



FY24-ENG-72 Addendum 1 ABBA CONSTRUCTION, LLC Supplier Response

Event Information

Number: FY24-ENG-72 Addendum 1
Title: Inner City Park Pool Fabric Shade Structure Replacement - District IV
Type: Request For Bid
Issue Date: 5/7/2024
Deadline: 6/12/2024 04:00 PM (CT)
Notes: Bidders are strongly encouraged to submit their Request for Bid electronically through the use of Cit-E-Bid or in person - hand delivery. Bids without the required check or original bond will NOT be considered. Mailed responses (i.e. USPS, FedEx, UPS), telegraphic, email or facsimile responses will NOT be considered. Copies of the construction plans and specifications may be viewed and/or downloaded free of charge from the City of Laredo website at: <https://www.cityoflaredo.com/>
<https://cityoflaredo.ionwave.net/>

Construction Companies are strongly encouraged to submit their Request for Bid electronically through the use of Cit-E-Bid and you must register as a supplier/consultant prior to

submitting. If bidder needs to hand-deliver sealed Request For Bid, please follow the steps below:

MANUAL REQUEST FOR BID DROP OFF-PROCEDURES

Note: Manual Bids will be accepted up to the first 45 minutes of the hour before they are due. For example, if bid is due at 4:00 P.M., bids will be accepted up to 3:45 P.M. of the date due.

1. Please make sure that the bid is in a sealed envelope marked with the following:

- Request for Bid Title
- Name of Company submitting Bid
- Address of Company submitting Bid
- Phone number of Company submitting Bid

2. Please notify security officer that you are there to drop off an Request for Bid with the City Secretary's office. The security officer will notify the City Secretary's office and one of our staff members will go downstairs to receive the package.

3. All persons should wait outside until we pick the envelope up, go back up to the 3rd floor to time-stamp the envelope, make a copy of it and bring it back to you. **(We highly recommend persons to wait to receive a copy of the time-stamped envelope.)**

Thank you for your understanding and help at this time of trying to stay healthy and safe.

Contact Information

Contact: Ramon E. Chavez, P.E.
Address: 1110 Houston St. (2nd Floor)
Laredo, TX 78040
Phone: (956) 791-7346
Email: rchavez@ci.laredo.tx.us

ABBA CONSTRUCTION, LLC Information

Address: P.O. Box 451441
Laredo, TX 78045
Phone: (956) 324-9343
Email: abbaconstructionusa@gmail.com
Web Address: www.abbaconstructionusa.com

By submitting your response, you certify that you are authorized to represent and bind your company.

CARLOS A. FLORES

Signature

Submitted at 6/12/2024 09:21:00 AM (CT)

bids@abbaconstructionusa.com

Email

Requested Attachments

Notice to Bidders

Bidders shall review and be familiar with this information.

FY24-ENG-72 Notice to Bidders.pdf

39.0 TAB A - COMPANY INFORMATION QUESTIONNAIRE

This form shall be submitted by all firm(s) or entity(ies) seeking a contract with the City of Laredo.

39.0 TAB A - Company Information Questionnaire.pdf

40.0 TAB B - Conflict of Interest Disclosure

This form shall be submitted by all firm(s) or entity(ies) seeking a contract with the City of Laredo.

40.0 TAB B - Conflict of Interest Disclosure.pdf

41.0 Tab C - Non-Collusive Affidavit

This form shall be submitted by all firm(s) or entity(ies) seeking a contract with the City of Laredo.

41.0 TAB C - Non-Collusive Affidavit.pdf

42.0 Tab D - Discretionary Contracts Disclosure

This form shall be submitted by all firm(s) or entity(ies) seeking a contract with the City of Laredo.

42.0 TAB D - Discretionary Contracts Disclosure.pdf

43.0 Tab E - Certificate of Interested Parties (Form 1295)

Form 1295 must be submitted to the Texas Ethics Commission within ten (10) days upon receiving notice of award of contract. This form must be submitted within the allotted time otherwise this may result in the cancellation of the contract.

43.0 TAB E - Certificate of Interested Parties Form 1295.pdf

Bid Package Specifications

Bidders shall review and include all required documents as part of the bid package.

FY24-ENG-72 Bid package specifications.pdf

Structural Observations Report

Bidders shall review and be familiar with this information.

Structural Observations.pdf

Pool floor plan - Plan of record

Bidders shall review and be familiar with this information.

Pool floor plan - Record drawing.pdf

As built plans

Bidders shall review and be familiar with this information.

As built plans.pdf

FY24-ENG-72 Addendum No. 1

Bidders shall review and acknowledge Addendum #1

FY24-ENG-72 Addendum No. 1.pdf

Response Attachments

BB 72.pdf

BID BOND

CITY OF LAREDO - SCHEDULE EQUIPMENT AND SUPERINTENDENT.pdf

SCHEDULE, EQUIPMENT AND SUPERINTENDENT

Birdair_TensileArch_Capabilities.pdf

BIRDAIR CAPABILITIES

ABBA CONSTRUCTION - 2024 CAPABILITIES STATEMENT.pdf

ABBA CAPABILITIES

FY24-ENG-72 Addendum No. 1.pdf

BID PACKAGE

Bid Attributes

1	<p>1.0 GENERAL TERMS AND CONDITIONS FOR REQUEST FOR BID</p> <p>Interested Respondents or Bidders are required to submit a Request for Bid (RFB) upon the following expressed conditions:</p> <p>(a) Bidders shall thoroughly examine the specifications, schedule instructions and other contract documents. Once the award has been made, failure to read all specifications, instructions, and the contract documents of the City of Laredo shall not be cause to alter the original contract or for a bidder to request additional compensation. (b) Bidders shall make all investigations necessary to thoroughly inform themselves regarding the services being requested. No pleas of ignorance by the bidder of conditions that exist or that may hereafter exist as a result of failure or omission on the part of the bidder to make the necessary examinations and investigations, or failure to fulfill in every detail the requirements of the contract documents will be accepted as a basis for varying the requirements of the City or the compensation to the bidder. (c) Bidders shall familiarize themselves with conditions relating to the scope, specifications, and restrictions regarding the execution of work to be performed under the contract. It is the bidder's responsibility to obtain any additional information it deems necessary to submit in its RFB, as well as in the performance of the contract. (d) Bidders are advised that City contracts are subject to all legal requirements provided for in the City Charter and/or applicable City Ordinances, State and Federal Statutes. (e) The City of Laredo reserves the right to reject any RFB (submittals). (f) The City of Laredo will not reimburse any firm for any costs involved in the preparation and submission of an RFB, amendments or other relevant documents associated with the RFB.</p> <p><input checked="" type="checkbox"/> I agree to the General Terms and Conditions</p>
2	<p>2.0 PREPARATION OF SUBMITTALS</p> <p>Submittals shall be prepared in accordance with the following:</p> <p>(a) Bidders are strongly encouraged to submit their proposals electronically through the use of the City of Laredo's electronic procurement system: <i>Cit-E-Bid</i>, or in-person – hand-delivered to the City Secretary's office, City Hall, 1110 Houston Street (3rd Floor), Laredo, Texas 78040. Mailed bids (i.e. USPS, FedEx, UPS), telegraphic, or facsimile submittals will not be allowed/considered. (b) If hand-delivered, all information required by the Request For Bid shall be furnished. The bidder shall print or type the business name and manually sign the schedule. (c) Alternate Proposals will not be considered unless authorized by the invitation for submittals or any applicable addendum.</p> <p><input checked="" type="checkbox"/> I have read and understand this section</p>

3 3.0 SUBMISSION OF BIDS

(a) Request for Bid (RFB) and changes thereto shall be enclosed in sealed envelopes, properly addressed and to include the date and hour of the opening. (b) Unless otherwise noted on the Notice to Bidders cover sheet, all hand delivered bids must be submitted to the City Secretary's office, City Hall, 1110 Houston Street (3rd Floor), Laredo, Texas, 78040. (c) RFB forms can be downloaded and printed through Cit-E-Bid. Mailed bids (i.e. USPS, FedEx, UPS), telegraphic, or facsimile submittals **will not** be allowed/considered. (d) The City shall pay no costs or other amounts incurred by any entity in responding to this RFB, or as a result of issuance of this RFB.

