



Legal Notice

Request for Proposal

City of Spartanburg
P.O. Box 5107
145 W. Broad Street
Spartanburg, SC. 29304
Email:
cwright@cityofspartanburg.org

RFP# 1617-02-28-01

Police Department two (2) police motorcycles

NOTICE IS HEREBY GIVEN that the City of Spartanburg Police Department is looking for vendors to propose two (2) police motorcycles. The motorcycles shall be or equal to a model BMW model police motorcycle. The department is interested in the BMW R1200 RT-P (or equal) Motorcycle equipped with an ABS braking system.

The vendor should include South Carolina sales tax, all shipping and handling fees, labor costs, and any additional fees.

The City of Spartanburg, hereby, notifies all proposers that it will affirmatively ensure that all disadvantaged and women's business enterprises will be afforded full opportunity to submit proposals in response to this invitation and will not be discriminated against on the grounds of gender, race, color, or national origin in consideration for an award. Each proposer shall attest that they engaged in good faith efforts in an endeavor to achieve the City's M/WBE goal of 10%.

The City of Spartanburg reserves the right to reject any and all Bids or to waive any informality in the bidding. Bids may be held by the City of Spartanburg for a period not to exceed sixty (60) days from the date of the opening of Bids for the purpose of reviewing the Bids and investigating the qualifications of Bidder(s), prior to awarding of the Contract.

Sealed Proposals must be delivered to the Office of Procurement, Office address below, or mailed to the mailing address below. **Facsimile and other electronic forms of proposal will not be accepted.** All sealed proposals must be received by: **300 PM, EST, February 28, 2017** and then will be publicly opened. Sealed Proposals are subject to the conditions and all provisions set forth herein and attached.

Complete proposal package also available at <http://www.cityofspartanburg.org/bid-opportunities>

Proposals can be hand delivered or mailed to the following address:

City of Spartanburg
P.O. Box 5107
145 W. Broad Street
Spartanburg, SC. 29304
RFP# 1617-02-28-01
Two (2) police motorcycles

Firm's name and address should appear on the envelope.

Deadline Enforced

Proposals or withdrawal requests, received by the Procurement Division after the time and date set for receipt of Proposals, are late and WILL NOT be accepted. Late Proposals are void and will be returned unopened to the Proposer, regardless of when they were mailed or delivered. It is the Proposer's responsibility to ensure timely receipt by the Purchasing Department of a Proposal.

Proposal Submittal Documents Checklist:

Items must be provided, in the order listed, as a Proposal package, or Proposal may be disqualified. Proposal shall not exceed, with requested options, 50 pages. Provide one original and three copies of ALL submittal documents, all unbound, no tabs.

All Eight (12) Proposal submittal documents must be included with the Proposal, or Proposal may be disqualified.

Exhibits

Cover Sheet give bidder license information.....	Exhibit A
Bonding Information * showing the surety seal imprint.....	Exhibit B
Authority to execute a contract.....	Exhibit C
Conflict of Interest Disclosure.....	Exhibit D
Drug Free Workplace Act Statement	Exhibit E
Bidder's Price page.....	Exhibit F
Affidavit of NON-Collusion.....	Exhibit G
Disadvantage Business Enterprise Good Faith Efforts.....	Exhibit H.1, H.2
Debarment statement	Exhibit I

Attachments

Specification	Attachment 1
Instruction to Proposers	Attachment 2
Evaluation / Award Criteria	Attachment 3

(Exhibit A)

Request for Proposal for

RFP# 1617-02-14-01

Police Department's two (2) police motorcycles

Bidder Name

RFP# 1617-02-28-01

Dealer's License No

The City of Spartanburg Police Department is looking to purchase two (2), BMW model police motorcycles. The department is interested in the BMW R1200 RT-P (or equal) Motorcycle equipped with an ABS braking system. The City of Spartanburg will investigate all vendors that can meet or exceed the below specifications and performances. Both (2) motorcycles should have identical equipment and graphic scheme.

The vendor should include South Carolina sales tax, all shipping and handling fees, labor costs, and any additional fees.

