



COUNTY OF EL PASO
County Purchasing Department
800 E. Overland, Suite 300
El Paso, Texas 79901
(915) 546-2048
(915) 546-8180 Fax

Notice to Interested Parties

Sealed bids will be received at the County Purchasing Department, 800 E. Overland, Suite 300, El Paso, Texas 79901 before 2:00 p.m., **Wednesday, November 25, 2009** to be opened at the County Purchasing Office the same date for **Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles.**

Bids must be in a sealed envelope and marked:
"Bid to be opened November 25, 2009
Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles
Bid #09-088"

Any questions or additional information required by interested vendors must be submitted in writing to the attention of the County Purchasing Agent before Tuesday, November 17, 2009, at 12:00 p.m. Questions can be faxed to (915)-546-8180.

Said contract shall be let to the lowest responsible bidder, and the **COMMISSIONER'S COURT RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS AND WAIVE TECHNICALITIES.** Only bids that conform to specifications will be considered. Faxed bids will not be accepted. Successful bidder shall not order items or services until a Purchase Order is received from the County Purchasing Office. Payment will not be made on items delivered without a Purchase Order. Contract will be awarded by lump sum or line item, whichever is in the best interest of the County.

In order to remain active on the El Paso County Vendor list, each vendor receiving this bid must respond in some form. Vendors submitting a bid must meet or exceed all specifications herein. Vendors submitting a no bid must submit their reason in writing to the El Paso County Purchasing Department.

If the bid totals more than \$100,000.00, the bidder shall furnish a certified cashier's check made payable to the order of El Paso County or a good and sufficient bid bond in the amount of 5% of the total contract price, executed with a surety company authorized to do business in the State of Texas. The bid bond must be included with the bid at the time of the opening.

PITI VASQUEZ
County Purchasing Agent

BIDDING SCHEDULE

To: El Paso County, Texas

I or we agree to furnish the following described equipment, supplies, or services for the prices shown in accordance with specifications listed below or attached. By execution of this bid, I hereby represent and warrant to El Paso County that I have read and understood the Bid Documents and the Contract Documents and this bid is made in accordance with the Bid Documents.

Please quote prices and discounts on the following items:

F. O. B. El Paso County

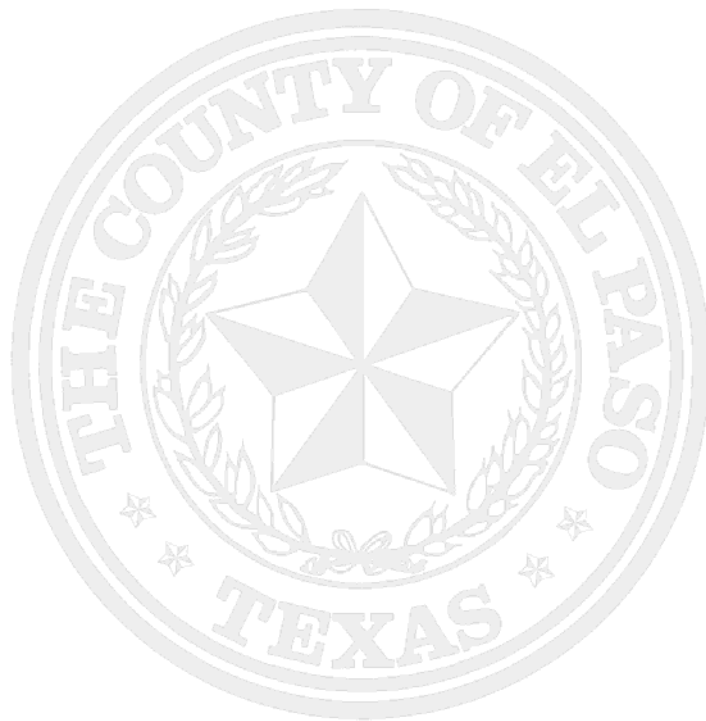
Description – Bid #09-088 Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles Vendor must meet or exceed specifications
Please do not include tax, as the County is tax-exempt. We will sign tax exemption certificates covering these items. Please submit one (1) original copy and two (2) copies of your bid.

