

## REQUEST FOR PROPOSALS

### BOND COUNSEL SERVICES CITY OF LEXINGTON

The City of Lexington (the City) is soliciting a proposal and statement of qualifications (SOQ) from interested qualified professionals to provide the following services: assist in obtaining loan and/or loan forgiveness funding and to provide legal opinion with respect to validity of any Obligations issued by the City for capital financing or refinancing; preparation of resolution or ordinance authorizing and securing the Obligations (the "Ordinance") and/or authorizing any loan forgiveness agreements as necessary. The City reserves the right to accept or reject any or all proposals for any reason it finds to be in the best interests of the City.

Any contract or contracts awarded under this Request for Proposals (RFP) are expected to be funded by grants/loans from the Texas Water Development Board Drinking Water State Revolving Fund and the Clean Water State Revolving Fund. Neither the State of Texas nor any of its departments, agencies, or employees are or will be a party to this RFQ, or any resulting contract. This RFP is issued in accordance with Section 2254 of the Texas Government Code (Professional Services Act) and Title 40 CFR Part 31 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments).

This procurement is subject to the Environmental Protection Agency's (EPA) "fair share policy," which includes EPA-approved "fair share goals" for Minority Business Enterprise (MBE) & Women Business Enterprise (WBE) firms in the Construction, Supplies, Equipment, and Services procurement categories. EPA's policy requires that applicants and prime contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to SMWBEs. Although EPA's policy does not mandate that the fair share goals be achieved, it does require applicants and prime contractors to demonstrate use of the six affirmative steps. The current fair share goals for the State of Texas are as follows:

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

Equal Opportunity in Employment - All qualified Applicants will receive consideration for employment without regard to race, color, religion, sex, age, handicap, or national origin. Bidders on this work will be required to comply with the President's Executive Order No. 11246, as amended by Executive Order 11375, and as supplemented in Department of Labor regulations 41 CFR Part 60. Small, minority, and women-owned business enterprises are encouraged to respond. *The City of Lexington is an Affirmative Action/Equal Opportunity Employer and strives to attain the goals for Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) as amended.*

The RFP is available from the City of Lexington upon request or by picking up a copy at the address below during regular business hours. Three (3) copies of the Proposal/SOQ Package should be submitted by 3:00 PM (Local Time), January 11, 2021 in a sealed envelope to the following address and clearly labeled accordingly:

CONFIDENTIAL: BOND COUNSEL RFP  
ATTENTION: Tina Biehle, City Secretary  
City of Lexington  
604 Wheatley  
Lexington, TX 78947

The City does not discriminate on the basis of race, color, national origin, sex, religion, age, or disability in employment or provision of services, programs or activities. Small Minority and Women's Business Enterprises are encouraged to submit proposals/SOQs. The City is an Equal Opportunity Employer. For additional information or to receive the RFP, please contact Tina Biehle, City Secretary, at (979) 773-2221.