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Executive Summary

Monterrey Iron & Metal seeks to re-enter into contract with The City of San Antonio Solid Waste Management Department involving the recycling of metal collected at various locations citywide. Our experienced team utilizes technology and industry know-how to offer the most efficient and profitable service to The City of San Antonio.

Over the past six years, we have have worked effectively with the SWMD to recycle over 10 million pounds of scrap metal all while maintaining our high standards for both environmental and employee safety. Through functional communication of information with SWMD employees ranging from drivers to executives, we have been able to avoid any major missteps and have been able to successfully service the needs of the SWMD.

We strive to improve our company and community each and every day and we look forward to the possibility of working with the SWMD on this and other projects into the future.

016 - RFP ATTACHMENTS

RFP ATTACHMENT A, PART ONE

GENERAL INFORMATION

1. **Respondent Information:** Provide the following information regarding the Respondent.
(NOTE: Co-Respondents are two or more entities proposing as a team or joint venture with each signing the contract, if awarded. Sub-contractors are not Co-Respondents and should not be identified here. If this proposal includes Co-Respondents, provide the required information in this Item #1 for each Co-Respondent by copying and inserting an additional block(s) before Item #2.)

Respondent Name: Monterrey Iron & Metal

(NOTE: Give exact legal name as it will appear on the contract, if awarded.)

Principal Address: 2300 Frio City Rd

City: San Antonio State: TX Zip Code: 78226

Telephone No. 210-927-2727 Fax No: 210-927-2788

Website address: www.monterreyiron.com

Year established: 1916

Provide the number of years in business under present name: 106

Social Security Number or Federal Employer Identification Number: 74-2710652

Texas Comptroller's Taxpayer Number, if applicable: _____

(NOTE: This 11-digit number is sometimes referred to as the Comptroller's TIN or TID.)

DUNS NUMBER: 78-814-3191

Business Structure: Check the box that indicates the business structure of the Respondent.

☐ Individual or Sole Proprietorship. If checked, list Assumed Name, if any: _____

☒ Partnership

☐ Corporation If checked, check one: ☐ For-Profit ☐ Nonprofit

Also, check one: ☐ Domestic ☐ Foreign

☐ Other If checked, list business structure: _____

Printed Name of Contract Signatory: David Vexler

Job Title: Partner

Provide any other names under which Respondent has operated within the last 10 years and length of time under for each: N/A

Provide address of office from which this project would be managed:

City: San Antonio State: TX Zip Code: 78226

Telephone No. 210-927-2727 Fax No: 210-927-2788

Annual Revenue: \$ \$10M+

Total Number of Employees: 80+

Total Number of Current Clients/Customers: 2,500+/-

Briefly describe other lines of business that the company is directly or indirectly affiliated with:
Metal processing & transportation

List Related Companies:

2. **Contact Information:** List the one person who the City may contact concerning your proposal or setting dates for meetings.

Name: David Vexler Title: Partner/Manager

Address: PO Box 241509

City: San Antonio State: TX Zip Code: 78224

Telephone No. 210-927-2727 Fax No: 210-927-2788

Email: david@monterreyiron.com

3. Does Respondent anticipate any mergers, transfer of organization ownership, management reorganization, or departure of key personnel within the next twelve (12) months?

Yes ☐ No ☒

4. Is Respondent authorized to do business with the State of Texas Secretary of State?

Yes ☒ No ☐ If "Yes", provide registration number.

Texas Sales Tax ID# 17427106525

5. Where is the Respondent's corporate headquarters located? San Antonio

6. **Local/County Operation:** Does the Respondent have an office located in San Antonio, Texas?

Yes ☒ No ☐ If "Yes", respond to a and b below:

- a. How long has the Respondent conducted business from its San Antonio office?

Years 106 Months 5

- b. State the number of full-time employees at the San Antonio office. 80+

If "No", indicate if Respondent has an office located within Bexar County, Texas:

Yes ☐ No ☐ If "Yes", respond to c and d below:

- c. How long has the Respondent conducted business from its Bexar County office?

Years Months

- d. State the number of full-time employees at the Bexar County office.

7. **Debarment/Suspension Information:** Has the Respondent or any of its principals been debarred or suspended from contracting with any public entity?

Yes ____ No X If "Yes", identify the public entity and the name and current phone number of a representative of the public entity familiar with the debarment or suspension, and state the reason for or circumstances surrounding the debarment or suspension, including but not limited to the period of time for such debarment or suspension.

8. **Surety Information:** Has the Respondent ever had a bond or surety canceled or forfeited?

Yes ____ No X If "Yes", state the name of the bonding company, date, amount of bond and reason for such cancellation or forfeiture.

9. **Bankruptcy Information:** Has the Respondent ever been declared bankrupt or filed for protection from creditors under state or federal proceedings?

Yes ____ No X If "Yes", state the date, court, jurisdiction, cause number, amount of liabilities and amount of assets.