☒ I have read and understand this section

4 4.0 REJECTION OF REQUEST FOR BID

The City may reject a Request For Bid (RFB) if:

(a) Bidder misstates or conceals any material fact in the RFB. (b) RFB does not strictly conform to the law or the requirements of the RFB. (c) Bidder is delinquent in the payment of taxes, including state and local, City of Laredo taxes; a bidder is considered delinquent, regardless of any contract or agreed judgments to pay such delinquent taxes. (d) No RFB submitted herein shall be considered unless the bidder warrants that, upon execution of a contract with the City of Laredo, bidder will not engage in employment practices such as discriminating against employees because of race, color, sex, creed, or national origin. The bidder will submit such reports as the City may, therefore, require assuring compliance with said practices. (e) The City may reject all RFB's or any part of an RFB whenever it is deemed necessary.

☒ I have read and understand this section

5 5.0 WITHDRAWAL OF REQUEST OF BID

Bids or proposals may not be withdrawn after they have been opened unless approved by the City Council.

☒ I have read and understand this section

6 6.0 LATE SUBMITTALS OR MODIFICATIONS

RFB's and modifications received after the time set for the bid or proposal receiving deadline will **not** be considered. Late bids or submittals shall be returned to the bidder or vendor unopened.

☒ I have read and understand this section

7 7.0 CLARIFICATIONS OR OBJECTION TO REQUEST FOR BID (RFB/Submittal)

If any person contemplating submitting an RFB for this contract is in doubt as to the true meaning of the specifications, or other RFB documents or any part thereof, they may submit to the City Purchasing Agent or City Engineer. All requests for information shall be made in writing through email or Question & Response section on Cit-E-Bid system no later than the Question Deadline date to : CITY OF LAREDO PURCHASING AGENT - 5512 Thomas Avenue Laredo, TX 78041; and/or CITY ENGINEER Ramon E. Chavez, P.E., 1110 Houston St., Laredo, TX 78040; email: rchavez@ci.laredo.tx.us. Any bidder submitting questions shall make reference to a specific RFB number, section, page and item of this solicitation. Questions untimely submitted may not elicit a response. It is the bidder's responsibility to follow up and make certain that the request was received. In case there are changes, additions, and/or edits to the original scope, an addendum will be issued by the Purchasing Agent or City Engineer to all vendors through Cit-E-Bid system under Questions and Responses section to clarify any inquiries. The City will not be responsible for any other interpretations of the RFB during the RFB process, bidder, or any persons acting on their behalf, shall not contact any City official or employee staff except those specifically designated in this or another subsequent solicitation document.

PROTEST

The following sequence of activities must take place in filing a protest:

(a) To be performed by protesting Respondent: Within ten (10) calendar days prior to the time that the City Council considers the recommendation of the City's evaluation committee, the protesting Respondent must provide written protest to the City Purchasing Officer. Such protest must include specific reasons for the protest. (b) To be performed by City's Purchasing Officer: Shall review the records of procurement and determine legitimacy and procedural correctness. With five (5) working days, the City Purchasing Officer shall provide written response to the protesting Respondent of the decision. (c) If the protesting Respondent is not satisfied with the decision of the City Purchasing Officer, such protesting Respondent may appeal to the City Manager of the City of Laredo. If the protesting Respondent cannot resolve the issue with the City Manager, he shall be entitled to address his concerns when the City Council of the City of Laredo considers the awarding of the contract. Such appeal may be made only after exhausting all administrative procedures through the City Manager. (d) All protests must be duly submitted via Certified Mail to: City of Laredo - Purchasing Agent 5512 Thomas Ave. Laredo, Texas 78041.

The respondents must agree to maintain current, updated disclosure of information on file with the City's Purchasing Office throughout the term of the contract.

Respondents doing business with the City of Laredo shall comply with all applicable provisions of the City of Laredo's Code of Ethics. **Ordinance No. 2012-0-126 (as amended).**

The City will require any and all Respondents to submit a **Non-Collusive Affidavit (Form C)**. The Respondent will be required to state that the party submitting a proposal or bid, that such proposal or bid is genuine and not collusive or sham; that said Respondent/Bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any Respondent/Bidder or Person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person, to fix the bid price or affiant or of any other Respondent/Bidder, or to fix any overhead, profit or cost element of said bid price, or of that of any other Respondent/Bidder, or to secure any advantage against the City of Laredo or any person interested in the proposed contract; and that all statements in said proposal or bid are true.

The City will require several forms to be submitted as part of their bids; these required forms are listed on section **20.0 Checklist (required forms)**.

☒ I have read and understand this section

8 8.0 AWARD OF CONTRACT

The selection and award shall be based on the basis of being the lowest responsive responsible bidder, demonstrated competence and qualifications to perform the services. The bidder or vendor shall bear the burden of proof of compliance with the City of Laredo Engineering Department specifications.

☒ I have read and understand this section

9 9.0 PAYMENTS & INVOICING

All invoices to the City of Laredo have a 30-day term from receipt of completion of services. All invoices shall be mailed to the **Engineering Department, 1110 Houston St., City Hall (2nd Floor), Laredo, Texas 78040**. Electronic Funds Transfer (EFT) payments are also available; if electronic payments are preferred, an Electronic Funds Transfer (EFT) Authorization form needs to be completed and returned via e-mail to jjolly@ci.laredo.tx.us. For more information, please contact **Mr. Jorge Jolly, Accounts Payable Manager at (956) 791-7328**.

☒ I have read and understand this section

10 10.0 CONTRACT REQUIREMENTS

(a) CODE OF ETHICS - Consultants, firms, contractor or vendors doing business with the City of Laredo shall comply with all provisions of the City of Laredo's Code of Ethics (Ordinance 2012-O-126 as amended) Consultants, firms, contractor or vendors may be required to participate in Code of Ethics training.

(b) PROHIBITED CONTACTS DURING CONTRACT SOLICITATION PERIOD - A person or entity who seeks or applies for a city contract or any other person acting on behalf of such person or entity is prohibited from contacting city officials and employees regarding such a contract after a Request for Proposal (RFP), Request for Qualification (RFQ) or other solicitation has been released. This no-contact provision shall conclude when the contract is awarded. If contact is required, such contact will be done in accordance with procedures incorporated into the solicitation document. Violation of this provision by respondents or their agents may lead to disqualification of their offer from consideration.

(c) COMPANY INFORMATION QUESTIONNAIRE (Form Attached: Section 39.0-Tab A) - This form shall be submitted by all firms(s) or entity(ies) seeking a contract with the City of Laredo.

(d) CONFLICT OF INTEREST DISCLOSURE (Form Attached: Section 40.0-Tab B) - This form shall be submitted by all firms(s) or entity(ies) seeking a contract with the City of Laredo.

(e) NON-COLLUSIVE AFFIDAVIT (Form Attached: Section 41.0-Tab C) - The City of Laredo requires consultants, firms, contractors, and vendors to submit a Non-Collusive Affidavit. Consultants, firms, contractors, or vendors will be required to state that the party submitting a SOQ, proposal or bid, that such SOQ, proposal or bid is genuine and not collusive or sham; that said respondent or bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any respondent or bidder or person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person, to fix the bid price or affiant or of any other respondent or bidder, or to fix any overhead, profit or cost element of said bid price, or of that of any other respondent or bidder, or to secure any advantage against the City of Laredo or any person interested in the proposed contract; and that all statements in said response, proposal or bid are true.

(f) DISCRETIONARY CONTRACTS DISCLOSURE (Form Attached: Section 42.0-Tab D)

This form shall be submitted by all firms(s) or entity(ies) seeking a contract with the City of Laredo.