_____ Company	_____ Mailing Address
_____ Federal Tax Identification No.	_____ City, State, Zip Code
_____ CIQ Document Number	_____ CIQ Sent Date
_____ Representative Name & Title	_____ Telephone
_____ Fax Number	_____ E-mail
_____ Signature	_____

*****THIS MUST BE THE FIRST PAGE ON ALL BIDS*****

Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles

Bid #09-088



**Opening Date
Wednesday, November 25, 2009**

EL PASO COUNTY SHERIFF'S OFFICE
Interior/Exterior and Communication Vehicle Equipment
Specification for 4 Vehicles

Request the County Purchasing Agent go out on bid for a vendor to provide the below listed equipment, and services for four (4) Sheriff's Office Patrol Vehicles (2009 Ford CV). Vehicles will be located in El Paso, Texas. Vendor must provide warranty shop in El Paso, Texas. **All equipment shall be properly installed according to the manufacturers suggested method by the El Paso County Sheriff's Office Motor Pool; therefore installation should not be included in the bid.**

Patrol Interior/Exterior and Communications Equipment Requirements

- A. Prisoner transport seat (Laguna System 3P transport seat) heavy gauge (.225) automotive grade ABS plastic that meets MVSS standard 302 (flammability), each seating position shall utilize a TYPE 2, three point, certified seat belt that meets MVSS 208, 209, and 302 for legal occupant restraint. The seat belt will operate from the center of the seat to the outside of the seat with magnetic fasteners to attach belts to prisoner barrier when not in use. Seat shall be bolted to the vehicle. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

- B. Prisoner Barrier Screen (Setina Bodyguard Model 10-S) with integrated rifle rack, padded tubular framing 1/4" thick acrylic plexiglass window, sliding window with locking stops, mounting assembly and lower extension panel. Rifle rack will be mounted horizontally at the top of the Prisoner Barrier Security Screen. The rifle rack will be capable of holding an AR-15 type rifle and contain an electronic locking device that will only unlock when the ignition is on. Rack must also open manually with a standard handcuff key. Recommend Big Sky Gun Rack Model ELS300 with an ELS 340 insert. Polycarbonate Rear Window Barriers (Setina Polycarbonate Window Barriers). Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

- C. Go Rhino Grille Guard, 29" wide x 23" tall, 1/4" thick side plated heavy duty mounting brackets, 1/2" x 2" wide protective rubber molded trip, 2" round x 14 gauge top tube cross bar, 6" wide x 12 gauge thick center plate. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

- D. Siren speaker Federal Brand 100 W output, Signal Dynamic mounted behind grille. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

- E. Federal Signal Legend -45 LED Lightbar which will be configured as follows (Ref Number: 42181, Position 1-LGD3X2-R, 2-LGD5-R, 3-LGD5-R, 4-LGDT-2, 5-LGDT-2, 6-LGD5-B, 7LGD5-BM 7-LGD3X2-B, L1-LGDL, 9-LGD3X2-B, 10-LGD5-B, 11-LGD5-B, 12-LG5-A, 14-LGD5-R, 15-LGD5-R, 16-LGD3X2-R, L-LGDL. Includes 25' cable length, Mount-853134A, Hook-Black, Control-Interface Module (user-supplied switch control required). Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested. Substitutions not recommended.

Unit Price \$ _____ Total for 4 \$ _____

- F. Federal Electronics Siren/Switch PA 640, Part # 640000. To be programmed as prior vehicles and mounted in console. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

- G. Fire extinguisher, 5lb, ABC dry chemical, refillable with vehicle mounting bracket for inside the trunk mounting.

Unit Price \$ _____ Total for 4 \$ _____

- H. Headlight and Taillight LED strobe flashers (white) with a whelen 6 outlet 90W power supply, high/ low intensity control, 10 flash patterns, 12/24 volts.

Unit Price \$ _____ Total for 4 \$ _____

- I. Kustom Signals Digital Eyewitness ION Eclipse with Control Center, Monitor, Recorder/Computer, Sony Camera w/zoom lens, ClearComm SDD 900 MHz transmitter, GPS, ignition on/off, with two 80GHz removable hard drives w/crash activation. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