10. **Disciplinary Action:** Has the Respondent ever received any disciplinary action, or any pending disciplinary action, from any regulatory bodies or professional organizations? Yes ____ No X If "Yes", state the name of the regulatory body or professional organization, date and reason for disciplinary or impending disciplinary action.

11. **Previous Contracts:**

a. Has the Respondent ever failed to complete any contract awarded?

Yes ____ No X If "Yes", state the name of the organization contracted with, services contracted, date, contract amount and reason for failing to complete the contract.

b. Has any officer or partner proposed for this assignment ever been an officer or partner of some other organization that failed to complete a contract?

Yes ____ No X If "Yes", state the name of the individual, organization contracted with, services contracted, date, contract amount and reason for failing to complete the contract.

c. Has any officer or partner proposed for this assignment ever failed to complete a contract handled in his or her own name?

Yes ____ No X If "Yes", state the name of the individual, organization contracted with, services contracted, date, contract amount and reason for failing to complete the contract.

12. **Financial Review:** Is your firm publicly traded? Yes ____ No X If "Yes", provide your firm's SEC filing number.

RFP Attachment A, Part 2

Experience, Background, Qualifications

Over the past 106 years, Monterrey Iron & Metal (MIM) has handled accounts of all sizes. Ranging from small “mom and pop” family businesses to international Forbes 500 companies, Monterrey Iron & Metal has been and continues to be able to meet our customers’ needs.

Regardless of the size of the account, Monterrey Iron's focus is on efficiency and sustainability. In this modern, circular economy there is no room for waste, especially when it comes to our valuable natural resources. The SWMD's Recycling and Resource Recovery Plan, first printed in 2013, outlined goals for the department leading all the way up to 2025. From recyclable material diversion rates to the waste/customer ratio, the SWMD has made solid steps towards their goal of 60% overall recycling by 2025. In this spirit, MIM has also set and achieved their efficiency goals over the past several years. Our Recyclable Material Recovery Rate (RMRR) has increased to over 99% in the past five years. This means that of the 10+ million pounds of material that MIM has processed for the SWMD, the vast majority is recycled into new metals. We have also increased our involvement in the recycling community at the local, state and national levels. We are proud to be a Charter Member of the ReWorksSA program and we are also involved with the Recycling Council of Texas (RCOT) as well as the Institute of Scrap Recycling (ISRI).

While we take pride in the increased role we have taken as leaders in the recycling community, it is our commitment to the San Antonio community that we are most proud of. Monterrey Iron & Metal supports all areas of the SA community including The SA Public Library Foundation, The Carver Center for the Arts, Alamo Community College District, Second Chance Hiring, The West Side Chamber, Texas Public Radio, Southwest Bio, UT Health, SA Botanical Gardens, and the American Indians at the Spanish Colonial Missions. Having been an active part of the San Antonio community for over 100 years, we at Monterrey Iron understand the larger role a company plays in the community where goals and successes are measured outside the office.

With our increased efficiency and capacity, we are able to handle even the largest of accounts. Similar in size and scope to the SWMD, MIM has managed Alamo1 Demolition, Pick-N-Pull SA, Cowboy Recycling, and San Antonio Water System. All of these accounts both deliver and have scrap metal picked up multiple times per week. We have also worked with several other City of San Antonio departments including Parks and Recreation, Fleet Maintenance, Aviation, SAPD, and SAFD. Many of these businesses, like the SWMD, make deliveries on Saturdays. Unlike many recyclers, we are open from 8AM-12PM on Saturdays to accommodate our customers.

Our 80+ person crew at Monterrey Iron is the backbone of the business. They make sure that every customer's needs are met and that their material is processed efficiently. Assisting our crew is the latest technology in the recycling industry. We are equipped with an electric 2200 horsepower Newell shredder that is capable of turning a whole automobile into fist sized chunks of metal in less than a minute. We switched over to electric in 2020 in order to lower our carbon footprint. From there the material goes to our state-of-the-art Downstream Sorting System. Using an advanced computer driven system, our downstream system is able to analyze this material and separate the metal into different classes. Steel, aluminum, copper, stainless and other metals are each sent in their own direction and prepared to be shipped to their final destination. This technology allows us to get the maximum recovery of recyclable material while minimizing the amount of non-recyclable material that goes into our landfills. We are also equipped with 3 shears capable of cutting steel several inches thick, one of which is the strongest in the state. We have a fleet of 12 trucks, tractors and roll-off, that manage our 500+ containers and trailers. If needed, Monterrey Iron and Metal would be able to drop off containers at any of the Solid Waste Management collection sites the same/next day as requested. Our employees all work together to help Monterrey Iron and Metal run like a well-oiled machine. We have on-site mechanics, welders, torchers, machine operators, sorters, truck drivers and office staff that each play an important role in the recycling process. Our employees are like one big family with the majority having been with us for at least 5 years, and even some that have been here 20+ years. We can confidently say that there is no project that we cannot handle.

