

ENGINEER, BOND COUNSEL, AND FINANCIAL ADVISOR REQUEST FOR QUALIFICATIONS

Bistone Municipal Water Supply District ("the BMWSD") requests the submission of qualifications statements, which will lead to the possible award of separate contracts to provide professional **Engineering, Bond Counsel and Financial Advisor** services for an elevated storage tank and replacement of a 1967 transmission pipeline. The BMWSD is anticipating funding through the Texas Water Development Board (TWDB) under the Drinking Water State Revolving Fund (DWSRF) loan program.

Scope of Work

The services to be obtained for the **Engineering** generally requires the following: Comprehensive engineering and planning services related to the design and construction related to the installation of an elevated storage tank and the replacement of a 1967 transmission pipeline.

The services to be obtained for the **Bond Counsel** generally requires the following: Preparation of documentation pursuant to which debt obligations will be issued; review of applicable law and legal issues relating to the structure of the debt obligations; preparation of documentation and coordination of sale of the debt obligations to the TWDB under the DWSRF loan program; submission of a transcript of the proceedings authorizing the issuance of the debt obligations to the Attorney General of Texas for approval and registration by the Comptroller of Public Accounts of the State of Texas; render opinion covering the validity of the debt obligations under Texas law and, if applicable, the tax exempt status of the interest thereon under federal income tax laws.

The services to be obtained for the **Financial Advisor** generally requires the following: Strategic financial planning, analysis of market conditions, recommended investments of bond proceeds, and recommendations to the BMWSD for financing through the TWDB under the DWSRF loan programs.

Guidelines for Content of Qualification Statements

DO NOT INCLUDE COST INFORMATION with the qualification statements. Responses that include cost or pricing information will be rejected and will not be considered by the BMWSD.

Detailed instructions on preparation of the qualification statement must be obtained from the BMWSD. For more information on preparing and submitting the qualification statement, contact Brent Locke, General Manager, at bistonewater@nctv.com or 254-562-5922. The consultants for Engineering, Bond Counsel, and Financial Advisor services are expected to negotiate separate agreements for professional services which are acceptable to the BMWSD. If an acceptable contract cannot be negotiated, the BMWSD may elect to formally end negotiations with a consultant. The BMWSD will evaluate the proposals to determine which firm has the best qualifications. The BMWSD reserves the right to accept or reject any or all proposals for any reason deemed to be in the best interest of the BMWSD.

Submittal Deadline

Three (3) copies of the qualifications statement must be filed with the BMWSD by November 17, 2021 at 12:00 pm.

Minimum Qualifications and Selection Criteria

The BMWSD will evaluate the proposals to determine which firm has the best qualifications.

Contract Terms and Negotiation Schedule

The consultant for *Bond Counsel, Financial Advisor, and Engineering* services are expected to negotiate an agreement for services which is acceptable to the BMWSD. If an acceptable contract cannot be negotiated, the BMWSD may formally end negotiations and begin negotiating with the next highest qualified person or firm.

This contract is contingent upon release of funds from the Texas Water Development Board (TWDB). Any contract or contracts awarded under this Invitation for Bid (IFB) or Request for Qualifications (RFQ) are expected to be funded in part by a loan from the TWDB. Neither the State of Texas nor any of its departments, agencies, or employees are or will be a party to this IFB, RFQ, or any resulting contract. RFQ's are issued in accordance with Section 2254 of the Texas Government Code (Professional Services Act) and Title 40 Code of Federal Regulations, Part 31 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments).

This contract is subject to the Environmental Protection Agency's (EPA) Disadvantaged Business Enterprise (DBE) Program, which includes EPA-approved fair share goals toward procurement of Minority and Women-owned Business Enterprise (M/WBE) businesses. EPA rules require that applicants and prime contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to M/WBEs through demonstration of the six affirmative steps. For more details of the DBE Program and the current, applicable fair share goals, please visit www.twdb.texas.gov/dbe The Bistone Municipal Water Supply District is an affirmative action/equal opportunity employer. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age, handicap or national origin. Small, minority, and women-owned business enterprises are encouraged to submit proposals.

This contract includes goals for Minority and Women's Business Enterprise participation. The Environmental Protection Agency (EPA) has approved the following Minority Business Enterprise (MBE) & Women Business Enterprise (WBE) "fair share goals" for the TWDB State Revolving Fund programs. EPA policy does NOT mandate that the fair share goals be achieved but does mandate that a documented good faith effort be made toward achieving the goals.

	MBE	WBE
CONSTRUCTION	19.44%	9.17%
SUPPLIES	25.34%	8.82%
EQUIPMENT	16.28%	11.45%
SERVICES	20.41%	13.66%