

FMG Construction, LLC
2555 N. MacGregor Way
Houston, Texas 77004



H-GAC
ATTN: COOPERATIVE PURCHASING PROGRAM
Houston-Galveston Area Council of Governments
3555 Timmons, Suite 120
Houston, Texas 77027

Sealed Bid No.: JC02-20

DO NOT OPEN IN MAIL ROOM

Due Date: August 14, 2019
Due Time: 1:00 P.M.
Category: Job Order Contracting



COMPANY PROFILE

FMG Construction is a general construction company with professional project management experience and design capabilities. We currently have over 20 full-time and contract employees. Our staff possesses together more than 50 years of combined experience as well as understanding of unit pricing and job order contracts.

At FMG we are committed to perform in the most professional and responsible manner to achieve ultimate customer satisfaction. Our office headquarters is located in Houston, TX with locations serving the Dallas, Austin and San Antonio locations among other multiple adjacent cities. We are always looking for possibilities to expand and potentially do work interstate.

FMG Construction has a team of certified project managers and experienced superintendents that provide detailed professional services that ensure a successful outcome to every project for our clients. Our employees are trained in itemize softwares such as Gordian and RS Means to provide quality estimates for Job Order Contracting Programs. At FMG we utilize Corecon, a project management software, that provides easy access to our clients so they can be informed of every step of the project with access to the daily activities and progress pictures. We will also provide schedules in MS Project format at every project.

Our employees have participated in multiple JOC and ID/IQ programs that range from 10 to 12 Million USD. These programs include clients such as University of Houston, City of Houston and Metropolitan Transit Authority. We have currently worked on multiple projects involving concrete work, finishes, HVAC, plumbing, roofing and electrical. Having a proven successful track record of closing and delivering completed projects under proposed completion dates and within budget provided.



BEST
SERVICE
& RESULTS



CERTIFIED
PROJECT
MANAGEMENT



+50 YEARS
OF
EXPERIENCE



RESPONSIBLE
AND SAFETY
BUILDING



NAME	TITLE	DESCRIPTION/ EXPERIENCE	% DEDICATED TO HGAC JOC PROGRAM
David Ferez	<i>Project Executive</i>	<ul style="list-style-type: none"> • Over 15 years commercial and government construction experience • Experience includes K-12, Government Facilities and Private Sector • Experience directing U of H JOC Program (12 Million Program) • Experience in directing 10+ Million JOC and IDIQ programs for COH and METRO 	60%
Santiago Garza	<i>QA/QC Manager</i>	<ul style="list-style-type: none"> • Over 15 years Construction Experience including managing and controlling quality for million dollar jobs • Broad experience in JOC quality control • Develop and ensure QA/QC on all projects 	100%
Clive Markland	<i>COO / Operations</i>	<ul style="list-style-type: none"> • Over 25 years of experience in operations • Oversee contract execution and performance • Subcontractor administration and internal operations • Experience at K-12 operations administration for GC and JOC operations • Ensure timely submission of invoicing and close-out documents 	60%
Anjali Sharma	<i>Contract Administrator</i>	<ul style="list-style-type: none"> • 7 years of experience in Contract Administration/ Contract and Construction Law • Review subcontract agreements and insurance 	50%
John Bush	<i>Project Manager / Estimator</i>	<ul style="list-style-type: none"> • Works with Project Manager to develop the scope for each task order • Generate estimates • Solicits and maintains current log of qualified subcontractors • Walk subcontractors as needed to review job site and estimates • Generate invoices and coordinates close-out documents • Develop critical path method schedules • Ensure timely completion of job orders 	100%

NAME	TITLE	DESCRIPTION/ EXPERIENCE	% DEDICATED TO HGAC JOC PROGRAM
Ivan Cid	<i>Superintendent</i>	<ul style="list-style-type: none"> • Work with Project Managers to coordinate all construction activities • Manage and lead the construction team to ensure safety of all parties involved • Ensure job order is completed per schedule • 15 plus years experience in construction 	100%
Israel Delgado	<i>Superintendent</i>	<ul style="list-style-type: none"> • Work with Project Managers to coordinate all construction activities • Manage and lead the construction team in the field to ensure safety of all parties involved • Ensure job order is completed per the schedule • Walks with Project Managers to determine percent complete for monthly invoicing 	100%
Michael McCloud	<i>AR/AP Supervisor</i>	<ul style="list-style-type: none"> • Manage invoicing and payment process in compliance with HGA JOC process • Send invoice that reflects approved percentages to the scope of work • Coordinates close-out documents upon submitting payments 	10%
Valeria Flores	<i>Document Control</i>	<ul style="list-style-type: none"> • Coordinate the Outreach events for subcontractors • Monitor Small Business usage and report accordingly • Reviewing and approving SBE/DBE subcontracting plans • Document daily activities in projects and report to owner 	100%

FMG and its team members have worked on over 100 combined projects under JOC / IDIQ contracts.