(g) CERTIFICATE OF INTERESTED PARTIES (Form 1295) (Form Attached: Section 43.0-Tab E)

Implementation of House Bill 1295: In an effort to comply with state law the certificate of interested parties must be filled out once a vendor has been granted a contract. All of this information can be found on the state of Texas website, please use this link provided, <https://www.ethics.state.tx.us/filinginfo/1295/>. In 2015, the Texas Legislature adopted House Bill 1295, which added section 2252.908 of the Government Code. The law states that a governmental entity or state agency may not enter into certain contracts with a

business entity unless the business entity submits a disclosure of interested parties to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental entity or state agency. The law applies only to a contract of a governmental entity or state agency that either (1) requires an action or vote by the governing body of the entity or agency before the contract may be signed or (2) has a value of at least \$1 million. The disclosure requirement applies to a contract entered into on or after January 1, 2016. In order to comply with state law the Certificate of Interested Parties (Form 1295) must be submitted to the Texas Ethics Commission within 10 days upon receiving notice of award of contract. This form must be submitted within the allotted time otherwise this may result in the cancellation of the contract.

(h) TITLE VI ASSURANCE

The Engineering Department for the City of Laredo along with the Texas Department of Transportation, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S. C. ss 2000d to 2000d-4) and the Regulations, hereby notifies all providers that it will affirmatively insure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit Statements of Qualifications in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

(i) INSURANCE REQUIREMENTS

Contractor shall provide and continuously maintain the minimum insurance coverage set forth below during the term of its agreement with the City of Laredo; and Contractor shall require its subcontractors to purchase the same types and amounts of insurance, at a minimum, as set forth below with respect to statutory workers' compensation and liability insurance.

1. Commercial general liability standard ISO insurance at minimum combined single limits of \$1,000,000 per-occurrence and \$2,000,000 general aggregate for bodily injury and property damage, which coverage shall include: products/completed operations (\$2,000,000 products/completed operations aggregate); XCU (explosion, collapse, underground) hazards; and contractual liability. Without limitation, the commercial general liability coverage must cover all operations required in the contract, as well as contractual liability for the indemnity obligations assumed by the Contractor in the contract. Coverage must be written on an occurrence form.

2. Workers' compensation insurance at statutory limits, including employers' liability coverage at minimum limits of \$1,000,000 each-occurrence, each accident/\$1,000,000 by disease each occurrence/\$1,000,000 by disease aggregate.

3. Commercial automobile liability insurance at a minimum combined single limit of \$1,000,000 per-occurrence for bodily injury and property damage, including non-owned and hired car coverage and owned vehicles if any are owned.

4. Umbrella liability or following-form excess liability at minimum limits, reference page four for project costs over \$1,000,000. Coverage must be at least as broad as the underlying commercial general liability, auto liability, and employer's liability.

5. Pollution Legal Liability if applicable:

a) Project costs of \$1,000,000 to \$10,000,000 and over \$10,000,000; reference page four for limits.

b) Contractors Pollution Liability:

>Applies to operations that include the use, application, or consumption of pollutants.

>Retro date shall not be later than the inception date of contract.

>Contractual liability coverage to be included in contractor's pollution liability coverage.

c) Environmental Liability:

a. Applies to asbestos and removal of other hazardous materials and/or repair, maintenance, installation, construction operations that are high hazard.

> \$5,000,000 per-claim/\$10,000,000 aggregate minimum.

> Retro date shall not be later than the inception date of contract.

> Contractual liability coverage to be included in contractor's pollution liability coverage.

> At a minimum, coverage must apply to on-premises and transit operations.

6. Professional liability applies to professional services which include but are not limited to design build

contractors, engineers, and architects at minimum limits of \$1,000,000 per-claim/\$2,000,000 annual aggregate. The retro date shall not be later than the inception date of the contract. Reference page four for limits based on project cost.

7. Builders Risk if applicable:

- a) "All-risk" including collapse, flood, and earthquake, to be written on completed value form.
- b) Coverage to include limits of at least \$250,000 for off-premises storage and transit of construction materials. Soft costs to be included at a minimum limit of \$500,000.
- c) Thirty (30)-day occupancy clause to apply.
- d) No testing exclusion should apply.

With reference to the foregoing insurance requirements, Contractor shall specifically endorse applicable insurance policies as follows:

1. City of Laredo shall be named as an additional insured on a primary and non-contributory basis, regardless of the application of other insurance, with respect to all liability coverage, except for the professional liability and workers' compensation.
2. All liability policies shall contain no cross-liability exclusions or insured versus insured restrictions.
3. A waiver of subrogation in favor of City of Laredo shall be contained in all policies.
4. All insurance policies shall be endorsed to require the insurer to immediately notify City of Laredo of any material change in the insurance coverage.
5. All insurance policies shall be endorsed to the effect that City of Laredo will receive at least thirty (30) days' notice prior to cancellation or non-renewal of the insurance.
6. The additional insured coverage in the CGL policy in favor of City of Laredo must apply to the ongoing operations of Contractor for contract costs or up to \$1,000,000 and expanded to include products completed operation for contract costs in excess of \$1,000,000.
7. Required limits may be satisfied by any combination of primary and umbrella/excess liability insurances.
8. Contractor may maintain reasonable and customary deductibles, subject to approval by City of Laredo.
9. Insurance must be purchased from insurers that are financially acceptable to City of Laredo with a minimum *A.M Best* financial rating of A-:VII.
10. Coverage for commercial general liability, professional liability, and pollution legal liability must be maintained for at least one (1) to two (2) years after the project is completed.
11. For projects in excess of \$10,000,000 in cost, a per-project aggregate limit must be included in the commercial general liability.

All insurance must be written on standard ISO or equivalent forms. Certificates of insurance shall be prepared and executed by the insurance company, or its authorized agent, shall be furnished to City of Laredo within five (5) business days of being notified of the award of the contract, and shall contain provisions representing and warranting the following:

Shall set forth all endorsements and insurance coverages according to requirements and instructions contained herein.

Shall specifically set forth the notice-of-cancellation or termination provisions to City of Laredo.

Copies of all required endorsements must be attached to the certificate of insurance. The certificates of insurance must be updated and resubmitted to the City of Laredo to show renewal coverages, as applicable, at least thirty (30) days prior to expiration of any one or more policies.

Upon request, Contractor shall furnish City of Laredo with certified copies of all insurance policies.

All of the above insurance provisions and limits are the minimum requirements, as referenced, and may be modified at the sole discretion of the City of Laredo.

BONDS

Bonds are required for public works contracts under the following circumstance:

1. A Bid or Proposal Bond is required in the amount of the bid submitted to the City of Laredo.
2. Performance Bond when the contract is in excess of \$100,000, in a personal sum equal to 100% of the contract cost.
3. Payment or Labor and Material Bond when a contract is in excess of \$50,000, each in a personal sum equal to 100% of the contract cost.

**CITY OF LAREDO
INSURANCE PROVISIONS AND LIMITS**

CONTRACT COST	TYPE OF INSURANCE	LIMITS
Less than \$1,000,000	Umbrella Liability Professional Liability	Not Required \$1,000,000 Per-Claim \$2,000,000 Aggregate
\$1,000,000 to \$5,000,000	Umbrella Liability Professional Liability	\$4,000,000 Per-Occ \$1,500,000 Per-Claim \$3,000,000 Aggregate
\$5,000,000 to \$10,000,000	Umbrella Liability Professional Liability	\$9,000,000 to \$10,000,000 Per-Occ \$1,500,000 Per-Claim/ \$3,000,000 Aggregate to \$2,000,000 Per-Claim/ \$4,000,000 Aggregate
Over \$10,000,000	Umbrella Liability Professional Liability	\$10,000,000 or Higher \$2,000,000 Per-Claim/ \$4,000,000 Aggregate or Higher
\$1,000,000 to \$10,000,000	Contractor's Pollution Legal Liability	\$1,000,000 Per-Claim/ \$2,000,000 Aggregate
Over \$10,000,000	Contractor's Pollution Legal Liability	\$2,000,000 Per-Claim/ \$4,000,000 Aggregate
TAIL COVERAGE		
\$1,000,000 to \$5,000,000	Commercial General Liability Professional Liability, and Pollution Legal Liability	One (1) Year
Over \$5,000,000	Commercial General Liability Professional Liability, and Pollution Legal Liability	Two (2) Years
Any Contract Size	Hazardous Environmental Work	Two (2) Years

☒ I have read and understand this section

11.0 SCOPE OF WORK

This project consists of installing a fabricated PVC mesh roof type and replacing all of its anchorage components at 202 W. Plum Street including but not limited to: structural support cables, end fittings, clamps/turnbuckles, and structural embedded plates in accordance with the latest adopted International Building Code requirements, and a minimum of one (1) year workmanship warranty.

