

Appendix B

Historically Underutilized Business (HUB) Subcontracting Plan



HUB SUBCONTRACTING PLAN (HSP)

Quick Checklist

While this HSP Quick Checklist is being provided to merely assist you in readily identifying the sections of the HSP form that you will need to complete, it is very important that you adhere to the instructions in the HSP form and instructions provided by the contracting agency.

VENDOR WILL NEED TO COMPLY WITH ONE OF THE FOLLOWING **PROCESS BELOW (A-E)**:

A. SUBCONTRACTING ONLY WITH (100%) TEXAS CERTIFIED HUB VENDORS

If you will be awarding all of the subcontracting work you have to offer under the contract to only Texas certified HUB vendors, complete:

- Section 1 (page 2) Respondent and Requisition Information
- Section 2 a. (page 3) Yes, I will be subcontracting portions of the contract
- Section 2 b. (page 3) List all the portions of work you will subcontract, and indicate the percentage of the contract you expect to award to Texas certified HUB vendors
- Section 2 c. (page 3) Yes
- Section 4 (page 4) Affirmation- Sign and date
- (page 5) **GFE Method A (Attachment A)** – Complete an Attachment A for each of the subcontracting opportunities you listed in Section 2 b.

B. SUBCONTRACTING OPPORTUNITIES WILL BE PERFORMED USING HUB MENTOR PROTÉGÉ PROGRAM

- Section 1 (page 2) Respondent and Requisition Information
- Section 2 a. (page 3) Yes, I will be subcontracting portions of the contract
- Section 2 b. (page 3). List all the portions of work you will subcontract, and indicate the percentage of the contract you expect to award to HUB Protégé (skip Section 2c and 2d)
- Section 4 (page 4) Affirmation- Sign and date
- (page 6 & 7) **GFE Method B (Attachment B)** – Complete Section B-1, B-2 and B-4 for each HUB Protégé subcontracting opportunity as applicable

C. SUBCONTRACTING ONLY WITH TEXAS CERTIFIED HUB AND NON-HUB VENDORS- MEETS OR EXCEEDS THE HUB GOAL

If you will be subcontracting any portion of the contract to Texas certified HUB vendors and Non-HUB vendors, and the aggregate percentage of all the subcontracting work you will be awarding to the Texas certified HUB vendors with which you have a **continuous contract*** in place for five (5) years or less **meets or exceeds** the HUB Goal the contracting agency identified in the “Agency Special Instructions/Additional Requirements”, complete: **SEE SPECIAL INSTRUCTIONS**

- Section 1 (page 2) Respondent and Requisition Information
- Section 2 a. (page 3) Yes, I will be subcontracting portions of the contract
- Section 2 b. (page 3) List all the portions of work you will subcontract, and indicate the percentage of the contract you expect to award to Texas certified HUB vendors and Non-HUB vendors
- Section 2 c. (page 3) Yes
- Section 2 d. (page 3) Yes- Texas Certified HUBs
- Section 4 (page 4) Affirmation- Sign and date
- (page 5) **GFE Method A (Attachment A)** – Complete an Attachment A for each of the subcontracting opportunities you listed in Section 2 b

D SUBCONTRACTING ONLY WITH TEXAS CERTIFIED HUB AND NON-HUB VENDORS- DOES NOT MEET OR EXCEED THE HUB GOAL

If you will be subcontracting any portion of the contract to Texas certified HUB vendors and Non-HUB vendors or only to Non-HUB vendors, and the aggregate percentage of all the subcontracting work you will be awarding to the Texas certified HUB vendors with which you have a **continuous contract*** in place for five (5) years or less **does not meet or exceed** the HUB Goal the contracting agency identified in the “Agency Special Instructions/Additional Requirements”, complete: **SEE SPECIAL INSTRUCTIONS**

- Section 1 (page 2) Respondent and Requisition Information
- Section 2 a. (page 3) Yes, I will be subcontracting portions of the contract
- Section 2 b. (page 3) List all the portions of work you will subcontract, and indicated the percentage of the contract you expect to award to Texas certified HUB vendors and Non-HUB vendors
- Section 2 c. (page 3) No
- Section 2 d. (page 3) No
- Section 4 (page 4) Affirmation Sign and date
- (page 6 & 7) **Method B (Attachment B)**- Must submit supporting documentation under Section B-3 & “HUB Subcontracting Opportunity Notification Form”

E. WILL NOT BE SUBCONTRACTING

If you will not be subcontracting any portion of the contract and will be fulfilling the entire contract with your own resources, complete:

- Section 1 (page 2) Respondent and Requisition Information
- Section 2 a. (page 3) No, I will not be subcontracting any portion of the contract, and I will be fulfilling the entire contract with my own resources
- Section 3 (page 4) Self Performing Justification
- Section 4 (page 4) Affirmation - Sign and date

***Continuous Contract:** Any existing written agreement (including any renewals that are exercised) between a prime contractor and a HUB vendor, where the HUB vendor provides the prime contractor with goods or service under the same contract for a specified period of time. The frequency the HUB vendor is utilized or paid during the term of the contract is not relevant to whether the contract is considered continuous. Two or more contracts that run concurrently or overlap one another for different periods of time are considered by CPA to be individual contracts rather than renewals or extensions to the original contract. In such situations the prime contractor and HUB vendor are entering (thus entered) into “new” contracts.