FMG plans to man properly each project with key personnel including but not limited to: Quality Control Manager, Project Manager, Superintendent and Project Administrator. The on-site team will have support from the administrative team at the office to comply with any document or further project needs.

Program Executive:

The Program Executive will be responsible for the overall management of the HGAC JOC Program. He will review the project on a regular basis and obtain additional resources when they are needed. He will be available to the HGAC JOC at any time and will be ultimately responsible for ensuring complete client satisfaction. His duties include:

- Mobilize the project team
- Coordinate all support resources
- Review/approve subcontractor contracts
- Review and present pricing for Jobs
- Regularly visit jobsites
- Manage the Quality Assurance Program
- Direct PM and Superintendent
- Conducts weekly review of project progress

Estimator:

Estimators will lead our pre-construction phase. FMG estimators will work closely with project managers from HGAC JOC Program to ensure that all needs are met with a prompt scope assessment response and pricing. The team is responsible for planning, budgeting, estimating, and performing pre-construction analysis/optimization. The team's duties include:

- Attend new walkthroughs with Project Manager to review and help develop Job Scope of Work
- Prepare and deliver itemized estimates
- Manage in-house resources to provide quick response to owner
- Establish overall Construction Project Management master schedule

Project Manager:

The Project Manager will be responsible for the management of the construction team on every project of the HGAC JOC Program. The Project Manager will also be responsible for the coordination of the subcontractors and supporting resources.

The project manager's duties shall include:

- Manage coordination of project documents
- Review and update the project schedule
- Review and approve monthly invoices and associated documents
- Ensure the timely completion of the project
- Review and approve any change requests
- Prepare submittal, sample requirements list
- Keep Job Order scope current
- Expedite information flow between Owner and Subcontractors
- Coordinate subcontractor resources
- Record all project meetings
- Conduct weekly safety meetings
- Monitor material delivery
- Review subcontractor change requests
- Meet with owner bi-weekly or as needed to report progress
- Prepare/issue monthly progress report
- Approve final close-out documentation

Superintendent:

The Superintendent will work closely with Project Managers to provide all on-site coordination of construction. He is responsible for all field activities and will be located on site full-time. Daily duties include:

- Supervise, sequence, coordinate and monitor all work
- Ensure that all work completed is of the highest quality
- Receive and store all materials delivered to the site
- Adjust schedule to minimize downtime
- Ensure safety and convenience of all personnel
- Manage all workers to adhere to FMG Construction guidelines
- Function as liaison with owner and administrative staff
- Manage all subcontractor meetings
- Maintain schedule
- Manage all self perform work
- Control construction process
- Ensure work is properly performed to building codes
- Manage and attend construction inspections on projects
- Maintain a safe, clean and secure jobsite

Quality Control Manager:

The Quality Control Manager will be responsible for the overall management of the project's quality control plan. He will establish the quality control plan for the project during the scope development phase and be primarily responsible for implementation of the plan during construction. He will report directly to program manager and will have complete authority to stop non-compliance work. Duties include:

- Develop overall project Quality Control Plan
- Review and approve Subcontractor quality control plans
- Conduct all special quality control / quality assurance meetings
- Prepare daily quality control reports, inspection results, monitor quality issues
- Coordinate outside testing and inspection consultants
- Coordinate renovation quality control with project consultant
- Prepare and distribute monthly quality control reports

At FMG Construction we pride ourselves in managing projects following PMI methodologies to ensure our projects maintain the triple constraint of Cost, Time, and Quality.



COST



TIME



QUALITY

Quality Assurance Competence

Ensuring that there is a strict Contractor Quality Control is of outmost important to every job. Effective control of construction operation instills pride in workers, gains favorable recognition and saves time and money. CQC is a management system that produces construction that complies with the terms of the contract. It encompasses all phases of the work, such as approval of submittals, procurement, storage of materials and equipment, coordination of subcontractor's activities and the inspections and tests required to be sure specified materials are used and installation is acceptable to produce the required end product.