The undersigned, as bidder, hereby declares that the only person, interested in this bid as principals(s) is, or are, named herein, and that no other person has any interest in the bid or the contract to be entered into; that his bid is made without connection with any person, company or parties making a bid; and that it is an all respects fair and in good faith without collusion or fraud.

The bidder further declares that he has examined the specification; that he was/she examined the contract documents relative thereto.

In case of error in extension, the unit price shall govern rather than the amount. For lump sum items, the individual amounts shall govern the total of the bid in case of discrepancy.

Term of Proposal: Any Proposal submitted as a result of this Request for Proposal (RFP) shall be binding on the Proposer for sixty (60) calendar days following the specified opening date. Any Proposal for which the proposer specifies a shorter acceptance period may be rejected. At the end of the sixty (60) calendar day period, Proposals may be withdrawn by submitting a written request to the Procurement Manager. The written request to withdraw the proposal must be received, regardless of when it was mailed, by the Procurement Manager within five (5) calendar days after expiration of the sixty (60) calendar day period, or the proposal shall remain in effect until an award is made or the RFP is cancelled.

Every effort has been made to ensure that all information needed is included in this document. If the proposer finds that they cannot complete its response without additional information, it may submit written questions or requests for clarification to the City of Spartanburg Procurement Division Manager by email to cwright@cityofspartanburg.org. Written questions shall be submitted at least five (5) calendar days prior to proposal's submission date. Questions submitted after this date will be rejected as not timely. Where the proposer fails to seek clarification, the City's interpretation shall control. The proposer agrees it will not make any claim for, or have right to withdraw its proposal because of any misunderstanding or lack of information. Proposals are not to have any exclusion. Exclusions will come from City in the form of an addendum. Any proposals received with exclusions will not be accepted.

Questions regarding bid procedures or Technical questions should be directed to Carl Wright, Procurement and Property Manager at cwright@cityofspartanburg.org.

A Proposal received by City is considered a public document under provisions of the South Carolina Freedom of Information Act (FOIA) unless it contains information that may clearly be considered accepted and excluded from disclosure according to State statute. Offeror(s) shall visibly mark as “Confidential” each part of their proposals which they consider proprietary information that could be exempt from disclosure under Section 30-4-40, Code of Laws of South Carolina – the Freedom of Information Act (FOIA). The “Confidential” mark should be in bold font of at least 12-point type, in the upper right hand corner of each page. If any part is designated as “Confidential,” there must be attached to that part an explanation of how the information fits within one or more categories listed in Section 30-4-40. The City of Spartanburg reserves the right to determine whether this may be brought against the City of Spartanburg or its agent for its determination in this regard. **MARKING YOUR ENTIRE PROPOSAL CONFIDENTIAL/PROPRIETARY IS NOT IN CONFORMANCE WITH THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT ABSENT EXPLANATION PROVIDING AN EXEMPTION UNDER SECTION 30-4-40.**

Procurement policy: This solicitation is subject to the provisions of the City of Spartanburg Procurement policy and any revisions thereto. A copy of the Purchasing Policy may be obtained from the City’s webpage (www.cityofspartanburgCity of Spartanburg .org) or from the Procurement Division (864) 596-2790. City of Spartanburg reserves the right to negotiate and contract with any individual firm deemed suitable to provide the services required.

Applicable Laws and Compliance: This RFP and any proposal submitted in response thereto shall be governed in all respects by the laws of the State of South Carolina. The Proposer shall comply with applicable Federal, State, and local laws and regulations. By submitting this Proposal, the Proposer certifies it is currently and will remain in compliance with:

- The Federal Civil Rights Act of 1964, as amended;
- The Federal Immigration Reform and Control Act of 1986;
- The Americans with Disabilities Act

Public Record: Upon award, or Protest, copies of the Proposals will be made available for public inspection, under the supervision of City of Spartanburg Procurement staff, from 9:00 a.m. until 4:00 p.m., Monday through Friday, at 145 West Broad Street Spartanburg, South Carolina

Debarment Status: By submitting a Proposal, Proposers assert that they are not currently debarred from proposing on contracts by any agency of the State of South Carolina, the federal government nor are they an agency of any person or entity currently debarred from submitting Proposals on contracts by an agency of the State of South Carolina or any federal agencies.

