

August 30, 2021

301-279-3555

RFP Number: 4898.2
Due Date: September 30, 2021
Open Time: 2:00 p.m.

To: Prospective Offerors:

The purpose of this Request for Proposal (RFP) is to solicit a consultant, with deep knowledge and expertise in current research, programming and effective practices, to improve student engagement and achievement of Multilingual Learners (MLs) in the English for Speakers of Other Languages (ESOL) program, and Latinx students in various programs across the system. These programs include, but are not limited to, Two Way Immersion (TWI), Students with Limited or Interrupted Formal Education (SLIFE), Career Readiness Education Academy (CREA), and other innovative language programs that have been implemented at the school level. The consultant will lead and facilitate a commission of various stakeholders and provide recommendations for innovative instructional models and practices, professional learning to enhance teaching, learning and leading, and cultural and equitable practices to help improve student achievement.

Please respond according to the instructions provided in the attached. Submissions must be received on or before 2:00 p.m., on September 30, 2021. Submissions received after this date and time will not be considered. Submittals shall be delivered in a sealed opaque envelope with the RFP number, opening date and opening time indicated in the lower left corner of the envelope. Submissions shall be delivered to Montgomery County Public Schools Procurement Unit, 45 West Gude Drive, Suite 3100, Rockville, Maryland 20850.

The contractor must submit one (1) original, one (1) redacted copy, one (1) electronic version on flash drive and five (5) separate copies of the proposal. The submission must be signed by an official having authority to contract with MCPS. The firm and official's name shall be used. This solicitation does not commit the district to pay any costs incurred in the submission of proposals or guarantee that an award will be made.

In the event of emergency closing of the MCPS Board of Education offices, this RFP will open at the same time on the next regular working day.

Sincerely,



Angela McIntosh Davis, Team Leader
Procurement Unit

AMD
Enclosure

Department of Materials Management
MONTGOMERY COUNTY PUBLIC SCHOOLS
Procurement Unit
45 West Gude Drive, Suite 3100
Rockville, Maryland 20850

Request for Proposal No. 4898.2

Consultant for the Examination of English Speakers of Other Languages (ESOL) Instructional Practices and Program Models

1.0 INTENT

The purpose of this Request for Proposal (RFP) is to solicit a consultant, with deep knowledge and expertise in current research, programming and effective practices, to improve student engagement and achievement of Multilingual Learners (MLs) in the English for Speakers of Other Languages (ESOL) program, and Latinx students in various programs across the system. These programs include, but are not limited to, Two Way Immersion (TWI), Students with Limited or Interrupted Formal Education (SLIFE), Career Readiness Education Academy (CREA), and other innovative language programs that have been implemented at the school level. The consultant will lead and facilitate a commission of various stakeholders and provide recommendations for innovative instructional models and practices, professional learning to enhance teaching, learning and leading, and cultural and equitable practices to help improve student achievement. The consultant will work with district staff to analyze performance data, benchmark with other districts, and use current research about MLs in English language development programs (i.e. ESOL, TWI, CREA) to make recommendations. Ideally the district would like to see students receiving ESOL services make the minimum language growth required by Every Student Succeeds Act (ESSA), and Montgomery County Public School's (MCPS) Evidence of Learning Framework, as well as feel a sense of pride for their accomplishments.

Montgomery County Public Schools (MCPS) is seeking an innovative approach to (1) improve students' academic and language proficiency growth (2) coordinate efforts to address the needs of students receiving ESOL services and Latinx students (3) identify and select programming options that best meet the needs of MLs and Latinx students that are recipients of ESOL services.