In order to maintain an effective quality assurance program, FMG has established internal guidelines that are required to be followed by employees and subcontractors to ensure a proper project delivery. Our QA/QC Manager will be in charge of maintaining and following said protocols throughout the duration of the project and enforce procedures. If QA/QC Manager sees that procedures are not being implemented, he or she will have the authority to stop work in progress and make a report. Furthermore, activities will resume as soon as actions are corrected. QA/QC Manager will have as part of his responsibilities to effectively communicate with stakeholders in order to maintain a well documents project and record of incidents and how where they fixed. The QC Plan will include at least the following key considerations:

- Include a system for tracking construction deficiencies to ensure corrective action is taken in a timely manner
- Demonstrate adequate size and technical capabilities to timely accomplish all quality control functions
- Organize lines of authority and responsibility to ensure clarity
- Explain the control, inspection and test procedures, both on-site and off-site
- Develop procedures for processing and approving submittals
- Demonstrate adequate coverage of testing
- Strongly emphasize that quality will be obtained through preventive control of each definable feature and list the proposed definable features of work.

Preparation Phase: Prior to beginning work, QA/QC Manager will discuss with workers safety measurements and requirements for each trade. He will then discuss tasks to prevent any potential incidents on site. He will continue to inspect job site conditions and ensure that are safe and suitable for work to be commenced.

Initial Inspection: Ensure proper start of work to avoid any future potential misunderstandings that can create a conflict during the execution phase. This procedure will ensure all parties are synchronized to achieve ultimate goal.

Execution: Continuous inspections throughout the process will ensure quality control maintains and provides a successful project delivery.

Policy for Reporting Quality Control Findings

If deficiencies are found, QA/QC Manager will document in writing with photographs details at fault. Report with corrective plan of action will be provided to subcontractors and reported to owner. Manager will ensure that all of the work is in compliance with guidelines and allow work to resume once corrections have undergone.

Project Execution Plan

FMG Construction ensures their construction teams follow professional project management guides.

Process would be carried out as follows:

Initial Site Visit

An initial site visit will be schedule in coordination with HGAC or Client project manager for the new project. The project manager / estimator will inspect all areas affected at the property and develop a scope of work including photographic documentation.

Scope Finalization

Once site visit has been completed and questions have been resolved, estimator will develop an itemized scope of work for clients review. This will help the process move forward if there are any discrepancies in the proposed scope of work. Once finalized and agreed upon scope, we will proceed to scheduling and development.

Development of the Cost Proposal

Project manager will turn in a proposed work schedule detailing scope of work phases and proposed time line to complete work. We will also turn in the finalized cost of approved scope of



work for final approval. Our project managers will identify the critical path and develop a schedule with Microsoft Office Project software. We will provide a copy to the client for approval.

Management Systems

At FMG Construction, we utilize different software programs to complete and manage jobs. Some of the most utilized programs manage on a daily basis are as follows:

- RS Means for unitary pricing
- Gordian for unitary pricing
- Xactimate 28 for unitary pricing
- Corecon for project management documentation and communications with client

Subcontracts for Proposed New Job

FMG will begin the procurement process while finishing the approved scope of work and pricing. This will ensure that the subcontractor team is also being scheduled and we are able to submit any product data or submittals required by the owner. Subcontract agreements will be drafted to ensure dates for initiation are secured and met according to schedule.

Commissioning Plan

At FMG, we will provide labor warranties and help manage subcontractor warranties for determined times based on specific trade requirements. This is established in the close out process of the job. We will provide at the end of the job close out manual with all required warranties and documents pertaining to the job. Manual includes operation and maintenance procedures, as-built drawings and training if applicable of any specialty equipment.

Safety and Health Plan

It is FMG's policy to provide an accident-free work environment by carefully inspecting and eliminating potential hazards from our jobsites. Our health and safety program is developed to comply with federal, state, and local regulations with emphasis on OSHA Rules and Regulations that apply to our daily operations.

We have implemented safety rules that are reinforced periodically with our employees in order to maintain a continuous safe and comfortable work environment. Omission of such guidelines can result in termination, as FMG will not tolerate to endanger any of its personnel or our customers.

Occupational Health And Safety Act

The Occupational Health and Safety Act requires that every employer engaged in business shall:

- Furnish to each employee a place of employment free from recognized hazards that are causing or likely to cause death or serious physical harm.
- Comply with occupational health and safety standards and rules, regulations and orders pursuant to the Act that are applicable to each operation.
- Encourage employees to contact their immediate superior for information that will help them understand their responsibilities under the Act.