Proposer Responsibility: The Proposer must assume that any purchase, responsibility, insurance, and action or activity which is necessary for the satisfactory operation of the services requested in this RFP, but which is not specifically designated as a Spartanburg City of Spartanburg responsibility, is a responsibility of the Proposer’s operation, and the Proposer must include these in the response to this RFP.

Service Providers: When applicable, list up to three independent firms, within 300 miles of the City of Spartanburg that can provide service work to the Proposer’s system. Provide names and direct telephone numbers.

Disclosure of Conflicts of Interest or Unfair Competitive Advantage: Proposer warrants and represent that Proposal identifies and explains any unfair competitive advantage Proposer may have in competing for the proposed contract and any actual or potential conflicts of interest that

may arise from participation in this competition or receipt of an award. The two underlying principles are (a) preventing the existence of conflicting roles that might bias a contractor's judgment, and (b) preventing an unfair competitive advantage. If Proposer has an unfair competitive advantage or a conflict of interest, the City of Spartanburg may withhold award. Before withholding award on these grounds, a Proposer will be notified of the concerns and provided a reasonable opportunity to respond. Efforts to avoid or mitigate such concerns, including restrictions on future activities, may be considered.

Award: Evaluations: **City of Spartanburg** will conduct evaluations of the proposals.

Award Criteria:

City of Spartanburg shall evaluate each of the Proposals using the criteria set forth in **the specifications** attached hereto. The City reserves the right to request Proposers to appear for an additional presentation followed by a question and answer period, in order to further evaluate qualifications. The additional presentations, if any, will also be scored and combined with prior scoring to determine the successful Proposer. The City of Spartanburg is not obligated to accept the lowest cost proposal. The award of the contract, if awarded, will be made to the Proposer providing the most responsive, responsible proposal that provides the best overall value and service. The award, if awarded, will take into consideration several factors, including the soundness and flexibility of the proposal, functional capability, quality of performance, quality of service, ability to provide support, overall cost, the Proposer's experience and the Proposer's references. At the City's discretion, one or more firms may be engaged for this work.

CITY OF SPARTANBURG RESERVES THE RIGHT TO ACCEPT OR REJECT ANY OR ALL PROPOSALS OR PARTS THEREOF, TO GIVE THE PROPOSER THE OPPORTUNITY TO CURE ANY DEFICIENCY RESULTING FROM A MINOR INFORMALITY OR IRREGULARITY IN A PROPOSAL OR WAIVE ANY DEFICIENCY, AS SET FORTH IN THE CITY OF SPARTANBURG PROCUREMENT POLICY.

Notice of Intent to Award:

If awarded, the Notice of Intent to Award shall be e-mailed to all Proposers once a decision to award is made. This Notice of Intent to Award shall begin the time to protest the decision to award in accordance with City of Spartanburg protest provision.

Notice of Award:

If awarded, the Notice of Award shall be e-mailed and or posted to all proposers once a decision to award is made.

Purchaser Order: A **purchase order** (PO) is the official offer issued by a City of Spartanburg to the seller, indicating types, quantities, and agreed prices for products or services. It is used to control the **purchasing** of products and services from external suppliers. A PO will be issued to the winning proposal

I certify that the above information was read and understood

Name of Authorized Official

Title of Authorized Official

Date

Attachment 1
Specifications
Two Police Motorcycles
RFP# 1617-02-28-01

The City of Spartanburg Police Department is looking to purchase two (2), BMW model police motorcycles. The department is interested in the BMW R1200 RT-P Motorcycle equipped with an ABS braking system. The City of Spartanburg will investigate all vendors that can meet or exceed the below specifications and performances. Both (2) motorcycles should have identical equipment and graphic scheme.

The vendor should include South Carolina sales tax, all shipping and handling fees, labor costs, and any additional fees.