HUB SUBCONTRACTING PLAN (HSP)

In accordance with Texas Gov't Code §2161.252, the contracting agency has determined that subcontracting opportunities are probable under this contract. Therefore, all respondents, including State of Texas certified Historically Underutilized Businesses (HUBs) must complete and submit this State of Texas HUB Subcontracting Plan (HSP) with their response to the bid requisition (solicitation).

NOTE: Responses that do not include a completed HSP shall be rejected pursuant to Texas Gov't Code §2161.252(b).

The HUB Program promotes equal business opportunities for economically disadvantaged persons to contract with the State of Texas in accordance with the goals specified in the 2009 State of Texas Disparity Study. The statewide HUB goals defined in 34 Texas Administrative Code (TAC) §20.13 are:

- 11.2 percent for heavy construction other than building contracts,
- 21.1 percent for all building construction, including general contractors and operative builders contracts,
- 32.7 percent for all special trade construction contracts,
- 23.6 percent for professional services contracts,
- 24.6 percent for all other services contracts, and
- 21 percent for commodities contracts.

-- Agency Special Instructions/Additional Requirements --

In accordance with 34 TAC §20.14(d)(1)(D)(iii), a respondent (prime contractor) may demonstrate good faith effort to utilize Texas certified HUBs for its subcontracting opportunities if the total value of the respondent's subcontracts with Texas certified HUBs meets or exceeds the statewide HUB goal or the agency specific HUB goal, whichever is higher. When a respondent uses this method to demonstrate good faith effort, the respondent must identify the HUBs with which it will subcontract. If using existing contracts with Texas certified HUBs to satisfy this requirement, only contracts that have been in place for five years or less shall qualify for meeting the HUB goal. This limitation is designed to encourage vendor rotation as recommended by the 2009 Texas Disparity Study.

Dir's HUB Goal for this bidding opportunity is 21%. Failure to complete and comply with the current HSP form may disqualify the bid response. The following documentation should be completed with the HSP:

- Section 4 Affirmation- must be signed and dated;
- Method B (Attachment B) -must provide documentation under Section B-3 with response (if applicable);
- Actual % and dollar amounts must be used on HSP form (if applicable).

For assistance in completing the HSP, contact the HUB Coordinator, at dir.hub@dir.texas.gov or lisa.maldonado@dir.texas.gov 512-463-5662 or lynn.sanchez@dir.texas.gov 512-463-9813

SECTION 1 RESPONDENT AND REQUISITION INFORMATION

a. Respondent (Company) Name: <u>Enterasys Networks, Inc.</u>	State of Texas VID #: <u>10205158115</u>
Point of Contact: <u>Michael Swierk</u>	Phone #: <u>603-952-5221</u>
E-mail Address: <u>mswierk@extremenetworks.com</u>	Fax #: <u>603-952-6909</u>
b. Is your company a State of Texas certified HUB? <input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No	
c. Requisition/ Contract # <u>DIR-TSO-TMP-209</u>	Bid Open/ Revision Date: <u>01/29/2014</u>

SECTION 2 SUBCONTRACTING INTENTIONS

After dividing the contract work into reasonable lots or portions to the extent consistent with prudent industry practices, and taking into consideration the scope of work to be performed under the proposed contract, including all potential subcontracting opportunities, the respondent must determine what portions of work, including goods and services, will be subcontracted. Note: In accordance with 34 TAC §20.11., an "Subcontractor" means a person who contracts with a prime contractor to work, to supply commodities, or to contribute toward completing work for a governmental entity.

a. Check the appropriate box (Yes or No) that identifies your subcontracting intentions:

- **Yes**, I will be subcontracting portions of the contract. (If **Yes**, complete Item b, of this SECTION and continue to Item c of this SECTION.)
- **No**, I will not be subcontracting any portion of the contract, and I will be fulfilling the entire contract with my own resources. (If **No**, continue to SECTION 3 and SECTION 4.)

b. List all the portions of work (subcontracting opportunities) you will subcontract. Also, based on the total value of the contract, identify the percentages of the contract you expect to award to Texas certified HUBs, and the percentage of the contract you expect to award to vendors that are not a Texas certified HUB (i.e., Non-HUB).

