

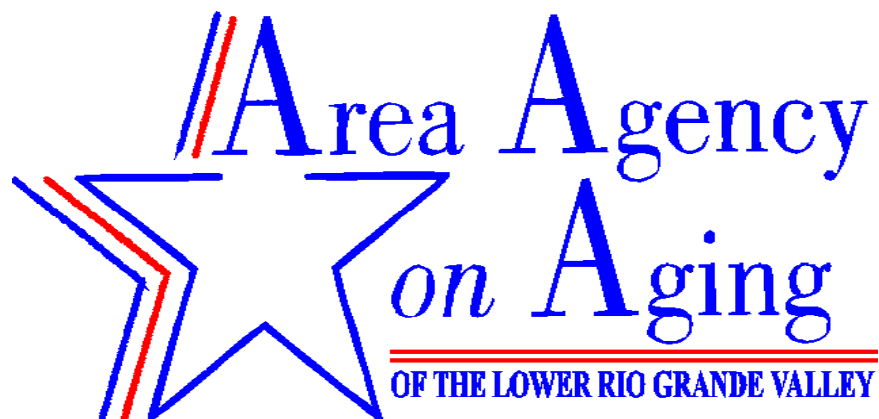
LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL

**CONTRACTOR SOLICITATION
Direct Purchase of Services
No: 2023-02**

“CONTRACTOR SOLICITATION – *Direct Purchase of Services*”

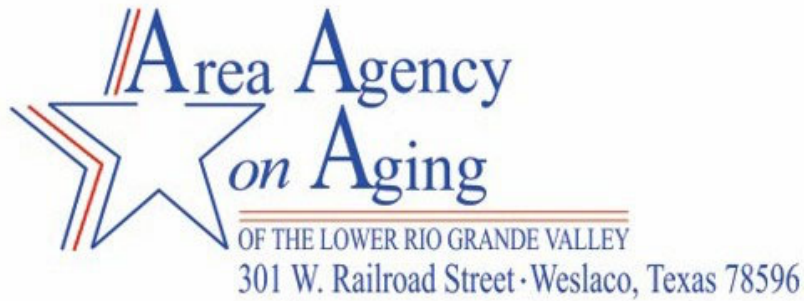
Issue Date: June 4, 2023

Proposal Deadline: July 14, 2023, at 5:00 P.M



LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL
301 WEST RAILROAD
WESLACO, TEXAS 78596
WWW.LRGVDC.ORG

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Contractor Solicitation Timeline
FY 2023-2024

<p>March 6, 2023</p>	<p style="text-align: center;"><u>Contractor Solicitation Timeline</u> will be uploaded to the Area Agency on Aging Website</p>
<p>May 26, 2023</p>	<p style="text-align: center;">Vendor Packets Ready for Distribution</p>
<p>June 4, 2023 June 11, 2023</p>	<p style="text-align: center;">Media Notification Via Newspaper: Valley Morning Star, Brownsville Herald, The Monitor (Application will also be available in the Procurement listings)</p>
<p>June 22, 2023</p>	<p style="text-align: center;"><u>Mandatory Application Conference</u> <u>for All Interested Parties*</u> -Failure to attend this conference will disqualify your Agency's application for the 2024 Fiscal Year- 1:00 – 1:30 P.M. 2:00 – 2:30 P.M. 3:00 – 3:30 P.M. 301 W. Railroad Building "B" Weslaco, Texas 78596 *Contract Extensions/Modifications will be processed for <u>Current FY2022-2023 Contractors</u></p>

The Area Agency on Aging is a program of the Lower Rio Grande Valley Development Council and funded by the Texas Health and Human Services Commission. Serving Cameron, Hidalgo, and Willacy Counties.

<p>June 29, 2023</p>	<p style="text-align: center;"><u>Mandatory Application Conference</u> <u>for All Interested Parties*</u> -Failure to attend this conference will disqualify your Agency's application for the 2024 Fiscal Year- 1:00 – 1:30 P.M. 2:00 – 2:30 P.M. 3:00 – 3:30 P.M. 301 W. Railroad Building "B" Weslaco, Texas 78596 *Contract Extensions/Modifications will be processed for <u>Current FY2022-2023 Contractors</u></p>
<p>July 14, 2023</p>	<p>Vendor Application Must be Submitted to Procurement Department by 5pm</p>
<p>July 17, 2023</p>	<p>Agency will review submitted Vendor Application</p>
<p>August 30, 2023</p>	<p>Vendor Applications Submitted to Lower Rio Grande Valley Development Council Board for Approval</p>
<p>September 4 – 25, 2023</p>	<p>Send Approved Contracts to Applicants for Signatures</p>
<p>September 4 – 25, 2023</p>	<p>Submit Signed Vendor Application for Director(s) Signature</p>
<p>September 4 – 25, 2023</p>	<p>Email Finalized Contract to Approved Vendors</p>
<p>September 25, 2023</p>	<p>Signed Vendor Application Due Date</p>
<p>October 1, 2023</p>	<p>Start of Fiscal Year 2023 Contractor Services</p>

Contractor Application Requirements

- A. Purpose- Contractor applications are for the provision of services on a Direct Purchase of Service (DPS) basis to qualified participants eligible to receive services under Title III of the Older Americans Act of 1965, as amended, and state general revenue of funds.
- B. Eligibility to apply- Organizations eligible to be included in the Vendor Pool are private non-profit, private for profit, and local city/county governmental entities, which have the capacity to meet the requirements of service delivery under DPS procedures.
1. For profit Applicants: Private for-profit entities applying to be included in the Vendor Pool will not require approval by the Texas Health and Human Services prior to beginning of service delivery.
 2. Debarred/Suspended Parties: Debarred or suspended parties from participating in contracting with the federal government are ineligible to be included in the Vendor Pool and are excluded for participation in this program as it is assisted by federal funding.
 3. Conflict of Interest: Area Agencies on Aging (AAA) and their governing Boards shall seek to avoid conflict of interests, in fact and perception, and provide proper notification when potential conflict of interest does occur.
 4. Litigation: Applicant must disclose any pending litigation related to the delivery of the proposed service or services.
- C. Contact Person- The person to be contacted regarding the particulars detailed in this application is as follows:
- Lower Rio Grande Valley Development Council
Area Agency on Aging
301 W. Railroad St.
Weslaco, Texas 78596
Telephone:(956) 682-3481
ATTN: Procurement Department
- D. Definition of Direct Purchase of Service (DPS)- DPS is a contracting methodology for the purchase of services on a client-by-client basis in lieu of annualized contracting or a fixed sum basis. It is a procurement methodology that provides flexibility in the purchasing of services for participants in Title III Programs. Contractors are identified through the solicitation process and a formalization of their status in a vendor pool is accomplished by issuance of an agreement.
- E. Contract Periods- Contractors are identified through the solicitation process and a formalization of their status in a vendor pool is accomplished by issuance of a written agreement.
- F. Application Process- Interested parties may apply for consideration in the vendor pool by submitting a completed and signed direct purchase application and signed originals of standard assurances required by the federal and state law regarding compliance with Section 504 of the Rehabilitation Act of 1973, as amended, Title VI of the Civil Rights Act of 1964, American with Disabilities Act of 1992 and other assurances deemed appropriate by the Area Agency on Aging. Copies of these documents are attached for your information.
- G. Technical Assistance to Potential Contractors- Persons needing technical assistance may call the office at (956) 682-3481.

