>1</sup>

**M. DISCLOSURE**

At the due date and time there will be no disclosure of contents of any Proposal to competing Proposers, and all Proposals will be kept confidential during the negotiation process. Except for trade secrets and confidential information which the Firm identifies as proprietary, all Proposals will be open for public inspection after the contract award.

**N. DISCLOSURE OF PENDING LITIGATION:**

Each Respondent shall include in its proposal a complete disclosure of any material civil or criminal litigation or pending investigation which involves the Respondent or in which the Respondent has been judged guilty.

**O. PROHIBITED FIRMS**

The City of South Padre Island prohibits conducting business with Firms under the following conditions:

1. Respondents who have failed to comply with their state contracts and have been debarred from doing business with the State of Texas.

**P. PUBLIC INFORMATION**

All Responses are subject to release as public information unless the Response or specific parts of the Response can be shown to be exempt from the Texas Public Information Act. Respondents are advised to consult with their legal counsel regarding disclosure issues and take the appropriate precautions to safeguard trade secrets or any other proprietary information. The City assumes no obligation or responsibility for asserting legal arguments on behalf of potential Respondents.

If a Respondent believes that a Response or parts of a Response are confidential, then the Respondent shall so specify. The Respondent shall stamp in bold red letters the term "**CONFIDENTIAL**" on that part of the Response, which the Respondent believes to be confidential. Vague and general claims as to confidentiality shall not be accepted. All Responses and parts of Responses that are not marked as confidential will be automatically considered public information.

**Q. REIMBURSEMENTS**

There is no expressed or implied obligation for the City of South Padre Island to reimburse responding Firms for any expenses incurred in preparing SOPs in response to this Request for Qualification and the City will not reimburse responding Firms for these expenses, nor will the City pay any subsequent costs associated with the provision of additional information or presentation, or to procure a contract for these goods or services.

**R. REPRESENTATIONS and RESPONSIBILITIES**

By submitting a SOP in response to this RFP, Proposer represents that it has carefully read and understands all elements of this RFP; has familiarized itself with all federal, state, and local laws, ordinances, and rules and regulations that in any manner may affect the cost, progress, or performance of the work; and has full knowledge of the scope, nature, quality and quantity of services to be performed.

The failure or omission of Proposer to receive or examine any form, instrument, addendum, or other documents or to acquaint itself with existing conditions or other details shall in no way relieve any Proposer from any obligations with respect to its proposal or to the contract.

**S. RESERVATIONS**

The City reserves the right to request clarification or additional information specific to any response after all Responses have been received and the solicitation due date has passed. Additionally, the City

reserves the right to accept or reject all or part of any Response, waive any formalities or technical inconsistencies, delete any portion of the Scope of Work, or terminate the Solicitation when deemed to be in City's best interest.

**T. RESPONSES BECOME PROPERTY OF THE CITY**

Submissions received in response to this Request for Qualification become the sole property of the City.

**U. RIGHT TO ASSURANCES**

In the event the City, in good faith, has reason to question the intent of the Firm to perform, the City may demand written assurances of the intent to perform. In the event no written assurance is given within the time specified, the City may treat this failure as an anticipatory repudiation of the Agreement.

**V. WITHDRAWAL**

Respondents may request withdrawal of a sealed Statement of Proposals prior to the scheduled opening time, provided the request for withdrawal is submitted to the City in writing.

## BACKGROUND

The beach and dune system of South Padre Island (SPI) provides vital storm protection and supports the economic wellbeing of the island. A 1993 study of SPI's beach and dune system provided recommendations on how to best manage the shoreline. At the time of the study, dunes and vegetation were scarce on the island. Since implementing study recommendations via a city ordinance on dune maintenance, dunes are required to be maintained at a height of 10-12 feet. SPI's dune system has vastly improved and the island almost has a complete dune system.

This project is funded (in part) by a Texas Coastal Management Program Grant approved by the Texas Land Commissioner pursuant to National Oceanic and Atmospheric Administration award No. NA19NOS4190106. The percentage of total costs of the project or program that will be financed with federal money is 60%. The dollar amount of federal funds for the project or program is \$90,000. The percentage and dollar amount of the total costs of the project or program that will be financed by nongovernmental sources is 40% and \$60,000, respectively.