Item #	Subcontracting Opportunity Description	HUBs		Non-HUBs
		Percentage of the contract expected to be subcontracted to HUBs with which you have a <u>continuous contract*</u> in place for five (5) years or less.	Percentage of the contract expected to be subcontracted to HUBs with which you have a <u>continuous contract*</u> in place for more than five (5) years.	Percentage of the contract expected to be subcontracted to non-HUBs .
1	Reselling of Enterasys Networks' equipment & services proposed by Enterasys Networks, Inc. in DIR-TSO-TMP-209	TBD%	TBD%	TBD%
2		%	%	%
3		%	%	%
4		%	%	%
5		%	%	%
6		%	%	%
7		%	%	%
8		%	%	%
9		%	%	%
10		%	%	%
11		%	%	%
12		%	%	%
	Total Aggregate percentages of the contract expected to be subcontracted (all 3 columns cannot exceed 100%):	TBD%	TBD%	TBD%

(Note: If you have more than twelve subcontracting opportunities, a continuation sheet is available online at <http://window.state.tx.us/procurement/prog/hub/hub-subcontracting-plan/>)

c. Check the appropriate box (Yes or No) that indicates whether you will be using only Texas certified HUBs to perform all of the subcontracting opportunities you listed in SECTION 2, Item b.

- **Yes** (If **Yes**, continue to SECTION 4 and complete an "HSP Good Faith Effort - Method A (Attachment A)" for each of the subcontracting opportunities you listed.)
- **No** (If **No**, continue to Item d, of this SECTION.)

d. Check the appropriate box (Yes or No) that indicates whether the **aggregate expected percentage** of the contract you will subcontract with Texas certified HUBs with which you have a continuous contract* in place with for five (5) years or less **meets or exceeds** the HUB goal the contracting agency identified on page 1 in the "Agency Special Instructions/Additional Requirements".

- **Yes** (If **Yes**, continue to SECTION 4 and complete an "HSP Good Faith Effort - Method A (Attachment A)" for each of the subcontracting opportunities you listed.)
- **No** (If **No**, continue to SECTION 4 and complete an "HSP Good Faith Effort - Method B (Attachment B)" for each of the subcontracting opportunities you listed.)

**Continuous Contract: Any existing written agreement (including any renewals that are exercised) between a prime contractor and a HUB vendor, where the HUB vendor provides the prime contractor with goods or service under the same contract for a specified period of time. The frequency the HUB vendor is utilized or paid during the term of the contract is not relevant to whether the contract is considered continuous. Two or more contracts that run concurrently or overlap one another for different periods of time are considered by CPA to be individual contracts rather than renewals or extensions to the original contract. In such situations the prime contractor and HUB vendor are entering (have entered) into "new" contracts.*

SECTION 3 SELF PERFORMING JUSTIFICATION (If you responded "No" to SECTION 2, Item a, you must complete this SECTION and continue to SECTION 4.)

Check the appropriate box (Yes or No) that indicates whether your response/proposal contains an explanation demonstrating how your company will fulfill the entire contract with its own resources.

- **Yes** (If **Yes**, in the space provided below **list the specific page(s)/section(s)** of your proposal which explains how your company will perform the entire contract with its own equipment, supplies, materials and/or employees.)
- **No** (If **No**, in the space provided below **explain how** your company will perform the entire contract with its own equipment, supplies, materials and/or employees.)

SECTION 4 AFFIRMATION

As evidenced by my signature below, I affirm that I am an authorized representative of the respondent listed in SECTION 1, and that the information and supporting documentation submitted with the HSP is true and correct. Respondent understands and agrees that, if awarded any portion of the requisition:

- The respondent will provide notice as soon as practical to **all** the subcontractors (HUBs and Non-HUBs) of their selection as a subcontractor for the awarded contract. The notice must specify at a minimum the contracting agency's name and its point of contact for the contract, the contract award number, the subcontracting opportunity they (the subcontractor) will perform, the approximate dollar value of the subcontracting opportunity and the expected percentage of the total contract that the subcontracting opportunity represents. A copy of the notice required by this section must also be provided to the contracting agency's point of contact for the contract no later than ten (10) working days after the contract is awarded.
- The respondent must submit monthly compliance reports (Prime Contractor Progress Assessment Report – PAR) to the contracting agency, verifying its compliance with the HSP, including the use of and expenditures made to its subcontractors (HUBs and Non-HUBs). (The PAR is available at <http://www.window.state.tx.us/procurement/prog/hub/hub-forms/progressassessmentrpt.xls>).
- The respondent must seek approval from the contracting agency prior to making any modifications to its HSP, including the hiring of additional or different subcontractors and the termination of a subcontractor the respondent identified in its HSP. If the HSP is modified without the contracting agency's prior approval, respondent may be subject to any and all enforcement remedies available under the contract or otherwise available by law, up to and including debarment from all state contracting.
- The respondent must, upon request, allow the contracting agency to perform on-site reviews of the company's headquarters and/or work-site where services are being performed and must provide documentation regarding staffing and other resources.