2.0 INTRODUCTION

Montgomery County Public School (MCPS) is the 14th largest school system in the United States, and the largest in the state of Maryland. During the 2019–2020 school year, MCPS served more than 165,000 students from 157 countries speaking more than 150 languages. As a result of the pandemic, this number decreased by approximately 2,500 students, and it is expected that our enrollment will return to the pre-pandemic numbers. With a Fiscal Year (FY) 2019 Operating Budget of approximately \$2.6 billion, MCPS employs more than 24,000 employees. Among the 208 schools that MCPS operates, 41 are National Blue-Ribbon schools. Five MCPS high schools rank in the top 200 of The Washington Post's 2017 High School Challenge, and all 25 MCPS high schools appear on this list, which includes only the top 11 percent of high schools in the country. MCPS has one of the highest graduation rates among the nation's largest school districts, according to an Education Week report. In

2010, MCPS was the recipient of the Malcolm Baldrige National Quality Award, the highest presidential honor given to American organizations for performance excellence.

Our Mission

- Every student will have the academic, creative problem solving, and social emotional skills to be successful in college and career.

Our Vision

- We inspire learning by providing the greatest public education to each and every student.

Our Core Purpose

- Prepare all students to thrive in their future.

Our Core Values

- Learning
- Respect
- Relationships
- Excellence
- Equity

Click [HERE](#) for more information on the MCPS core values.

Our Students

The student demographics of MCPS in 2019 are as follows:

- White: 26.9%
- Hispanic/Latino: 32.4%
- Black or African American: 21.4%
- Asian: 14.1%
- Two or more races: ≤ 5.0%
- American Indian or Alaskan Native: ≤5.0%
- Native Hawaiian or other Pacific Islander: ≤5.0%

Services

- Students participating in the Free and Reduced-price Meals System (FARMS): 33.8%
- Students ever having participated in FARMS: 46.9%
- English for Speakers of Other Languages (ESOL): 18.2%
- Students receiving special education services: 11.7%

NOTE: Enrollment percentages have not changed significantly since the pandemic.

3.0 SCOPE OF SERVICES

- Lead and facilitate a commission of multiple stakeholders to examine current instructional practices, accountability and program models, and racial and linguistic equity
- Provide an initial analysis of instruction of ELs using evidence-based tools and provide areas for improvement and pathways to achieve said improvements

- Analyze quantitative and qualitative data to determine root causes of the opportunity and achievement gap
- Provide recommendations that align with Common Core State Standards, the Next Generation Science Standards, and WIDA Standards for ELs that includes both theoretical and practical pedagogical and application for staff
- Make recommendations regarding new structures and processes that may be needed to accomplish the goal of instructing ELs in a manner that leads to content and language proficiency growth of a year or more
- Provide knowledge, guidance, and analysis about the implementation of translanguaging, biliteracy, and biculturalism for all schools
- Provide knowledge and expertise in the idea that Bilingual Education as a vehicle to equalizing opportunities for all students receiving ESOL services
- Provide culturally sustaining pedagogy (CSP) as the foundation for linguistic and racial equity
- Provide recommendations for MCPS K–12 programs that service all MLs, Latinx students receiving ESOL services and are participating in other Language Development Programming (i.e., TWI, SLIFE, CREA).
- Identify a virtual platform that will be used to maximize engagement of all stakeholders. In the case where we return to in-person learning, the vendor should indicate how they will adjust their services.
- Provide teaching and learning recommendations for Emergent Bilingual students (Newcomers) K-12.
- Prepare an interim report to the Board of Education due in February 2022 and a final report due May 2022. Develop a comprehensive timeline of services that aligns with the delivery of the interim and final reports.

4.0 CONTRACT TERM

The initial term of contract shall be for one year as stipulated on the RFP. However, the contract may not begin until one day after approval by the Montgomery County Board of Education and will conclude as stated under the contract term. MCPS reserves the right to extend this contract at existing prices, terms, and conditions for up to three additional terms for one (1) year each. Written notice indicating MCPS' intention to pursue the extension of the contract will be issued to the successful vendor 90 days prior to the expiration of the original contract. The vendor shall have ten (10) days from the date of notification to return the notice acknowledging its intent to accept or reject the extension.