## SCOPE OF WORK

- A.** The City is seeking a qualified organization for all associated tasks in regard to the assessment and investigation of the beach and dune conditions at South Padre Island. This includes, but is not limited to, surveying, design/engineering for the project, and creating a maintenance plan for future work. Permitting coordination between a varieties of federal agencies may also be required. The selected consultant will be expected to develop a phased approach for this project. Professional services are being requested to complete the data collection and design renderings with all specifications finalized so that best beach management may occur.



- B. The City is also interested in which beach types provide SPI with the best protection possible. This will lead to an updated SPI's Chapter 22 in the Code of Ordinance so implementation may begin. The selected agency will need to look into the feasibility of this and what will need to be done to move forward. This can be achieved by multiple surveying techniques for topography, beach profiling, dune width/height requirements, etc.

## SUBMISSION REQUIREMENTS

The City will not accept oral proposals or proposals received by telephone or FAX machine. Proposals must be prepared simply and economically, providing a straightforward, concise description of Proposer's ability to meet all requirements and specifications of this RFP. Emphasis should be focused on completeness, clarity of content and responsiveness to all requirements of this RFP.

The SOP must be submitted in hard copy. Proposer shall submit 1 original and 4 copies of the entire proposal, plus 1 digital copy (on CD, DVD or thumb drive).

The City of South Padre Island requires comprehensive responses to every section within this RFP. To facilitate the review of the responses, Respondents shall follow the described format. The intent of the proposal format is to expedite review and evaluation. It is not the intent to constrain Respondents with regard to content, but to assure that the specific requirements set forth in this RFP are addressed in a uniform manner amenable to review.

**Any SOP that does not meet all of the minimum requirements contained herein will be considered non-responsive and will not be evaluated. These minimum requirements are considered pass or fail criteria and includes:**

- 1. SOP must be received by the due date and time;**
- 2. Certification must be signed and returned with SOP; including acknowledgement of any addenda issued.**

SOP's that pass the minimum requirements listed above will be evaluated, rated, and ranked, in accordance with the criteria provided below. The City may request additional information, site visits, interviews, or presentations from the Firm as part of the evaluation process.

The proposal format shall be clearly identified in the responses and conform to the criteria as outlined in "A" through "I" of each the criteria listed below.

**A. Firm Introduction (5 points)**

Briefly introduce your firm, providing a summary of the administration, organization and staffing of your firm, including multiple offices, if applicable. Provide an organizational chart indicating the positions and names of the core management team which will undertake this engagement.

**B. Demonstrate the competence and Qualifications of the individual who will be directly responsible for the management and delivery of the proposed work (15 points)**

The City is interested in the individual's experience as a project manager on projects similar to that described in the solicitation. Only one individual should be designated and must be a licensed architect, engineer, or surveyor in the State of Texas at the time of submission and must be employed by the Firm and not by a sub-consultant. Demonstrate project management experience, technical competency, Proposal and compliance with legal requirements.

- (a) documented specialized design expertise demonstrating such specialized capabilities pertinent to similar work experience as described in the solicitation by the individual;
- (b) descriptions and examples of specific projects or studies of a similar nature by the individual as described in the solicitation and their role in the work.
- (c) educational background;
- (d) license status, to include Texas registration number and expiration date of architect, engineer, or surveyor assuming professional responsibility on the project or study;
- (e) formal project management training and any certifications or accreditations offered by the Project Management Institute;
- (f) technical publications including books, papers or presentations.

**C. Demonstrate the technical adequacy of the personnel and sub-consultants to be utilized for the proposed work (15 points)**

The City is interested in the technical qualifications and experience of the individual project team members of the Firm or sub-consultant firms who will actually be performing work on the project or study described in the solicitation. Demonstrate technical competency, qualifications and compliance with legal requirements.

- (a) documented specialized design expertise demonstrating such specialized capabilities pertinent to similar work experience as described in the solicitation by the individuals;
- (b) descriptions and examples of specific projects or studies of a similar nature by the individuals as described in the solicitation and their role in the work;
- (c) educational background;
- (d) license status, to include Texas registration number and expiration date of architects, engineers, or surveyors performing work and supervising subordinates in the production of design or study efforts;
- (e) technical publications including books, papers or presentations.