In this age of the global economy and international conglomerates, Monterrey Iron and Metal is proud to still be family owned and operated. Founded in 1916 by Abraham Vexler, the company was passed on to his son, Harold Vexler, in 1944. In the 1980's the reigns were passed to Harold's son, Jack Vexler. In 2015, at the age of 100, Harold passed away having worked every day until the week of his passing. With Jack Vexler at the helm of the company, the fourth generation of Vexlers followed the family tradition and continued the Monterrey Iron and Metal legacy. Jack's three children, Jeff, Jordan and David are active with the company on a daily basis. The four Vexler's at Monterrey Iron and Metal represent a combined 90+ years of scrap metal recycling knowledge. While any one of the family members can be reached every day at the office, David will be overseeing this project. With 19 years of experience, David has been with the company the longest of the children. While he handles much of the inventory control, online auctions, RFPs and bids, David also oversees some of the top accounts that Monterrey Iron handles. Among these are SAWS, Pick-N-Pull, Caterpillar, Reliance Metal and TxDot. Working just feet away from David is Jordan Vexler. Jordan is

our Chief Operating officer and has extensive knowledge of machinery and the metal markets. She is also very active in the San Antonio Community. She has sat on the boards of the National Association Supply Co-operative, Gulf Coast chapter of the Institute of Scrap Recycling Industries(ISRI), Recycling Council of Texas, Texas Public Radio, and the San Antonio Public Library Foundation. Jeff Vexler manages a small non-ferrous collection facility that will not play a role in the Solid Waste Management Department contract. Jack Vexler, our President, has 50 years of experience with industry contacts all over the country.

Our goal at Monterrey Iron and Metal is to achieve customer satisfaction through superior service while ensuring the safety of our employees and the environment. We do regular inspections with our OSHA certified safety consultant and we also employ Polly-Kane Environmental to keep us up to date on environmental regulations. All of our licensing, including Department of Transportation, Hazmat, Texas Agricultural Department, Texas Commission on Environmental Quality, and the City of San Antonio are up to date and available for inspection. Our facility is also available for inspection by appointment. We take pride in our safety and environmental record and it shows.

RFP Attachment A, Part three

Proposed Plan

Having handled the SWMD contract since 2017, Monterrey Iron & Metal's experience and utilization of technology allow us to handle all projects in an efficient manner. Our computer-based system tracks locations of containers, organizes pickups, tracks weight, deliveries, and payment. There is full transparency at Monterrey Iron. Members of the Solid Waste Management Department are welcome to follow loads in and observe them being weighed and unloaded. We can email weight tickets daily to the specified person as soon as the load has been weighed out. Along with this comes monthly ticket reviews that clearly show the date, time, vehicle ID, weight and value of each load that has come in over that month. But when it comes down to it, all the technology in the world doesn't help if there isn't a dedicated workforce behind it. Our President, partners, dispatch, account services and accounts payable are always just a phone call away. And being a family run business, there is no corporate red tape to cut through. If there is an issue, it can be taken care of immediately without the time wasted seeking approval from other departments. On top of this, David Vexler will personally be overseeing this account. David oversees several major accounts and makes sure that everything runs efficiently from pickup to payment.

Monterrey Iron & Metal is headquartered on the southwest side of San Antonio with easy access to and from Highway 90. All materials would be collected and processed at this facility. The metal would be run through our state-of-the-art Shredder and then our Downstream Sorting System. We are proud to say that we recover over 99% of the metal that goes through our processing system. Also, we do not resale or reuse any scrap metal that we collect. We destroy and process all material and supply Certificates of Destruction if requested. We are registered as a Metal Recycling Entity with the Texas Department of Public Safety as well as the City of San Antonio. We have a letter of compliance from the San Antonio Water System and undergo regular testing and inspecting. We are also compliant with OSHA and EPA regulations. Our scales are registered with the Texas Agriculture Department and tested on a regular basis. We follow all laws that fall under State House Bill:2187, Occupation Code:1956. In addition to this, Jordan Vexler sat on the committee that wrote the guidelines for metal recyclers in the City of San Antonio.

After processing scrap metal from the raw product collected in our containers to a clean and easily recyclable "shred", we load the material into railcars or trailers and ship it to various steel mills. These mills melt the material and turn it into new products like rebar or I-Beams. The vast majority of our material is sold and processed right here in Texas. The main steel mills

we use are Nucor in Jewett and Gerdau in Beaumont. We pay for reports on each of our end use locations. These are called Superfund Recycling Equity Act reports and they certify that end use facilities are environmentally compliant. Any material that cannot be recycled is sent to Waste Management's Covell Gardens Landfill. This location's facility ID is H2093. We keep manifests and records of all materials sold or disposed of in our office computer system.

We have also met with the President of Balcones Resources to discuss the purchase of their aluminum, ferrous, and scrap metals processed from the City of San Antonio's municipal recycling program when their facility opens in August 2024. If we are successful, this would mean that Monterrey Iron would be responsible for recycling 100% of the SWMD's scrap metal. This would make accountability and access to information much easier for all parties involved.