Health And Safety Responsibilities

Our mission as a safe working company is to protect all of our employees following steps and procedures as follows.

Health and Safety Manager

1. Manage all aspects of the OSHA program.
2. Develop programs and technical guidance to identify and any type of hazard from jobsites.
3. Training of supervisors and employees on a continuous basis to prevent accidents and raise awareness.
4. Conduct inspections to ensure guidelines are being met and followed.
5. Maintain a log with written reports for safety inspections.
6. Maintains the state health and safety poster, emergency telephone numbers, OSHA Form 300, and other notices required by Workers' Safety.
7. Reportable incidents consist of fatalities, lost workday cases and without lost workdays requiring medical treatment.
8. Report accidents that result in an occupational fatality or three or more hospitalized workers to OSHA within eight (8) hours of occurrence.

Project Manager/Superintendent/Foreman

1. Directs and coordinates health and safety activities within area of responsibility.
2. Ensures arrangements for prompt medical attention in case of serious injury have been provided for each job, to include transportation, communication, and emergency telephone numbers; and a person with valid certified first aid training is available if required.
3. Requires all employees supervised to use individual protective equipment and safety devices.
4. Ensures that safety equipment is available, maintained, used, and stored correctly.
5. Conducts frequent and regular health and safety inspections of work area. Directs correction of unsafe conditions.
6. Conducts weekly safety briefings with all supervisors and/or workers.
7. Reviews all accidents/incidents with foremen/supervisors and workers involved.

8. Ensures that corrective action is taken immediately to eliminate the cause of the accident.
9. Requires all subcontractors and subcontractor personnel to comply with health and safety regulations.
10. Maintains copies of applicable programs and OSHA forms on site, in accordance with company practice and policy.

Document Control

1. Maintains all records and reports for the project of accidents or injuries that have taken place during company operations
2. Processes all paperwork associated with accidents, on-site inspections and in-house audits. Maintains permanent record for company files.
3. Maintains all medical records, evaluations and exposure monitoring records for a period of 30 years.
4. Maintain all training records for a minimum of five years.

All Employees

1. Are required to be familiar with and comply with proper health and safety practices.
2. Use the required PPE
3. Notify supervisor immediately if unsafe conditions/acts, accidents, and injuries are being done.

Subcontractor Selection

1. All subcontractors at FMG Construction have been selected via pre approval of their safety records and methodologies for construction process.
2. FMG requires subcontractors to walk the job for assessment and prevention of unknown circumstances before beginning work.
3. Construction safety meetings are held at every job site. We carry out an extensive safety meeting once a week and a daily brief reminder before beginning operations on a day-to-day basis.

Training

At FMG, we continuously train our employees with the required courses to reimburse and update safety requirements for multiple job requirements. We have quarterly trainings for safety guidelines and when required, personnel will be sent to specialized training for safety measures required in specific jobs. Some of the courses taught are as follows:

- Safe handling/use of flammables, poisons, or toxics
- Confined space entry
- Respirator care/use



Safety Plan

- Hazard communication (hazardous chemicals)
- Fall hazards and fall protection
- Lockout/tag-out procedures
- Scaffold use, and erection/dismantling
- Blood borne Pathogens (Non-Medical)
- Asbestos Awareness

August 13, 2019

Cooperative Purchasing Program
Houston-Galveston Area Council of Governments
3555 Timmons, Suite 120
Houston, TX 77027

Re: FMG Construction Group, LLC

Bid: August 14, 2019 – Invitation No. JC02-20 – Job Order Contracting (JOC)

Dear Mr. Witty:

This letter is in regards to the surety credit extended to FMG Construction Group, LLC. The Surety Company for FMG Construction Group, LLC is FCCI Insurance Group and they are willing to provide surety bonds on behalf of FMG Construction Group, LLC. In our opinion, FMG Construction Group, LLC remains properly financed, well equipped, and capably managed.

Based on our current knowledge of their financial strength, as well as their ability to execute their work in a timely and professional manner, we anticipate no problems in providing surety bonds in the range of Single Job of \$1,000,000 and Aggregate of \$5,000,000. Please understand that any execution of performance and payment bonds is a matter between FMG Construction Group, LLC and their Surety and is subject to a review of the contract terms and the normal underwriting review of our principal at the time of the request. We assume no liability to you, your affiliates, successors, or assigns, if for any reason we do not execute such bonds.

