

**REQUEST FOR QUALIFICATIONS
TOWN OF BRIARCLIFFE ACRES (TOBA)
VIABILITY PLANNING & STORMWATER SYSTEM ASSESSMENT
ENGINEERING SERVICES
SCIIP Grant #A-23-P026
TOWN OF BRIARCLIFFE ACRES (TOBA) RFQ #11.30.2023**

**DUE DATE:
02.05.2024, 12PM**

RECEIPT LOCATION:
121 NORTH GATE ROAD, MYRTLE BEACH, SC 29572

OFFICIAL CONTACT:
Jennifer Newbold, Town Clerk, 843.272.8863, townclerkjnewbold@townofbriarcliffe.us
Dave Buonviri, Mayor, 843.360.1273, dbuonviri@townofbriarcliffe.us

TOBA reserves the right to reject any and all submissions or any parts thereof and to waive any irregularities or minor informalities in any submission or in the procurement process and to make a contract award in the best interest of the TOBA.

This project is being funded in whole or in part by the South Carolina Infrastructure Investment Program (SCIIP), which is administered by the South Carolina Rural Infrastructure Authority (RIA) and funded by federal State and Local Fiscal Recovery Funds (SLFRF) through the American Rescue Plan Act (ARPA). All federal SLFRF requirements and SCIIP requirements will apply to the contract. All contractors and subcontractors are required to be registered in the federal System for Award Management (SAM) and may not be debarred from doing business with the federal government. Respondents on this work will be required to comply with all applicable federal regulations, including those listed in Exhibit A.

1. INTRODUCTION

TOBA is issuing this Request for Qualifications (RFQ) to identify a qualified civil engineer to provide a full range of engineering services to support the implementation of the Viability Planning & Stormwater System Assessment. These services will be provided under contract with the TOBA with funding provided by the South Carolina Rural Infrastructure Authority (RIA) through the South Carolina Infrastructure Investment Program (SCIIP) under SCIIP Grant #A-23-P026.

1.1. Method of Procurement

This is a qualifications-based selection. Award will be given to the most responsible, responsive and most highly-qualified engineering firm based on the factors outlined in Section 5, SELECTION CRITERIA. Cost is NOT a factor in the ranking of firms to provide services herein. DO NOT include any reference to consultant costs in the RFQ response. Any RFQ response with any discussion of cost will be disqualified. Contract fees will be negotiated after selection based on the project scope. A general scope of work is outlined below.

Firms are advised that this evaluation and selection process is a competition and not simply a prequalification. It is the intent of the TOBA to award the contract to a single Firm.

1.2. Project Description

The SCIIP funding will be used to: The proposed project is a comprehensive stormwater system study for the Town of Briarcliffe. The proposed comprehensive stormwater system study will include the development of a holistic and integrated framework to reduce flood risk. The built stormwater infrastructure will be assessed for condition and capacity and the natural/green infrastructure, including the White Point Swash, its channel to the ocean, and Dunes will also be analyzed to determine how the built and natural system work together and identify any deficiencies, and propose remedies. A detailed GPS survey of the stormwater system and drainage will provide the position of stormwater drainage assets and will also be used to model the flow of stormwater and drainage patterns. The study will also examine the Town's stormwater and wastewater ordinances to provide suggestions to improve standards to protect human life and property from stormwater flooding and to conserve the natural resources such as the ponds, marshes, swash, ocean, fish, shellfish, and wildlife that can be banned if adequate measures are not taken to manage the stormwater and private wastewater (septic tank) systems. Finally, the proposed study will identify stormwater system capital improvement projects which will also be prioritized along with feasible suggested funding strategies.

Effective stormwater management systems are an essential component to the Town's resiliency. The proposed comprehensive stormwater system study will evaluate the existing green and grey stormwater assets as well as current program plans, ordinances, resources, and services to identify inadequacies and risks. The plan will also provide recommended solutions and capital improvement projects designed not only to prevent flooding, but also to remove pollutants, protect waterbodies, capture rainfall to replenish groundwater, and prevent damage to property and wildlife habitat.