Signature on File	Christopher Crowell	Chief Operating Officer	01/23/2014
Signature	Printed Name	Title	Date (mm/dd/yyyy)

- REMINDER:**
- If you responded "**Yes**" to **SECTION 2, Items c or d**, you must complete an "HSP Good Faith Effort - Method A (Attachment A)" for **each** of the subcontracting opportunities you listed in SECTION 2, Item b.
 - If you responded "**No**" **SECTION 2, Items c and d**, you must complete an "HSP Good Faith Effort - Method B (Attachment B)" for **each** of the subcontracting opportunities you listed in SECTION 2, Item b.

HSP Good Faith Effort - Method A (Attachment A)

Enter your company's name here: Enterasys Networks, Inc.

Requisition/Contract #: DIR-TSO-TMP-209

IMPORTANT: If you responded "Yes" to SECTION 2, Items c or d of the completed HSP form, you must submit a completed "HSP Good Faith Effort - Method A (Attachment A)" for **each** of the subcontracting opportunities you listed in SECTION 2, Item b of the completed HSP form. You may photo-copy this page or download the form at <http://www.window.state.tx.us/procurement/prog/hub/hub-forms/HUBSubcontractingPlanAttachment-A.doc>

SECTION A-1 SUBCONTRACTING OPPORTUNITY

Enter the item number and description of the subcontracting opportunity you listed in SECTION 2, Item b, of the completed HSP form for which you are completing this attachment.

Item #: _____ Description: _____

SECTION A-2 SUBCONTRACTOR SELECTION

List the subcontractor(s) you selected to perform the subcontracting opportunity you listed above in SECTION A-1. Also identify whether they are a Texas certified HUB and their VID number, the approximate dollar value of the work to be subcontracted, the expected percentage of work to be subcontracted, and indicate whether the company is a Texas certified HUB. HUB VIN #'s can be located at <http://www.window.state.tx.us/procurement/cmb/hubonly.html>

Company Name	Texas certified HUB	VID # (Required if Texas certified HUB)	Approximate Dollar Amount (no TBD)	Expected Percentage of Contract (no TBD)
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
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	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%
	<input type="checkbox"/> - Yes <input type="checkbox"/> - No		\$	%

REMINDER: As specified in SECTION 4 of the completed HSP form, if you (respondent) are awarded any portion of the requisition, you are required to provide notice as soon as practical to **all** the subcontractors (HUBs and Non-HUBs) of their selection as a subcontractor. The notice must specify at a minimum the contracting agency's name and its point of contact for the contract, the contract award number, the subcontracting opportunity they (the subcontractor) will perform, the approximate dollar value of the subcontracting opportunity and the expected percentage of the total contract that the subcontracting opportunity represents. A copy of the notice required by this section must also be provided to the contracting agency's point of contact for the contract no later than ten (10) working days after the contract is awarded.

HSP Good Faith Effort - Method B (Attachment B)

Enter your company's name here: Enterasys Networks, Inc.

Requisition/Contract #: DIR-TSO-TMP-209

IMPORTANT: If you responded "No" to SECTION 2, Items c and d of the completed HSP form, you must submit a completed "HSP Good Faith Effort - Method B (Attachment B)" for each of the subcontracting opportunities you listed in SECTION 2, Item b of the completed HSP form. You may photo-copy this page or download the form at <http://www.window.state.tx.us/procurement/prog/hub/hub-forms/HUBSubcontractingPlanAttachment-B.doc>

SECTION B-1 SUBCONTRACTING OPPORTUNITY

Enter the item number and description of the subcontracting opportunity you listed in SECTION 2, Item b, of the completed HSP form for which you are completing this attachment.

Item #: 1 Description: Reselling of Enterasys Networks' equipment & services proposed by Enterasys Networks, Inc. in DIR-TSO-TMP-209

SECTION B-2 MENTOR PROTÉGÉ PROGRAM

If respondent is participating as a Mentor in a State of Texas Mentor Protégé Program, submitting its Protégé (Protégé must be a State of Texas certified HUB) as a subcontractor to perform the subcontracting opportunity listed in SECTION B-1, constitutes a good faith effort to subcontract with a Texas certified HUB towards that specific portion of work.