J. Precision Mounting Technologies (MS40283CLF) mounting bracket to be integrated to a centerline console which provides for three (2) equipment bays and faceplates for mounting radio control head and Federal PA640 siren/PA unit. The equipment bays should be on the forward part of the mounting system and angled for easy access for vehicle operator and front passenger. The mounting system must also be upgradeable to accommodate a vehicle printer. The system must include two (2) cup holders. The system must provide for positioning the computer for use by both the driver or front passenger and the ability to lower the computer out of the way between the front seats when not in use. The mounting system must include a computer dock, which allows the operator to easily remove the computer from the vehicle without disconnecting any wiring from the computer itself and must not restrict access to computer ports on the computer unless ports are replicated to the mounting solution. The mounting system should have a screen support, light, and must be certified as “Air Bag Compliant” when the computer is in the up or down position. The mounting system must provide for a keyed locking system to secure the computer to the mount to prevent easy removal of the computer by unauthorized persons without a key. The mounting system should be machined vs. stamped and made of aircraft aluminum to minimize potentially harmful harmonic vibrations from being transmitted to the computer through the mounting system. Mounting system must carry its own warranty against defects in material or workmanship for a period of not less than twelve months. Mounting solution must provide for required power supply for the specified computer. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$_____

Total for 4 \$_____

K. Trunk equipment mount slide out shelf for mounting of radio and modem box (Havis Shield C-3190). Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$_____

Total for 4 \$_____

L. Battery protection unit to prevent the battery from draining below a required threshold for starting in the event equipment is left on. Recommend Charge Guard GC-MP with 75 amp relay 05.0700.075 SPST. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$_____

Total for 4 \$_____

M. Programmable Shut Down Timer for electronics (Radio/Digital Video).

Unit Price \$_____

Total for 4 \$_____

N. Secure-Idle, solid state, water-resistant, 60 amp load capabilities, color coded wires.

Unit Price \$ _____ Total for 4 \$ _____

O. Mobile Radio – MA-COM Model M7100 remote mount two way radio, VHF high Band (150 – 174 MHz) 110 Watt Scan model, must be 25 KHz and 12.5 KHz capable as a function of programming. Radio to be provided with minimum 3db gain antenna with Teflon low loss cable, microphone, speaker, and all required cabling. Must be P25 ready. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____ Total for 4 \$ _____

P. Panasonic CF30 Toughbook, Model CF-30FASAXAM adopted as the department standard for mobile computer terminals. Computer must be full magnesium alloy case with handle and meet MIL-STD-810F test standards for high and low temperature, dust, vibration, water resistance, humidity, thermal shock, and altitude. Certification of compliance must accompany bid. Moisture and dust resistant LCD, keyboard and touchpad. Sealed port and connector covers. Pre-installed replaceable screen film for touchscreen protection.

Intel Core Duo Processor L2400

- 2MB L2 cache
- Processor speed 1.6GHz
- 667MHzFSB

Minimum 2 GB SDRAM (DDR2), expandable to 4096 MB. 13.3” 1024 x 768 (XGA) transmissive display, daylight-readable TFT active matrix color LCD with touchscreen with 1000 nit LCD brightness. Minimum 80 GB shock-mounted removable hard drive in stainless steel case.

Sigmatel STAC9751T AC-97 v.2.1. Complaint Audio Codec, with integrated front-facing speaker.

Expansion slots for:

- PC card type II x1
- Secure Digital (SD) card
- Express card/54 x 1

CF-VDR302U COMBO DRIVE MM POCKET CF-30

87-key emissive backlit keyboard with dedicated Windows key. Pressure-sensitive touchpad with vertical scrolling support.

Interface:

- | | |
|-----------------------|---------------------|
| • External video | MiniD-sub 15 pin |
| • Headphone / speaker | Mini-jack stereo |
| • Microphone/line in | Mini-jack |
| • Port replicator | 80-pin (reinforced) |

- Serial D-sub 9 pin
- Ext. antenna conn. 50 Ohm Coaxial
- USB 2.0 (x3) 4 pin
- IEEE 1394a (firewire) 4 pin
- 10/100/1000 Ethernet RJ-45
- 56K Modem RJ-11

10/100/1000 Ethernet card

Bluetooth v. 20 + EDR

Intel PRO/Wireless 3945a/b/g LAN connection 802.11a/b/g with security:

- Authentication: LEAP, WPA, 802.1x, EAP-TLS, EAP-Fast, PEAP.
 - Encryption: CKIP, TKIP, 128-bit and 64 bit WEP, Hardware AES
- Lithium ion battery with overcharge protection and AC adapter 25 ft. serial cable (M/F)

DVD-ROM & CD-R/RW Drive Pack (Model No.CF-VDR302U). The computer to be provided with minimum three (3) year warranty for parts and labor. 3 Year Warranty (Depot) Access to computer manufacturer technical support line/center must be available to the El Paso County Sheriff's Office. Any limitations on access must be specified in the bid. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____

Total for 4 \$ _____

- Q. Kustom Signal Directional Eagle II in car mounted radar system, the unit must have a front dash mounted antenna, rear window mounted antenna, and tuning forks. Vendor must supply pictures and specifications of substitutions to prove equivalency of item requested.