H. Submission- Applications received will be considered for inclusion in the direct service purchase vendor pool for FY 2024, starting October 1, 2023, through September 30, 2024. To be considered for an additional year contract renewal, the contractor must have no performance issues during its contractual fiscal year or must be evaluated by a committee to decide future contracts.

1. Applications must be typed or printed, complete and technically accurate at the time of submission. Applications should be submitted (original and 2 copies) on standard white paper and be clipped together rather than stapled, in a sealed envelope.
2. Applications may not be faxed. Applications may be mailed or hand-carried to the contract office. If hand-carried, ensure the envelope must contain the words:

SOLICITATION FOR CONTRACTORS TO BE OPENED BY AUTHORIZED PERSONS ONLY

3. Applications inadvertently opened by unauthorized persons will be resealed. The date and the name of the person shall be entered on the back of the envelope. This procedure is essential to preclude possible compromise of the response to the SFV.
4. The application will conform to the formats provided as attachments. Sufficient detail should be provided to adequately present the information requested.
5. All copies will be signed by the Executive Director, Chairman of the Board or other authorized official.
6. Submit a sample price listing for items to be covered under this contractor application, if applicable.
7. A cover letter will accompany the response to the SFC and identify it as the official response to the Area Agency on Aging solicitation for contractors, citing the date of publication of the SFC.

I. Review Criteria- Proposal will be reviewed to determine if the following submission criteria was met. The following are examples of factors which may be used to evaluate the ability of the applicant to provide the services needed:

- Unit rate per unit of service
- Service capacity
- Responsive to participant needs
- Background or history of acceptable performance
- Cost effectiveness
- Quality of service
- Capacity to provide service in specified geographic areas.

J. Certification of Acceptance- Certification of acceptance by the Area Agency on Aging of the contractors, which have qualified to be members of the service provider pool, may be formalized by a written agreement. Each of the agreements should consist of at least the following information:

- Names of the parties to the agreement
- Purpose of the agreement
- Objectives of the agreement
- Duties and responsibilities of the Area Agency on Aging
- Duties and responsibilities of the vendor
- Special conditions (special diets, etc.)
- Signature of the participants to the agreement.

- K. Maintenance of records- The contractor shall retain all financial records, supporting documents, statistical records and all other records relating to its performance. All records shall be kept in the contractor's possession and maintained indefinitely if audit findings or other disputes or litigation have not been resolved. All financial records, supporting documents, statistical records and all other records relating to the contractor's performance will be maintained. If required, components of the Health and Human Service Commission (HHSC) Client Information System will be used to acquire and maintain programmatic and fiscal records. The contractor shall give the Area Agency on Aging, the comptroller general of the State of Texas, through any authorized representatives, the access to and right to examine all records, books, papers, contracts or other documents related to the purchase of service agreement. Such right of access shall continue as long as such records, or any of them, are in existence.
- L. Evaluation- Area Agency on Aging will conduct periodic program evaluations or reviews of contractors in accordance with the memo or letter of agreement.
- M. Non-Discrimination- Vendors shall comply with Title VII of the Civil Rights Act of 1964, as amended, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination in Employment Act of 1967 (29 USC 621 et.seq.), and the Americans with Disabilities Act of January 24, 1992.
- N. Drug Free Workplace- contractors shall assure compliance with federal and state drug-free workplace laws and requirements (Federal Drug-Free Workplace Act of 1988 and Texas Senate Bill 1-1991).
- O. Confidentiality- Contractors shall have procedures to ensure no information about an older person or obtained from an older person, is disclosed in a form that identifies the person without the informed consent of the person or his/her legal representative. Confidentiality must meet HIPPA requirements.
- P. Service Charges- A contractor may not charge a participant in order to receive services.
- Q. Appeals Procedures- The rules of the Health and Human Service Commission, published as 40 TAC 257.71. Appeal Procedures for Service Providers and Applicants, et. seq., will be used as the appeals process for all disputes and appeals of all unsuccessful vendors. A copy will be made available upon request.

The following documents (included in Direct Purchase of Service packet) must be included with the proposal:

- Direct Purchase of Service Fiscal Year 2024 Contractor Application / Renewal
- Attachment 1 - Certification of Signatory Authority
- Attachment 2 - Signed Statement indicating compliance with the Civil Rights Act of 1964
- Attachment 3 - Signed Assurance of Compliance with Section 504 of the Rehabilitation Act of 1973
- Attachment 4 - Signed Non-Conflict of Interest Certification
- Attachment 5 - Signed Certification Regarding Debarment
- Attachment 6 - Contractor Residential Repair Warranty Form
- Attachment 7 - Subcontractor Agreement Form
- Attachment 8 - W-9 Tax Form
- Attachment 9 - Sam.Gov Agency Report
- Valid Proof of Liability Insurance
- Valid State License and or Accreditations



FY 2024 APPLICATION CHECKLIST:

The following must be included in the packet:

- Direct Purchase of Service Fiscal Year 2024 Contractor Application / Renewal
- Attachment 1 - Certification of Signatory Authority
- Attachment 2 - Signed Statement indicating compliance with the Civil Rights Act of 1964
- Attachment 3 - Signed Assurance of Compliance with Section 504 of the Rehabilitation Act of 1973
- Attachment 4 - Signed Non-Conflict of Interest Certification
- Attachment 5 - Signed Certification Regarding Debarment
- Attachment 6 - Contractor Residential Repair Warranty Form
- Attachment 7 - Subcontractor Agreement Form
- Attachment 8 - W-9 Tax Form
- Attachment 9 - Sam.Gov Agency Report
- Attachment 10 - Valid Proof of Liability Insurance
- Attachment 11 - Valid State License and or Accreditations

Please submit 1 original and 2 copies.



301 W. Railroad St.
Weslaco, Texas 78596
956-682-3481 (Tel)
956-682-8852 (Fax)

DIRECT PURCHASE OF SERVICE APPLICATION INFORMATION

The Area Agency on Aging of the Lower Rio Grande Valley is designated by the Texas Health and Human Services to be the focal point for services to persons 60 or older within the AAA's region. The AAA of the Lower Rio Grande Valley administers services funded by the Older Americans Act (OAA) with emphasis placed on frail, rural, low income, minority and limited English individuals. The AAA purchases various short-term services for eligible clients. Services are purchased from appropriate contractors that have completed a Direct Purchase of Service (DPS) Application form and have executed a Contractor agreement with AAA.

Eligibility to Apply: Organizations eligible to apply include private non-profit, private for-profit, and local city-county governmental entities, which have the capacity to meet the requirements of service delivery under DPS procedures.

Debarred/Suspended Parties: Debarred or suspended parties are ineligible to apply for funding and are excluded from participation in this program.