☒ I have read and understand this section

12.0 BID OR PROPOSAL PREPARATION COST

The City of Laredo will not reimburse any proposer for any costs involved in the preparation and submission of bids, proposals, amendments or other relevant documents associated with the RFB.

☒ I have read and understand this section

13.0 TERM OF AGREEMENT

Construction contract time for the project is ninety (90) working days.

☒ I have read and understand this section

14.0 GENERAL CONDITIONS

Interested bidders shall familiarize themselves with conditions relating to the scope, specifications, and restrictions regarding the execution of work to be performed under the contract. It is the bidder's responsibility to obtain any additional information it deems necessary to submit in its RFB proposal, as well as in the performance of the contract.

Information contained in this document should not be considered all-inclusive. All questions or clarification regarding this RFB proposal request must be submitted to in writing to the City of Laredo Engineering and/or Purchasing Department on or before question deadline scheduled. All questions shall be made in writing, and the person submitting the request will be responsible for its prompt delivery.

City of Laredo Engineering Department

1110 Houston St.

Laredo, Texas 78040

(956) 791-7346

Each question, along with the City's response will be provided in writing to all prospective bidders and included as an addendum to the RFB document. Any verbal communication regarding this request for qualifications will be considered non-binding on either party.

☒ I have read and understand this section

15.0 ADDITIONAL DISCUSSIONS

When determining the need for additional discussions following bid submission and evaluation, the City will determine based upon State procedures and the size and complexity of a project, the need for additional discussions following bid submission and evaluation.

☒ I have read and understand this section

16.0 TENTATIVE SCHEDULE FOR PROJECT AWARD

1st Advertisement date: May 5, 2024
2nd Advertisement date: May 12, 2024
Pre-Bid Conference: May 15, 2024
Questions Deadline: May 24, 2024
Bid Due Date: June 12, 2024
Anticipated City Council Award: July 22, 2024

Footnote: The City of Laredo reserves the right to adjust time and dates on above projected schedule if it's in the best interest of the City of Laredo. Contract awards will be awarded upon funding availability.

☒ I have read and understand this section

17.0 SPECIAL ACCOMMODATIONS

To request special accommodations pursuant to the Americans with Disabilities Act (ADA), please notify the contact shown below, a minimum of 48 hours prior to a scheduled meeting. Please e-mail: Evelyn Gomez at egomez@ci.laredo.tx.us using the standard subject line: Special Accommodations, **FY24-ENG-72 "Inner City Park Pool Fabric Shade Structure Replacement - District IV."** To request special accommodations pursuant to the Language Assistance Plan (LAP), for those with limited English proficiency who need the RFB or other information translated into another language please notify the contact shown below. Please e-mail: Evelyn Gomez at egomez@ci.laredo.tx.us using the standard subject line: Language Assistance Request, **FY24-ENG-72 "Inner City Park Pool Fabric Shade Structure Replacement - District IV."**

☒ I have read and understand this section

18.0 DISQUALIFICATION AND DEBARMENT CERTIFICATION

By submitting this Request for Bid, the bidder certifies that it is not currently debarred or eligible for debarment from the City of Laredo pursuant to **Ordinance No. 2017-O-098** and that it is not an agent of a person or entity that is currently debarred from receiving contracts from any political subdivision or agency of the State of Texas. The contract parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment and Suspension." By executing this agreement, the bidder certifies that it is not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this contract shall require any party to a subcontract or purchase order awarded under this contract to certify its eligibility to receive Federal funds and, when requested by the City, to furnish a copy of the certification.

☒ I have read and understand this section

19.0 DISPOSITION OF SUBMITTALS / TEXAS PUBLIC INFORMATION ACT ADHERENCE

All bids or submittals and/or any portions thereof become the property of City upon receipt and will not be returned. Any information deemed to be confidential by bidder should be clearly noted on the page(s) where confidential information is contained. However, City cannot guarantee that it will not be compelled to disclose all or part of any public record under the Texas Public Information Act, since information deemed to be confidential by bidder may not be considered confidential under Texas law, or pursuant to a court order. The City of Laredo, by Records Management Ordinance No. 91-O-19, manages records from their creation to their ultimate disposition, consistent with the Texas Local Government Records Act and accepted records management practice; the City also follows the records retention guidelines set out by the Texas State Library and Archives Commission (TSLAC).

☒ I have read and understand this section

20

20.0 REQUIRED FORMS AND CONTENTS OF RFB SUBMISSION

For an RFB to be considered it must contain the following information:

CHECKLIST**39.0 Tab A - Company Information Questionnaire****40.0 Tab B - Conflict of Interest Disclosure****41.0 Tab C - Non-Collusive Affidavit****42.0 Tab D - Discretionary Contracts Disclosure****43.0 Tab E - Certificate of Interested Parties (Form 1295)****Request for Bid Response****Addendum #1****Bids without the required check or original bond will NOT be considered.**
☒ I have read and understand this section
Bid Lines

1

Complete installation of fabricated white Ferrari Frontside 381 PVC mesh roof type of fabric or approved equal, including but not limited to galvanized structural support cables and end fittings, clamps/turnbuckle, and Structural Steel embedded plates following the enclosed guidelines provided by the structural observation report 01/28/2023, Complete installation to be done in accordance with the latest International Building Code Requirements, and minimum one (1) year workmanship warranty.

Quantity: 1 UOM: LS Price: Total:

2

Contingency Allowance

Quantity: 1 UOM: LS Price: Total:

Item Notes: **Note: Include a Contingency Allowance of \$10,000.00**

Response Total: \$814,000.00

CITY OF LAREDO
PURCHASING DIVISION


39.0 Tab A – Company Information Questionnaire

Company Information Questionnaire:

Please complete all information requested below and submit with your bid/response package

"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 request. By submitting this bid the vendor agrees to the City of Laredo specifications and all terms and conditions stipulated in the proposed document. That I, individually and on behalf of the business named in this Business Questionnaire, do by my signature below, certify that the information provided in the questionnaire is true and correct ".

Name of Offeror (Business) ABBA CONSTRUCTION, LLC

Signature  Date 6/11/2024
of person authorized to sign bid/response

Print Name CARLOS ABRAHAM FLORES
of person authorized to sign bid/response

Title: MANAGER

Business Address: 2820 SAN BERNARDO AVE SUITE 10

City, State, Zip Code: LAREDO, TEXAS 78045

Telephone Number: 956-267-9899 Fax Number: _____

Contact Person Email Address: bids@abbaconstructionusa.com

Federal Tax ID Number: 27-3454241

Bidders Principal/Corporate Place of Business Address: 2820 SAN BERNARDO AVE SUITE 10

Indicated Status of Business:

Corporation _____ Partnership _____ Sole Proprietorship _____ Other: LLC

If other state business status: _____

State how long under its present business name: 12 YEARS

If applicable, list all other names under which the Business identified above operated in the last five years.

**CITY OF LAREDO
PURCHASING DIVISION**

Will bidder/proposer provide a copy of its financial statements for the last two years, if requested by the City of Laredo? **Yes** / No

Has the business, or any officer or partner thereof, failed to complete a contract? Yes / **No.**

Is any litigation pending against the Business? Yes / **No.**

Is offeror currently for sale or involved in any transaction to expand or to become acquired by another business entity? Yes / **No.**
If yes, offer need to explain the expected impact both in organizational and directional terms.