Check the appropriate box (Yes or No) that indicates whether you will be subcontracting the portion of work you listed in SECTION B-1 to your Protégé.

- Yes (If Yes, to continue to SECTION B-4.)

- No / Not Applicable (If No or Not Applicable, continue to SECTION B-3 and SECTION B-4.)

SECTION B-3 NOTIFICATION OF SUBCONTRACTING OPPORTUNITY

When completing this section you MUST comply with items a, b, c and d, thereby demonstrating your Good Faith Effort of having notified Texas certified HUBs and minority or women trade organizations or development centers about the subcontracting opportunity you listed in SECTION B-1. Your notice should include the scope of work, information regarding the location to review plans and specifications, bonding and insurance requirements, required qualifications, and identify a contact person. When sending notice of your subcontracting opportunity, you are encouraged to use the attached HUB Subcontracting Opportunity Notice form, which is also available online at <http://www.window.state.tx.us/procurement/prog/hub/hub-subcontracting-plan/>

Retain supporting documentation (i.e., certified letter, fax, e-mail) demonstrating evidence of your good faith effort to notify the Texas certified HUBs and minority or women trade organizations or development centers. Also, be mindful that a working day is considered a normal business day of a state agency, not including weekends, federal or state holidays, or days the agency is declared closed by its executive officer. The initial day the subcontracting opportunity notice is sent/provided to the HUBs and to the minority or women trade organizations or development centers is considered to be "day zero" and does not count as one of the seven (7) working days.

- a. Provide written notification of the subcontracting opportunity you listed in SECTION B-1, to three (3) or more Texas certified HUBs. Unless the contracting agency specified a different time period, you must allow the HUBs at least seven (7) working days to respond to the notice prior to your submitting your bid response to the contracting agency. When searching for Texas certified HUBs, ensure that you use the State of Texas' Centralized Master Bidders List (CMBL) and Historically Underutilized Business (HUB) Search directory located at <http://www.window.state.tx.us/procurement/cmb/cmbhub.html>. HUB Status code "A" signifies that the company is a Texas certified HUB.
- b. List the three (3) Texas certified HUBs you notified regarding the subcontracting opportunity you listed in SECTION B-1. Include the company's Vendor ID (VID) number, the date you sent notice to that company, and indicate whether it was responsive or non-responsive to your subcontracting opportunity notice.

Company Name	VID #	Date Notice Sent (mm/dd/yyyy)	Did the HUB Respond?
Teksavers, Inc.	14504628059	01/20/2014	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No
PCPC Direct, Ltd.	1202511322100	12/23/2013	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No
Microshare	1742961962400	12/23/2013	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No

- c. Provide written notification of the subcontracting opportunity you listed in SECTION B-1 to two (2) or more minority or women trade organizations or development centers in Texas to assist in identifying potential HUBs by disseminating the subcontracting opportunity to their members/participants. Unless the contracting agency specified a different time period, you must provide your subcontracting opportunity notice to minority or women trade organizations or development centers at least seven (7) working days prior to submitting your bid response to the contracting agency. A list of trade organizations and development centers that have expressed an interest in receiving notices of subcontracting opportunities is available on the Statewide HUB Program's webpage at <http://www.window.state.tx.us/procurement/prog/hub/mwb-links-1/>
- d. List two (2) minority or women trade organizations or development centers you notified regarding the subcontracting opportunity you listed in SECTION B-1. Include the date when you sent notice to it and indicate if it accepted or rejected your notice.

Minority/Women Trade Organizations or Development Centers	Date Notice Sent (mm/dd/yyyy)	Was the Notice Accepted?
The Golden Triangle Minority Business Council Hispanic Contractors Association de San Antonio	01/23/2014	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No
The Women's Business Council-SouthWest Women's Business Enterprise Alliance	01/23/2014	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No

HSP Good Faith Effort - Method B (Attachment B) *Cont.*

Enter your company's name here: Enterasys Networks, Inc.

Requisition/Contract #: DIR-TSO-TMP-209

SECTION B-4 SUBCONTRACTOR SELECTION

a. Enter the item number and description of the subcontracting opportunity for which you are completing this Attachment B continuation page.