Definition of Direct Purchase of Service (DPS): DPS is a contracting methodology for the purchase of services by the AAA on a client-by-client basis in lieu of annualized contracting, or a fixed sum basis. It is a procurement methodology, which provides flexibility in the purchasing of services for participants in the OAA Programs.

Interested parties may apply for consideration for participation in the contractor pool by submitting a completed and signed direct purchase of service application, including all required attachments, and certification regarding debarment. If the application is approved by the AAA, a contractor agreement may be executed.

Proposals should address one or more of the following services:

Transportation - Services that provide for, or arrange for, taking an older person from one location to another. Does not include any other activity. Transportation designed to carry an older person from a specific origin to a specific destination upon request. An older person requests the transportation service in advance of their need, usually twenty-four to forty-eight hours prior to the trip.

Homemaker – Services provided by trained and supervised homemakers involving the performance of housekeeping and home management, meal preparation, or escort tasks and shopping assistance provided for an older person who requires assistance with these activities in their place of residence to help sustain independent living in a safe and healthful home environment.

Respite in Home – Temporary services for an eligible dependent care recipient for the relief of a caregiver provided in the eligible caregiver's home or the home of the care recipient on a short term, temporary basis while the primary caregiver is unavailable or needs relief. In addition to supervision, services may include meal preparation, housekeeping, assistance with personal care, and social and recreational activities.

Health Maintenance – Provision of medications, nutritional supplements, glasses, dentures, hearing aids, diabetic foot ware or other devices necessary to promote or maintain the health or safety of the older person. Including but not limited to delivery, setup, and demonstrations.

Residential Repair – Services consisting of repairs or modifications of a dwelling occupied by an older person that are essential for the health and safety of the older person. i.e., ramps, grab bars, widening of doors or services requested by any Special Initiative*. **All repairs and or modifications must meet ADA standards.** *A Special Initiative is an activity or service enabling the AAA to enhance capacity, identify partnerships, identify target populations, or identify needed services for older people and their informal caregivers

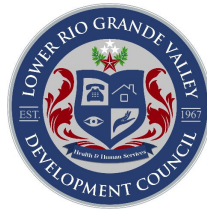
Sealed applications, can be either mailed or hand-delivered at the LRGVDC-AAA office:

**Lower Rio Grande Valley Development Council
301 W. Railroad St. Building “D”, Weslaco, Texas 78596
ATTN: Procurement Department**

The LRGVDC may waive and/or disqualify any proposal not prepared and submitted in accordance with the provisions herein. Any proposals received after the time and date deadline will not be considered. Any proposals may be withdrawn prior to the scheduled time for the opening thereof. Proposals must be submitted on the forms provided thereof by the LRGVDC.

Applications will be reviewed to verify that the application meets requirements and is complete when received. All applications will be presented for approval to the LRGVDC Board of Directors.

Application



**AREA AGENCY ON AGING OF LOWER RIO GRANDE VALLEY
DIRECT PURCHASE OF SERVICE
FISCAL YEAR 2024 CONTRACTOR APPLICATION**

Please type or clearly print application information.

Application or Renewal (please indicate)

Contractor Name/Legal Entity

DBA (if applicable)

Physical Address:	
Mailing Address:	
Tax Identification Number (SSN or Federal ID):	Fax Number (including area code):
Type of Provider: <input type="checkbox"/> Governmental Agency <input type="checkbox"/> Private Non-Profit <input type="checkbox"/> Private for Profit <input type="checkbox"/> City Government <input type="checkbox"/> County Government <input type="checkbox"/> Other:	
Authorizing Official:	Title:
Applicants Email Address:	Telephone:
Billing Contact Person:	Referral Contact Person:
Billing Email Address:	Referral Email Address:
Number of Years Organization has been in business: _____ Years	Is Organization Bonded (Attach certificate of bonding insurance) <input type="checkbox"/> Yes <input type="checkbox"/> No
Has anyone involved in the direct provision of client services been convicted of a felony (In-home Services only)? <input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, provide details:
Does Organization have liability insurance? (Attach certificate of all insurances) <input type="checkbox"/> Yes <input type="checkbox"/> No	<u>Attach a copy of all applicable State and Federal licenses and /or certifications for your business.</u>
Conflicts of Interest: Attach information of applicable names and relationship of any employee(s) or officers of your organization that may have a conflict of interest with the LRGVDC-Area Agency on Aging staff person or Advisory Council member.	

NOTE:

See attached service and unit definition(s) for specific service and unit information. If any rate listed above is higher than those normally charged to Medicaid eligible seniors or to other agencies, please attach a thorough explanation for the rate difference. If your agency contracts with another Area Agency on Aging and the above proposed rate is higher than the current rate given to the Lower Rio Grande Valley Area Agency on Aging, attach an explanation for the rate difference.

Documentation of Standard Fees such as a fee schedule or certification of cost is required for organizations proposing to provide services at reduced rates. The Lower Rio Grande Valley Area Agency is required to provide a non-federal match for all Older Americans Act funds. The Area Agency on Aging reports the difference in rates as program match.

Fixed-price contracts with prospective price redetermination:

Description: A fixed-price contract with prospective price redetermination provides for-

(a) A firm fixed price for an initial period of contract deliveries, services or goods.

(b) Rate change(s) must be requested by February 28th and will be presented in the March Board Meeting for Board for approval. If approved the rate change(s) will begin April 1st of said Fiscal Year.

Service and Bidding Information:

List of Services: Homemaker, Caregiver Respite, Transportation, Residential Repair, Health Maintenance (Must Attach Durable Medical Supplies Fee Schedule if applying for Health Maintenance)

1. Proposed Service: _____

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	_____	Standard cost per Unit: \$	_____
NOTE: For Residential Repair: <u>Work Performed "As Bid"</u>			

2. Proposed Service: _____

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	_____	Standard cost per Unit: \$	_____
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

3. Proposed Service: _____

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	_____	Standard cost per Unit: \$	_____
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

4. Proposed Service: _____

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	_____	Standard cost per Unit: \$	_____
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

Durable Medical Supplies Fee Schedule

No.	Item	Description	Standard Fee
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No.	Item	Description	Standard Fee
51			
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Additional Attachments:

- Attachment 1 - Certification of Signatory Authority
- Attachment 2 - Signed Statement indicating compliance with the Civil Rights Act of 1964
- Attachment 3 - Signed Assurance of Compliance with Section 504 of the Rehabilitation Act of 1973
- Attachment 4 - Signed Non-Conflict of Interest Certification
- Attachment 5 - Signed Certification Regarding Debarment
- Attachment 6 - Contractor Residential Repair Warranty Form
- Attachment 7 - Subcontractor Agreement Form
- Attachment 8 - W-9 Tax Form
- Attachment 9 - Sam.Gov Agency Report
- Attachment 10 - Valid Proof of Liability Insurance
- Attachment 11 - Valid State License and or Accreditations

Signature:

I certify that the information provided in this application is true and correct to the best of my knowledge.