Unit Price \$ _____

Total for 4 \$ _____

COUNTY OF EL PASO, TEXAS

CERTIFICATIONS REGARDING LOBBYING, DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; DRUG-FREE WORKPLACE REQUIREMENTS; FEDERAL DEBT STATUS, AND NONDISCRIMINATION STATUS AND IMPLEMENTING REGULATIONS*

Instructions for the certifications:

General Requirements

The County of El Paso, Texas is required to obtain from all applicants of federal funds or pass-through certifications regarding federal debt status, debarment and suspension, and a drug free workplace. Institutional applicants are required to certify that they will comply with the nondiscrimination statutes and implementing regulations.

Applicants should refer to the regulations cited below to determine the certifications to which they are required to attest. Signature of the form provides for compliance with certification requirements under 21 CFR part 1405, "New Restrictions on Lobbying," 21 CFR part 1414, Government wide Debarment and Suspension (Non-procurement), Certification Regarding Federal Debt Status (OMB Circular A-129), and Certification Regarding the Nondiscrimination Statutes and Implementing Regulations. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the County of El Paso determines to award the covered cooperative agreement

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented in 21 CFR part 1405, for persons entering into a cooperative agreement over \$100,000, as defined at 21 CFR Part 1405, the applicant certifies that;

(a) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement,

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal Grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award document for all sub-awards at all tiers (including sub-grants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

1. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

As required by Executive Order 12549, Debarment and Suspension and implemented at 21 CFR Part 1404, for prospective participants in primary covered transactions

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or and 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 not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to the application.

2. DRUG-FREE WORKPLACE

As required by the Drug Free Workplace Act of 1988, and implemented at 21 CFR Part 1404 Subpart F.

A. The applicant certifies that it will or will continue to provide a drug free workplace by:

(a). Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the applicant's workplace and specifying the actions that will be taken against employees for violations of such prohibition;

(b) Establishing an on-going drug free awareness program to inform employees about:

(1) The dangers of drug abuse in the workplace;

(2) The applicant's policy of maintaining a drug free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violation occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee must

- (1) Abide by the terms of the statement; and
- (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such convictions. Employers of convicted employees must provide notice including position title, to: The County of El Paso, Texas, 500 East San Antonio Street, Suite 406, El Paso, Texas 79901. Notice shall include the identification number of each affected grant

(f) Taking one of the following actions within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal State, or local health, law enforcement, or other appropriate agency

(g) Making a good faith effort to continue to maintain a drug free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

3. CERTIFICATION REGARDING FEDERAL DEBT STATUS (OMB Circular A-129)

The Applicant certifies to the best of its knowledge and belief, that it is not delinquent in the repayment of any federal debt.

4. CERTIFICATION REGARDING THE NONDISCRIMINATION STATUTES AND IMPLEMENTING REGULATIONS

The applicant certifies that it will comply with the following nondiscrimination statutes and their implementing regulations: (a) title VI of the Civil right Act of 1964 (42 U.S.C. 2000D et seq.) which provides that no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of or be otherwise subjected to discrimination under any program or activity for which the applicant received federal financial assistance; (b) Section 504 of the rehabilitation Act of 1973, as amended (29 U.S.C. 794), which prohibits discrimination on the basis of handicap in programs and activities receiving federal financial assistance; (c) title IX of the Education Amendments of 1972m as amended (20 U.S.C. 1981 et seq.) which prohibits discrimination on the basis of sex in education programs and activities receiving federal financial assistance; and (d) the Age Discrimination Act of 1975, and amended (42 U.S.C. 6101 ec seq.) which prohibits discrimination on the basis of age in programs and activities receiving federal financial assistance, except that actions which reasonably take age into account as a factor necessary

for the normal operation or achievement of any statutory objective of the project or activity shall not violate this statute.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