Once all responses are evaluated, MCPS staff may make a recommendation to the Board to extend the contract or decide to rebid. If the contract is extended by the Board, a contract amendment will be issued.

5.0 CONTRACT TERMINATION

MCPS reserves the right to cancel the contract in whole or in part at any time in accordance with Article 12, MCPS General Contract Articles. MCPS also reserves the right to cancel the contract with a specific offer or for failure to comply or failure to fulfill the terms of this contract in accordance with Article 13.

6.0 REFERENCES

All offeror’s shall include a list of a minimum of five references who use the vendor services who can attest to their quality of work and, if possible, shall include school districts of comparable size to MCPS that have utilized the respondents’ services within the last five (5) years and who can provide insight about the offeror’s work product. The references would be able to provide insight about the vendor's work within the past five years. Include names of client, contact person, email address and phone number of all references. Also, as an attachment, offeror’s shall include a list of all current school district clients.

References may or may not be reviewed or contacted at the discretion of MCPS. Typically, only references of the top ranked short-listed offeror’s are contacted. MCPS reserves the right to contact references other than, and/or in addition to, those furnished by an offeror.

<u>Company Name & Address</u>	<u>Contact Person</u>	<u>Phone Number</u>
1. _____		
Email _____		
2. _____		
Email _____		
3. _____		
Email _____		
4. _____		
Email _____		
5. _____		
Email _____		

7.0 FORMAT OF RESPONSE

7.1 Response to this RFP shall be submitted in the same order as the RFP and provide an individual response to each RFP specification.

7.2 Contractors shall include any and all statements and representations made within its proposal in the contract for services with the MCPS. This includes, but is not limited to, the vendors’

point-by-point response to this RFP. If the vendor responds only “Understand and comply,” it is assumed that the vendor complies with MCPS’ understanding of the requirement.

- 7.3 MCPS shall not be responsible nor be liable for any costs incurred by the vendor in the preparation and submission of their proposals and pricing.
- 7.4 A pricing proposal shall be submitted as a separate document outlining content, timeline for implementation, training, professional development, etc.

8.0 MANDATORY SUBMISSIONS

Each offeror must submit a complete proposal including all required information and attachments. The response shall address each paragraph in the same order as the RFP and provide an individual response to each RFP specification. All proposals must be presented using the same numbering sequence and order used in this RFP document or as otherwise specified by MCPS. Offerors may obtain a Microsoft Word version of the RFP from the webpage to help them in preparing the response.

One (1) original and 5 copies as well as one (1) electronic version on flash drive and one (1) redacted copy of responses must be sent by mail, courier or hand-delivery and shall be in binders with tabs identifying each section. A table of contents should be included and all pages numbered as referenced in the Table of Contents. A flash drive must include a copy of the original and redacted responses. No faxes or electronic submission of proposals will be accepted. Proposals are to be received no later than 2:00 p.m. on September 30, 2021. Submit responses of the entire RFP proposal to:

Montgomery County Public Schools
Procurement Unit
45 West Gude Drive, Suite 3100
Rockville, MD 20850

Submissions will become the property of MCPS.

The proposal must be signed by an official having authority to contract with MCPS. The firm and the official’s name shall be used in the contract process. MCPS reserves the right to make an award without further discussion of the proposals received. MCPS also may negotiate with the one offeror who submits the best proposal or with two or more offeror’s who are in the competitive range. Therefore, it is important that the offeror’s proposal be submitted initially on the most favorable terms from both the technical and cost standpoints. After the submission and closure of proposals, no information will be released until after the award. It is understood that the offeror’s proposal will become a part of the official file on this matter without obligation to MCPS.

The proposal must be complete and comply with all aspects of these specifications. Marketing or promotional verbiage will likely overshadow the offeror’s qualifications and expertise. MCPS urges the offeror to be specific and brief in their responses.