BMW R1200 RT-P – ABS Police Motorcycle (or equivalent motorcycle)

1. Black in color motorcycle
2. Traction control
3. Heated Grips with Hi/Lo settings
4. Aluminum Rear Equipment/ Radio Trunk with Multilevel Compartments for easy access and service or equivalent
5. Solo Saddle
6. Front Body with Rear Saddle Bag Protection Bars – Black Powder Coat
7. Siren and Lighting Package
8. Emergency Lighting Control Module and accessories
9. Three (3) tone Scrolling 100 Watt Siren System
10. Dual Linked 28 Amp Auxiliary Battery System with 12 Fused Police Only Circuits
11. Light Cut Out Switch
12. Rear Only Emergency Flasher Switch
13. Front and Rear Emergency Flasher System
14. Handle Bar Risers
15. Standard 10 Head Blue LED Lighting Package, includes the following:
 - a. Dash mounted operator-visible indicator lights to indicate when front and rear emergency lights are turned on.
 - b. Front pursuit lights:
 - i. Left side front LEDs; one facing forward, one at 45 degrees, and one at 90 degrees
 - ii. Right side front LEDs; one facing forward, one at 45 degrees, and one at 90 degrees
 - c. Rear Warning Lights:
 - ii. Two left rear facing LEDs
 - iii. Two right rear facing LEDs
 - d. Blue LED License Plate ID Lights
 - e. Front LED Emergency Light Modules

Emergency lights should illuminate the motorcycle when standing or traveling on roadways. Blue lights in conjunction with emergency lights should properly identify the motorcycle as a law enforcement vehicle.

Additional options added to the BMW R1200 RT-P or equivalent motorcycle.

1. Deluxe wiring harness with LCM upgrade with 32 programmable flash patterns
2. Rear side trunk mounted emergency LEDs
3. Rear LED side turn signals
4. LED Auxiliary headlight and accessories
5. LED take down lights with adjustable dimmer and mounts
6. External LED brake/taillight and mount
7. Rear external LEDs with mount and harness

8. Kustom – Golden Eagle II Dual KA Band Motorcycle radar, or equivalent, moving radar system
9. PA Function (if compatible)
10. Rear 12V power accessory sockets with waterproof DIN plug receptacle
11. BMW Motorrad Battery Charger or equivalent
12. Optional low seat exchange at no charge if needed
13. Throttle lock
14. Internal head lamp emergency LEDs (2)
15. Setcom motor and wireless helmet kit compatible with portable Motorola radio model PR860
16. Brother Pocketjet 7 Printer and mounting hardware or equivalent. Printer should be installed inside saddlebag.
17. Motorcycle must have power supply in both saddlebags for charging laptop and printer utilization.

Department Graphic Design

1. Vendor should provide multiple sample police graphic schemes for motorcycle. Agency will select and approve graphic scheme for vendor to install on motorcycle.

Motorcycle Delivery

1. Both motorcycles should be completed with all installed equipment and identification graphics before June 30, 2017.
2. Both motorcycles should be delivered within a thirty (30) mile radius of the City of Spartanburg before June 30, 2017. The first choice of delivery would be 145 West Broad Street, Spartanburg, S.C. 29306.
3. Motorcycles should be “turn-key” upon delivery. Agency should have little setup or maintenance to motorcycle at delivery time.
4. All shipping and handling fees should be included within submitted bid.
5. All invoices and documentation must be received before June 30, 2017.

Attachment 2

INSTRUCTIONS TO PROPOSERS

1. Enter Proposer's name on any specifications or descriptive papers submitted with this Proposal.
2. Show trade name or brand of any article included in the specifications.
3. When required, furnish samples, free of expense, prior to the Proposal opening. Label each sample with Proposer's name and the item number. Should you wish samples returned, at your expense, when not destroyed in tests, please indicate such in writing at the time of submission of the sample.
4. Proposals must be submitted on this form. Proposals made otherwise will be subject to **rejection**.
5. Lump sum proposal price must include the amount of **ALL FEES** charged by Proposer. Proposals that do not include all fees may be **rejected**.
6. Lump sum proposal price must include the amount of **ALL TAXES**, including any South Carolina state sales tax. Proposals which do not include all taxes may be **rejected**.
7. Lump sum proposal price must include **ALL COSTS OF TRANSPORTATION AND DELIVERY** to the required destination. Proposals which do not include all costs of transportation and delivery will be **rejected**.
8. This Proposal is subject to the **City of Spartanburg** Procurement policy and the attached City contract.
9. If someone other than an officer of the corporation/company will be signing the contract, a corporate/company resolution **MUST** be attached to the proposal authorizing the individual to sign. Proposals that do not include a corporate/company resolution, when required, will be subject to **rejection**.
10. This RFP provides basic information regarding the **City of Spartanburg** requirements. Items that are not specifically requested in this RFP, but are necessary to provide the goods/services requested, must be included in the **Lump Sum Proposal Price**.