Has the Business ever been declared “not responsive” for the purpose of any governmental agency contract award? Yes / **No.**

Has the Business been debarred, suspended, proposed for debarment, suspended, proposed for debarment, declared ineligible, voluntarily excluded, or otherwise disqualified from bidding, proposing, or contracting? Yes / **No**

Are there any proceedings, pending relating to the Business responsibility, debarment, suspension, voluntary exclusion, or qualification to receive a public contract? Yes / **No.**

Has the government or other public entity requested or required enforcement of any of its rights under a surety agreement on the basis of default or in lieu of declaring the Business in default? Yes / **No**

Is the Business in arrears in any contract or debt? Yes / **No**

Has the Business been a defaulter, as a principal, surety, or otherwise? Yes / **No**

Have liquidated damages or penalty provisions been assessed against the Business for failure to complete work on time or for any other reason? Yes / **No.**

State if company is a certified minority business enterprise:

Historically Underutilized Business (HUB): Yes No Disadvantaged Business Enterprise (DBE): **Yes** No

Small Disadvantaged Business Enterprise (SDBC) **Yes** No Other: Please specify _____

This company is not a certified minority business: ☐

The above minority information is requested for statistical and tracking purposes only and will not influence the amount of expenditure the City will make with any given company

40.0 Tab B – Conflict of Interest Disclosure (Three Pages)

A form disclosing potential conflicts of interest involving counties, cities, and other local government entities may be required to be filed after January 1, 2006, by vendors or potential vendors to local government entities. The new requirements are set forth in Chapter 176 of the Texas Local Government Code added by H.B. No. 914 of the last Texas Legislature.

Companies and individuals who contract, or seek to contract, with the City of Laredo and its agents may be required to file with the **City Secretary's Office, 1110 Houston Street, Laredo, Texas 78040**, a Conflict of Interest Questionnaire that describes affiliations or business relationships with the City of Laredo officers, or certain family members or business relationships of the City of Laredo officer, with which such persons do business, or any gifts in an amount of \$250.00 or more to the listed City of Laredo officer (s) or certain family members.

The new requirements are in addition to any other disclosures required by law. The dates for filing disclosure statements begin on January 1, 2006. A violation of the filing requirements is a Class C misdemeanor.

The Conflict of Interest Questionnaire (Form CIQ) may be downloaded from http://www.ethics.state.tx.us/whatsnew/conflict_forms.htm.

The City of Laredo officials who come within Chapter 176 of the Local Government Code relating to filing of **Conflicts of Interest Questionnaire (Form CIQ)** include:

- 1. Mayor**
- 2. Council Members**
- 3. City Manager**
- 4. Members of the Fire Fighters and Police Officers Civil Service Commission.**
- 5. Members of the Planning and Zoning Commission.**
- 6. Members of the Board of Adjustments**
- 7. Members of the Building Standards Board**
- 8. Parks & Leisure Advisory Committee Member,**
- 9. Historic District Land Board Member,**
- 10. Ethics Commission Board Member,**
- 11. The Board of Commissioners of the Laredo Housing Authority**
- 12. The Executive Director of the Laredo Housing Authority**
- 13. Any other City of Laredo decision making board member**

If additional information is needed please contact Miguel A. Pescador, Purchasing Agent at 956-790-1825

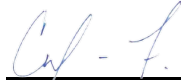
CITY OF LAREDO
PURCHASING DIVISION

▶ check box if applicable ◀

☒ I HAVE READ THIS FORM AND ATTEST THAT THERE IS NO CONFLICT OF INTEREST THUS NO VIOLATION OF SECTION 176.006, LOCAL GOVERNMENT CODE EXISTS.

CARLOS A. FLORES

Name


Signature

6/11/2024

Date

CONFLICT OF INTEREST QUESTIONNAIRE
For vendor or other person doing business with local governmental entity

FORM CIQ

This questionnaire reflects changes made to the law by H.B. 1491, 80th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code by a person who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the person 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 person becomes aware of facts that require the statement to be filed. See Section 176.006, Local Government Code.

A person commits an offense if the person knowingly violates Section 176.006, Local Government Code. An offense under this section is a Class C misdemeanor.

OFFICE USE ONLY

Date Received

1 Name of person who has a business relationship with local governmental entity.

2 Check this box if you are filing an update to a previously filed questionnaire.

(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 the originally filed questionnaire becomes incomplete or inaccurate.)

3 Name of local government officer with whom filer has employment or business relationship.

Name of Officer

**CITY OF LAREDO
PURCHASING DIVISION**

4. This section (item 3 including subparts A, B, C & D) must be completed for each officer with whom the filer has an employment or other business relationship as defined by Section 176.001(1-a), Local Government pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable income, income, other than investment income, from the filer of the questionnaire? ☐ Yes ☐ No

B. Is the filer of the questionnaire receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer named in this section AND the taxable income is not received from the local governmental entity? ☐ Yes ☐ No

C. Is the filer of this questionnaire employed by a corporation or other business entity with respect to which the local government officer serves an officer or director, or holds an ownership of 10 percent or more? ☐ Yes ☐ No

D. Describe each employment or business relationship with the local government officer named in this section.

Signature of person doing business with the governmental entity

Date

CITY OF LAREDO
PURCHASING DIVISION

41.0 Tab C – AFFIDAVIT

Project: FY24ENG72

Form of Non-Collusive Affidavit

AFFIDAVIT

STATE OF TEXAS {}
COUNTY OF WEBB {}

CARLOS ABRAHAM FLORES

Being first duly sworn, deposes and says:

That he/she is ABBA CONSTRUCTION, LLC
(a Partner or officer of the firm of, etc.)

The party making the foregoing proposal or bid, that such proposal or bid is genuine and not collusive or shame; that said Bidder has not colluded, conspired, connived or agreed directly or indirectly, with any Bidder or Person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person, to fix the bid price or affiant or of any other Bidder or to fix any overhead, profit or cost element of said bid price, or of that of any other Bidder, or to secure any advantage against the City of Laredo or any person interested in the proposed Contract; and that all statements in said proposal or bid are true.

Cyf - F.

Signature of:

Bidder, if the Bidder is an individual
Partner, if the Bidder is a Partnership
Officer, if the Bidder is a Corporation

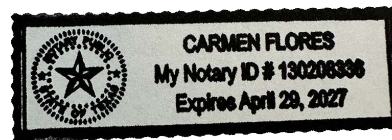
Subscribed and sworn before me this 12 day of JUNE 2024.

Cyf - F.

Notary Public

My commission expires:

APRIL 29, 2027



CITY OF LAREDO
PURCHASING DIVISION



42.0 Tab D: City of Laredo - Discretionary Contracts Disclosure (4 pages)

Please fill out this form online, print completed form and submit with proposal to originating department. All questions must be answered.

For details on use of this form, see Section 4.01 if the City's Ethics Code.

*This is a ___New Submission or ___Correction or XUpdate to previous submission.

***1. Name of person submitting this disclosure form.**

CARLOS	A	FLORES
First	M.I.	Last
		Suffix

***2. Contract Information.**

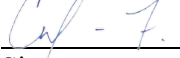
a) Contract or Project name(s):

FY24-ENG-72

b) Originating Department(s):

ENGINEERING

***3 Name of individual(s) or entity(ies) seeking a contract with the city (i.e. parties to the contract)**

CARLOS A. FLORES			
Name (Print)	Signature	Name (Print)	Signature
Name (Print)	Signature	Name (Print)	Signature
Name (Print)	Signature	Name (Print)	Signature
Name (Print)	Signature	Name (Print)	Signature

**CITY OF LAREDO
PURCHASING DIVISION**

***4. List any business entity(ies) that is a partner, parent, subsidiary business entity(ies) of the individual or entity listed in Question 3**

☒ Not applicable. Contracting party(ies) does not have partner, parent, or subsidiary business entities.

☐ Name of partner, parent, or subsidiary business entity(ies):

***5. List any individuals or entities that will be subcontractors on this contract.**

☐ Not applicable. No subcontractors will be retained for this contract.

☒ Subcontractors may be retained, but have not been selected at the time of this submission.

☐ List of subcontractors:

***6. List any attorneys, lobbyists, or consultants that have been retained to assist in seeking this contract.**

☒ Not applicable. No attorneys, lobbyists, or consultants that have been retained to assist in seeking this contract.

☐ List of attorneys, lobbyists, or consultants that have been retained to assist in seeking this contract:

***7. Disclosure of political contributions.**

List any campaign or officeholder contributions made by the following individuals in the past 24 months totaling more than \$100 to any current member of City Council, former member of City Council, any candidate for City Council, or to any political action committee that contributes to City Council elections.