Offeror’s must include any and all statements and representations made within its proposal in the contract for services with MCPS unless otherwise agreed upon by MCPS and offeror during

negotiations. This includes, but is not limited to, the vendor's point-by-point response to this RFP. If offeror answers only "Understand and comply" it is assumed that the offeror complies with MCPS' understanding of the requirement.

MCPS shall not be responsible or liable for any costs incurred by the offeror in the preparation and submission of their proposals and pricing.

Complete Response must include:

- Point-by-point Response to each section of the RFP
- Pricing Proposal. Must be at a fixed cost to include administrative costs and inclusive of travel expenses seeking to minimize such travel expenses (e.g., by scheduling on-site visits efficiently).
- References, See 7.0 References
- List of all current school district clients, See 7.0 References
- Vendor's annual fiscal report in order to demonstrate the vendor's financial stability (If desired, the vendor also may include any other financial documents that Vendor wishes to include regarding Vendor's financial condition. This documentation is not mandatory.).
- Equal Opportunities Certification (Attachment A)
- Certification of Non-segregated Facilities (Attachment B)
- Minority Business Enterprise (Attachment C)
- Non-Debarment Acknowledgement (Attachment D)
- Mid-Atlantic Purchasing Team Rider Clause
- Current Form W-9
- A list of any variances from or objections to the terms and conditions of the MCPS General Contracting Articles, as well as a justification for any such variances or objections.
- Any additional information and comments your firm deems necessary to clearly communicate your firm's qualifications and the process you would use to conduct a review of MCPS' curricular programs along the lines specified in the Scope of Services.
- A redacted copy of offeror's proposal as specified in Sections 9.0 and 10.0.

8.1 Deliverables

The required deliverables for proposals include:

- a. Evidence of effectiveness of the proposed program/services including instructional delivery methods in similar districts or other education settings with local, state, and national growth achievement data. Included here must be recent references that can speak to the effectiveness of the program (see more details in Section 6.0).
- b. Detailed plan to comply with data sharing requirements from MCPS (see Article 18 of the MCPS General Contract Articles) as well as state and local requirements for administration of the program/services (for example, if the vendor is a private school institution, it must meet state requirements as an approved local education agency).

All of these written deliverables described above shall be submitted in electronic format (MS Word)

with at least 5 hard copies. Absent good cause, payment for the services provided by the External Consultant(s) shall be contingent upon meeting the mutually agreed-upon deadlines.

MCPS reserves the right to engage the External Consultant(s) in providing future consultation and follow up regarding the MCPS curriculum.

It is the intention to award to the most favorable respondent(s) based on the evaluation criteria in Section 11.0. However, the Board reserves the right to make awards according to the best interest of MCPS. This request for proposals may result in multiple awards for different components of the scope of services.

In determining the qualifications of an offeror, MCPS will consider the offeror's record and performance of any prior contracts with MCPS, federal departments or agencies, or other public bodies, including but not limited to the offeror's record providing such detailed programs/services as described in Section 3.0 to MCPS or other schools or school districts. MCPS expressly reserves the right to reject the proposal of any offeror if the investigation discloses that the offeror, in the opinion of MCPS, has not properly performed such prior contracts or has habitually and without just cause neglected the payment of bills or has otherwise disregarded its obligations to subcontractors or employees.

MCPS may conduct any necessary investigation to determine the ability of the offeror to perform the work, and the offeror shall furnish to MCPS all such information and data requested, such as information about its reputation, past performance, business and financial capability and other factors that demonstrate that the provider is capable of satisfying MCPS' needs and requirements for a specific contract. MCPS reserves the right to reject any proposal if the evidence submitted by the offeror or investigation of such offeror fails to satisfy MCPS that such offeror is properly qualified to carry out the obligations of the contract and to complete all requirements contemplated therein. Consideration will be given to any previous performance with MCPS as to the quality and the acceptability of bidder's services.