1.3. Engineering Scope of Work

Objective: Town of Briarcliffe Acres is seeking for its Stormwater Department, proposals from Qualified and Experienced engineering firms to provide GIS Inventory of Stormwater Features for the TOBA.

To support this project, the TOBA is requesting full engineering services to include the following scope of work:

- **Prepare an inventory and map of the stormwater system**
- **Identify system deficiencies and improvements**

Scope of Services: The Scope of Services for this solicitation is for the Town of Briarcliffe Acres.

The general goals and objectives of this project are as follows:

1. Perform existing data compilation and review the existing storm drainage infrastructure mapping of systems and assessment of level of completeness and accuracy of current GIS inventory provided by Horry County.
2. Field data collection of missing storm drainage inventory and verification of existing storm drainage inventory based on assessment to create a complete and comprehensive inventory of the public system.
3. Identify stormwater system deficiencies and provide an engineering report of recommendations for system improvements with consideration of current or potential revenues and grants that could fund stormwater improvements.
4. All duties associated with managing the project, developing a schedule, communicating progress information and providing deliverables to the TOBA.

Stormwater Conveyance System Inventory

The Engineering/Surveying Contractor shall attempt to locate all of the man-made and natural components of the existing conveyance system(s) (i.e. pipes, open channels, ditches, catch basins, manholes, inlets, junction boxes, headwalls/storm sewer outfalls, weirs, risers, pumps, lakes, ponds, detention and retention facilities, etc.) within the study limits to map-grade accuracy.

Once the field inventory is completed, The Engineering/Surveying Contractor and shall

utilize GPS and conventional surveying techniques to acquire vertical (Z) coordinates (using the NAVD 1988 datum) within 0.1 feet precision for each portion of a structure. It must be determined what, if any, system, zone, or datum adjustments the Horry County requires.

The Engineering/Surveying Contractor anticipates inclusion of the following features during the inventory effort:

- Observed Point Features – Manholes, Inlets, Ditch points, Pipe IOs, Control Structures, Bridges, and Pond outlets.
- For ditch conveyances, ground shots of the ditch (bottom, center, & top of ditch will be collected every 100-ft.
- Any ditch blockages to be noted.
- Virtual Point and Virtual Linear Features – Features of unknown specific location such as Blind Junctions and Stub Points.
- Observed Linear Features – Pipes (to include Culverts and Driveway Culverts

The Engineering/Surveying Contractor shall develop and produce separate map(s) showing the interconnection of all stormwater conveyance systems. A connectivity diagram for the drainage system shall be developed and integrated into the GIS database. The connectivity diagram shall incorporate stream, ditch and channel segment center lines, structures, pipes, and indicate flow connectivity, or how the infrastructure system's flows are interconnected within each sub-basin area. The Engineering/Surveying Contractor shall utilize existing topographic/ LIDAR data and field-collected information to develop the connectivity diagram map.

Stormwater System and Drainage Improvements

The Engineering Contractor shall develop a hydraulic model (ICPR, XPSWMM, etc) of the stormwater system for TOBA to analyze the performance of the stormwater conveyance system. Any deficiencies in the stormwater conveyance system should be described in the engineering report. Additionally, the contractor should prioritize and provide cost estimate recommendations for system improvements; it should be modeled and described in the engineering report.

Project Closeout

Upon completion of all tasks, The Engineering/Surveying Contractor shall close out the project as follows:

Provide all deliverables in hard and digital formats at the request of the TOBA.

Prepare and deliver a project completion report to the TOBA.

Submit final invoice.

1.4. Evaluation Process

The evaluation of submissions will be in accordance with the South Carolina Rural Infrastructure Authority Regulation and this Request for Qualifications (RFQ).