Monterrey Iron & Metal would be willing to negotiate a price based on an index rather than a fixed price. Fixed prices are less practical because if markets fall, the buyer is stuck overpaying for material. But if markets rise, the seller receives less than fair market value for their material. Pricing based on an index is better for both parties as it protects them from market fluctuations. Most large accounts work on a formula. For example, we would propose that we would pay X% of Y index each month. That index fluctuates with the market but the percentage of that index paid remains constant. We would be happy to further discuss payment on an index formula basis.

If the Solid Waste Management Department and Monterrey Iron and Metal do re-enter into contract, you will find that we are built on two pillars- Honesty and Integrity. These are lessons that have been passed down through four generations of family. A business does not get to be 106 years old by burning bridges or treating people poorly. We offer dependable service, honest weights, fair pay, and a century of experience. We are certain that we can get this job done efficiently and effectively every time.

RFP ATTACHMENT B
COMPENSATION SCHEDULE

Respondent's proposal must be based on the proposed contract term, including renewal periods, stated in this RFP. Proposing a different term of the contract, or renewal terms may lead to disqualification of Respondent's proposal from consideration. As such, Respondent must provide compensation in the manner set forth in the RFP's Compensation Schedule. Failure to provide payment amount for both items below, may lead to disqualification of Respondent's proposal from consideration.

1. Payment to City for metals collected from the City of San Antonio curbside collections, various City Departments, the Bulky Waste collection facilities, and other collection programs

Payment per pound (delivered by City to vendor facility)

\$.09

2. Payment to City for metals collected from the City of San Antonio curbside collections, various City Departments, the Bulky Waste collection facilities, and other collection programs

Payment per pound (vendor will provide containers and will pick up metals from City facilities)

\$.07



CITY OF SAN ANTONIO

Contracts Disclosure Form

Please print completed form and submit with proposal to originating department. All questions must be answered.

For details on use of this form, see Section 2-59 through 2-61 of the City's Ethics Code.

*This is a:

☒ New Submission ☐ Correction ☐ Update to previous submission

*1) Name of person submitting this disclosure form.

* First

David

M.I.

R

* Last

Vexler

Suffix

*2) Contract Information

a) Contract or Project Name:

Recycling of Metals RFP 22-048

b) Originating Department:

Solid Waste Management

*3) Disclosure of parties, owners, and closely related persons.

a) Name of individual(s) or entity(ies) seeking a contract with the city. (NOTE: Give exact legal name as it will appear on the contract, if awarded.)

Name

Monterrey Iron & Metal

b) Name and title of contract signatory

Name

Title

David Vexler

Owner

c) Name of all owners, board members, executive committee members, and officers of entities listed in question 3a.

Type

Name

Owner

Jack Vexler

Owner Jordan Vexler

Owner Jeff Vexler

***4) List any individual(s) or entity(ies) that is a partner, parent, joint venture, or subsidiary entity(ies) of the individual or entity listed in Question 3.**

- ☒ Not applicable. Contracting party(ies) does not have partner, parent, joint venture, or subsidiary entities.
- ☐ Names of partner, parent, joint venture or subsidiary entities, and all the owners, board members, executive committee members, and officers of each entity:

***5) List any individuals or entities that will be subcontractors on this contract.**

- ☒ Not applicable. No subcontractors will be retained for this contract.
- ☐ Subcontractors may be retained, but have not been selected at the time of this submission.
- ☐ List of subcontractors, including the name of the owner(s), and business name:

***6) List any attorneys, lobbyists, or consultants retained by any individuals listed in Questions 3, 4, or 5 to assist in seeking this contract.**

- ☒ Not applicable. No attorneys, lobbyists, or consultants have been retained to assist in seeking this contract.
- ☐ List of attorneys, lobbyists, or consultants retained to assist in seeking this contract:

***7) Disclosure of political contributions.**

List any campaign or officeholder contributions made by the following individuals in the past 24 months to any current member of City Council, former member of City Council, any candidate for City Council, or to any political action committee that contributes to City Council elections:

- any individual seeking contract with the city (Question 3)
- any owner or officer of entity seeking contract with the city (Question 3)
- any individual or owner or officer of an entity listed above as a partner, parent, or subsidiary business (Question 4)
- any subcontractor or owner/officer of subcontracting entity retained for the contract (Question 5)
- the spouse of any individual listed in response to (a) through (d) above
- any attorney, lobbyist, or consultant retained to assist in seeking contract (Question 6)

- ☒ Not applicable. No campaign or officeholder contributions have been made in preceding 24 months by these individuals.
- ☐ List of contributions:

Updates on Contributions Required

Information regarding contributions must be updated by submission of a revised form from the date of the submission of this form, up through the time City Council takes action on the contract identified in response to Question 2 and continuing for 30 calendar days after the contract has been awarded.