All offeror's submitting a proposal shall include evidence that they maintain a permanent place of business. Copies of any appropriate licenses necessary to perform this work shall be submitted with each proposal. Offeror's also shall demonstrate that they have adequate staff to perform the required services. Use of subcontractor(s) and/or third-party providers, if any, must be specifically identified within the proposal. Subcontractor and/or third-party provider roles shall be clearly expressed. MCPS reserves the right to accept or reject use of proposed subcontractor(s) and/or third-party provider(s).

MCPS reserves the right to add or delete vendor's, as needed, should our requirements change during the contract term.

9.0 TREATMENT OF TECHNICAL DATA IN PROPOSAL

The proposal submitted in response to this request may contain technical data which the offeror does not want used or disclosed for any purpose other than evaluation of the proposal. The use and disclosure of any such technical data, subject to the provisions of the Maryland Public Information Act, may be so restricted:

Provided, that offeror marks the cover sheet of the proposal with the following legend, specifying the pages of the proposal which are to be restricted in accordance with the conditions of the legend: “Technical data contained in pages ___ of this proposal shall not be used or disclosed, except for evaluation purposes.”

Provided, that if a contract is awarded to this offeror as a result of or in connection with the submission of this proposal, MCPS shall have the right to use or disclose these technical data to the extent provided in the contract.

This restriction does not limit the right of MCPS to use or disclose technical data obtained from another source without restriction.

MCPS assumes no liability for disclosure or use of unmarked technical data or products and may use or disclose the data for any purpose and may consider that the proposal was not submitted in confidence and therefore is releasable. Price and cost data concerning salaries, overhead, and general and administrative expenses are considered proprietary information and will not be disclosed, if marked in accordance with the instructions in Section 10.0.

10.0 PROPRIETARY AND CONFIDENTIAL INFORMATION

Offeror’s are notified that MCPS has unlimited data rights regarding proposals submitted in response to this solicitation. Unlimited data rights means that MCPS has the right to use, disclose, reproduce, prepare derivative works, distribute copies to the public, or perform publicly and display publicly any information submitted by the offeror in response to this or any solicitation issued by MCPS. However, MCPS will exempt information that is confidential commercial or financial information of an offeror, as defined by the Maryland Public Information Act, State Government Article, Section 10-617, from disclosure. It is the responsibility of the offeror to clearly identify each part of its proposal that is confidential commercial or financial information by stamping the **bottom right-hand corner** of each pertinent page with one-inch bold face letters stating the words “**confidential**” or “**proprietary**.” The offeror agrees that any portion of the proposal that is not stamped as proprietary or confidential is not proprietary or confidential. As a condition for MCPS keeping the information confidential, the offeror must agree to defend and hold MCPS harmless if any information is inadvertently released. Each offeror must submit a proprietary and confidential redacted copy of its proposal to be used in responding to MPIA requests.

11.0 EVALUATION CRITERIA

MCPS reserves the right to ask clarifying questions about submitted proposals. Offeror’s also may ask questions that they may have related to this RFP prior to submitting their responses. See Section 13.0, Schedule of Events. Only proposals received by the deadline will be considered. Proposals will be screened down to a number of finalists.

MCPS reserves the right to convene a meeting with the top qualified offeror’s prior to awarding a contract. The purpose of the meeting will be to afford both parties an opportunity to discuss any aspects of the requirements and services that will be performed and clarify any issues. Issues raised

during the meeting, which cannot be resolved to the satisfaction of MCPS, shall be cause to reject the proposal.

All offeror's are advised that in the event of receipt of an adequate number of proposals, which, in the opinion of MCPS require no clarification and/or supplementary information, such proposals may be evaluated without further discussions. Therefore, proposals should be submitted initially on the most complete and favorable terms and conditions. Should proposals submitted require additional clarification and/or supplementary information, offeror's should be prepared to submit such additional clarification and/or supplementary information, in a timely manner, when requested.

Proposals meeting all requisite criteria will be evaluated. Those who do not meet requisite criteria will not be evaluated further.