Printed Name/Title

Date

Authorized Signature

Attachment 1

CERTIFICATE OF SIGNATORY AUTHORITY

I, _____ certify that I am the legal officer or (Title) _____ of (organization) _____; that the authority of the agency named herein to submit this document is derived from the following provision (check one):

- 1. By Laws []
- 2. Articles of Incorporation []
- 3. Other (explain): []

That this document was duly authorized under said provisions; and that _____, who signed this document on behalf of said agency had authority to sign and submit it to the Area Agency on Aging on behalf of the organization.

Signature: _____

Typed Name: _____

Title: _____

Date: _____

Attachment 2

**ASSURANCE OF COMPLIANCE
WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES
REGULATION UNDER TITLE VI OF THE CIVIL RIGHTS ACT OF 1964**

(Name of Applicant Agency) _____ (hereinafter called the "Subcontractor") HEREBY AGREES THAT it will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 CFR Part 80) issued pursuant to that title, to the end, that in accordance with Title VI of the Act and the Regulation, no person in the United States shall on grounds of physical condition, age, race, color, creed, 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 Subcontractor receives Federal financial assistance from the Lower Rio Grande Valley Development Council, recipient of Federal financial assistance from the Texas Department of Aging and Disability Services (hereinafter called "Grantor"); and HEREBY GIVES ASSURANCE THAT it will immediately take any measure necessary to effectuate this agreement.

If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Subcontractor by the Grantor, this assurance shall obligate the Subcontractor or in the case of any transfer of such property, and transferee, for the period during which the real property or structure is used for purpose for which the Federal assistance is extended or for another purpose involving the provision of similar services and benefits. If any personal property so provided, this assurance shall obligate the Subcontractor for the period during which it retains ownership or possession of the property. In all other cases, this assurance shall obligate the Subcontractor for the period during which the Federal financial assistance is extended to it by the Grantor.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining all Federal grants, loans, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Subcontractor by the Grantor, including installment payments after such date on account of applications for Federal financial assistance which were approved before such date. The Subcontractor recognizes and agrees that such Federal financial assistance will be extended in reliance on the representations and agreements made in this assurance, and that the Grantor or the United States or both shall have the right to seek judicial enforcement of the assurance. This assurance is binding on the Subcontractor, its successors, transferee and assignees, and the person or persons whose signatures appear below are authorized to sign this assurance on behalf of the Subcontractor.

Signature: _____

Typed Name: _____

Title: _____

Date: _____

Attachment 3

**ASSURANCE OF COMPLIANCE
WITH SECTION 504 OF THE REHABILITATION ACT OF 1973**

(Name of Applicant Agency) _____ (hereinafter called the “Subcontractor”) HEREBY AGREES THAT as a condition for receiving Federal assistance under the Older Americans Act of 1965, as amended, it will comply with Section 504 of the Rehabilitation Act of 1973. The Subcontractor assures that no otherwise qualified handicapped person shall, solely by reason of his/her handicap, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives or benefits from Federal financial assistance administered by the Texas Department of Aging and Disability Services and the Lower Rio Grande Valley Development Council and further assures that it will conduct and program or operate any facility so assisted in compliance with all of the requirements imposed by the Regulation, or any directive issued pursuant to that Regulation.

Signature: _____

Typed Name: _____

Title: _____

Date: _____

Attachment 4

NON-CONFLICT OF INTEREST CERTIFICATION

Does the Applicant have as an officer, director, employee, consultant or owner (in whole or in part):

- 1. A person who is currently an employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging council member? Yes No

- 2. A person who is currently an employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging advisory council member whose last day of duty with the LRGVDC was within the past two years? Yes No

- 3. A person who is related (see relationship key below) to a current employee of the LRGVDC Area Agency on Aging board member or Area Agency on Aging advisory council member? Yes No

- 4. A person who is related to a current employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging advisory council whose last Day of duty with the LRGVDC was within the past two years? Yes No

Relationship Key	Wife Husband Father Mother	Brother Sister Son Daughter	Stepdaughter Stepson Mother-in-law Father-in-law	Spouse's sister Spouse's brother
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I certify that the information above is complete, true and correct to the best of my knowledge. I understand that lack of full, true and complete disclosure may be grounds for withholding payment for delivery of services and may cause contract termination.

Signature of Authorizing Official

Title

Date

Attachment 5

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS

Federal Executive Order 12549 requires the Health and Human Service Commission (HHSC) to screen each covered potential contractor/grantee to determine whether each has a right to obtain a contract/grant in accordance with federal regulations on debarment, suspension, ineligibility and voluntary exclusion. Each covered contractor/grantee must also screen each of its covered subcontractors/providers.

In this certification “contractor/grantee” refers to both contractor/grantee and subcontractor/subgrantee: “contract/grant” refers to both contract/grant and subcontract/subgrant.

By signing and submitting this certification the potential contractor/grantee accepts the following terms:

- 1.** The certification herein below is a material representation of the fact upon which reliance was placed when this contract/grant was entered to. If it is later determined that the potential contractor/grantee knowingly rendered an erroneous certification, in addition to other remedies available to the federal government, the Department of Health and Human Services, United States Department of Agriculture or other federal department or agency, or the Health and Human Service Commission (HHSC) may pursue available remedies, including suspension and/or debarment. **Applicant must register and submit a printout from the System for Awards Management website <https://www.sam.gov/portal/SAM/> for their business.**
- 2.** The potential contractor/grantee shall provide immediate written notice to the person to whom this certification is submitted if at any time the potential contractor/grantee learns that the certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- 3.** The words “covered contract,” “debarred,” “suspended,” “ineligible,” “participant,” “person,” “principal,” “proposal,” and “voluntarily excluded,” as used in this certification have meanings based upon materials in the Definitions and Coverage sections of federal rules implementing Executive Order 12549. Usage is as defined in the attachment.
- 4.** The potential contractor/grantee agrees by submitting this certification that, should the proposed covered contract/grant be entered into, it shall not knowingly enter into any subcontract with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the Department of Health and Human Services, United States Department of Agriculture of other federal department of agency, and/or the Health and Human Service Commission (HHSC) as applicable.

Do you have or do you anticipate having subcontractors/subgrantees under this proposed contract? _____ YES _____ NO
- 5.** The potential contractor/grantee further agrees by submitting this certification that it will include this certification titled “Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion for Covered Contracts and Grants” without modification, in all covered subcontracts and in solicitations for all covered subcontracts.

6. A contractor/grantee may rely upon a certification of a potential subcontractor/subgrantee that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered contract/grant, unless it knows that the certification is erroneous. A contractor/grantee must, at a minimum, obtain certifications from its covered subcontractors/subgrantees upon each subcontract's/subgrant's initiation and upon each renewal.
7. Nothing contained in all the foregoing shall be construed to require establishment of a system of record in order to render in good faith the certification required by this certification document. The knowledge and information of a contractor/grantee is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
8. Except for contracts/grants authorized under paragraph 4 of these terms, if a contractor/grantee in a covered contract/grant knowingly enters into a covered subcontract/subgrant with a person who is suspended, debarred, ineligible or voluntarily excluded from participation in the transaction, in addition to other remedies available to the federal government, Department of Health and Human Services, United States Department of Agriculture or other federal department or agency, as applicable, and/or the Health and Human Service Commission (HHSC) may pursue available remedies, including suspension and/or debarment.