FCCI Insurance Group is listed as an "A" rating with a Financial Size Category of X (\$500 Million to \$750 Million) by A.M. Best Company.

Should you have any questions or require further information, please feel free to contact our office. We will be happy to assist you in your approval of this fine contractor.

Sincerely,



Gloria M. Villa
Account Manager



August 14, 2019

HGAC
Attn. Construction Purchasing Manager
3555 Timmons, Suite 120
Houston, TX 77027

Re: FMG Construction LLC

To Whom It May Concern:

Please be advised that FMG Construction has no outstanding legal issues.

As required, FMG Construction financial reports an average of 5 Million USD in the past 4 years.

Sincerely,

A handwritten signature in blue ink, appearing to read "David Ferez", written over a horizontal line.

David Ferez
President, FMG Construction



Contractor Reference List

Winston Electric:

Contact Name: Winston Lunsford
Phone: (832) 250 - 9217
Email: wlunsford@stonselectricalsolutions.net
Scope: Electrical Services

RMS Services Plumbing:

Contact Name: Jesse Barios
Phone: (832) 607-1882
Email: rmsinc001@gmail.com
Scope: Plumbing Services

AR Mechanical:

Contact Name: Renier Suarez
Phone: (713) 291 - 1706
Email: armechanical1@yahoo.com
Scope: HVAC Services



SECTION-C: H-GAC FORMS PACKET

For Use In Responding To Competitive Bid And Proposal Invitations

Invitation No.: JC02-20

Title: Job Order Contracting Services

This Section contains the following H-GAC Forms (Reference the separate worksheets within this document)

FORM	DESCRIPTION
Form-A	Offeror Identification and Authorized Signatory
Form-B	Historically Underutilized Business Enterprises
Form-C	Response Checklist
Form-E	Additional Pricing
Form-H	Marketing and Support Plan
Form W-9	Request for Taxpayer Identification Number and Certification
Form CIQ	Conflict of Interest Questionnaire
Form 1295	Certificate of Interested Parties
HB 89	Prohibition on Contracts with Companies Boycotting Israel
C.I.F.	Contractor Information Form

These Forms are hereby made available in electronic format. They should be copied to Offeror's computer for completion and/or printout as required. These forms may not be changed or altered in any way, except as may be prompted on the forms. This document SHALL be submitted in its original Excel format (no PDF) with all tabbed worksheets intact.

FORM-A: OFFEROR IDENTIFICATION & AUTHORIZED SIGNATORY
(DO NOT handwritten this Form. Information must be typed in.)

Invitation No.: JC02-20

Invitation Title: Job Order Contracting Services

Offeror Company: FMG Construction LLC

Trucks, Medium and Heavy & Truck Bodies

Offeror Status: ☐ Manufacturer ☐ Dealer/Distributor ☐ Other

Response Type(1): ☒ Single Offeror Acting Alone Or As Lead ☐ Multiple Offerors Acting Jointly

Contract Signatory(2): David Ferez Title: President

Mailing Address(3): 2555 N MacGregor Way Houston Texas, 77004
Street/PO Box City State & Zip

Physical Address: 2555 N MscGregor Way Houston Texas, 77004
Street City State & Zip

Phone: (832) 875-4746

Fax:

Email Address: dferez@fmgtx.com

Federal Tax ID No.: 82-3264944

Web Page URL: www.fmgtx.com

- (1) If Joint Offering, all parties must submit a signed Form A. A contract will be offered to each.
(2) Person who will sign final contract documents if an award is made.
(3) Address to which final contract documents would be sent for signature.

Member Contact Information

Contact Person (4): David Ferez Title: President

Mailing Address: 2555 N MacGregor Way Houston Texas, 77004
Street/PO Box City State & Zip

Physical Address: 2555 N MacGregor Way Houston Texas, 77004
Street City State & Zip

Toll Free Phone:

Fax:

Email Address: dferez@fmgtx.com

- (4) Person who End Users will contact for product information and to get pricing quotes.

The Signatory below, on behalf of Offeror:

- Acknowledges having thoroughly reviewed the Invitation;
- Attests to having the authority to sign this response and commit Offeror to honor all requirements;
- Makes, under penalty of perjury, all required Offeror Certifications as detailed in General Terms;
- Certifies that all information provided in this Response is true and correct.