Authority to execute a contract

A RESOLUTION

FOR THE PURPOSE OF AUTHORIZING _____ TO EXECUTE AN CONTRACT WITH SPARTANBURG CITY

WHEREAS, _____ will or has submitted a bid/proposal to Spartanburg City of Spartanburg for the purpose of providing goods or services; and

WHEREAS, _____ may be or has been awarded a contract to provide good or services to Spartanburg City of Spartanburg ; and

WHEREAS, _____ Type of Organization is :

Check the applicable box):

- Sole Proprietorship
- Partnership
- Corporate entity (not tax-exempt)
- Corporate entity (tax-exempt)
- Government entity (Federal, State or Local)
- Other _____

NOW THEREFORE BE IT RESOLVED that the Board of Directors (or other appropriate governing body) of _____ does hereby approve and authorize
(Company's Name)

_____ to execute a contract with Spartanburg City of Spartanburg
(Name of Individual)

in an amount not to exceed \$ _____.

ADOPTED AND APPROVED this ____ day of _____, 20__.

NAME OF ORGANIZATION [_____]

ATTESTED

By: _____ (signature)

_____ (printed name)

Title: _____

CITY OF SPARTANBURG, SC
Bidder Conflict of Interest Disclosure Form
RELATED PARTY RELATIONSHIP & TRANSACTIONS
QUESTIONNAIRE

The information called for in this questionnaire is for use by the City of Spartanburg in connection with its risk assessment procedures and related activities

Does your organization have any officers, managers, employees, or officials that are related to any employees, officials, board members, committee members or City Council Members of the City of Spartanburg, SC?

No (Please sign the certification below and promptly return this page with the W-9)

Yes (Please sign and provide the name(s) of the individual(s))

CERTIFICATION

I certify that the information herein supplied in response to this questionnaire is complete and correct to the best of my knowledge and belief and understand that the information submitted is subject to audit and verification by the City of Spartanburg.

Name of Authorized Official

Title of Authorized Official

Date

Signature

Phone

Email Address

DRUG FREE WORKPLACE ACT STATEMENT

Exhibit E

The undersigned hereby certifies on behalf of the company listed below that it is in full compliance with the requirements set forth in Title 44, Code of Laws of South Carolina, 1976, Chapter 107, Paragraph 47 and the Drug-Free Workplace Act of 1988 (Public Law 100-690, title V, Sec. 5153, as amended by Public Law 105-85, Div. A, Title VIII, Sec. 809, as codified at 41 U.S.C. § 702) and Department of Commerce implementing regulations published at 15 CFR Part 29, "Government-wide Requirements for Drug-Free Workplace (Financial Assistance)" (published in the Federal Register on November 23, 2003, 68 FR 66534).

(Name of Corporation or Entity)

By: _____ (Signature)

_____ (Print name)

Title: _____

Date: _____



Price Page

Two (2) Police Motorcycles

RFP# 1617-02-28-01

City of Spartanburg
 P.O. Box 5107
 145 W. Broad Street
 Spartanburg, SC. 29304
 Email:
 cwright@cityofspartanburg.org

Proposer has examined this Request for Proposal, the Advertisement for this Request for Proposal, and the following Addenda (receipt of which is hereby acknowledged):

Company Name: _____

By: _____ (Signature)

_____ (Printed Name)

Title: _____ Date: _____

Address: _____ Email: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

Quantities	Description	Unite Price	Extended Price
2	Police Motorcycles Year <u>20</u> Make _____ Model _____		

Please complete the provided proposal sheet which outlines the cost.