Item #: 1 Description: Reselling of Enterasys Networks' equipment & services proposed by Enterasys Networks, Inc. in DIR-TSO-TMP-209

List the subcontractor(s) you selected to perform the subcontracting opportunity you listed in SECTION B-1. Also identify whether they are a Texas certified HUB and their VID number, the approximate dollar value of the work to be subcontracted, the expected percentage of work to be subcontracted, and indicate whether the company is a Texas certified HUB. HUB VIN #'s can be located at <http://www.window.state.tx.us/procurement/cmb/hubonly.html>

Company Name	Texas certified HUB	VID # (Required if Texas certified HUB)	Approximate Dollar Amount (no TBDs)	Expected Percentage of Contract (no TBDs)
Teksavers, Inc.	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	14504628059	\$TBD	TBD%
Solid IT Networks	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No	1752950821400	\$TBD	TBD%
PCPC Direct, Ltd.	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	1202511322100	\$TBD	TBD%
Microshare	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	1742961962400	\$TBD	TBD%
Solid Border, Inc.	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	1-33-1009121-3	\$TBD	TBD%
JSK Company, Inc. DBA: IK Network Solutions	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No	1710725891900	\$TBD	TBD%
Westron Communications, Inc.	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No	1752071070200	\$TBD	TBD%
Genesis BCS	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	76010-2405	\$TBD	TBD%
LevelOne Technology	<input type="checkbox"/> - Yes <input checked="" type="checkbox"/> - No	0011585810	\$TBD	TBD%
Adaptive Technology Systems	<input checked="" type="checkbox"/> - Yes <input type="checkbox"/> - No	14522183368	\$TBD	TBD%

b. If any of the subcontractors you have selected to perform the subcontracting opportunity you listed in SECTION B-1 is **not** a Texas certified HUB, provide written justification for your selection process (attach additional page if necessary):

Authorized Enterasys partner (s) in good standing with capability to resell Enterasys Networks' equipment & services to support Texas DIR customers.

REMINDER: As specified in SECTION 4 of the completed HSP form, if you (respondent) are awarded any portion of the requisition, you are required to provide notice as soon as practical to all the subcontractors (HUBs and Non-HUBs) of their selection as a subcontractor. The notice must specify at a minimum the contracting agency's name and its point of contact for the contract, the contract award number, the subcontracting opportunity it (the subcontractor) will perform, the approximate dollar value of the subcontracting opportunity and the expected percentage of the total contract that the subcontracting opportunity represents. A copy of the notice required by this section must also be provided to the contracting agency's point of contact for the contract no later than ten (10) working days after the contract is awarded.



HUB Subcontracting Opportunity Notification Form

In accordance with Texas Gov't Code, Chapter 2161, each state agency that considers entering into a contract with an expected value of \$100,000 or more shall, before the agency solicits bids, proposals, offers, or other applicable expressions of interest, determine whether subcontracting opportunities are probable under the contract. The state agency I have identified below in **Section B** has determined that subcontracting opportunities are probable under the requisition to which my company will be responding.

34 Texas Administrative Code, §20.14 requires all respondents (prime contractors) bidding on the contract to provide notice of each of their subcontracting opportunities to at least three (3) Texas certified HUBs (who work within the respective industry applicable to the subcontracting opportunity), and allow the HUBs at least seven (7) working days to respond to the notice prior to the respondent submitting its bid response to the contracting agency. In addition, the respondent must provide notice of each of its subcontracting opportunities to minority/women trade organizations or development centers at least seven (7) working days prior to submitting its bid response to the contracting agency.

We respectfully request that vendors interested in bidding on the subcontracting opportunity identified in **Section C** reply no later than the date and time identified in **Section C, Item 1**. Submit your response to the point-of-contact referenced in **Section A**.

Section A		PRIME CONTRACTOR'S INFORMATION	
Company Name:	_____	State of Texas VID #:	_____
Point-of-Contact:	_____	Phone #:	_____
E-mail Address:	_____	Fax #:	_____

Section B		CONTRACTING STATE AGENCY AND REQUISITION INFORMATION	
Agency Name:	_____		
Point-of-Contact:	_____	Phone #:	_____
Requisition/Contract #:	DIR-TSO-TMP-209	Bid Open /Revision Date:	_____

Section C		SUBCONTRACTING OPPORTUNITY RESPONSE DUE DATE, DESCRIPTION, REQUIREMENTS AND RELATED INFORMATION	
1.	Potential Subcontractor's Bid Response Due Date:	<p>Our firm must receive your bid response to this subcontracting opportunity no later than 2:00 P.M., Central Daylight Standard Time on: _____ January 29, 2014</p> <p style="text-align: right;">(Date)</p> <p>(Note: In accordance with 34 TAC §20.14, each notice of subcontracting opportunity shall be provided to <u>at least three (3)</u> Texas certified HUBs, and allow the HUBs <u>at least seven (7) working days</u> to respond to the notice prior to submitting our bid response to the contracting agency. In addition, we must provide the same notice to minority/women trade organizations or development centers <u>at least seven (7) working days</u> prior to submitting our bid response to the contracting agency.)</p>	
2.	Scope of Work:	_____	
3.	Required Qualifications:	<input type="checkbox"/> - Not Applicable	
4.	Bonding/Insurance Requirements:	<input type="checkbox"/> - Not Applicable	
5.	Location to review plans/specifications:	_____	