An evaluation team will be convened to evaluate and score qualifications received. The following criteria shall be used by the team and are weighted as shown:

#	<u>Evaluation Criteria</u>	<u>Weight</u>
1.	Qualifications of Firm/Personnel	20%
2.	Related Experience – Similar Projects and Past Performance	20%
3.	Project Approach	20%
4.	Recent, Current, and Projected Workload	20%
5.	Proximity and Local Knowledge*	20%

**Local Initiative: To all qualifiers that have a business location in Horry County. Horry County business locations should be included in the cover letter of the submittal. If business locations are not listed in the cover letter of the submittal, your submittal may be evaluated accordingly.*

Award of a contract will be made to the Qualifier whose qualifications are deemed to be most advantageous to the TOBA, considering all of the evaluation factors. This decision shall be the sole judgment of the TOBA.

1.5. Project Schedule

The estimated project schedule is as follows: **To be determined by the engineer.**

Completion of system survey inventory	04.18.2024
Completion of stormwater system and hydraulics analysis	09.20.2024
Completion of drainage improvement recommendations	12.20.2024
Final report	04.30.2025
Grant period ends	04.30. 2025

Timely completion of the project is a key requirement, as delays could result in the loss of grant funding.

2. REQUEST FOR QUALIFICATIONS (RFQ) PROCESS AND POLICIES

2.1. Submittal of Statements of Qualifications

The TOBA is hereby issuing this Request for Qualifications (RFQ) to engineering firms that have the capability and interest in undertaking and performing the scope of work described in this RFQ. The RFQ will be publicly advertised in accordance with the SCIIP procurement guidelines.

The OFFICIAL CONTACT for this solicitation is:

Jennifer Newbold
Town Clerk
Town of Briarcliffe Acres
843.272.8863
townclerkjnewbold@townofbriarcliffe.us

Each firm responding to this solicitation is officially a RESPONDENT. Each respondent must submit a sealed package containing an original and (3) copies plus one (1) digital copy of its statement of qualifications to Jennifer Newbold (Town Clerk) at the address above no later than **FEBRUARY 5, 2024, 12PM**. Statements of qualifications may be submitted in person, by messenger, or by regular mail. All submissions will be logged in and date and time stamped. **Any qualifications package that is received after the date and time specified will be logged and date and time stamped as "late" and returned unopened to the respondent.**

2.2. Proposed Procurement Timeline

Release date for RFQ	01.12.2024
Final Date to Receive Written Questions/Clarifications	01.31.2024
RFQ Closing Date	02.05.2024 12pm
Completion of Selection Committee Review and Recommendation	02.20.2024
Execution of Contract	04.18.2024

2.3. Labeling of Submissions

All submissions must be submitted in a sealed envelope or package plainly marked "Town of Briarcliffe Acres – ATTN: Jennifer Newbold – Town Clerk" with the name and address of the respondent in the upper left-hand corner. No responsibility will attach to the TOBA or any official or employee thereof, for the pre-opening, post opening, or failure to open a submission not properly addressed and identified.

2.4. Proprietary/Confidential Information

All materials and written qualifications submitted pursuant to this RFQ shall become the property of the TOBA and will not be returned. All respondents must visibly mark as "CONFIDENTIAL" each part of their submission that they consider to contain proprietary information the release of which would constitute an unreasonable invasion of privacy. All unmarked pages will be subject to release in accordance with law. Marked pages will not be disclosed if they are deemed to meet the requirements under the South Carolina Freedom of Information Act, S.C. Code Section 30-4-10, *et seq.* Respondents should be prepared, upon request, to provide justification of why such materials should not be disclosed in accordance with the South Carolina Freedom of Information Act.

2.5. Questions/Requests for Clarification

All questions and/or requests for clarification regarding this RFQ should be provided in writing to Jennifer Newbold no later than 12pm, 01.31.2024. All questions submitted and their answers will be posted on the TOBA website as an addendum to this RFQ. No telephone inquiries will be accepted.

2.6. Addenda

If it becomes necessary to revise any part of this RFQ, a written addendum will be issued. All addenda issued by TOBA will become part of the official RFQ and will be posted on the TOBA website Home Page, www.townofbriarcliffe.us. Receipt of all addenda must be acknowledged in the response to this RFQ.