Signature:

Title: President

Printed Name: David Ferez

Date: 8/14/19

FORM-B: HISTORICALLY UNDERUTILIZED BUSINESS ENTERPRISES

Solicitation No.: JC02-20

Title: Job Order Contracting Services

Offeror: FMG Construction LLC

HUB Status Of Offeror☒ Offeror is a HUB, as detailed below.☐ Offeror is not a HUB.Designation(s): ☒ HUB ☐ DBE ☒ MBE ☐ WBE ☐ Other

*Certifying/Listing Authority(s):

City of Houston, NMSDC

* **Note:** The terms "Certified" and "Listed" as used in conjunction with HUB programs relate to the process of HUB qualification review. Jurisdictions usually require that companies claiming HUB status be reviewed and confirmed as meeting certain minimum requirements to claim that status, and that the review and confirmation process be carried out by certain designated entities.

Members of HGACBuy are subject to various requirements relative to purchasing goods and services from Historically Underutilized Business Enterprises (HUBs)(See Note 1). These requirements are promulgated by federal and state governmental authorities, and include measureable criteria such as "percentage of total dollars spent directed to HUBs", "number of HUB contractors used", "HUB subcontractors employed by primary contractors", etc. These requirements are generally formalized in goal oriented programs.

Offeror agrees to work with and assist HGACBuy members in meeting HUB targets and goals, as may be required by any rules, processes or programs they might have in place. Such assistance may include such things as compliance with reporting requirements, provision of documentation, consideration of Certified/Listed subcontractors, provision of documented evidence that an active participatory role for a HUB entity was considered in a procurement transaction, etc.

Accepted and Agreed By (Name):

David Ferez

Title: President

Date: 8/14/19

Subcontracts

On a separate sheet, list any subcontractors that would be employed in providing products or services related to this solicitation. Include the following information for each subcontractor:

- Company Name
- Address
- Phone number
- Applicable HUB designation/certification (DBE, MBE, etc.)
- Type of work subcontractor has been certified to perform as a HUB. Firm must be certified in a North American Industry Classification System (NAISC) code applicable to the kind of work the firm would perform on the contract.

☒ Subcontractor List attached.☐ No Subcontractors will be used.

FORM C - RESPONSE CHECKLIST

Invitation No.: JC02-20

Title: Job Order Contracting Services

Offeror: FMG Construction LLC

This Form is provided to help insure that all required response elements have been completed and included. Offeror's signatory shall review each item below, and certify by initialing in the space to the right.

1	An "Original" complete copy of all documents, plus one "Copy", each in a separate hard-sided 3-ring binder.
2	A copy of the complete submission, including all required H-GAC forms, in electronic format (flash drive), as per per Section-A, subsection 27.d. The HGAC forms document shall be unalterend except for the prompted data fields (name, pricing, etc.) and submitted in its original Excel format only (no PDF). Offeror shall not split the Forms document into its respective worksheets, but kept as a single document.
3	A comprehensive list of applicable priced options on Form-E
4	An originally signed Form-A from all entities who are party to this submission and who should be offered a contract if this submission is successful.
5	The required list of References.
6	Details of "Service Organization", including locations, hours, personnel and parts/service availability
7	Completed Form-H
8	Detailed information relating to Section-B, subsections 5.0 through 8.0
9	W-9 Form, completed and signed for each party to the bid.
10	CIQ Form, completed and signed for each party to the bid. The form and instructions for its use can be found at: https://www.ethics.state.tx.us/filinginfo/conflict_forms.htm .
11	1295 Form, completed, signed for each party to the bid. The form and instructions for its use can be found at: https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm .
12	HB89 Form for each party to the bid, completed and signed.
13	Contractor Information Form for each party to the bid, completed and signed.

DF

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
FMG Construction Group, LLC; DBA Capital Construction and Development Group

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification; check only one of the following seven boxes:
☐ Individual/sole proprietor or single-member LLC
☒ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) **P**
☐ C Corporation
☐ S Corporation
☐ Partnership
☐ Trust/estate
☐ Other (see instructions) ▶
Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
Exempt payee code (if any) _____
Exemption from FATCA reporting code (if any) _____
(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.)
2555 N. MacGregor Way

6 City, state, and ZIP code
Houston, Texas

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Social security number								
				-				

or


Employer identification number								
8	2		-	3	2	6	4	9
							4	4

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here	Signature of U.S. person ▶	Date ▶
		11/9/17

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1096 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding?* on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

FORM CIQ

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

OFFICE USE ONLY

Date Received

1 Name of vendor who has a business relationship with local governmental entity.

N/A

2 ☐ Check this box if you are filing an update to a previously filed questionnaire. (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 Name of local government officer about whom the information is being disclosed.