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS.

Indicate which statement applies to the covered potential contractor/grantee:

_____ The potential contractor/grantee certifies, by submission of this certification, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this contract/grant by any federal department of agency or by the State of Texas.

_____ The potential contractor/grantee is unable to certify to one or more of the terms in this certification. In this instance, the potential contractor/grantee must attach an explanation for each of the above terms to which he is unable to make certification. Attach the explanation for each of the above terms to which he is unable to make certification. Attach the explanation(s) to this certification.

NAME OF POTENTIAL CONTRACTOR/GRANTEE: _____

CONTRACTOR ID NO/FEDERAL EMPLOYER'S ID: _____

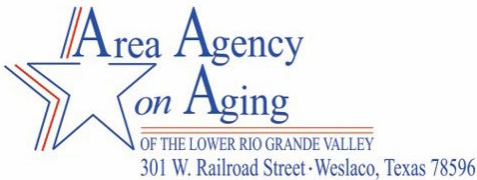
Signature of Authorized Representative

Printed/Typed Name of Authorized Representative

Date: _____

THIS CERTIFICATION IS FOR Fiscal Year 2024

PERIOD BEGINNING October 1, 2023, and Ending September 31, 2024



Attachment 6

**CONTRACTOR
RESIDENTIAL REPAIR
WARRANTY FORM**

We, _____, Contractor for Lower Rio Grande Valley Development Council – Area Agency on Aging do hereby warrant that all labor and materials furnished, and work performed are in accordance with the contract documents and authorized modifications thereto and will be free from defects due to defective materials or workmanship for a period of one year from Date of Final Completion.

Should any defect develop during the warranty period due to improper materials, workmanship, or arrangement, the defect, including adjacent work displaced, shall be made good by the undersigned at no expense to the Owner.

The contractor is an independent provider, **NOT** an agent of the Area Agency on Aging. Thus, the Contractor indemnifies, saves, and holds harmless The Area Agency on Aging of the Lower Rio Grande Valley Development Council against expense or liability of any kind arising out of service delivery performed by the Contractor. The contractor must immediately notify the Area Agency on Aging if the Contractor becomes involved in or is threatened with litigation related to program participants receiving services funded by the Area Agency on Aging.

Nothing in the above shall be deemed to apply to work that has been abused, modified, or neglected by the Owner.

This warranty commences on the **Date of Final Completion**
And expires **One year from Commencement Date.**

Contractor Information

Company: _____

Address: _____

Phone Number: _____

Authorized Name: _____

Authorized Signature: _____

ATTACHMENT 7

SUBCONTRACTOR AGREEMENT FORM

DADS CONTRACT NUMBER: 539-11-0026-00001

The DUA between HHS and CONTRACTOR establishes the permitted and required uses and disclosures of Confidential Information by CONTRACTOR.

CONTRACTOR has subcontracted with _____ (SUBCONTRACTOR) for performance of duties on behalf of CONTRACTOR which are subject to the DUA. SUBCONTRACTOR acknowledges, understands and agrees to be bound by the identical terms and conditions applicable to CONTRACTOR under the DUA, incorporated by reference in this Agreement, with respect to HHS Confidential Information. CONTRACTOR and SUBCONTRACTOR agree that HHS is a third-party beneficiary to applicable provisions of the subcontract.

HHS has the right but not the obligation to review or approve the terms and conditions of the subcontract by virtue of this Subcontractor Agreement Form.

CONTRACTOR and SUBCONTRACTOR assure HHS that any Breach or Event as defined by the DUA that SUBCONTRACTOR Discovers will be reported to HHS by CONTRACTOR in the time, manner and content required by the DUA.

If CONTRACTOR knows or should have known in the exercise of reasonable diligence of a pattern of activity or practice by SUBCONTRACTOR that constitutes a material breach or violation of the DUA, or the SUBCONTRACTOR's obligations CONTRACTOR will:

1. Take reasonable steps to cure the violation or end the violation, as applicable.
2. If the steps are unsuccessful, terminate the contract or arrangement with SUBCONTRACTOR, if feasible.
3. Notify HHS immediately upon reasonably discovery of the pattern of activity or practice of SUBCONTRACTOR that constitutes a material breach or violation of the DUA and keep HHS reasonably and regularly informed about steps CONTRACTOR is taking to cure or end the violation or terminate SUBCONTRACTOR's contract or arrangement.

This Subcontractor Agreement Form is executed by the parties in their capacities indicated below.

CONTRACTOR

SUBCONTRACTOR/VENDOR

BY: _____

BY: _____

NAME: _____

NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

SAM.GOV Guide

How to Register a New Entity in SAM.gov

Helpful Information

What is an Entity?

An entity is any person who or organization that is registered to do business with the federal government. You must have an active entity registration in SAM.gov to receive a federal contract or federal assistance.

SAM.gov is the official free, government-operated website for management of government awards. There is NO charge to register or maintain your entity registration record in SAM.gov.

What do I need to get started?

Unique Entity Identifier (UEI):

You need a Unique Entity Identifier, (UEI) to register your entity in SAM.gov. UEIs are unique for each physical location you register. If you do not have one, request a UEI for **free** by visiting [Dun & Bradstreet \(D&B\)](#). The authoritative UEI at this time is the Data Universal Numbering System (DUNS) Number. It takes no more than 1-2 business days to obtain a DUNS.

Taxpayer Identification Number (TIN):

You need your entity's Taxpayer ID Number (TIN) and Taxpayer Name (as it appears on your most recent tax return). Foreign entities that do not pay employees within the U.S. do not need to provide a TIN. Your TIN is usually your Employer Identification Number (EIN) assigned by the Internal Revenue Service (IRS). Sole proprietors may use their Social Security Number (SSN) assigned by the Social Security Administration (SSA) as their TIN; however, we strongly encourage you to obtain a [free EIN from the IRS](#). Allow approximately two weeks before your new EIN is ready for use when registering in SAM.gov.

Login to SAM.gov

1. Navigate to SAM.gov.
2. Select the “Sign In” button in the upper right corner. Select “Accept” to accept the US Government System terms.
3. After selecting “Accept,” the system will redirect you to login.gov.
4. Enter your login.gov credentials and select “Sign In.” The system may prompt you to enter a one-time security code. (You will receive this code via the authentication method you selected during account creation.)

Note: If you do not already have a Login.gov account, please create an account.

5. After signing in, the system will redirect you to your SAM.gov workspace.

Start a New Entity Registration in SAM.gov

1. From the Workspace select the “Register Entity” button.
2. Select the “Start Registration” button at the bottom of the registration overview page.
3. Review the Before You Start information and gather all required information needed to complete your registration.
4. Select the “Continue” button to proceed.
5. Complete and submit the online registration. If you have all the necessary information ready, this should take approximately 45 minutes to complete. The time to complete could vary depending on the size and complexity of your registration. Steps to complete the registration follow in the next section.