Notice Regarding Contribution Prohibitions for "High-Profile" Contracts

Under Section 2-309 of the Municipal Campaign Finance Code, the following listed individuals are prohibited from making a campaign or officeholder contribution to any member of City Council, candidate for City Council or political action committee that contributes to City Council elections from the 10th business day after a contract solicitation has been released until 30 calendar days after the contract has been awarded:

- Any individual seeking a high-profile contract;
- Any owner, officer, officer of board, and executive committee member of an entity seeking a high-profile contract, excluding board officers and executive committee members of 501(c)(3), 501(c)(4) and 501(c)(6) non-profit organizations not created or controlled by the City whose board service is done strictly as a volunteer with no financial compensation and no economic gain from the non-profit entity;

- c. The legal signatory of the high-profile contract;
- d. Any attorney, lobbyist or consultant hired or retained to assist the individual or entity in seeking a high-profile contract;
- e. Subcontractors hired or retained to provide services under the high-profile contract; and
- f. Any first-degree member of the household of any person listed in (1), (2), (3) or (5) of this subsection.

Penalty. A high-profile contract cannot be awarded to the individual or entity if a prohibited contribution has been made by any of these individuals during the contribution "black-out" period, which is the 10th business day after a solicitation has been released until 30 calendar days after the contract has been awarded.

***8) Disclosure of conflict of interest.**

Are you aware of any fact(s) with regard to this contract that would raise a "conflict of interest" issue under Sections 2-43 or 2-44 of the City Ethics Code for any City Council member or board/commission member that has not or will not be raised by these city officials?

☒ I am not aware of any conflict(s) of interest issues under Section 2-43 or 2-44 of the City Ethics Code for members of City Council or a city board/commission.

☐ I am aware of the following conflict(s) of interest:

***9) Prohibited Interest in Contracts.**

Currently, or within the past twelve (12) months, have you, your spouse, sibling, parent, child or other family member within the first degree of consanguinity or affinity served on a City board or commission?

- ☒ No
☐ Yes

Currently, or within the past twelve (12) months, has an owner, partner or employee of a business entity in which you, your spouse, parent, child own 10% or more of the voting stock or shares, or 10% or more of the fair market value served on a City board or commission?

- ☒ No
☐ Yes

Currently, or within the past twelve (12) months, has an owner, partner, or employee of a business entity who owns 10% or more of the voting stock or shares, or 10% or more of the fair market value, that will be a subcontractor for this contract, served on a City board or commission?

- ☒ No
☐ Yes

Notice Regarding Prohibited Interest in Contracts.

Please be aware, the City's Charter and Ethics Code prohibits members of certain more-than-advisory boards and commissions, as well as their close family members and any businesses they or their families hold a 10% or greater ownership interest from obtaining a contract with the City during their board or commission service. The prohibition extends to subcontracts on City contracts, and would also apply to parent, subsidiary or partner businesses owned by the member of the board or commission and their family. Please see Section 141 of the City Charter and Section 2-52 of the City Ethics Code (Prohibited Interests in Contracts) for complete information.

Former members of certain more-than-advisory boards and commissions, their family members and the businesses they own will continue to be prohibited from obtaining any discretionary contracts for one year after leaving City service. Please see Section 2-58 of the City Ethics Code (Prohibited Interest in Discretionary Contracts) for complete information.

Please note that any contract in place at the time the applicant becomes a City officer may remain in effect, but cannot be amended, extended, modified, or changed in any manner during the officer's City service on the more-than-advisory board.

If you have any questions, please contact the Office of the City Attorney to request to speak with a member of the Ethics staff: (210) 207-8940

Acknowledgements

***1. Updates Required**

- ☒ I understand that this form must be updated by submission of a revised form if there is any change in the information before the discretionary contract, housing and retail development incentive, or the purchase, sale, or lease of real estate to or from the City is the subject of action by the City Council, and no later than 5 business days after any change has occurred, whichever comes first. This includes information about political contributions made after the initial submission and up until 30 calendar days after contract has been awarded.

***2. No Contact with City Officials or Staff during Contract Evaluation**

- ☒ I understand that a person or entity who seeks or applies for a city contract or any other person acting on behalf of that person or entity is prohibited from contacting city officials and employees regarding the contract after a Request for Proposal (RFP), Request for Qualification (RFQ), or other solicitation has been released.

This no-contact provision shall conclude when the contract is posted as a City Council agenda item. If contact is required with city officials or employees, the contact will take place in accordance with procedures incorporated into the solicitation documents. Violation of this prohibited contacts provision set out in Section 2-61 of the City Ethics Code by respondents or their agents may lead to disqualification of their offer from consideration.

***3. Contribution Prohibitions for "High-Profile" Contracts**

- ☒ This is not a high-profile contract.
☐ This is a high-profile contract.

***4. Conflicts of Interest Questionnaire (CIQ)**

Chapter 176 of the Local Government Code requires all contractors and vendors to submit a Conflict of Interest Questionnaire Form (CIQ) to the Office of the City Clerk, even if contract is not designated as "High Profile".

- ☒ I acknowledge that I have been advised of the requirement to file a CIQ form under Chapter 176 of the Local Government Code.

