

APPENDIX A – STANDARD CLAUSES FOR CCEDC CONTRACTS.

CONFLICT OF INTEREST (7.18 in CMAR Agreement)

Chapter 176 of the Texas Local Government Code Effective January 1, 2006, Chapter 176 of the Texas Local Government Code requires that any vendor or person considering doing business with a local government entity disclose in the Questionnaire Form CIQ, the vendor or person's affiliation or business relationship that might cause a conflict of interest with a local government entity.

By law, this questionnaire must be filed with the records administrator of the Copperas Cove Economic Development Corporation not later than the 7th business day after the date the person becomes aware of facts that require the statement to be filed. See Section 176.006, Local Government Code. A person commits an offense if the person violates Section 176.006, Local Government Code. An offense under this section is a Class C misdemeanor. For more information or to obtain Questionnaire CIQ visit the Texas Ethics Commission web page at: <https://www.ethics.state.tx.us/data/forms/conflict/CIQ.pdf>

If you have any questions about compliance, please consult your own legal counsel. Compliance is the individual responsibility of each person or agent of a person who is subject to the filing requirement. An offense under chapter 176 is a class "C" misdemeanor.

RIGHT TO ASSURANCES (7.19 in CMAR Agreement)

In the event CCEDC, in good faith, has reason to question the intent of the Vendor to perform, CCEDC may demand written assurances of the intent to perform. In the event no written assurance is given within the time specified, CCEDC may treat this failure as an anticipatory repudiation of the Agreement.

ANTI-BOYCOTT VERIFICATION (7.19A in CMAR Agreement)

To the extent any Agreement constitutes a contract for goods or services within the meaning of Section 2270.002 of the Texas Government Code, as amended, solely for purposes of compliance with Chapter 2270 of the Texas Government Code, and subject to applicable Federal law, the Vendor represents that neither the Vendor nor any wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of the Contractor (i) boycotts Israel or (ii) will boycott Israel through the term of this Agreement. The terms "boycotts Israel" and "boycott Israel" as used in this paragraph have the meanings assigned to the term "boycott Israel" in Section 808.001 of the Texas Government Code, as amended.

IRAN, SUDAN, FOREIGN TERRORIST ORGANIZATIONS (7.19B in CMAR Agreement)

To the extent any Agreement constitutes a governmental contract within the meaning of Section 2252.151 of the Texas Government Code, as amended, solely for purposes of compliance with Chapter 2252 of the Texas Government Code, and except to the extent otherwise required by applicable federal law, the Vendor represents that neither the Vendor nor any wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of the Vendor is a company listed by the Texas Comptroller of Public Accounts under Sections 2270.0201, or 2252.153 of the Texas Government Code.

NO DISCRIMINATION AGAINST FOSSIL-FUEL COMPANIES (7.19C in CMAR Agreement)

To the extent any Agreement constitutes a contract for goods or services for which a written verification is required under Section 2274.002 (as added by Senate Bill 13 in the 87th Texas Legislature, Regular Session), Texas Government Code, as amended, the Owner hereby verifies that it and its parent company, wholly- or majority-owned subsidiaries, and other affiliates, if any, do not boycott energy companies and will not boycott energy companies during the term of this Agreement. The foregoing verification is made solely to enable the EDC to comply with such Section and to the extent such Section does not contravene applicable Texas or federal law.

As used in the foregoing verification, “boycott energy companies” shall mean, without an ordinary business purpose, refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations with a company because the company (a) engages in the exploration, production, utilization, transportation, sale, or manufacturing of fossil fuel-based energy and does not commit or pledge to meet environmental standards beyond applicable federal and state law; or (b) does business with a company described by (a) above.

NO DISCRIMINATION AGAINST FIREARM ENTITIES AND FIREARM TRADE ASSOCIATIONS (7.19D in CMAR Agreement)

To the extent any Agreement constitutes a contract for goods or services for which a written verification is required under Section 2274.002 (as added by Senate Bill 19 in the 87th Texas Legislature, Regular Session), Texas Government Code, as amended, the Owner hereby verifies that it and its parent company, wholly- or majority-owned subsidiaries, and other affiliates, if any, do not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association and will not discriminate during the term of this Agreement against a firearm entity or firearm trade association. The foregoing verification is made solely to enable the EDC to comply with such Section and to the extent

such Section does not contravene applicable Texas or federal law. For further definitions of terms used in the statute, please see Section 2274.002, Texas Government Code.

If Respondent does not make that verification, Respondent must so indicate in its Response and state why the verification is not required. If circumstances relevant to this provision change during the course of the contract, Respondent shall promptly notify Agency.

ETHICAL STANDARD (7.20 in CMAR Agreement)

No CCEDC official or employee shall have interest in any contract resulting from this bid.

The following forms must be completed with your bid response:

- Conflict of Interest Questionnaire
- Anti-Boycott Verification Form
- Fossil Fuels Verification Form
- Firearm Companies Verification Form

The forms stated above MUST be returned as part of your response. Failure to include these forms may result in your RFQ being considered unresponsive and therefore disqualified. Sample copies of these forms are included in the RFQ.

FORM 1295 (CERTIFICATE OF INTERESTED PARTIES) is not required with the RFQ submittal but will be required from the awarded party before entering into a contract with the Copperas Cove Economic Development Corporation.

SIGNATURES ON THE NEXT PAGE

By submitting the Response, Respondent represents and warrants that the individual submitting this document and the documents made part of this Response is authorized to sign such documents on behalf of the Respondent and to bind the Respondent under any contract that may result from the submission of this Response.

APPLICANT/RESPONDENT

Name of Individual signing

Title of Individual signing

Name of Applicant/Respondent

Date of signing