Completing an Entity Registration in SAM.gov

1. Select your type of entity.
2. If you are registering in SAM.gov to conduct business with the government through contracts, select “I want to be able to bid on federal contracts or other procurement opportunities. I also want to be able to apply for grants, loans, and other financial assistance programs.”
3. Complete the Core Data section:
 - Validate your UEI information on the page.
 - Enter Business Information (TIN, etc.) This page is also where you create your Marketing Partner Identification Number (MPIN). Remember your MPIN as it will serve as your electronic signature for the IRS Consent to Disclosure of Tax Information on the following page.

- Enter your CAGE Code if you have one. CAGE codes are tied to your UEI and cannot be reused. If you do not have a CAGE Code for the UEI you are registering, do not worry; we will assign one after your registration is submitted. Foreign registrants must enter their NCAGE Code before proceeding.
 - Enter General Information (business types, organization structure, etc.) about your entity.
 - Provide your entity's Financial Information, i.e., U.S. bank Electronic Funds Transfer (EFT) Information for federal government payment purposes. Foreign entities do not need to provide EFT information.
 - Answer the Executive Compensation questions.
 - Answer the Proceedings Details questions.
 - Provide your public search authorization. If you choose to limit the users who can search, a federal user will need to be logged in to view your registration.
4. Complete the "Assertions" section:
- Enter your entity's goods and services using North American Industry Classification System (NAICS) Codes and Professional Services Council (PSC) codes.
 - Enter your entity's size metrics.
 - Enter optional Electronic Data Interchange (EDI) information.
 - Enter optional Disaster Response Information.
5. Complete the Representations & Certifications section, which comprises the Federal Acquisition Regulation (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS) provisions/clauses, Architect-Engineer Responses (SF330 Part II), and the Financial Assistance response page.
6. Complete the Points of Contact (POCs) section:
- Your Electronic Business POC is essential to the procurement process. Other government systems, such as the CAGE program, will use your government POC to contact you. List someone with direct knowledge of this registration for both of those POCs.
7. Make sure to select "Submit" after your final review.
- You will receive a Registration Submitted – Confirmation message on the screen. If you do not see this message, you have not submitted your registration.

How long will it take?

Allow up to 12-15 business days after you submit before your registration is active in SAM.gov.

How do I check the status of an Entity Registration

1. Login to SAM.gov (Registration Status is not available without login)
2. From your workspace, select Home from the menu, then select “Check Registration Status” on the homepage. The same “Check Registration Status” is also located on the Entity Registration landing page
3. From the check entity registration status you can enter a public entity's Unique Entity Identifier, CAGE code, or EFT Identifier
4. The status provides a quick summary for an entity, displaying the progress of that entity's most recent record. It will also display what steps remain until it is completed. The steps required are determined based on the purpose of registration.
5. Select the topic under the ‘More About’ for additional help on any of the status symbols or steps
6. To get the full entity details with reps and certs or any exclusions or to see non-public entities, you will need to use the main search.

For FREE help registering in SAM.gov, contact support at the [Federal Service Desk \(FSD\)](#).

Application Sample Packet



**AREA AGENCY ON AGING OF LOWER RIO GRANDE VALLEY
DIRECT PURCHASE OF SERVICE
FISCAL YEAR 2024 CONTRACTOR APPLICATION**

Please type or clearly print application information.

Bay Side Construction

Application or Renewal (please indicate)

Contractor Name/Legal Entity

N/A

DBA (if applicable)

Physical Address: 301 W. Railroad, Weslaco Texas, 78596	
Mailing Address:	
Tax Identification Number (SSN or Federal ID): 788-5556-5456-1258	Fax Number (including area code): 281-695-4545
Type of Provider: <input type="checkbox"/> Governmental Agency <input type="checkbox"/> Private Non-Profit <input checked="" type="checkbox"/> Private for Profit <input type="checkbox"/> City Government <input type="checkbox"/> County Government <input type="checkbox"/> Other:	
Authorizing Official: John Strong	Title: Owner
Applicants Email Address: Jstrong@Gmail.com	Telephone: 281-330-8004
Billing Contact Person: Cameron Williams	Referral Contact Person: Austin Smith
Billing Email Address: Cwilliams@Gmail.com	Referral Email Address: Asmith@Gmail.com
Number of Years Organization has been in business: __15__ Years	Is Organization Bonded (Attach certificate of bonding insurance) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Has anyone involved in the direct provision of client services been convicted of a felony (In-home Services only)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, provide details:
Does Organization have liability insurance? (Attach certificate of all insurances) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Attach a copy of all applicable State and Federal licenses and /or certifications for your business.</u>
Conflicts of Interest: Attach information of applicable names and relationship of any employee(s) or officers of your organization that may have a conflict of interest with the LRGVDC-Area Agency on Aging staff person or Advisory Council member.	

NOTE:

See attached service and unit definition(s) for specific service and unit information. If any rate listed above is higher than those normally charged to Medicaid eligible seniors or to other agencies, please attach a thorough explanation for the rate difference. If your agency contracts with another Area Agency on Aging and the above proposed rate is higher than the current rate given to the Lower Rio Grande Valley Area Agency on Aging, attach an explanation for the rate difference.

Documentation of Standard Fees such as a fee schedule or certification of cost is required for organizations proposing to provide services at reduced rates. The Lower Rio Grande Valley Area Agency is required to provide a non-federal match for all Older Americans Act funds. The Area Agency on Aging reports the difference in rates as program match.

Fixed-price contracts with prospective price redetermination:

Description: A fixed-price contract with prospective price redetermination provides for-

(a) A firm fixed price for an initial period of contract deliveries, services or goods.

Rate change(s) must be requested by March 30th and will be presented to the Board for approval. If approved the rate change(s) will begin May 1st of said Fiscal Year.

Service and Bidding Information:

List of Services: Homemaker, Caregiver Respite, Transportation, Residential Repair, Health Maintenance (Must Attach Durable Medical Supplies Fee Schedule if applying for Health Maintenance)

1. Proposed Service: Homemaker Services

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	13.75	Standard cost per Unit: \$	15.00
NOTE: For Residential Repair: <u>Work Performed "As Bid"</u>			

2. Proposed Service: Caregiver Respite

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	13.75	Standard cost per Unit: \$	15.00
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

3. Proposed Service: Transportation

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	30.00 On Way	Standard cost per Unit: \$	40.00
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

4. Proposed Service: _____

A. Service Area:	Hidalgo County	Cameron County	Willacy County
B. Proposed AAA cost per Unit \$	_____	Standard cost per Unit: \$	_____
NOTE: For Home Repair: <u>Work Performed "As Bid"</u>			

Durable Medical Supplies Fee Schedule

No.	Item	Description	Standard Fee
1	Compression socks	knee	\$20.00
2	Compression socks	thigh	\$50.00
3	Compression socks	waist	\$35.00
4	Glucometer	standard	\$15.00
5	Strips	50 count	\$11.00
6	Lancets	100 count	\$5.50
7	Alcohol swabs	200 count	\$5.50
8	Wheelchair	Manual	\$300.00
9	wheelchair	Mechanical	\$600.00
10	Beside Commode	Any size	\$75.00
11	Blood Pressure Monitor	standard	\$45.00
12	Blood Pressure Monitor	Digital	\$84.00
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No.	Item	Description	Standard Fee
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SAMPLE