By: _____ Title: _____

Signature: _____ Date: _____

Address: _____

Telephone / _____ Email: _____

Attachment 3
EVALUATION / AWARD CRITERIA

Note: The proposals will be publicly opened. Only the names of the proposers and prices will be disclosed at the opening. Contents of the proposal shall not be disclosed during the evaluation or negotiation phases. Proposals shall be available for public inspection after award of the agreement. Proposals must be clearly marked "*CONFIDENTIAL*" for each part of the proposal that is considered to be proprietary information that could be exempt from disclosure under Section 30-4-40, Code of Laws of South Carolina, 1976, *as amended* ("South Carolina Freedom of Information Act"). If any part is designated as "*CONFIDENTIAL*", there must be attached to that part an explanation of how this information fits within one or more categories listed in Section 30-4-40. The City of Spartanburg reserves the right to determine whether this information should be exempt from disclosure.

City of Spartanburg shall evaluate each written proposal, determine whether oral discussions are necessary, then based on the content of the written proposal and any oral discussion, select the proposer best qualified for the project and which is most advantageous to City of Spartanburg, based on the following factors listed below.

The evaluation criteria will be:

1. Specifications Compliance (air cooled verses radiator cooled) — 30%
2. Cost Requirements— 45%
3. Service and Warranty Requirements - 25%

Award Criteria:

City of Spartanburg shall evaluate each of the Proposals using the criteria set forth. The City reserves the right to request Proposers to appear for an additional presentation followed by a question and answer period, in order to further evaluate qualifications. The additional presentations, if any, will also be scored and combined with prior scoring to determine the successful Proposer. The City of Spartanburg is not obligated to accept the lowest cost proposal. The award of the contract, if awarded, will be made to the Proposer providing the most responsive, responsible proposal that provides the best overall value and service. The award, if awarded, will take into consideration several factors, including the soundness and flexibility of the proposal, functional capability, quality of performance, quality of service, ability to provide support, overall cost, the Proposer's experience and the Proposer's references. At the City's discretion, one or more firms may be engaged for this work.

Representatives of City of Spartanburg will evaluate individual proposals. Any proposer determined to be technically unqualified, or whose proposal is deemed unresponsive, will not be considered further. Any proposer that has demonstrated poor performance during either a current or previous agreement with City of Spartanburg may be considered as an unqualified source and their proposal may be rejected. City of Spartanburg reserves the right to exercise this option as is deemed proper or necessary.

AFFIDAVIT OF NON-COLLUSION

Exhibit G

I state that I am _____ (title) of _____ (name of firm) and that I am authorized to make this affidavit on behalf of my firm, and its owners, directors, and officers. I am the person responsible in my firm for the price(s) and the amount of this Offer.

I state that:

- (1) The price(s) and amount of this Offer have been arrived at **independently and** without consultation, communication or agreement with any other Proposer or potential Proposer.
- (2) That neither the price(s) nor the amount of this Offer, and neither the approximate price(s) nor approximate amount of this Offer, have been disclosed to any other firm or person who is a Proposer or potential Proposer, and they will not be disclosed before Solicitation opening.
- (3) No attempt has been made or will be made to induce any firm or person to refrain from bidding on this contract, or to submit an Offer higher than this Offer, or to submit any intentionally high or noncompetitive Offer or other form of complementary Offer.
- (4) The Offer of my firm is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complementary or other noncompetitive Offer.
- (5) _____ (name of firm), its affiliates, subsidiaries, officers, directors and employees are not currently under investigation by any governmental agency and have not in the last four years been convicted of or found liable for any act prohibited by State or Federal law in any jurisdiction, involving conspiracy or collusion with respect to bidding on any public contract, except as described in the attached appendix.

I state that _____ (name of firm) understands and acknowledges that the above representations are material and important, and will be relied on **by the City of Spartanburg** in awarding the contract(s) for which this Offer is submitted. I understand and my firm understands that any misstatement in this affidavit is and shall be treated as fraudulent concealment from the **City of Spartanburg** of the true facts relating to the submission of Offers for this contract.

(Authorized Signature)

(Name of Company/Position)

Sworn to and subscribed before me this _____ day of _____, 20__.

Notary

My Commission Expires: _____

GOOD FAITH DOCUMENTATION MUST ACCOMPANY THE BID DOCUMENT

City of Spartanburg, hereby, notifies all proposers that it will affirmatively ensure that all disadvantaged and women's business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of gender, race, color, or national origin in consideration for an award. Each proposer shall attest that they engaged in good faith efforts in an endeavor to achieve the City's M/WBE goal of 10%.