Business Name

Date

Name of Authorized Representative

Signature of Authorized Representative

COUNTY OF EL PASO PURCHASING DEPARTMENT

MDR BUILDING, 800 EAST OVERLAND
ROOM 300, EL PASO, TEXAS 79901
(915) 546-2048, FAX: (915) 546-8180

PITI VASQUEZ, PURCHASING AGENT
JOSE LOPEZ, JR. ASST. PURCHASING AGENT
LUCY BLADERAMA, INVENTORY BID TECHNICIAN

BIDDING CONDITIONS

This is the only approved instruction for use on your invitation to bid. Items below apply to and become a part of the terms and conditions of the bid.

1. BY SUBMITTING A BID, EACH BIDDER AGREES TO WAIVE ANY AND ALL CLAIMS IT HAS OR MAY HAVE AGAINST THE COUNTY OF EL PASO, AND ITS OFFICERS, AGENTS AND EMPLOYEES, ARISING OUT OF OR IN CONNECTION WITH: THE DOCUMENTS, PROCEDURES, ADMINISTRATION, EVALUATION, OR RECOMMENDATION OF ANY BID; THE WAIVER BY EL PASO COUNTY OF ANY REQUIREMENTS UNDER THE BID DOCUMENTS OR THE CONTRACT DOCUMENTS; THE ACCEPTANCE OR REJECTION OF ANY BIDS; AND THE AWARD OF THE CONTRACT.
2. Bids must be in the Purchasing Department BEFORE the hour and date specified. Faxed bids will not be accepted.
3. Late bids properly identified will be returned to bidder unopened. Late bids will not be considered under any circumstances.
4. All bids are for new equipment or merchandise unless otherwise specified.
5. Quotes F.O.B. destination. If otherwise, show exact cost to deliver.
6. Bid unit price on quantity specified-extend and show total. In case of error in extension, unit prices shall govern. Bids subject to unlimited price increases will not be considered.
7. Bids must give full firm name and address of bidder. Failure to manually sign bid will disqualify it. Person signing should show title or authority to bind his firm in a contract.
8. No substitutions or cancellations permitted without written approval of County Purchasing Agent.
9. The County reserves the right to accept or reject all or any part of any bid, waive minor technicalities and award the bid to the lowest responsible bidder. The County of El Paso reserves the right to award by item or by total bid. Prices should be itemized.
10. Bids \$100,000.00 and over, the bidder shall furnish a certified cashiers check made payable to the County of El Paso or a good and sufficient bid bond in the amount of 5% of the total contract prices and execute with a surety company authorized to do business in the State of Texas. The bid bond must be included with the bid at the time of the opening.
11. This is a quotation inquiry only and implies no obligation of the part of the County of El Paso.
12. The County of El Paso reserves the right to reject any proposal due to failure of performance on deliveries. The County Purchasing Agent will justify this.
13. Brand names are for descriptive purposes only, not restrictive.
14. The County of El Paso is an Equal Opportunity Employer.

15. Any proposal sent via express mail or overnight delivery service must have the proposal number and title clearly marked on the outside of the express mail or overnight delivery service envelope or package. Failure to clearly identify your proposal may be cause for disqualification.
16. PURSUANT TO TEXAS GOVERNMENT CODE SECTION 2253.021, A PRIME CONTRACTOR WHO IS AWARDED A PUBLIC WORKS CONSTRUCTION CONTRACT SHALL, PRIOR TO BEGINNING THE WORK, EXECUTE TO THE COUNTY:
 - a. A PERFORMANCE BOND, IN THE FULL AMOUNT OF THE CONTRACT, IF THE CONTRACT IS IN EXCESS OF \$100,000; AND
 - b. A PAYMENT BOND, IN THE FULL AMOUNT OF THE CONTRACT, IF THE CONTRACT IS IN EXCESS OF \$25,000.
17. PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SECTION 262.032(b), ANY SUCCESSFUL BIDDER WHO IS AWARDED ANY CONTRACT IN EXCESS OF \$50,000 MAY BE REQUIRED TO EXECUTE A PERFORMANCE BOND TO THE COUNTY. SAID BOND SHALL BE IN THE FULL AMOUNT OF THE CONTRACT AND MUST BE FURNISHED WITHIN 30 DAYS AFTER THE DATE A PURCHASE ORDER IS ISSUED OR THE CONTRACT IS SIGNED AND PRIOR TO COMMENCEMENT OF THE ACTUAL WORK. ANY PERFORMANCE BOND REQUIRED PURSUANT TO THIS SECTION SHALL BE NOTED IN THE ATTACHED DETAILED BID SPECIFICATIONS OR SCOPE OF WORK. THIS SECTION DOES NOT APPLY TO A PERFORMANCE BOND REQUIRED BY CHAPTER 2253, TEXAS GOVERNMENT CODE.
18. "Beginning January 1, 2006, in order to implement HB 914 (adding new Local Government Code Chapter 176), ALL VENDORS MUST SUBMIT A CONFLICT OF INTEREST QUESTIONNAIRE (Form CIQ) disclosing its affiliations and business relationships with the County's Officers (County Judge and Commissioners Court) as well as the County employees and contractors who make recommendations for the expenditure of County funds. The names of the County Officers and of the County employees and contractors making recommendations to the County Officers on this contract are listed in the Specifications.