- a) Any individual seeking contract with the city (Question 3)
- b) Any owner or officer of entity seeking contract with the city (Question 3)
- c) Any individual or owner or officer of any entity listed above as partner, parent, or subsidiary business (Question 4)
- d) Any subcontractor or owner/office of subcontracting entity for the contract (Question 5)
- e) The spouse of any individual listed in response to (a) through (d) above
- f) Any attorney, lobbyist, or consultant retained to assist in seeking contract (Question 6)

☒ Not applicable. No campaign or officeholder contributions have been made in the preceding 24 months by these individuals.

☐ List of contributors:

**CITY OF LAREDO
PURCHASING DIVISION**

Updates on Contributions Required

Information regarding contributions must be updated by submission of a revised form from the date of the submission of this form, up through the time City Council takes action on the contracts identified in response to Question 2 and continuing for 30 calendar days after the contract has been awarded.

***8. Disclosure of conflict of interest**

Are you aware of any fact(s) with regard to this contract that would raise a “conflict of interest” issue under Section 2.01 of the Ethics Code for any City Council member or board/commission member that has not or will not be raised by these city officials?

☒ I am not aware of any conflict(s) of interest issues under Section 2.01 of the Ethics Code for members of City Council or a city board/commission.

☐ I am aware of the following conflict(s) of interest:

***Acknowledgements**

☐ **Updates Required**

I understand that this form must be updated by submission of a revised form if there is any change in the information before the discretionary contract is the subject of action by the City Council, and no later than five (5) business days after any changes has occurred, whichever comes first. This include information about political contributions made after the initial submission and up until thirty (30) calendar days after the contract has been awarded.

☐ **No Contract with City Officials or Staff during Contract Evaluation**

I understand that a person or entity who seeks or applies for city contract or any other person acting on behalf of that person or entity is prohibited from contracting city officials and employees regarding the contract after a Request for Proposal (RFP), Request for Qualifications (RFQ), or other solicitation has been released.

This no-contract provision shall conclude when the contract is posted as a City of Laredo Council agenda item. If contact is required with city officials or employees, the contact shall take place in accordance with procedures incorporated into the solicitation documents. Violation of this prohibited contacts provision set out in Section 2.09 of the Ethics Code by respondents or their agents may lead to disqualification of their offer from consideration.

**CITY OF LAREDO
PURCHASING DIVISION**

***Conflict of Interest Questionnaire (CIQ)**

Chapter 176 of the Local Government Code requires contractor and vendors to submit a Conflict of Interest Form (CIQ) to the Office the of City Secretary.

☒ I acknowledge that I have been advised of the requirement to file a CIQ form under Chapter 176 of the Local Government Code.

***Oath**

☒ I swear or affirm that the statements contained in this Discretionary Contracts Disclosure Form, including any attachments, to the best of my knowledge and belief are true, correct, and complete.

CARLOS A. FLORES

MANAGER

Name (Print)

Signature

Title

ABBA CONSTRUCTION, LLC

6/11/2024

Company or DBA

Date

Please fill this form out online, print and submit completed form with proposal to origination department. All questions must be answered. If necessary to mail, send to:

City of Laredo
P.O. Box 579
Laredo, TX 78042-0579

43.0 Tab E – Certificate of Interested Parties (Form 1295)

In an effort to comply with state law the certificate of interested parties must be filled out once a vendor has been granted a contract. All of this information can be found on the State of Texas website, please use this link provided, <https://www.ethics.state.tx.us/tec/1295-Info.htm>.

Implementation of House Bill 1295

43.1 Certificate of Interested Parties (Form 1295):

In 2015, the Texas Legislature adopted House Bill 1295, which added section 2252.908 of the Government Code. The law states that a governmental entity or state agency may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties to the governmental entity or state agency at the time the business entity submits the signed contract to the governmental entity or state agency. The law applies only to a contract of a governmental entity or state agency that either (1) requires an action or vote by the governing body of the entity or agency before the contract may be signed or (2) has a value of at least \$1 million. The disclosure requirement applies to a contract entered into on or after January 1, 2016.

The Texas Ethics Commission was required to adopt rules necessary to implement that law, prescribe the disclosure of interested parties form, and post a copy of the form on the commission's website. The commission adopted the Certificate of Interested Parties form (Form 1295) on October 5, 2015. The commission also adopted new rules (Chapter 46) on November 30, 2015, to implement the law. The commission does not have any additional authority to enforce or interpret House Bill 1295.

43.2 Filing Process: Starting on January 1, 2016, the commission will make available on its website a new filing application that must be used to file Form 1295. A business entity must use the application to enter the required information on Form 1295 and print a copy of the completed form, which will include a certification of filing that will contain a unique certification number. An authorized agent of the business entity must sign the printed copy of the form and have the form notarized. The completed Form 1295 with the certification of filing must be filed with the governmental body or state agency with which the business entity is entering into the contract.

The governmental entity or state agency must notify the commission, using the commission's filing application, of the receipt of the filed Form 1295 with the certification of filing not later than the 30th day after the date the contract binds all parties to the contract. The commission will post the completed Form 1295 to its website within seven business days after receiving notice from the governmental entity or state agency.

Information regarding how to use the filing application will be available on this site starting on January 1, 2016.

Additional Information: [HB 1295](#)

Certificate of Interested Parties ([Form 1295](#))

New Chapter 46, Ethics Commission Rules:

[46.1. Application](#)

[46.3. Definitions](#)

[46.5. Disclosure of Interested Parties Form](#)

**CITY OF LAREDO
PURCHASING DIVISION**

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

Complete Nos. 1 – 4 and 6 if there are interested parties
Complete Nos. 1,2,3,5, and 6 if there are no interested parties.

OFFICE USE ONLY

1. **Name of business entity filing form, and the city, state, and country of the business entity's place of business.**

ABBA CONSTRUCTION, LLC

2. **Name of governmental entity or state agency that is a party to the contract for which the form is being filed.**

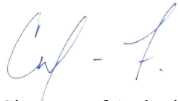
CITY OF LAREDO

3. **Provide the identification number used by the governmental entity or state agency to track or identify the contract and provide a description of the goods or services to be provided under the contract.**

4. Name of Interested Party	City, State, Country (place of business)	Nature of Interest (check applicable)	
		Controlling	Intermediary
ABBA CONSTRUCTION	LAREDO, TEXAS, USA		X

5. Check only if there is NO Interested Party. ☐

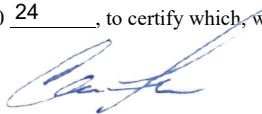
6. **AFFIDAVIT** I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.



Signature of Authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said CARLOS A. FLORES this the JUNE 11TH day of, 20 24, to certify which, witness my hand and seal of office.



Signature of officer administering oath

CARMEN FLORES

Printed name of officer administering oath

NOTARY

Title of officer administering oath

ADD ADDITIONAL PAGES AS NECESSARY

Form provided by Texas Ethics Commission



CITY OF LAREDO

ENGINEERING DEPARTMENT

ADDENDUM NO. 1

PROJECT: Inner City Park Pool Fabric Shade Structure Replacement – District IV

DATE: 05/30/2024

SUBJECT: Addendum No. 1

All interested parties on the above identified project are hereby notified of the following revisions to the Request for Bid, same taking precedence over all previous declarations and notes made under FY24-ENG-72.

Revisions:

Item # 1: Bid due date extension will be granted since no bids were received before the bid deadline.

New bid due date June 12, 2024 until 4:00 P.M. (CT)

Item # 2: Construction time 90 working days.

Item # 3: Section A-5 of the bid package shall be replaced with the enclosed information within this addendum.

Pre-bid meeting:

Item # 4: Question: Will the fabric shade be disposed by the City of Laredo?

Answer: Yes, the City of Laredo will remove and dispose of it.

Item # 5: Question: Are the working days going to start counting from the date the contractor removes the shade structure?

Answer: The City of Laredo will start counting from issuance of a Notice to Proceed, but will note and coordinate with the successful bidder to not penalize any time related to supply chain delays or submittals.