The determination of those that are qualified, interested, and available, and MCPS' choice of the best qualified will be based on the following criteria:

- a. The bidder's proposed approach to the review, including all responses to the instructions set forth in Section 6.0, and how it meets MCPS' needs.
- b. Qualifications, reputation, and experience of the External Consultant(s) relevant to the Scope of Services including specific experience in providing reviews of comparable programs for school districts of similar size, including the bidder's knowledge of best practices, educational research and analysis capabilities (including the ability to benchmark nationwide).
- c. Qualifications, reputation, and experience of the lead reviewer and principal employees that will be responsible for this review.
- d. Past performance as determined by recent and relevant contracts. Evaluation will be based on information obtained from references provided by the bidder as well as other relevant past performance information obtained from other sources known to MCPS.
- e. Pricing proposal and fee structure.

A selection committee comprised of MCPS staff and potentially outside stakeholders will evaluate proposals based on these criteria.

12.0 PRE-PROPOSAL CONFERENCE

Not applicable to this RFP.

13.0 SCHEDULE OF EVENTS

The anticipated schedule of activities related to this RFP is as follows:

RFP issued:	August 30, 2021
Questions Due:	September 7, 2021 by 4:00 PM
Q&A Posted	September 10, 2021
Proposals Due:	September 30, 2021 by 2:00PM

Anticipated award date: October 25, 2021

All dates are subject to change at the discretion of MCPS.

14.0 ADDENDA/ERRATA

Changes and addenda to a solicitation may occur prior to the solicitation opening date and time. It is the offeror's responsibility to check the MCPS website under "Event Calendar" <https://www.montgomeryschoolsmd.org/calendar/mcpsbids.aspx> or contact the Procurement Unit at 301-279-3555 to verify whether addenda/errata have been issued.

In the event that MCPS issues addenda/errata, all terms and conditions will remain in effect unless they are specifically and explicitly changed by the addenda/errata. Offeror's must acknowledge receipt of such addenda/errata by returning one signed copy of each of the addenda/errata with its proposal. Failure to provide the signed acknowledgement of the addenda/errata may result in a bid being deemed non-responsive.

15.0 eMARYLAND MARKETPLACE ADVANTAGE (EMMA)

Maryland law requires local and state agencies to post solicitations on eMaryland Marketplace Advantage (EMMA). Registration with EMMA is free. It is recommended that any interested supplier register at <https://procurement.maryland.gov/>, regardless of the award outcome for this procurement as it is a valuable resource for upcoming bid notifications for municipalities throughout Maryland.

16.0 MULTI-AGENCY PARTICIPATION

MCPS reserves the right to extend the terms and conditions of this solicitation to any and all other agencies within the state of Maryland as well as any other federal, state, municipal, county, or local governmental agency under the jurisdiction of the United States and its territories. This shall include but not be limited to private schools, parochial schools, nonpublic schools such as charter schools, special districts, intermediate units, nonprofit agencies providing services on behalf of government, and/or state, community and/or private colleges/universities that require these goods, commodities and/or services. Use of this solicitation by other agencies may be dependent on special local/state requirements attached to and made a part of the solicitation at the time of contracting. The supplier/contractor agrees to notify the issuing agency of those entities that wish to use any contract resulting from this bid and will also provide usage information, which may be requested. A copy of the contract pricing and the bid requirements incorporated in this contract will be supplied to requesting agencies. Each participating jurisdiction or agency shall enter into its own contract with the Awarded offeror(s) and this contract shall be binding only upon the **principal's signing** such an agreement. Invoices shall be submitted "directly" to the ordering jurisdiction for each unit purchased. Disputes over the execution of any contract shall be the responsibility of the participating jurisdiction or agency that entered into that contract. Disputes must be resolved solely between the participating agency and the Award offeror. MCPS assumes no authority, liability, or obligation on behalf of any other public or nonpublic entity that may use any contract resulting from this bid. MCPS pricing is based on the specifications provided in this solicitation.