EXHIBIT A
QUESTIONS AND ANSWERS FROM PREVIOUS SOLICITATION THAT
PERTAIN TO DIR-TSO-TMP-209
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1. Does the response require a discount for each piece part we wish to include or can we provide a blanket discount off MSRP for an entire product line?
Answer: You can provide blanket discounts for an entire product line.
2. May we propose packaged solutions for specific quantities of equipment and or services?
Answer: Alternative package solutions may be submitted as an option.
3. When are current contracts expiring for access control, surveillance and data networking?
Answer: Surveillance, Security and Monitoring contract awards are a separate solicitation.
4. What if we are considered to be a manufacturer as opposed to a reseller or both?
Answer: Either manufacturers or resellers may submit proposals.
5. Can we be a vendor AND a reseller on other manufacturer's schedules?
Answer: Yes.
6. What do you expect to see in a bid package? Exactly what are you looking for?
Answer: Answer each question with a detailed response, follow RFO instructions and provide product and services offerings and discounts off MSRP.
7. Where is the evaluation criteria outlined for a particular RFO? (How does a company go about winning a contract?)
Answer: Evaluation criteria is outlined in Section 4.2 Evaluation Criteria on page 15 of the RFO. Awards will be made by product. Number of awards per product will be at DIR discretion.
8. How do you compare apples to pears or apples to apples?
Answer: Products or product lines should be clearly identified in the proposals. DIR's evaluation process does not utilize direct comparisons of technical specifications.
9. What if a manufacturer does not publish an MSRP?
Answer: Proposals must be submitted with a published MSRP or some form of documented price list to be considered for award.
10. Do you have an official "letter of supply" form that you want us to fill out?
Answer: No. Refer to Section 3.5.1 Authorized Vendors, page 9 of the RFO which requires a letter from the manufacturer/publisher certifying that vendor is an authorized reseller. Note that the letters MUST be submitted with proposals and have to be manually signed or be a certified electronic signature. NO DISTRIBUTOR LETTERS WILL BE ACCEPTED.
11. Is DIR the new CISV?
Answer: There is no "new CISV". The CISV program was repealed by the Texas legislature. Under HB 1516, DIR was named the procurement agency for all IT equipment and services. It is DIR's policy to competitively bid all contracts.

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12. This RFO states (in the Scope section 2.2) that it is "not a solicitation for professional or consulting services as defined in Chapter 2254, Texas Government Code." Would call center operations consulting be covered by this RFO or some other RFO? Is this RFO only related to telecom equipment?
Answer to Q1: DIR does procure consulting services as defined under Chapter 2254, Professional and Consulting Services.
Answer to Q2: Refer to the RFO, Section 2, Scope, page 3. This solicitation covers both Data Communications and Networking Equipment and Services. Telecommunication Services services are NOT included in this solicitation.
Technology services do not include telecommunications services. Any service awarded under the TEX-AN Next Generation Procurement, RFO number DIR-TEX-AN-NG-001 is excluded. The following services were awarded under the TEX-AN Next Generation Procurement: Long Distance Services, Internet Services (including SOHO), Voice over Internet Protocol (VoIP), Local Voice Service, Wireless Service, Fixed Satellite and Access and Transport.
13. Is it required to have Mark Slafka signature on the certification letter or will another Channel Mangers signature work?
Answer: Vendors bidding Cisco as an Authorized Partner must provide a letter from Cisco Systems, Inc. that meets the requirements of Section 3.5.1 Authorized Vendors. The letter must be current, dated, on Cisco Systems, Inc.'s letterhead, addressed to the State of Texas, Department of Information Resources, and manually signed by a Cisco representative. Who signs the letter is Cisco's decision.
14. Do the Order Fulfillers need to have a CPA VIN Number?
Answer: Yes it is required for payment.
15. Can you add Order Fulfillers after contract award?
Answer: Yes. You would need to submit the request to the contract performance manager for processing.
16. Does the electronic copy need to have electronic signatures in the appropriate sections?
Answer: No, only the original.
17. In Section 3.7.2 (i.e. "Number of Copies"), can items 3-6 all be put onto a single CD-ROM, or is it preferred to have one for each?
Answer: They must be separate.
18. Regarding Appendix B, Contract Support Plan, can TX DIR provide a sample of a few vendor contract support plans that have been acceptable to TX DIR?
Answer: This Section should be completed in accordance with the respective vendor's business model. You may submit an Open Records Request for examples or set up an appointment to visit the DIR office and view the files.
19. We understand that discount from MSRP pricing must be provided with our proposal. Must we also supply a catalog or price list, listing products, product categories and MSRP) for all products and accessories proposed ... or is the MSRP discount sufficient?
Answer: MSRP discount is sufficient.