Cit-E-Bid:

- Item # 6:** Question: Would you please post the pre-bid meeting attendees list?
Answer: Copy of the pre-bid sign-in sheet is enclosed within this addendum.
- Item # 7:** Question: What is the estimated cost range?
Answer: Estimated cost range is not available at this time.
- Item # 8:** Question: Can the City provide the exact code required for this project?
Answer: 2018 International Building Code or latest adopted
- Item # 9:** Question: This project will require extensive engineering submittals, which will take 2-4 months to complete, as well as the procurement of PVC, which will take an additional 3-4 months. Can the City start the 60 working days timeframe once the submittals and materials have arrived on site?
Answer: The City of Laredo will start counting from issuance of a Notice to Proceed, but will coordinate with the successful bidder to not penalize any time related to supply chain delays, submittals or design.
- Item # 10:** Question: Do you have any structural drawings or calculations for the pool deck?
Answer: Yes, a copy of the pool deck plans is included on the complete bid package. There are no calculations available.
- Item # 11:** Question: The steel plates at the columns can be replaced, but the threaded rods cannot be re-cast. Is it possible for the City to remove the requirement for the threaded rods? We can replace the steel plates but not the rods.
Answer: No, neither the rods nor steel plates shall be removed from the columns.

Sincerely,



Ramon E. Chavez, P.E.
City Engineer



SECTION A-5

BID PROPOSAL

To: The City of Laredo, Texas

Honorable Dr. Victor D. Treviño, Mayor

From: ABBA CONSTRUCTION, LLC
Contractor

Address: 2820 SAN BERNARDO AVE SUITE 10, LAREDO, TX 78041

Phone: 956-267-9899

Fax: _____

Project:
FY24-ENG-72

INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

pursuant to Notice to Bidders, the undersigned bidder hereby proposes to furnish the labor, materials, and equipment in accordance with the plans and specifications, general conditions of the agreement, special provisions of the Agreement, and Addenda, if any. The bidder binds himself upon acceptance of his proposal to execute a contract and bonds accompanying form of performing and completing the said work within the time stated as required by the detailed specifications at the following unit prices. The quantities shown below are based on the Engineer's estimate of quantities and it is agreed that the quantities may be increased or diminished, and may be considered necessary in the opinion of the City of Laredo, Texas to complete the work fully as planned and contemplated, and that all quantities of work, either increased or decreased, are to be performed at the unit prices set forth below (except as provided in the General Conditions of the Agreement or the specifications, the contract documents).

Acknowledgment of Addenda: (Please initial and date):

Addendum No. 1: C.F. 6/11/2024

Addendum No. 2: _____

Addendum No. 3: _____

Addendum No. 4: _____

Addendum No. 5: _____

Acknowledgment of other documents: (Please initial and date):

Wage Determination:
C.F. 6/11/2024

Labor Provisions: C.F. 6/11/2024

Affirmative Action Program: C.F. 6/11/2024

Project:
FY24-ENG-72
INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

Form of Non-Collusive Affidavit

A F F I D A V I T

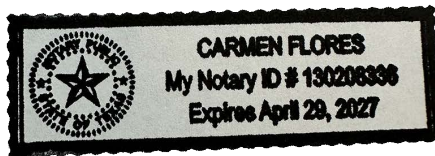
STATE OF TEXAS {}
COUNTY OF WEBB {}

Carlos Abraham Flores

being first duly sworn, deposes and says

That he is ABBA CONSTRUCTION, LLC
(a Partner or Officer of the firm of, etc.)

the party making the foregoing proposal or bid, that such proposal or bid is genuine and not collusive or sham; that said Bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any Bidder or Person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person, to fix the bid price or affiant or of any other Bidder or to fix any overhead, profit or cost element of said bid price, or of that of any other Bidder, or to secure any advantage against the City of Laredo or any person interested in the proposed Contract; and that all statements in said proposal or bid are true.



C. Flores
Signature of (Print and Sign)

Bidder, if the Bidder is an individual
Partner, if the Bidder is a Partnership
Officer, if the Bidder is a Corporation

Subscribed and sworn before me this day of JUNE 12, 20 24 .

C. Flores
Notary Public

My Commission expires

APRIL 29TH 2027

INFORMATON TO CONTRACTORS

PROJECT:

FY24-ENG-72

INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

The Contractor's attention is directed to Special Provision 000-6233, "Important Notice to Contractors", and "Statement of Materials and Other Charges" which will be included in all projects, beginning with the September, 1991 letting. These establish the procedures whereby the Contractor will be permitted to obtain an exemption from the sales tax on certain materials. See Comptroller's Rule 3.291 and Texas Tax Code, Chapter 151, as amended by House Bill Number 11, acts 1991, 72nd Legislature, First Called Session. The Contractor will be required to separate the charges for materials from all other charges. Also, the Contractor must issue resale certificates to suppliers. Sales tax permit applications and information regarding resale certificates may be obtained by calling the State Comptrollers' toll free number 1-800-252-5555.

SPECIAL PROVISION
No. 000-6233
IMPORTANT NOTICE TO CONTRACTORS

The Contractor's attention is directed to Rule 3.291, paragraphs (a) (1), defining separated contracts, subsection (b) (3) discussing separated contracts, and subsection (c) discussing exempt contracts. Reference: Texas Tax Code, Chapter 151.

Contractors should note those organizations in subsection (c) that the rule shows as being exempt no longer qualify for the exemption. The rule states that contractors improving realty for organizations listed in Texas Tax Code 151.309 and 151.310 are exempt from tax. **THIS IS NO LONGER TRUE EFFECTIVE WITH CONTRACTS SIGNED ON OR AFTER AUGUST 15, 1991.**

Only those contracts with school districts and nonprofit hospitals qualify for the exemption discussed in subsection (c) of Rule 3.291.

The Comptroller is amending the rule to reflect this change.

If the low bidder elects to operate under a separated contract as defined by Rule 3.291, by obtaining the necessary permits from the State Comptroller's office allowing the purchase of materials for incorporation in this project without having to pay the Limited Sales and Use Tax at the time of purchase, the low bidder shall identify separately from all other charges the total agreed contract price for materials incorporated into the project. This form shall be filled out by the low bidder in each of the two bound copies of the contract. Total materials shall only include materials physically incorporated into the realty.

In order to comply with the requirements of Rule 3.291, as mentioned above, it will be necessary for the Contractor to obtain a sales tax permit.

It will also be necessary that the contractor issue resale certificates to his suppliers.

Sales tax application for a sales tax permit and information regarding resale certificates may be obtained by writing to:

Comptroller of Public Accounts
Capital Station
Austin, Texas 78774

The Contractor may also receive information or request sales tax permit applications by calling the State Comptrollers' toll-free number 1-800-252-5555.

Subcontractors are eligible for sales tax exemption if the subcontract is made in such manner that the charges for materials is separated from all other charges. The procedure described above will affect a satisfactory separation. When subcontractors are handled in

this manner, the Contractor must issue a resale certificate to the subcontractor and the subcontractor, in turn, must issue a resale certificate to his supplier.

STATEMENT OF MATERIALS AND OTHER CHARGES

PROJECT:

FY24-ENG-72

INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

MATERIALS INCORPORATED INTO THE PROJECT: \$ 600,000.00

ALL OTHER CHARGES: \$ 214,000.00

*TOTAL: \$ 814,000.00

*This total must agree with the total figure shown in the Item and Quantity Sheets in the bound contract.

For purposes of complying with the Texas Tax Code, the Contractor agrees that the charges for any material incorporated into the project in excess of the estimated quantity provided for herein will be no less than the invoice price for such material to the Contractor.

NOTE: ONLY THE COPY OF THIS FORM IN THE BOUND CONTRACTS IS TO BE FILLED OUT.