THE CONFLICT OF INTEREST QUESTIONNAIRE MUST BE FILED WITH THE COUNTY CLERK AND A COPY OR PROOF OF FILING MUST BE ATTACHED TO THE BIDDER'S RESPONSE SUBMITTED TO THE PURCHASING DEPARTMENT.

Bidders should be aware that this bidding condition is not intended to cover or to advise you about all situations in which Local Government Code Chapter 176 would require you to file a Form CIQ. You should consult your private attorney with regard to the application of this law and your compliance requirements. Failure to comply is punishable as a Class C misdemeanor.

NOTICE:

ALL COMMUNICATIONS BY A VENDOR TO THE COUNTY, ITS OFFICIALS, AND DEPARTMENT HEADS REGARDING THIS PROCUREMENT SHALL BE DONE THROUGH THE EL PASO COUNTY PURCHASING DEPARTMENT. **THE EL PASO COUNTY CODE OF ETHICS PROHIBITS ALL PRIVATE COMMUNICATION BETWEEN VENDORS AND CERTAIN COUNTY OFFICIALS AND EMPLOYEES AS DESCRIBED BELOW:**

No vendor, its representative, agent, or employee shall engage in private communication with a member of the El Paso County Commissioners Court or county department heads regarding any procurement of goods or services by the County from the date that the bid, RFP, or RFQ is released. No private communication regarding the purchase shall be permitted until the procurement process is complete and a purchase order is granted or a contract is entered into. Members of the commissioners court are required to make a reasonable effort to inform themselves regarding potential procurements and have a duty to inquire of vendors, their representatives or employees, the nature of any private communication being sought prior to engaging in any communication. "Private Communication" means communication with any vendor outside of a posted meeting of the governing body, a regular meeting of a standing or appointed committee, or a negotiation with a vendor which has been specifically authorized by the governing body.

Health Insurance Benefits Provided By Bidder

Consideration of Health Insurance Benefits*

1. Do you or your subcontractor(s) currently offer health insurance benefits to your employees?

If so, please describe those health insurance benefits that you or your subcontractor(s) currently provide/offer to your employees.

2. What percentage, if any, of your of your subcontractor's employees are currently enrolled in the health insurance benefits program?

El Paso County may consider provision of health insurance benefits as part of the overall "best value" determination. Failure to provide health insurance benefits will not disqualify you from participating in this bid selection process.

Business Name

Date

Name of Authorized Representative

Signature of Authorized Representative

* This page must be included in all responses.



COUNTY OF EL PASO
County Purchasing Department
800 East Overland, Suite 300
El Paso, Texas 79901
(915) 546-2048
(915) 546-8180 Fax

RE: Bid #09-088, Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles

Dear Vendor:

As of January 1, 2006, the Texas Local Government Code Chapter 176 requires all vendors and potential vendors who contract or seek to contract for the sale or purchase of property, goods, or services with any local government entity to complete and submit a Conflicts of Interest Questionnaire. A copy of the requirements regarding vendors is attached. Also attached is a copy of the Questionnaire which needs to be filed and was prepared and approved for statewide use by the Texas Ethics Commission.