*** Oath**

- ☒ I swear or affirm that the statements contained in this Contracts Disclosure Form, including any attachments, to the best of my knowledge and belief are true, correct, and complete.

*** Your Name:**

david vexler

Title:

Partner

*** Company Name or DBA:**

Monterrey Iron & Metal

Date:

5/25/2022

Please print completed form and submit with
proposal to originating department. All questions must be answered.

If necessary to mail, send to:

Purchasing

P.O. Box 839966

San Antonio, Texas 78283-3966

RFP ATTACHMENT D

LITIGATION DISCLOSURE FORM

Respond to each of the questions below by checking the appropriate box. Failure to fully and truthfully disclose the information required by this Litigation Disclosure form may result in the disqualification of your proposal from consideration or termination of the contract, once awarded.

Have you or any member of your Firm or Team to be assigned to this engagement ever been indicted or convicted of a felony or misdemeanor greater than a Class C in the last five (5) years?

Yes ☐

No ☒

Have you or any member of your Firm or Team to be assigned to this engagement been terminated (for cause or otherwise) from any work being performed for the City of San Antonio or any other Federal, State or Local Government, or Private Entity?

Yes ☐

No ☒

Have you or any member of your Firm or Team to be assigned to this engagement been involved in any claim or litigation with the City of San Antonio or any other Federal, State or Local Government, or Private Entity during the last ten (10) years?

Yes ☐

No ☒

If you have answered "Yes" to any of the above questions, please indicate the name(s) of the person(s), the nature, and the status and/or outcome of the information, indictment, conviction, termination, claim, or litigation, as applicable. Any such information should be provided on a separate page, attached to this form, and submitted with your proposal.

City of San Antonio
Finance Department - Purchasing Division
Local Preference Program Identification Form

The City of San Antonio Local Preference Program, described in the San Antonio City Code Chapter 2, Article XII, establishes a local preference for specific contracting categories. Each time a bidder or respondent submits a bid for a solicitation, this Local Preference Program Identification Form must be completed and turned in with the solicitation response in order to be identified as a City Business and receive the preference described below. The City will not rely on Local Preference Program Identification Forms submitted with prior or contemporaneous bids or proposals.

The Local Preference Program allows the City to grant a preference to a business meeting the definition of *City Business* in the award of the following types of contracts, when selection is made based on price alone:

- Personal Property (Goods / Supplies): The local bidder's price must be within 3% of the price of the lowest non-local bidder for contracts of \$50,000 or more;
- Non-professional Services: The local bidder's price must be within 3% of the price of the lowest non-local bidder for contracts of \$50,000 to under \$500,000;
- Construction Services: The local bidder's price must be within 3% of the price of the lowest non-local bidder for contracts of \$50,000 to under \$100,000, excluding contracts awarded using alternative delivery methods.

The Local Preference Program also allows the award of additional points, when multiple evaluation criteria are used in the award of professional service contracts, where the selection process is not governed by statute and in revenue generating and concession contracts. A business meeting the definition of *City Business* stated below may be awarded 10 points for being headquartered within the city, or 5 points for having a local office within the city.

Moreover, the program recognizes joint venture agreements and allows for apportioning of points based upon the percentage of ownership of joint ventures by *City Businesses* responding to solicitations for which discretionary points are applied. For solicitations where selection is made based on price alone, all members of a joint venture must be *City Businesses* for the preference to be applied.

City Business is defined as a business headquartered within the incorporated San Antonio city limits for one year or more OR one that meets the following conditions:

- Has an established place of business for one year or more in the incorporated limits of the City:
 - (a) from which at least 100 of its employees OR at least 20% of its total full-time, part-time and contract employees are regularly based; and
 - (b) from which a substantial role in the business' performance of a commercially useful function or a substantial part of its operations is conducted by those employees.

A location utilized solely as a post office box, mail drop or telephone message center or any similar combination, with no other substantial work function, is not a *City Business*.

For the purposes of this program, Headquartered is defined as the place where a business entity's officers direct, control, and coordinate the entity's activities.

NOTE: Bidders / Respondents are required to submit documentation to substantiate that the requirements of a City Business have been met. Examples of documentation may include, but are not limited to the following:

1. Existence of local headquarters or office: For corporations, Texas Comptroller's listing of names/addresses of officers and directors. For partnerships, partnership agreement and any documents identifying the current managing partners and their current work addresses
2. Evidence of local headquarters or office in existence for one year or more: Utility bills, real property lease agreements, equipment leases, personal property taxes, real property taxes
3. Evidence of number of employees: Organizational charts, payroll records by location

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CITY RESERVES THE RIGHT TO REQUEST ADDITIONAL INFORMATION TO VALIDATE BIDDERS'/RESPONDENTS' DESIGNATION AS A CITY BUSINESS.