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20. If we do not have any Software License Agreements and/or Service Agreements, should we assume that Section 6 under "Mandatory Response Contents" is not applicable to our company, or would you like us to so state this in our proposal and include it under Section 6?
Answer: If you do not utilize Agreements, just place N/A on the corresponding line under Appendix A, Section 19, A. Checklist for the RFO and wording in any award will be DIR's standard terms.
21. Section 1.2.2 (Page 2) RFO - "Technology services do not include telecommunications services." Can you please define what you consider telecommunications services in the scope of this project?
Answer: Telecommunication services under this RFO scope are related services to the products offered (i.e., installation, maintenance). This scope does not cover managed services. Also see the Answer Q2 to Question 12 above.
22. Section 4.2 (Page 15) RFO - Evaluation Criteria: 30% - Vendor's plan for supporting the Contract and Vendor's history and experience in providing the products and services requested (Appendix A & B). Is Appendix A (Vendor Information Form) included in the scoring? Appendix B is the Contract support plan.
Answer: Both Appendix A & B are evaluated under the 30% (15 points each).
23. Section 3.6 (Page 10 & 11) RFO - Is Federal Express delivery acceptable? Would this method of delivery experience the same delays noted in section 3.6.3 by the Postal Service?
Answer: Federal Express is an acceptable means of delivery. No guarantees, however, can be made that the same issues will not occur. Best practice would be to submit proposals a few days before the due date.
24. Appendix A No. 13 & 14 - Can you advise if the requirement in both sections is for sales within the last 12 months?
Answer: No. 13 & 14 do not have a time frame.
25. Package 2 No. 5 - "Vendors may not propose a range of discounts for a product." Can you clarify this statement? Does it mean that there can only be one discount price for all products (15%)? Or can the categories have different discounts depending on the product (Product A is 15%, Product B is 20%)?
Answer: Categories may have different discounts.
26. Will vendor have the ability to remove a product line they may not be competitive on without having the entire proposal being removed/rejected?
Answer: Yes.
27. For multiple vendor awards, how do we determine final discount so all participants have same/lowest discount to the customer. Do finalists all have to comply to lowest bid?
Answer: Each vendor must derive their respective discounts. Finalists do not have to comply with the lowest bid. DIR will determine which vendor(s) will be awarded based on best value.
28. How do you want hourly services structured – by level of service?
Answer: Depends on vendor's business model.

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29. Would DIR consider HUB/MWBE providing offer as prime with both manufacturer and/or resellers as subcontractors?
Answer: Yes.
30. How does DIR consider HUB/MWBE in the evaluation criteria?
Answer: It is not considered in the evaluation process other than compliance with the submission of the HUB Subcontracting Plan.
31. If you support multiple manufacturers do you have to provide multiple responses to RFP, one for each manufacturer?
Answer: No.
32. Could a reseller responding with several product lines (i.e. manufacturer lines) be awarded components of the response or will the response be awarded or rejected in full?
Answer: Components may be awarded without the response being rejected in full.
33. For bundled products (i.e. integration of products from different vendors) are letters of supply required for individual components?
Answer: Yes, unless the bundled product is re-branded under the bidder's company name.
34. Do I have to have a VPAT page?
Answer: You must provide VPAT information as instructed in the RFO Section 2.1 (Page 5).
35. Are such data center related items as the following included in this RFO? Control Consoles (for command centers), Server Racks, Power Supplies for Server Racks.
Answer: Furniture considered to be in scope under this RFO include, but are not limited to Racks, Mounts and Cabinets related to equipment configuration.
36. In a turnkey installation scenario, how would rental equipment costs be captured per this RFO?
Answer: DIR does not contract for rentals, only purchase or lease.
37. Will vendor letters from a previously awarded contract be allowed, or do we need updated letters?
Answer: You must have current vendor authorization letters.
38. Also, will a letter from our corporate legal department indicating that for all included vendors we are an authorized distributor suffice?
Answer: No.
39. Re: Wire and Cable manufacturers that do not publish a resale price structure. In a previous pre-bid we were told that, as a reseller, we knew what the standard mark-ups were and to offer a discount off of that. Now I hear that if no resale structure exists the manufacturer(s) will not be considered. Is this true? If so, it will eliminate almost all of our wire and cable vendors.
Answer: Vendors must provide some form of documented price list to be considered for award.
40. On the pricing sheet, can we just list the product category and associated discount, or the entire product line within the category?
Answer: Product category is acceptable.