17.0 INQUIRIES

Inquiries regarding this solicitation must be submitted in writing to Mrs. Angela McIntosh-Davis, Team Leader, MCPS Procurement Unit, 45 W. Gude Drive, Suite 3100, Rockville, MD 20850, via email to Angela.S.McIntosh-Davis@mcpsmd.org. Questions are due 4:00 p.m. on September 7, 2021. Responses will be posted on MCPS' Procurement website on September 10, 2021. The Board will not be responsible for any oral or telephone explanation or interpretation by any agent or employee of MCPS. Any binding information given to an offeror in response to a request will be furnished to all offeror as addenda/errata, if such information is deemed necessary for the preparation of proposals, or if the lack of such information would be detrimental to the uninformed offeror's. Only such addenda/errata, when issued by MCPS, will be considered binding on MCPS.

Contact by offeror's with any other MCPS employee regarding this solicitation until the contract is awarded by MCPS will be considered by MCPS as an attempt to obtain an unfair advantage and result in non-consideration of its RFP response. The MCPS Procurement website address is www.montgomeryschoolsmd.org/departments/procurement/.

18.0 UNNECESSARILY ELABORATE BROCHURES

Unnecessarily elaborate brochures or other presentations beyond those sufficient to present a complete and effective proposal are not desired and may be construed as an indication of the offeror's lack of cost consciousness. Elaborate art work and expensive visual and other presentation aids are neither necessary nor wanted.

19.0 BID PROTESTS

Any bid protests, including appeals, will be governed by the applicable MCPS Procurement Unit Regulations. The burden of production of all relevant evidence, data and documents and the burden of persuasion to support the protest is on the offeror making the protest.

20.0 CONTRACT

MCPS plans to enter a contractual agreement with Respondent(s) to whom the award is made and intends to make MCPS General Contract Articles, attached hereto and incorporated herein as Appendix A, part of the contractual agreement, except and unless modified by MCPS. In addition, the Contractor will ensure that all private duty nurses abide by the provisions of the MCPS General Contract Articles. Proposals must clearly identify any variances from or objections to the specifications in this RFP and the terms and conditions of the MCPS General Contract Articles. Lacking any response to the contrary, MCPS will infer that the Respondent agrees to the specifications of this RFP and each term and condition of the MCPS General Contract Articles. Respondents should note that any variance may provide a basis for MCPS to reject the proposal. **In particular, the provisions set forth in Articles 5, 12-14, 16-18, 21-24, 26, and 28 of the MCPS General Contract Articles are non-negotiable.**

21.0 NOTICE TO BIDDERS

The appropriate items below must be completed as part of the RFP. Failure to comply may disqualify your bid. Type or print legibly in ink.

[See next page]

I. BIDDER INFORMATION: As appropriate, check and/or complete one of the items below.

- 1. Legal name (as shown on your income tax return) _____
- 2. Business Name (if different from above) _____
- 3. Tax Identification Number _____

A copy of your W-9 must be submitted with this bid response.

II. BIDDER'S CONTACT INFORMATION: This will be filed as your permanent contact information.

Company Name _____

Address _____

Bid Representative's Name _____

Phone Number/Extension _____

Email Address _____

Website _____

II. VENDOR'S CERTIFICATION: Upon notification of award, this document in its entirety is the awarded vendor's contract with MCPS. By signing below, the undersigned acknowledges that he/she is entering into a contract with MCPS.

- A. The undersigned proposes to furnish and deliver supplies, equipment, or services, in accordance with specifications and stipulations contained herein, and at the prices quoted. This certifies that this bid is made without any previous understanding, agreement or connection with any person, firm, or corporation making a bid for the same supplies, materials, or equipment, and is in all respects fair and without collusion or fraud.

- B. I hereby certify that I am authorized to sign for the bidder and that all statements, representations, and information provided in this response to the Request for Proposals, including but not limited to the Non-Debarment Acknowledgement, are accurate.

By (Signature) _____

Name and Title _____

Witness Name and Title _____