**D. Demonstrate the experience of the Firm based upon previous work similar to that of the type considered (20 points)**

The City is interested in the Firm's history with similar projects or studies as described in the solicitation. **List no more than five projects or studies meeting these criteria which have been completed within the last five years.** Include the project or study description, name of the team leader, description of the Firm's role, cost of the project or study, year of the work, and name and phone number of the agency contact who can respond to questions about the work.

- (a) applicability of projects or studies similar in nature as described in the solicitation;
- (b) role of firm with the project or study.

**E. Demonstrate the success of the Firm based upon the record of performance on other projects (both City of South Padre Island projects and projects for other entities) (15 points)**

The City is interested in the Firm's success and performance record related to projects or studies for the City of South Padre Island or other entities. List no more than five projects total. Projects other than those listed in Consideration Item (D) may be submitted which are not necessarily similar in nature to those described in the solicitation. For other projects or studies to be considered, include the project or study description, name of the team leader, and description of the Firm's role.

- (a) number of change orders;
- (b) examples of innovative solutions that resulted in a cost savings during construction and/or operation;
- (c) responsiveness during construction and commitment to continued involvement throughout the life of the project.

**F. Demonstrate the Firm's history of accuracy of cost estimates and ability to perform within budget constraints (5 points)**

The City is interested in the accuracy and dependability of projected cost estimates and the ability of the Firm to be sensitive and responsive to project or study budget constraints. List project budgets, pre-bid cost estimates and bid ranges from low to high bid for projects listed in Consideration Item (D) or Consideration Item (E). Also provide a summary of the measures taken by the Firm to ensure the project was realized within the project budget.

**G. Workload Capacity And History Of Performing Work Within A Specified Schedule (5 points)**

The City is interested in the ability of the Firm to dedicate the necessary resources to the work described in the Scope of Work. City reserves the right to visit the location of the Firm to verify the capabilities and resources. Include projects listed in Consideration Item (D) or Consideration Item (E) to demonstrate the firm's ability to deliver projects within a specified schedule.

- (a) capabilities of the proposed project team and approach for handling multiple projects simultaneously at various stages of development;
- (b) demonstrate the Firm's ability to deliver projects within a specified schedule;
- (c) contingency plan and ability of the Firm to sustain a loss of a key team member without compromising project quality, schedule or budget considerations.

**H. Proposed Approach for the Design Project or Study (20 points)**

The City is interested in the team's organizational structure and work plan for accomplishing the work as described in the Scope of Work.

- (a) organization and structure of the project team including percentage of work proposed to be done by sub-consultants;
- (b) work plan indicating detailed approach for accomplishment of project, identified options, and proposed solutions;
- (c) approach to project management;
- (d) proposed project schedule should be supplied identifying the beginning and ending of each phase of the work proposed for this project.

**I. COMMENTS/CHANGE REQUESTS to STANDARD FORM of AGREEMENT**

A copy of the City's Standard Form of Agreement is attached to the RFP. Please provide any comments or change requests to the Agreement with the proposal submittal. Failure to submit requested changes will affirm that the Firm willing to execute the Agreement without modification.

## EVALUATION and SELECTION PROCESS

The City has attempted to provide a comprehensive Request for Proposals through this solicitation for the work contemplated. Written proposals must present Proposer's qualifications and understanding of the work to be performed. Respondents are asked to address each evaluation criteria and to be specific in presenting their Proposals. Proposals must be as thorough and detailed as possible so that the City may properly evaluate capabilities to provide the requested services.

The City will first select the most highly qualified provider for the services on the basis of demonstrated competence and Qualifications; and then attempt to negotiate with that provider a contract at a fair and reasonable price. If a satisfactory contract cannot be negotiated with the most highly qualified provider for the services, the City will formally end negotiations with that provider; select the next most highly

qualified provider; and attempt to negotiate a contract with that provider at a fair and reasonable price. The City will continue this process to select and negotiate with providers until a contract is entered into.

The City has established specific, weighted criteria for selection. This section presents the evaluation criteria, description, and relative weight assigned to each (100 points maximum). The City will evaluate each Proposer's responses to the requirements contained in this RFP.

#### **Clarity and Quality of Proposal**

#### **Pass/Fail**

Firms must provide comprehensive responses to every section within this RFP in the described format. It is not the intent of the City to constrain Firms with regard to content, but to assure that the specific requirements set forth in this RFP are addressed in a uniform manner amenable to review and evaluation. Failure to do so may result in your Proposal being disqualified from further review and consideration.