In filing out the Questionnaire, the following are the County Officers that will award the bid and the employees which will make a recommendation to the Commissioners Court:

County Officers: County Judge Anthony Cobos
Commissioner Anna Perez
Commissioner Veronica Escobar
Commissioner Willie Gandara Jr.
Commissioner Dan Haggerty

County Employees: Piti Vasquez, Purchasing Agent
Jose Lopez, Jr., Assistant Purchasing Agent
Pete Gutierrez, Buyer II
Linda Mena, Inventory Bid Technician
Lucy Balderama, Inventory Bid Technician
Sylvia Aguilar, Chief Deputy
Jesus Campa, Support Services Commander

Please note that the state law requires that the Questionnaire be filed with the **COUNTY CLERK** no later than **the 7th business day after submitting an application, response to an RFP, RFQ or bid** or any other writing related to a potential agreement with the County. Failure to file the questionnaire within the time provided by the statute is a Class C misdemeanor

CONFLICT OF INTEREST QUESTIONNAIRE

FORM CIQ

For vendor or other person doing business with local governmental entity

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

Bid # 09-088

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

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 Code. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable 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 as 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

COUNTY OF EL PASO PURCHASING DEPARTMENT

PITI VASQUEZ, PURCHASING AGENT
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(915)546-2048, FAX (915)546-8180

Instructions: Conflict of Interest Form (CIQ)

- ***Please complete CIQ Form whether or not a conflict exists.***
- **Box #1 All Vendors Must Print Clearly their names and company name.**
- **Box #2** If the vendor has already filed a CIQ for the current year and is updating (filing a new one) due to changes on bid, please check box. If this is the first time within the current year that the vendor is submitting a CIQ, then do not check this box, **but type or write "N/A."**
- **Box #3** If you are filing a disclosure of conflict of interest, meaning that you **do** have a relationship with someone listed on the page prior to the CIQ form on your BID, RFP, RFQ, or RFI, then you must print the name of the person whom you have a business relationship with or **if you do not have a CIQ with anyone,--type or write "NONE"**
- If you answer **yes** to any of the following: **Item A, B, C** you have a conflict and must disclose on this form. If not check "NO" on
- **Item D** List the type of relationship and what department in the local government the person you have listed in **Box #3**. **If not please type or write "NONE" on Item D**
- **Box #4** Please have the person that is named on **Box# 1**, sign and date in this box. We request a contact number in case there are any questions or form is missing information. This is a courtesy to you.
- It is the vendor's responsibility to submit the CIQ document number provided by the County Clerk's to the Purchasing Department.
- Please note that the state law requires that the Questionnaire be filed with the COUNTY CLERK no later than the 7th business day after submitting an application, response to an RFP, RFQ, RFI or bid or any other writing related to a potential agreement with the County. Failure to file the questionnaire within the time provided by the statute is a Class C misdemeanor.
- File a completed Conflict of Interest Questionnaire (Form CIQ) by faxing or walking it in person to the El Paso County Clerk to 500 E. San Antonio, Suite 105, El Paso, TX 79901, fax to 915-546-2012 the attention of the County Clerks office.
- If filing by fax use your fax confirmation (date/time) for your records. You may attach the confirmation with you Bids if your CIQ has not been filed yet. To obtain a copy/CIQ document number go to our website at www.epcounty.com, click on public records, click on to Official Public Records - Deeds of Trust, Liens and other public documents (County Clerk), type in the name of your company, on Style: scroll to CIQ-Conflict INT. QUESTIONNAIRE, and click on Search. It will be available on the web-site approximately 5 to 10 business days. Please fax a copy to The Purchasing Department at (915) 546-8180. If you have not yet placed it in your Bid, RFP, RFQ, RFI.
- If you have any questions, please call Lucy Balderama or Linda Mena at 915-546-2068

Tex. Local Gov't Code § 176.006 (2005)

§ 176.006. Disclosure Requirements for Vendors and Other Persons; Questionnaire

(a) A person described by Section 176.002(a) shall file a completed conflict of interest questionnaire with the appropriate records administrator not later than the seventh business day after the date that the person:

(1) begins contract discussions or negotiations with the local governmental entity; or

(2) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential agreement with the local governmental entity.

(b) The commission shall adopt a conflict of interest questionnaire for use under this section that requires disclosure of a person's affiliations or business relationships that might cause a conflict of interest with a local governmental entity.