NON-CONFLICT OF INTEREST CERTIFICATION

Does the Applicant have as an officer, director, employee, consultant or owner (in whole or in part):

- 1. A person who is currently an employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging council member? () Yes (X) No

- 2. A person who is currently an employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging advisory council member whose last day of duty with the LRGVDC was within the past two years? () Yes (X) No

- 3. A person who is related (see relationship key below) to a current employee of the LRGVDC Area Agency on Aging board member or Area Agency on Aging advisory council member? () Yes (X) No

- 4. A person who is related to a current employee of the LRGVDC Area Agency on Aging, board member or Area Agency on Aging advisory council whose last Day of duty with the LRGVDC was within the past two years? () Yes (X) No

Relationship Key	Wife Husband Father Mother	Brother Sister Son Daughter	Stepdaughter Stepson Mother-in-law Father-in-law	Spouse’s sister Spouse’s brother
------------------	-------------------------------------	--------------------------------------	---	-------------------------------------

I certify that the information above is complete, true and correct to the best of my knowledge. I understand that lack of full, true and complete disclosure may be grounds for withholding payment for delivery of services and may cause contract termination.

John Lopez III

Owner

09/01/2030

Signature of Authorizing Official

Title

Date

**Sample Forms - Do not use -
Please use Attachment Forms on Pages
20-26**

CERTIFICATION
REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY
AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS

Federal Executive Order 12549 requires the Health and Human Service Commission (HHSC) to screen each covered potential contractor/grantee to determine whether each has a right to obtain a contract/grant in accordance with federal regulations on debarment, suspension, ineligibility and voluntary exclusion. Each covered contractor/grantee must also screen each of its covered subcontractors/providers.

In this certification “contractor/grantee” refers to both contractor/grantee and subcontractor/subgrantee: “contract/grant” refers to both contract/grant and subcontract/subgrant.

By signing and submitting this certification the potential contractor/grantee accepts the following terms:

1. The certification herein below is a material representation of the fact upon which reliance was placed when this contract/grant was entered to. If it is later determined that the potential contractor/grantee knowingly rendered an erroneous certification, in addition to other remedies available to the federal government, the Department of Health and Human Services, United States Department of Agriculture or other federal department or agency, or the Health and Human Service Commission (HHSC) may pursue available remedies, including suspension and/or debarment. **Applicant must register and submit a printout from the System for Awards Management website <https://www.sam.gov/portal/SAM/> for their business.**

2. The potential contractor/grantee shall provide immediate written notice to the person to whom this certification is submitted if at any time the potential contractor/grantee learns that the certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

3. The words “covered contract,” “debarred,” “suspended,” “ineligible,” “participant,” “person,” “principal,” “proposal,” and “voluntarily excluded,” as used in this certification have meanings based upon materials in the Definitions and Coverage sections of federal rules implementing Executive Order 12549. Usage is as defined in the attachment.

4. The potential contractor/grantee agrees by submitting this certification that, should the proposed covered contract/grant be entered into, it shall not knowingly enter into any subcontract with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the Department of Health and Human Services, United States Department of Agriculture of other federal department of agency, and/or the Health and Human Service Commission (HHSC) as applicable.

Do you have or do you anticipate having subcontractors/subgrantees under this proposed contract? _____ YES _____ NO

5. The potential contractor/grantee further agrees by submitting this certification that it will include this certification titled “Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion for Covered Contracts and Grants” without modification, in all covered subcontracts and in solicitations for all covered subcontracts.

6. A contractor/grantee may rely upon a certification of a potential subcontractor/subgrantee that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered contract/grant, unless it knows that the certification is erroneous. A contractor/grantee must, at a minimum, obtain certifications from its covered subcontractors/subgrantees upon each subcontract's/subgrant's initiation and upon each renewal.
7. Nothing contained in all the foregoing shall be construed to require establishment of a system of record in order to render in good faith the certification required by this certification document. The knowledge and information of a contractor/grantee is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
8. Except for contracts/grants authorized under paragraph 4 of these terms, if a contractor/grantee in a covered contract/grant knowingly enters into a covered subcontract/subgrant with a person who is suspended, debarred, ineligible or voluntarily excluded from participation in the transaction, in addition to other remedies available to the federal government, Department of Health and Human Services, United States Department of Agriculture or other federal department or agency, as applicable, and/or the Health and Human Service Commission (HHSC) may pursue available remedies, including suspension and/or debarment.

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS.

Indicate which statement applies to the covered potential contractor/grantee:

The potential contractor/grantee certifies, by submission of this certification, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this contract/grant by any federal department of agency or by the State of Texas.

The potential contractor/grantee is unable to certify to one or more of the terms in this certification. In this instance, the potential contractor/grantee must attach an explanation for each of the above terms to which he is unable to make certification. Attach the explanation for each of the above terms to which he is unable to make certification. Attach the explanation(s) to this certification.

NAME OF POTENTIAL CONTRACTOR/GRANTEE: **Bay Side Construction**

CONTRACTOR ID NO/FEDERAL EMPLOYER'S ID: _____

John Strong III

Signature of Authorized Representative

John Strong III

Printed/Typed Name of Authorized Representative

Sample Forms - Do not use -

Date: **Please use Attachment Forms on Pages 20-26**

THIS CERTIFICATION IS FOR Fiscal Year 2023

PERIOD BEGINNING January 1, 2023, and Ending September 31, 2023

Attachment 6

**CONTRACTOR
RESIDENTIAL REPAIR
WARRANTY FORM**

We, Bay Side Construction, Contractor for Lower Rio Grande Valley Development Council – Area Agency on Aging do hereby warrant that all labor and materials furnished, and work performed are in accordance with the contract documents and authorized modifications thereto and will be free from defects due to defective materials or workmanship for a period of one year from Date of Final Completion.

Should any defect develop during the warranty period due to improper materials, workmanship, or arrangement, the defect, including adjacent work displaced, shall be made good by the undersigned at no expense to the Owner.

The contractor is an independent provider, **NOT** an agent of the Area Agency on Aging. Thus, the Contractor indemnifies, saves, and holds harmless The Area Agency on Aging of the Lower Rio Grande Valley Development Council against expense or liability of any kind arising out of service delivery performed by the Contractor. The contractor must immediately notify the Area Agency on Aging if the Contractor becomes involved in or is threatened with litigation related to program participants receiving services funded by the Area Agency on Aging.

Nothing in the above shall be deemed to apply to work that has been abused, modified, or neglected by the Owner.

This warranty commences on the **Date of Final Completion**
And expires **One year from Commencement Date.**

Sample Forms - Do not Submit

Contractor Information

Company: Bay Side Construction

Address: 1525 W. Lane
Weslaco, Texas 78596

Phone Number: 281-330-8004

Authorized Name: John Strong

Authorized Signature: *John Strong*

CERTIFICATE OF SIGNATORY AUTHORITY

I, **John Strong** certify that I am the legal officer or (Title)
Owner of (organization) **Bay Side**
Construction; that the authority of the agency named
herein to submit this document is derived from the following provision (check one):

1. By Laws []
2. Articles of Incorporation []
3. Other (explain): []

That this document was duly authorized under said provisions; and that **John Strong**
_____, who signed this document on behalf of said agency had
authority to sign and submit it to the Area Agency on Aging on behalf of the organization.