Any questions or any assistance please contact Mrs. Natasha Pitts.

Contact Information

Phone 864-596-3449

Email npitts@cityofspartanburg.org

INTENT TO PERFORM CONTRACT WITH OWN WORKFORCE

I HERBY CERTIFY THAT IT IS OUR INTENT TO PERFORM 100% OF THE WORK REQUIRED FOR THE ABOVE PROJECT. IN MAKING THIS CERTIFICATION, THE BIDDER STATES THAT THE BIDDER DOES NOT CUSTOMARILY SUBCONTRACT ELEMENTS OF THIS TYPE OF PROJECT, AND NORMALLY PERFORMS AND HAS THE CAPACITY TO PERFORM AND WILL PERFORM ALL ELEMENTS OF THE WORK PROJECT WITH HIS/HER OWN CURRENT WORK FORCES; AND IF THE BIDDER DOES NOT PERFORM 100% OF THE WORK REQUIRED, THE BIDDER WILL PROVIDE A LIST OF SUBCONTRACTORS

THE BIDDER AGREES TO PROVIDE ANY INFORMATION OR DOCUMENTATION TO THE CITY OF SPARTANBURG IN SUPPORT OF THE ABOVE STATEMENT.

THE UNDERSIGNED HEREBY CERTIFIES THAT HE OR SHE HAS READ THIS DOCUMENTATION AND IS AUTHORIZED TO BIND THE BIDDER TO THE COMMITMENTS HEREIN SET FORTH.

The listing of an MWBE shall constitute a representation by the bidder/responder to City of Spartanburg that such MWBE has been contacted and properly appraised of the upcoming City of Spartanburg project. Bidders/Responders are advised that the information contained herein is subject to verification by the Minority & Women Business Enterprise Program Coordinator and that submission of said information is an assertion of its accuracy. These documents are a part of this solicitation and contract. You are required to fill out this information.

I certify that the above information is true to the best of my knowledge:

Signature: _____

Title: _____

Date: _____

Subscribed and sworn to before me this _____ day of _____, 20__.

Notary Signature _____

Notary Seal

THIS DOCUMENT MUST BE PROVIDED WITH THE SUBMITTAL AND SIGNED BY THE PERSON SIGNING THE SUBMITTAL

MWBE Good Faith Effort Participation Commitment Contract

This form should be filled out completely and **included in your bid document**. This form should also be accompanied by an executed Letter of Intent from each Sub-Contractor firm listed in this form. You may use additional sheets if necessary.

BID NO:	DATE:
PROJECT NAME:	ADDRESS:
PRIME CONTRACTOR:	CITY: STATE:
CONTACT PERSON:	EMAIL:
TELEPHONE: ())	FAX: ())

MWBE SUBCONTRACTORS

COMPANY	MWBE CLASS	CITY, STATE	CONTACT	PHONE	TYPE OF WORK TO BE PERFORMED	SUBCONTRACT AMOUNT	% OF WORK
						\$	%
						\$	%
						\$	%
						\$	%
						\$	%
Total MWBE Participation						\$	%
Total Contract Amount						\$	

MWBE CLASSIFICATION	
MBE-B - African American	MBE-S - Asian American
MBE-H - Hispanic	MBE-W - American Woman
MBE-N/A - Native American	

NON-MWBE SUBCONTRACTORS

COMPANY	MWBE CLASS	CITY, STATE	CONTACT	PHONE	TYPE OF WORK TO BE PERFORMED	SUBCONTRACT AMOUNT	% OF WORK
						\$	%
						\$	%
						\$	%
						\$	%
						\$	%
Total Non-MWBE Participation						\$	%
Total Contract Amount						\$	

Exhibit I

Debarment Statement

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

Contractor certifies to the best of its knowledge and belief, that it and its principals:

- A. Are are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any State or Federal department or agency;
- B. Have have not within a three-year period preceding award of this consulting agreement 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 are not presently indicted for or otherwise criminally charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in Paragraph (b) above; and
- D. Have have not within a three-year period preceding award of this contract agreement had one or more public transactions (Federal, State or Local) terminated for cause or default.

Consultant Signature

Date

Typed or Printed Name