(c) The questionnaire adopted under Subsection (b) must require, for the local governmental entity with respect to which the questionnaire is filed, that the person filing the questionnaire:

(1) describe each affiliation or business relationship the person has with each local government officer of the local governmental entity;

(2) identify each affiliation or business relationship described by Subdivision (1) with respect to which the local government officer receives, or is likely to receive, taxable income from the person filing the questionnaire;

(3) identify each affiliation or business relationship described by Subdivision (1) with respect to which the person filing the questionnaire receives, or is likely to receive, taxable income that:

(A) is received from, or at the direction of, a local government officer of the local governmental entity; and

(B) is not received from the local governmental entity;

(4) describe each affiliation or business relationship with a corporation or other business entity with respect to which a local government officer of the local governmental entity:

(A) serves as an officer or director; or

(B) holds an ownership interest of 10 percent or more;

(5) describe each affiliation or business relationship with an employee or contractor of the local governmental entity who makes recommendations to a local government officer of the local governmental entity with respect to the expenditure of money;

(6) describe each affiliation or business relationship with a person who:

(A) is a local government officer; and

(B) appoints or employs a local government officer of the local governmental entity that is the subject of the questionnaire; and

(7) describe any other affiliation or business relationship that might cause a conflict of interest.

(d) A person described by Subsection (a) shall file an updated completed questionnaire with the appropriate records administrator not later than:

- (1) September 1 of each year in which an activity described by Subsection (a) is pending; and
- (2) the seventh business day after the date of an event that would make a statement in the questionnaire incomplete or inaccurate.
- (e) A person is not required to file an updated completed questionnaire under Subsection (d)(1) in a year if the person has filed a questionnaire under Subsection (c) or (d)(2) on or after June 1, but before September 1, of that year.
- (f) A person commits an offense if the person violates this section. An offense under this subsection is a Class C misdemeanor.
- (g) It is a defense to prosecution under Subsection (f) that the person filed the required questionnaire not later than the seventh business day after the date the person received notice of the violation.

Tex. Local Gov't Code § 176.001 (2005)

§ 176.001. Definitions

In this chapter:

- (1) "Commission" means the Texas Ethics Commission.
- (2) "Family member" means a person related to another person within the first degree by consanguinity or affinity, as described by Subchapter B, Chapter 573, Government Code.
- (3) "Local governmental entity" means a county, municipality, school district, junior college district, or other political subdivision of this state or a local government corporation, board, commission, district, or authority to which a member is appointed by the commissioners court of a county, the mayor of a municipality, or the governing body of a municipality. The term does not include an association, corporation, or organization of governmental entities organized to provide to its members education, assistance, products, or services or to represent its members before the legislative, administrative, or judicial branches of the state or federal government.
- (4) "Local government officer" means:
 - (A) a member of the governing body of a local governmental entity; or
 - (B) a director, superintendent, administrator, president, or other person designated as the executive officer of the local governmental entity.
- (5) "Records administrator" means the director, county clerk, municipal secretary, superintendent, or other person responsible for maintaining the records of the local governmental entity.

COUNTY OF EL PASO, TEXAS

Solicitation Check List

Re-bid - Interior and Exterior Equipment for 4 Marked Patrol Vehicles Bid #09-088

THIS CHECKLIST IS PROVIDED FOR YOUR CONVENIENCE

_____ Responses should be delivered to the County Purchasing Department by 2:00 p.m., Wednesday, November 25, 2009. Did you visit our website (www.epcounty.com) for any addendums?

_____ Did you sign the Bidding Schedule?

_____ Did you sign the "Certifications Regarding Lobbying, Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements; Federal Debt Status, and Nondiscrimination Status And Implementing Regulations" document?

_____ Did you sign the "Consideration of Insurance Benefits" form?

_____ Did you file a copy of the completed Conflict of Interest Questionnaire (Form CIQ) with the El Paso County Clerk (in person or by mail to 500 E. San Antonio, Suite 105, El Paso, TX 79901 or by fax to 915-546-2012

_____ **CIQ forms** - you must write the name of your company underneath the signature with your phone number and bid number. Please include the completed and signed form with your response whether a relationship exists or not.

If your bid totals more than \$100,000, did you include a bid bond?

Did you provide one original and two (2) copies of your response?