Signature: **John Strong**
Typed Name: **John Strong**
Title: **Owner**
Date: **09/01/2030**

**Sample Forms - Do not use -
Please use Attachment Forms on Pages
20-26**

ASSURANCE OF COMPLIANCE
WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES
REGULATION UNDER TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

(Name of Applicant Agency) **Bay Side Construction** (hereinafter called the "Subcontractor") HEREBY AGREES THAT it will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 CFR Part 80) issued pursuant to that title, to the end, that in accordance with Title VI of the Act and the Regulation, no person in the United States shall on grounds of physical condition, age, race, color, creed, 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 Subcontractor receives Federal financial assistance from the Lower Rio Grande Valley Development Council, recipient of Federal financial assistance from the Texas Department of Aging and Disability Services (hereinafter called "Grantor"); and HEREBY GIVES ASSURANCE THAT it will immediately take any measure necessary to effectuate this agreement.

If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Subcontractor by the Grantor, this assurance shall obligate the Subcontractor or in the case of any transfer of such property, and transferee, for the period during which the real property or structure is used for purpose for which the Federal assistance is extended or for another purpose involving the provision of similar services and benefits. If any personal property so provided, this assurance shall obligate the Subcontractor for the period during which it retains ownership or possession of the property. In all other cases, this assurance shall obligate the Subcontractor for the period during which the Federal financial assistance is extended to it by the Grantor.

Sample Forms - Do not use -

Please use Attachment Forms on Pages

THIS ASSURANCE is given in consideration of and for the purpose of obtaining all Federal grants, loans, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Subcontractor by the Grantor, including installment payments after such date on account of applications for Federal financial assistance which were approved before such date. The Subcontractor recognizes and agrees that such Federal financial assistance will be extended in reliance on the representations and agreements made in this assurance, and that the Grantor or the United States or both shall have the right to seek judicial enforcement of the assurance. This assurance is binding on the Subcontractor, its successors, transferee and assignees, and the person or persons whose signatures appear below are authorized to sign this assurance on behalf of the Subcontractor.

Signature: **John Strong**

Typed Name: **John Strong III**

Title: **Owner**

Date: **09/01/2030**

ASSURANCE OF COMPLIANCE
WITH SECTION 504 OF THE REHABILITATION ACT OF 1973

(Name of Applicant Agency) **Bay Side Construction** (hereinafter called the "Subcontractor") HEREBY AGREES THAT as a condition for receiving Federal assistance under the Older Americans Act of 1965, as amended, it will comply with Section 504 of the Rehabilitation Act of 1973. The Subcontractor assures that no otherwise qualified handicapped person shall, solely by reason of his/her handicap, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives or benefits from Federal financial assistance administered by the Texas Department of Aging and Disability Services and the Lower Rio Grande Valley Development Council and further assures that it will conduct and program or operate any facility so assisted in compliance with all of the requirements imposed by the Regulation, or any directive issued pursuant to that Regulation.

Signature: **John Strong III**

Typed Name: **John Strong III**

Title: **Owner**

Date: **09/01/2030**

**Sample Forms - Do not use -
Please use Attachment Forms on Pages
20-26**

LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL CORPORATION, INC.

DUNS Unique Entity ID 00000000000	SAM Unique Entity ID FN00000000009	CAGE / NCAGE xxxxxxx
Purpose of Registration All Awards	Registration Status Active	Expiration Date Jun 4, 2022
Physical Address 301 W Railroad ST Weslaco, Texas 78596-5104 United States	Mailing Address 301 West Railroad Weslaco, Texas 78596-5104 United States	

Business Information

Doing Business as Area Agency on Aging	Division Name Lrgvdc	Division Number (blank)
Congressional District Texas 15	State / Country of Incorporation (blank) / (blank)	URL www.lrgvdc.org

Registration Dates

Activation Date Apr 21, 2021	Submission Date Apr 5, 2021	Initial Registration Date Aug 16, 2004
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Entity Dates

Entity Start Date Feb 8, 1967	Fiscal Year End Close Date Dec 31
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Immediate Owner

CAGE (blank)	Legal Business Name (blank)
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Highest Level Owner

CAGE (blank)	Legal Business Name (blank)
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Executive Compensation

Registrants in the System for Award Management (SAM) respond to the Executive Compensation questions in accordance with Section 6202 of P.L. 110-252, amending the Federal Funding Accountability and Transparency Act (P.L. 109-282). This information is not displayed in SAM. It is sent to USAspending.gov for display in association with an eligible award. Maintaining an active registration in SAM demonstrates the registrant responded to the questions.

Proceedings Questions

Registrants in the System for Award Management (SAM) respond to proceedings questions in accordance with FAR 52.209-7, FAR 52.209-9, or 2.C.F.R. 200 Appendix XII. Their responses are not displayed in SAM. They are sent to FAPIS.gov for display as applicable. Maintaining an active registration in SAM demonstrates the registrant responded to the proceedings questions.

Exclusion Summary

Active Exclusions Records?
No

SAM Search Authorization

I authorize my entity's non-sensitive information to be displayed in SAM public search results:
Yes

Entity Types

Business Types		
Entity Structure U.S. Government Entity	Entity Type US Local Government	Organization Factors (blank)

Profit Structure
(blank)

Socio-Economic Types

Check the registrant's Reps & Certs, if present, under FAR 52.212-3 or FAR 52.219-1 to determine if the entity is an SBA-certified HUBZone small business concern. Additional small business information may be found in the SBA's Dynamic Small Business Search if the entity completed the SBA supplemental pages during registration.

Government Types

U.S. Local Government

Municipality

County

City

Inter-municipal

Other Government Entities

Planning Commission

Transit Authority

Council of Governments

Financial Information

Accepts Credit Card Payments
Yes

Debt Subject To Offset
No

EFT Indicator
0000

CAGE Code
3Z2S7

Points of Contact

Electronic Business

Crystal D. Balboa, Mrs.

301 West Railroad
Weslaco, Texas 78596
United States

Government Business

Manuel Cruz, Mr

301 West Railroad
Weslaco, Texas 78596
United States

Sarah Dierlam, Ms.

301 W. Railroad ST.
Weslaco, Texas 78596
United States

Service Classifications

NAICS Codes

Primary
Yes

NAICS Codes
xxxxxx
xxxxxx
xxxxxx
xxxxxx
xxxxxx
xxxxxx
xxxxxx
xxxxxx
xxxxxx

NAICS Title
Services For The Elderly And Persons With Disabilities
New Single-Family Housing Construction (Except For-Sale Builders)
New Multifamily Housing Construction (Except For-Sale Builders)
Mixed Mode Transit Systems
Other Residential Care Facilities
Other General Government Support
Police Protection
Administration Of Urban Planning And Community And Rural Development
Administration Of General Economic Programs

Disaster Response