# SOCORRO INDEPENDENT SCHOOL DISTRICT

## SPECIAL TERMS AND CONDITIONS

1. **Term of Contract:** Goods, Services and Cost must prevail for the term indicated in the attribute section of the solicitation.

2. **Extensions:** The District reserves the option to renew this award as indicated in the attribute section of the solicitation. Notice of any extension shall be provided electronically and shall either be accepted or rejected electronically.

3. **Evaluation Criteria:** The District will award based on the criteria listed in accordance to section 44.031(B) of the Education Code.

4. **Price Per Unit:** Unit prices are to be based on the unit of measure requested on the proposed line item. Failure to do so may disqualify the line item. All charges, including labor, materials, delivery, and installation charges must be included.

5. **Escalation Clause**: No price increase will be accepted during the first 6 months of awarded contract. The vendor may not increase any price without written authorization from the District. The District reserves the right to request documentation to substantiate any price increases. If the District determines the price increase to be unreasonable, the District may terminate the contract in its entirety, or terminate that part of the contract subject to the increase.

6. **Successful Vendor:** The successful vendor will comply with all applicable federal, state, local rules, internal safety and health regulations, and ordinances.

7. **Quantities:** If the specifications provide quantities; these are estimated, based on the projected use. Any increase in quantity needed will be paid for at the specified proposal price. It is understood that the district is not responsible for quantities less than the estimated amount shown.

8. **Prior History:** Prior history of performance with SISD may be used in the evaluation process.

9. **Negotiation:** Negotiation will begin with the vendor who submits the responsive proposal as measured by the scope and specifications, and which is in the best interest of the District.

10. **Certifications:** All proofs of certifications, authorizations, etc. Must be included in submittal and marked accordingly.

11. **Vendor Failure:** If a vendor fails to honor all or part of a solicitation award, the District may award to the next valued contractor(s). If necessary, the process will be extended through the ranked contractor(s) until a contractor(s) can adequately fulfill the contract.

12. **Market Conditions:** The District reserves the right during the term of this contract/agreement to test the prevailing market prices. If the market prices are significantly lower than the obtained pricing from the awarded vendor, then the awarded vendor will be given the opportunity to adjust pricing or the district may purchase from the quoted vendor.

13. **Open Records Information:** Due to the Opened Records Act, any information the respondent would like to be kept confidential must be marked accordingly.