COMPLETE THE FOLLOWING FORM AND SUBMIT WITH YOUR RESPONSE EVEN IF YOU ARE NOT SEEKING A LOCAL PREFERENCE. THE BIDDER / RESPONDENT MUST COMPLETE THE FOLLOWING FORM TO BE IDENTIFIED AS A CITY BUSINESS. IF BIDDER / RESPONDENT IS SUBMITTING AS A JOINT VENTURE, EACH CITY BUSINESS THAT IS A MEMBER OF THE JOINT VENTURE MUST COMPLETE AND SIGN THIS FORM.

PROVIDE THE FOLLOWING INFORMATION IF BIDDER/ RESPONDENT IS SUBMITTING AS PART OF A JOINT VENTURE. Joint Venture means a collaboration of for-profit business entities, in response to a solicitation, which is manifested by a written agreement, between two or more independently owned and controlled business firms to form a third business entity solely for purposes of undertaking distinct roles and responsibilities in the completion of a given contract. Under this business arrangement, each joint venture partner shares in the management of the joint venture and also shares in the profits or losses of the joint venture enterprise commensurately with its contribution to the venture.

STATE BIDDER'S / RESPONDENT'S PERCENTAGE OF OWNERSHIP IN THE JOINT VENTURE: 100 %

SUBMIT A COPY OF THE JOINT VENTURE AGREEMENT. SUBMIT ANY OTHER DOCUMENTATION REQUESTED BY CITY TO SUBSTANTIATE THE EXISTANCE OF AND/OR PARTICIPATION IN THE JOINT VENTURE. NO PREFERENCE POINTS WILL BE ALLOCATED TO A JOINT VENTURE THAT FAILS TO SUBMIT REQUIRED DOCUMENTATION.

SOLICITATION NAME/NUMBER: RFP-22-048 RFX 6100015194

PROVIDE THE FOLLOWING INFORMATION REGARDING BIDDER'S / RESPONDENT'S HEADQUARTERS:

Name of Business:	<u>Monterrey Iron & Metal</u>	
Physical Address:	<u>2300 Frio City Rd</u>	
City, State, Zip Code:	<u>San Antonio Tx 78210</u>	
Phone Number:	<u>210927-2727</u>	
Email Address:	<u>david@monterreyIron.com</u>	
Provide the total number of full-time, part-time, and contract personnel employed by Bidder / Respondent:	<u>90</u>	
Is Business headquartered within the incorporated San Antonio city limits? (circle one)	<u>Yes</u>	No
Has the business been headquartered in the incorporated San Antonio city limits for one year or more? (circle one)	<u>Yes</u>	No
If the answers to the questions above are "Yes", stop here. If the answer to either of the above questions is "No", provide responses to the following questions:		

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PROVIDE THE FOLLOWING INFORMATION REGARDING BIDDER'S / RESPONDENT'S LOCAL OFFICE (IF APPLICABLE):

Name of Business:		
Physical Address:		
City, State, Zip Code:		
Phone Number:		
Email Address:		
Provide the total number of full-time, part-time, and contract personnel employed by Bidder / Respondent in the local office: _____		
Is the business located in the incorporated San Antonio city limits? (circle one)	Yes	No
Has the business been located in the incorporated San Antonio city limits for one year or more? (circle one)	Yes	No
Are at least 100 full-time, part-time or contract employees regularly based in the San Antonio office? (circle one)	Yes	No
Are at least 20% of the business' total full-time, part-time or contract employees regularly based in the San Antonio office? (circle one)	Yes	No
Do the employees in the San Antonio office perform a substantial role in the business' performance of a commercially useful function or are a substantial part of the business' operations conducted in the San Antonio office? (circle one)	Yes	No

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Local Preference Program Identification Form

ACKNOWLEDGEMENT

THE STATE OF TEXAS

I certify that my responses and the information provided on this Local Preference Program Identification Form are true and correct to the best of my personal knowledge and belief and that I have made no willful misrepresentations on this form, nor have I withheld any relevant information in my statements and answers to questions. I am aware that any information given by me on this Local Preference Program Identification Form may be investigated and I hereby give my full permission for any such investigation, including the inspection of business records and site visits by City or its authorized representative. I fully acknowledge that any misrepresentations or omissions in my responses and information may cause my offer to be rejected or contract to be terminated. I further acknowledge that providing false information is grounds for debarment.

BIDDER'S / RESPONDENT'S FULL NAME:

David Vexler

(Print Name) Authorized Representative of Bidder / Respondent

DV

(Signature) Authorized Representative of Bidder / Respondent

Partner

Title

5-25-22

Date

This Local Preference Identification Form must be submitted with the bidder's / respondent's bid/proposal response.

RFP ATTACHMENT H

SIGNATURE PAGE

Respondent, and co-respondent, if any, must complete City's Certified Vendor Registration (CVR) Form prior to the due date for submission of proposals. The CVR Form may be accessed at: <http://www.sanantonio.gov/purchasing/>.

By submitting a proposal, electronically, Respondent represents that:

If awarded a contract in response to this RFP, Respondent will be able and willing to execute a contract in the form shown in the RFP, as attached and set out in RFP Exhibit 8, with the understanding that the scope and compensation provisions will be negotiated and included in the final document.