- |                       |  |
|-----------------------|--|
| <b>A. (5 points)</b>  | <b>Firm Introduction</b>   |
| <b>B. (15 points)</b> | <b>Demonstrated competence and Qualifications of the individual who will be directly responsible for the management and delivery of the proposed work.</b>                 |
| <b>C. (15 points)</b> | <b>Demonstrated technical adequacy of the personnel and sub-consultants to be utilized for the proposed work.</b>  |
| <b>D. (20 points)</b> | <b>Demonstrated experience of the Firm based upon previous work similar to that of the type considered.</b>  |
| <b>E. (15 points)</b> | <b>Demonstrated success of the Firm based upon the record of performance on other projects (both City of South Padre Island projects and projects for other entities).</b> |
| <b>F. (5 points)</b>  | <b>Demonstrated Firm's history of accuracy of cost estimates and ability to perform within budget constraints.</b>   |
| <b>G. (5 points)</b>  | <b>Workload Capacity And History Of Performing Work Within A Specified Schedule</b>  |
| <b>H. (20 points)</b> | <b>Proposed Approach For The Design Project Or Study</b>   |

**100 POINTS**

**TOTAL POINTS AVAILABLE**

By submission of a proposal, Proposer acknowledges acceptance of the evaluation process, the evaluation criteria, scope of work, approach and methodology, and all other terms and conditions set forth in this RFP. Further, Firms acknowledge that subjective judgements must be made by the City during this process.

## FUNDING PUBLICATIONS REQUIREMENTS

### PUBLICATION

#### A. REPORTING

If Subrecipient or its employee(s) use NOAA financial assistance to publish reports and other materials completed as a result of this request, Subrecipient shall ensure that the paper bears the following statement, as well as the NOAA and CMP logos on the front cover or title page of such document and other materials: "A publication (or report) funded by a Texas Coastal Management Program Grant approved by the Texas Land Commissioner pursuant to National Oceanic and Atmospheric Administration Award No. NA19NOS4190106."

#### B. PAPER PUBLICATIONS

If Subrecipient or its employee(s) use NOAA financial assistance to publish a paper based in whole or in part on the work funded by this request, Subrecipient shall ensure that the paper bears the following statement, as well as the NOAA and CMP logos on the front cover or title page of the paper: "This paper is funded ("in part" if appropriate) by a Grant/Cooperative Agreement from the National Oceanic and Atmospheric Administration. The views expressed herein are those of the author(s) and do not necessarily reflect the views of NOAA or any of its sub-agencies."

#### C. SIGNAGE

If Subrecipient or its employee(s) use NOAA financial assistance to produce signage, Subrecipient shall ensure that all signage bears the following statement, as well as the NOAA and CMP logos: "This project is funded ("in part" if appropriate) by a Texas Coastal Management Program Grant approved by the Texas Land Commissioner pursuant to National Oceanic and Atmospheric Administration award No. NA19NOS4190106."

#### D. PRESS RELEASE/PUBLIC STATEMENTS

When issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with federal funds, including, but not limited to, state and local governments and recipients of federal research grants, Subrecipient shall clearly state (i) the percentage of the total costs of the project or program which will be financed with federal money; (ii) the dollar amount of federal funds for the project or program; and (iii) percentage and dollar amount of the total costs of the project or program that will be financed by nongovernmental sources. All documents and materials must contain the NOAA and CMP logos on the front or title page.

## CERTIFICATION and ACKNOWLEDGMENT

The undersigned affirms that they are duly authorized to submit this Proposal, that this Proposal has not been prepared in collusion with any other Respondent, and that the contents of this Proposal have not been communicated to any other Respondent prior to the official opening. To the extent this Contract is considered a Contract for goods or services subject to § 2270.002 Texas Government Code, Respondent certifies that it: i) does not boycott Israel; and ii) will not boycott Israel during the term of the Agreement.