**INFORMATION FROM BIDDERS
MUST BE COMPLETED AND SUBMITTED WITH BID PROPOSAL**

**Project:
FY24-ENG-72
INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV**

Statement of Qualifications: (Similar Projects Completed by Bidder)

1.	Name of Project:	EL METRO ROOF REPLACEMENT
	Value of Contract:	948,000.00
	Date Completed:	2018
2.	Name of Project:	LRD AIRPORT CANOPIES
	Value of Contract:	150,000.00
	Date Completed:	2017
3.	Name of Project:	USDA ROOF REPLACEMENT
	Value of Contract:	348,000.00
	Date Completed:	2021

Experience Data: (Include name and experience record of the Superintendent)

PLEASE SEE ATTACHED

Financial Status: A confidential financial statement will be submitted by the apparent successful low Bidder only if the Owner deems it necessary.

NOTE: TO BE SUBMITTED UPON REQUEST

IS NOT AN ACCEPTABLE ANSWER.

Project:
FY24-ENG-72
INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

Proposed Progress Schedules:

PLEASE SEE ATTACHED

Data on Equipment to be used on the Work: (Include the number of machines, the type, capacity, age and conditions and location)

PLEASE SEE ATTACHED

Subcontractors: (Submit a list of proposed Subcontractors. List sources, types and manufacturers of proposed materials)

BIRDAIR - SHADE MANUFACTURER

NOTE: TO BE SUBMITTED UPON REQUEST

IS NOT AN ACCEPTABLE ANSWER.

CITY OF LAREDO
ENGINEERING DEPARTMENT
BID SCHEDULE

PROJECT:
FY24-ENG-72
INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV
Project Completion (60 calendar days)

1.0 Base Bid

Item No.	Estimated Qty.	Unit	Description of item with Unit Price Written in Words	Unit Price (in numbers & words)	Amount
1.1	1	LS	Complete installation of fabricated white Ferrari Frontside 381 PVC mesh roof type of fabric or approved equal, including but not limited to galvanized structural support cables and end fittings, clamps/tumbuckle, and Structural Steel embedded plates following the enclosed guidelines provided by the structural observation report 01/28/2023, Complete installation to be done in accordance with the latest International Building Code Requirements, and minimum one (1) year workmanship warranty. at: _____ per unit.	804,000.00	804,000.00
1.2	1	LS	Contingency Allowance	\$10,000.00	\$10,000.00

TOTAL BASE BID AMOUNT 814,000.00

TOTAL BASE BID WRITTEN IN WORDS: Eight Hundred and Fourteen Thousand

TOTAL ALTERNATE #1 AMOUNT NO BID

TOTAL ALTERNATE #1 WRITTEN IN WORDS: NO BID

ABBA CONSTRUCTION, LLC

Contractor	
	MANAGER
Signature	Title

2820 SAN BERNARDO AVE SUITE 10, LAREDO, TX 78041		
Address	City/State	Zip Code

Telephone Number: () _____

Fax Number:() _____

Date: 6/12/2024 _____

Item No. 1.1: In order to perform this job, it is the contractor responsibility to de-tension and remove the cables that attach the shade structure to the columns. All items shall consist of furnishing all labor, equipment, tools, mobilization, equipment, material testing, and final inspection report from a licensed professional/structural engineer in the State of Texas when complete in place (turn-key-project).

Item No. 1.2: This amount shall be added as part of the based bid.

General notes:

1. All bid items will be paid for when complete, in place, tested and accepted by the City of Laredo.
2. The City of Laredo reserves the right to award the base bid or any of the alternate bids listed above or reject all bids if funding is not available.
3. The successful bidder/contractor shall remove and/or loosen tension cables of the existing Inner City Pool Fabric Shade Structure within ten (10) days after the issuance of a Notice to Proceed.
4. The successful bidder/contractor shall coordinate with the City of Laredo Engineering Department and Inner City Pool Concrete Column Repairs contractor prior to beginning any installation.
5. The successful bidder/contractor shall coordinate with the City of Laredo Parks Department for installation during hours of operation.
6. The successful bidder/contractor shall coordinate with the City of Laredo Engineering Department and Parks Department prior to disposing existing fabric shade.

BID BOND

Project:

FY24-ENG-72

INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned

as Principal, and _____ as
Surety, are hereby held and firmly bound unto

as Owner in the penal sum of _____
for payment of which, well and truly to be made, we hereby jointly and severally bid ourselves,
our heirs, executors, administrators, successors and assigns.

Signed, this _____ day of _____, 20____.

The condition of the above obligation is such that whereas the Principal has submitted to

_____ a certain Bid,
attached hereto and hereby made a part hereof to enter into a Contract in writing for the

NOW, THEREFORE,

- (a) If said Bid shall be rejected, or in the alternate,
- (b) If said Bid shall be accepted and the Principal shall execute and deliver a Contract in the Form of Contract attached hereto (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said Contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the Agreement created by the acceptance of said Bid,

then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety, and its bonds shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set fourth herein.

(L.S.)
Principal (Print and Sign)

Surety

By: _____



City of Laredo - Engineering Department
May 16, 2024 @ 10:00 AM
Pre-Bid Meeting

	Name	Department/Organization	Phone Number	Email Address:
1	Ramon Chavez	COL-Engineering Department	(956) 791-7345	rchavez@ci.laredo.tx.us
2	Roberto Castro <i>RC</i>	COL-Engineering Department	(956) 791-7359	rcastro1@ci.laredo.tx.us
3	<i>Carmen Flores</i>	<i>Abba Construction</i>	<i>(956) 267 9899</i>	<i>projects@abbaconstructionusa.com</i>
4	<i>Patricia Contreras</i>	<i>Midas Contractors</i>	<i>(956) 625-8259</i>	<i>Patty@vomocontractors.com</i>
5	<i>Paola Alfaro</i>	<i>Midas Contractors</i>	<i>956-480-6637</i>	<i>paola@midascontractors.com</i>
6	<i>Juan J. Gomez Jr</i>	<i>PARKS</i>	<i>956-763-4512</i>	<i>jgomez5@ci.laredo.tx.us</i>
7	<i>Anita Stanley</i>	<i>PARKS</i>	<i>956 236-5515</i>	<i>astanley@ci.laredo.tx.us</i>
8	<i>Harold Taylor</i>	<i>Exoxy Design Systems</i>	<i>713/618-7333</i>	<i>harry@exoxydesign.com</i>
9	<i>JESUS MENDOZA</i>	<i>LAREDO DISCOUNT METALS</i>	<i>(956) 712-0039</i>	<i>sales@laredodiscountmetals.com</i>
10				
11				
12				
13				
14				
15				

BID BOND

**Project:
FY24-ENG-72**

INNER CITY PARK POOL FABRIC SHADE STRUCTURE REPLACEMENT – DISTRICT IV

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned

Abba Construction, LLC

as Principal, and Contractors Bonding and Insurance Company as

Surety, are hereby held and firmly bound unto

City of Laredo

as Owner in the penal sum of Five Percent of Amount Bid (5%)

for payment of which, well and truly to be made, we hereby jointly a severally bid ourselves, our heirs, executors, administrations, successors and assigns.

Signed, this 29th day of May, 2024.

The condition of the above obligation is such that whereas the Principal has submitted to

City of Laredo a certain Bid,
attached hereto and hereby made a part hereof to enter into a Contract in writing for the

FY24-ENG-72 - Inner City Park Pool Fabric Shade Structure Replacement - District IV

NOW, THEREFORE,

- (a) If said Bid shall be rejected, or in the alternate,
- (b) If said Bid shall be accepted and the Principal shall execute and deliver a Contract in the Form of Contract attached hereto (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said Contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the Agreement created by the acceptance of said Bid,

then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety, and its bonds shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set fourth herein.

Abba Construction, LLC

Principal (Print and Sign)

Carlos A. Flores

Contractors Bonding and Insurance Company

Surety

By:

Christian Collins, Attorney-in-Fact



POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Brett Rosenhaus, Christian Collins, Laura D. Mosholder, jointly or severally

in the City of Delray Beach, State of Florida its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 24th day of May, 2022.



RLI Insurance Company
Contractors Bonding and Insurance Company

By:

Barton W. Davis

Vice President

State of Illinois

County of Peoria

} SS

CERTIFICATE

On this 24th day of May, 2022, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 29th day of May, 2024.

RLI Insurance Company

Contractors Bonding and Insurance Company

By:

Jeffrey D. Fick

Corporate Secretary

By:

Catherine D. Glover