If Respondent is a corporation, Respondent will be required to provide a certified copy of the resolution evidencing authority to enter into the contract, if other than an officer will be signing the contract.

If awarded a contract in response to this RFP, Respondent will be able and willing to comply with the insurance and indemnification requirements set out in RFP Exhibits 1 & 2.

If awarded a contract in response to this RFP, Respondent will be able and willing to comply with all representations made by Respondent in Respondent's proposal and during Proposal process.

Respondent has fully and truthfully submitted a Litigation Disclosure Form with the understanding that failure to disclose the required information may result in disqualification of proposal from consideration.

Respondent agrees to fully and truthfully submit the Respondent General Information form and understands that failure to fully disclose requested information may result in disqualification of proposal from consideration or termination of contract, once awarded.

To comply with the City's Ethics Code, particularly Section 2-61 that prohibits a person or entity seeking a City contract - or any other person acting on behalf of such a person or entity - from contacting City officials or their staff prior to the time such contract is posted as a City Council agenda item.

(S) he is authorized to submit this proposal on behalf of the entity.

Complete the following and sign on the signature line below. Failure to sign and submit this Signature Page will result in rejection of your proposal.

Respondent Entity Name: Monterrey Iron & Metal

Signature: [Signature]

Printed Name: David Vexler

Title: Partner

(NOTE: If proposal is submitted by Co-Respondents, an authorized signature from a representative of each Co-Respondent is required. Add additional signature blocks as required.)

When submitting your proposal electronically, through City's portal, Co-Respondent must also log in using Co-Respondent's log-on ID and password, and submit a letter indicating that Co-Respondent is a party to Respondent's proposal and agrees to these representations and those made in Respondent's proposal. While Co-Respondent does not have to submit a copy of Respondent's proposal, Co-Respondent should answer any questions or provide any information directed specifically to Co-Respondent.

RFP ATTACHMENT I

PROPOSAL CHECKLIST

Use this checklist to ensure that all required documents have been included in the proposal and appear in the correct order. **Respondent shall limit information regarding the Local Preference Program, the Veteran-Owned Small Business Preference Program participation and any reference to the Respondent's proposed price or revenue to the respective section designated for this information. PLACING PROGRAM PARTICIPATION OR PRICE/REVENUE INFORMATION IN OTHER SECTIONS OF A RESPONSE TO THIS RFP MAY RESULT IN THE RESPONDENT'S PROPOSAL BEING DEEMED NON-RESPONSIVE AND THEREFORE DISQUALIFIED FROM CONSIDERATION.**

Document	Initial to Indicate Document is attached to Proposal
Table of Contents	DAN
1 ✓ Executive Summary	DAN
2 ✓ General Information Form and Three (3) Reference Letters RFP Attachment A, Part One	DAN
3 ✓ Experience, Background and Qualifications RFP Attachment A, Part Two	DAN
4 ✓ Proposed Plan RFP Attachment A, Part Three	DAN
5 ✓ Compensation Schedule RFP Attachment B	DAN
6 ✓ +Contracts Disclosure Form RFP Attachment C	DAN
7 ✓ Litigation Disclosure Form RFP Attachment D	DAN
8 ✓ +Local Preference Program Identification Form RFP Attachment E	DAN
9 ✓ +Veteran-Owned Small Business Preference Program Identification Form RFP Attachment F	DAN
10 ✓ Proof of Insurability (See RFP Exhibit 1) Insurance Provider's Letter and Copy of Current Certificate of Insurance	DAN
11 ✓ +Certificate of Interested Parties (Form 1295) RFP Attachment G	DAN
12 ✓ +Signature Page RFP Attachment H	DAN
13 ✓ Proposal Checklist RFP Attachment I	DAN
14 ✓ +Signed Addenda, if applicable.	DAN
One COMPLETE (1) electronic submission through SAePS.	DAN

+Documents marked with a (+) on this checklist require a signature.

Be sure all forms that require a signature are done so prior to submittal of the proposal.



ADDENDUM I

SUBJECT: **Request for Proposals – Recycling of Metals**, (RFP 22-048; Rfx # 6100015194) Scheduled to Close: Monday, May 30, 2022; Date of Issue: April 15, 2022

FROM: Denise Gómez-Esquivel, C.P.M., CPPB
Procurement Administrator

DATE: May 16, 2022

THIS NOTICE SHALL SERVE AS ADDENDUM NO. I - TO THE ABOVE REFERENCED REQUEST FOR PROPOSALS

THE ABOVE-MENTIONED REQUEST FOR PROPOSALS IS HEREBY AMENDED AS FOLLOWS:

1. The RFP Opening Date is Hereby Extended to **Wednesday, June 1, 2022; 11:00 AM Central Time.**

Denise Gómez Esquivel, C.P.M., CPPB
Procurement Administrator
Finance Department – Purchasing Division

RFP ATTACHMENT F

VETERAN-OWNED SMALL BUSINESS PREFERENCE PROGRAM IDENTIFICATION FORM

(Posted as a separate document)

Not Applicable