N/A

Name of Officer

4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?

☐ Yes

☐ No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?

☐ Yes

☐ No

5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.

N/A

6 ☐ Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).

7 
Signature of vendor doing business with the governmental entity

August 14, 2019
Date

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

FMG Construction, LLC
Houston, TX United States

Certificate Number:
2019-528795

Date Filed:
08/14/2019

Date Acknowledged:

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Houston- Galveston Area Council of Governements

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

JC02-20
Job Order Contracting

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.



6 UNSWORN DECLARATION

My name is DAVID FERRZ, and my date of birth is 03/16/1985.

My address is 2855 N. MAGREGOR WAY, HOUSTON, TX, 77004, USA.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in HARRIS County, State of TEXAS, on the 14 day of AUGUST, 2019.
(month) (year)



Signature of authorized agent of contracting business entity
(Declarant)

House Bill 89 Verification Form

Prohibition on Contracts with Companies Boycotting Israel

The 85th Texas Legislature approved new legislation, effective Sept. 1, 2017, which amends Texas Local Government Code Section 1. Subtitle F, Title 10, Government Code by adding Chapter 2270 which states that a governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

- 1) does not boycott Israel; and
- 2) will not boycott Israel during the term of the contract

Pursuant to Section 2270.001, Texas Government Code:

1. "Boycott Israel" means 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 specifically with Israel, or with a person or entity doing business in Israel or in an Israel-controlled territory, but does not include an action made for ordinary business purposes; and

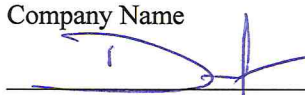
2. "Company" means a for-profit sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or any limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of those entities or business associations that exist to make a profit.

I, (authorized official) David Ferez, do hereby depose and verify the truthfulness and accuracy of the contents of the statements submitted on this certification under the provisions of Subtitle F, Title 10, Government Code Chapter 2270 and that the company named below:

- 1) does not boycott Israel currently; and
- 2) will not boycott Israel during the term of the contract; and
- 3) is not currently listed on the State of Texas Comptroller's Companies that Boycott Israel List located at <https://comptroller.texas.gov/purchasing/publications/divestment.php>

FMG Construction LLC

Company Name


Signature of Authorized Official

President

Title of Authorized Official

8/14/19

Date



Reference List

City of Houston JOC Program:

Program: JOC Program City of Houston

Location: City of Houston City Hall Annex. 900 Bagby St. Houston, TX 77002

Owner Contact Info: James Reddington, james.reddington@houston.tx.gov, 832-393-8001

Claims Status: No Claims

METRO ID/IQ:

Program: JOC Program Metropolitan Transit Authority

Location: 1900 Main St, Houston, TX 77002

Owner Contact Info: Jerome Scott, jerome.scott@ridemetro.org, 713-739-3830

Claims Status: No Claims

Aldine ISD Program:

Program: Aldine ISD Construction

Location: 9999 Veterans Memorial Dr Houston, TX 77039

Owner Contact Info: Scott Harmon, srharmon@aldineisd.org, 281-924-6311

Claims Status: No Claims

Houston ISD Program:

Program: Houston ISD Construction

Location: 3200 Center St Houston, TX 77007

Owner Contact Info: Albert Charles, acharles@houstonisd.org, 713-556-6000

Claims Status: No Claims

Galena Park ISD Program:

Program: Galena Park ISD Construction

Location: 14705 Woodforest Blvd. Houston, TX 77015

Owner Contact Info: Barbara Reed, breed@galenaparkisd.com, 832-386-1000

Claims Status: No Claims

FORM-H: MARKETING & SUPPORT PLAN		Invitation No.:	JC02-20
Offeror:	FMG Construction LLC		
Instructions: Reference Section-B, subsection 10.0			
<p>At FMG Construction LLC we are committed to the principles of responsibly building and developing construction projects and investments for our clients. We pride ourselves on our work product, work ethic and customer service. FMG targets Commercial, Federal and Private Sector clients. Our marketing plan involves using social media platforms, such as Facebook and LinkedIn, and Google. It allows us to connect with prospective clients and share the services we provide. Customer service is a key component to what FMG provides and we like to make our clients feel like they are priority. We continuously have weekly meetings with our clients to ensure our work product is meeting their expectations. Our clients also have easy access to their projects through our project management software Corecon. FMG's President is actively involved in all aspects of the process to ensure our clients receive the best work product, strong customer service and are satisfied with end result. We also encourage our clients to write a review on our website explaining their experience with FMG. This marketing plan illustrates our market segments and the strategies we are using to get customers and create a solid revenue stream.</p>			