Signed By: \_\_\_\_\_ Title: \_\_\_\_\_

Typed Name: \_\_\_\_\_ Company Name: \_\_\_\_\_

Phone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Email: \_\_\_\_\_

Bid Address: \_\_\_\_\_  
P.O. Box or Street City State Zip

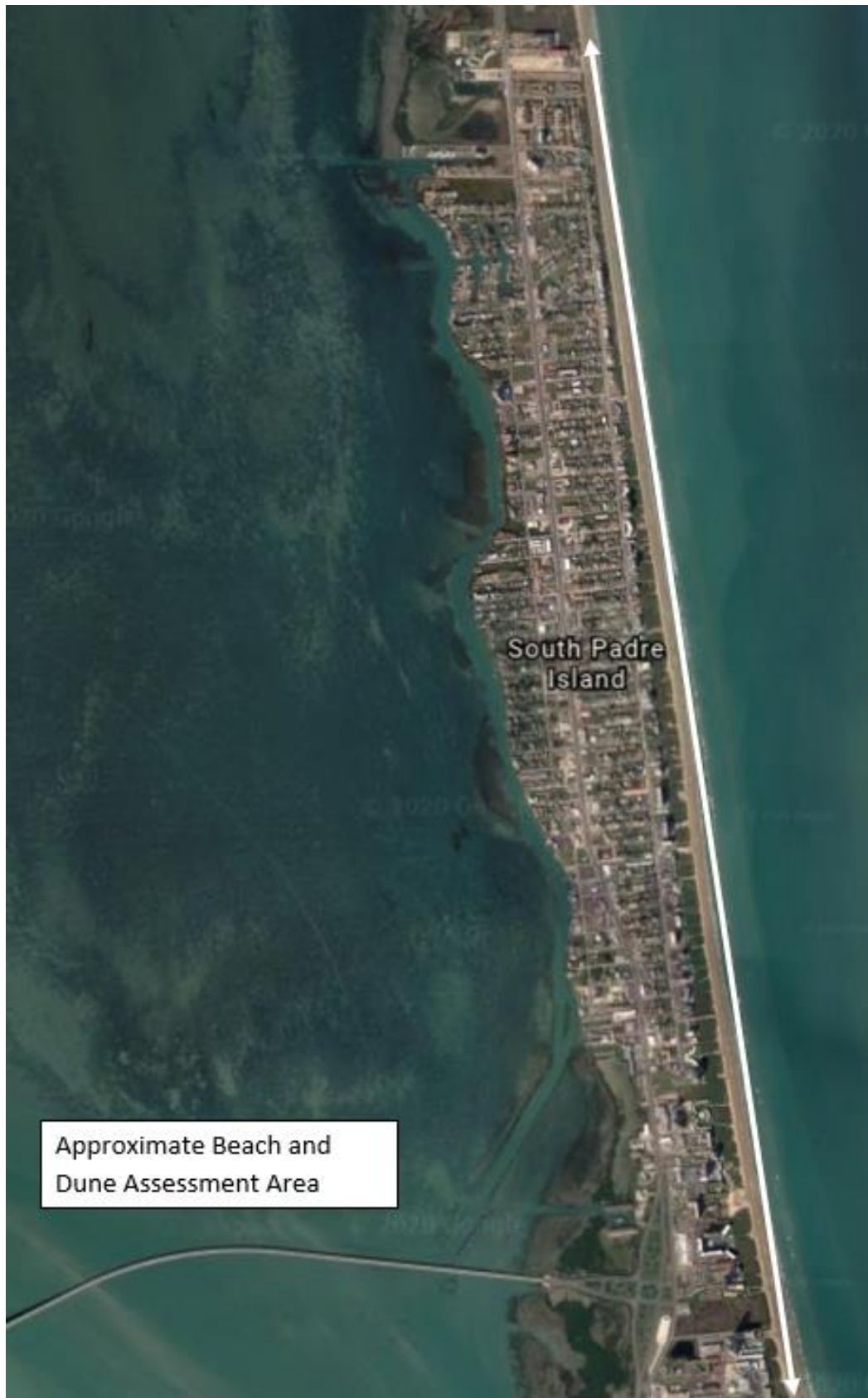
Order Address: \_\_\_\_\_  
P.O. Box or Street City State Zip

Remit Address: \_\_\_\_\_  
P.O. Box or Street City State Zip

Federal Tax ID No.: \_\_\_\_\_

DUNS No.: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT A**  
**STANDARD FORM OF AGREEMENT**