



# CITY OF CONROE

Est. 1904

City of Conroe  
Purchasing Department  
P.O. Box 3066  
Conroe, Texas 77305  
Tel. (936-522-3830)

ADDENDUM NO. 1 Bond Council Services  
December 5, 2017

This revision shall be considered part of the contract documents for the above named project and shall be incorporated integrally with the previously issued documents. Wherein provisions of the revision differ from the provisions of the original documents and/or the provisions of previously issued addendum, the provisions of this revision shall govern and take precedence.

1. The RFP includes references to "bids" and "bidders" throughout, and Section 3.3 of the Proposal Requirements requires that a "price sheet" be included in the Proposal. Although pursuant to Section 1201.027, Texas Government Code "an issuer has exclusive authority to select, contract with, and determine the basis for compensation of a person to provide legal and other services as may be determined by the issuer to be necessary in connection with the issuer's issuance of public securities or administration of its affairs that pertain to the issuance of public securities, the selection of legal counsel must be made in accordance with the provisions of Subchapter A, Chapter 2254, Texas Government Code. . . . [the "Professional Services Procurement Act"]. Section 2254.003 states that "a governmental entity may not select a provider of professional services or a group or association of providers or award a contract for the services on the basis of competitive bids submitted for the contract or for the services, but shall make the selection and award:
  - (1) on the basis of demonstrated competence and qualifications to perform the services; and
  - (2) for a fair and reasonable price."

The City of Conroe anticipates following State law and making the selection and award pursuant to Section 2254.

2. Section 5 of the RFP ends with a request that the proposals "follow bid procedures as set forth with the City of Conroe." However, since this is an RFP, please follow the requirements of the RFP and not the City's bid procedures.



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3. Section 14 of the RFP requires indemnification of the City. Please strike this language as it is not appropriate for a professional services engagement.
  
4. It has been commented that the "Insurance Requirements" in Section 17 are not appropriate for this engagement; therefore, please indicate that your firm carries the appropriate malpractice insurance coverage.

End of Addendum No. 1

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Kristina Colville