DF

[illegible]

DF

CONTRACTOR CONTACT INFORMATION

ATTENTION Houston-Galveston Area Council (H-GAC) Contractor: The following information is needed to communicate with your company concerning contract matters which may arise. To expedite the process, we ask that you provide the information requested below. During the term of this contract, notify H-GAC in writing of any changes to this information by emailing updates to: cpcontractfax@h-gac.com

Section I

CONTRACTOR: <u>FMG Construction LLC</u>	CONTRACT #: <u>JC02-20</u>
Purchase Order Address: <u>2555 N MacGregor Way, Houston, TX 77004</u>	Invoice Address: <u>2555 N MacGregor Way, Houston, TX 77004</u>
Contact Name 1: <u>David Ferez</u>	Contact Name 2: <u>Michael McCloud</u>
Address: <u>2555 N MacGregor Way, Houston, TX 77004</u>	Address: <u>2555 N MacGregor Way, Houston, TX 77004</u>
City _____ State _____ Zip Code _____	City _____ State _____ Zip Code _____
Telephone No.: <u>(832) 975-4746</u>	Telephone No.# <u>(832) 993-9534</u>
Fax No.# _____	Fax No.# _____
Email Address: <u>dferez@fmgtx.com</u>	Email Address: <u>mmcccloud@fmgtx.com</u>

Section II

CONTRACT INFORMATION:

Indicate the person (s) authorized to sign contracts, requests for contract price increases, or other contract-related documents. A copy of your corporate resolution may be acceptable for Section II.

Printed Name of Signatory: <u>David Ferez</u>	Printed Name of Signatory: <u>Clive Markland</u>
Corporate Title: <u>President</u>	Corporate Title: <u>CEO</u>
Tel. No.: <u>(832) 875-4746</u>	Tel. No.: <u>(832) 651-5188</u>
Fax No.: _____	Fax No.: _____
Email Address: <u>dferez@fmgtx.com</u>	Email Address: <u>cm@fmgtx.com</u>

Section III

SALES CONTACT (Person who end users will contact for product information and pricing quotes)

Contact Name: <u>David Ferez</u>	Title: <u>President</u>
Address: <u>2555 N MacGregor Way</u>	<u>Houston TX 77004</u>
Street _____	City _____ State _____ Zip _____
Telephone No.: <u>(832) 875-4746</u>	Fax No.: _____
Mobile No.: (optional) _____	
Email Address: <u>dferez@fmgtx.com</u>	

THIS CERTIFIES THAT

FMG Construction Group



* Nationally certified by the: **HOUSTON MINORITY SUPPLIER DEVELOPMENT COUNCIL**

* NAICS Code(s): 236210; 236116

* Description of their product/services as defined by the North American Industry Classification System (NAICS)

06/25/2019

Issued Date

HS09808

Certificate Number

Adrienne L. Trimble
Adrienne Trimble

Ingrid M. Robinson

06/30/2020

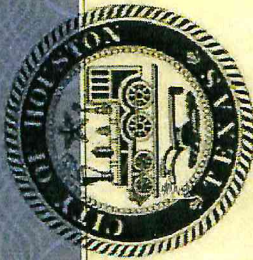
Expiration Date

Ingrid M. Robinson, President

By using your password (NMSDC issued only), authorized users may log into NMSDC Central to view the entire profile: <http://nmsdc.org>

Certify Development Connect Advocate

* MBEs certified by an Affiliate of the National Minority Supplier Development Council, Inc.®



CITY OF HOUSTON

Office of Business Opportunity

Sylvester Turner,
Mayor



FMG Construction Group, LLC

is duly certified as a

Minority Business Enterprise (MBE)

Certified Categories:

NAICS 236220: PROJECT MANAGEMENT

Certification Number: 19-03-13999

Carolee D. Wright

Director of Office of Business Opportunity

Note: This certificate is the property of the City of Houston Office of Business Opportunity, and may be revoked should the above named firm graduate from the MWDBE program or the firm's certification is no longer active. In addition, this certificate is valid only in conjunction with the firm's active listing in the City of Houston's Directory of certified MBE, WBE, SBE, PDDBE and DBE firms via the following weblink: <https://houston.mwdbe.com/?TN=houston>.