2.7. Contact Policy

No direct or indirect contact regarding this solicitation may be made with any representatives of the

TOBA other than the official contact identified in this RFQ. If such contact is made, the TOBA reserves the right to reject a submission by that respondent. All questions and/or requests for clarification must be provided in accordance with Section 2.5 of the RFQ. This contact policy applies to site visits and requests for technical information. Any technical information needed from the TOBA to prepare a submission should be coordinated through the Questions/Requests for Clarification process outlined in Section 2.5.

2.8. Acceptance and Rejection of Submissions

Any submissions that do not conform to the essential requirements of the RFQ shall be rejected. The TOBA reserves the right to waive informalities and minor irregularities in submittals and reserves the sole right to determine what constitutes informalities and minor irregularities. The TOBA also reserves the right to accept or reject any or all submissions received in response to this RFQ. The TOBA is not obligated to enter into any contract on the basis of any submittal in response to this RFQ. The TOBA reserves the right to request additional information from any firm submitting under this RFQ if such information is necessary to clarify the submission.

2.9. Cancellation/Rejection

The TOBA may cancel this RFQ in whole or in part at any time if it is determined to be in the best interest of the TOBA. The TOBA may reject any or all submissions in whole or in part if it is determined to be in the best interest of the TOBA.

2.10. Conflict of Interest

Respondents shall promptly notify the TOBA in writing of all potential conflicts of interest for any prospective business association, interest, or other circumstance, which may influence or appear to influence the respondent's judgment or quality of services being provided hereunder. Such written notification shall identify the prospective business association, interest, or circumstance, the nature of work that such a person may undertake, and request an opinion of the TOBA as to whether the association, interest, or circumstance would, in the opinion of the TOBA, constitute a conflict of interest. By responding to this solicitation, the respondent certifies that it has no conflict of interest with any employee, agent, elected official or officer of the TOBA or any other conflict as may be set forth herein.

2.11. Collusion

More than one submission from an individual, firm partnership, corporation, association or related parties under the same or different names will not be considered. If the TOBA believes that collusion exists among respondents, all submissions from the suspected firms will be rejected. "Related parties" means respondents or the principals thereof, which have a direct or indirect ownership or profit-sharing interest in another respondent.

Respondents shall comply with all local, state, and federal directives, orders, and laws applicable to this RFQ and any resulting contract.

By responding to this RFQ, respondents certify that the response is made without previous

understanding, agreement, or connection with any person, firm or corporation making a submission for the same item, and they certify the knowledge that this would constitute an illegal action.

2.12. South Carolina Infrastructure Investment Program (SCIIP) Requirements

This project is being funded in whole or in part by the South Carolina Infrastructure Investment Program (SCIIP), which is administered by the South Carolina Rural Infrastructure Authority (RIA) and funded by federal State and Local Fiscal Recovery Funds (SLFRF) through the American Rescue Plan Act (ARPA). All federal SLFRF requirements and SCIIP requirements will apply to the contract. All contractors and subcontractors are required to be registered in the federal System for Award Management (SAM) and may not be debarred from doing business with the federal government. The successful respondent will be required to comply with all applicable federal regulations, including those outlined in Exhibit A. More information about program requirements can be found in the SCIIP Project Management Procedures found at ria.sc.gov/resources/forms-documents.

3. STATEMENT OF QUALIFICATIONS CONTENTS

Respondents interested in providing the services outlined in this RFQ must prepare and submit a statement of qualifications that must not be more than the equivalent of **(25)** single sided 8 ½ by 11-inch pages in length (not counting the front and back covers, section dividers that contain no information, and any required forms). The submission must include the following, in the order listed:

3.1. Cover Letter

The response should contain a cover letter signed by a person who is authorized to commit the respondent to perform the work described in this RFQ and should identify all subcontractors, materials, and enclosures being forwarded in response to the RFQ.

3.2. Firm Qualifications

Provide relevant information about the firm to include the following:

- Organization/company overview as it relates to the requirements of the RFQ
- Organization/company overview of all sub-contractors as it relates to the requirements of the RFQ
- Number of years the firm has been providing the requested services with a brief description of recently performed projects that indicates the past performance and abilities of the proposed team. More detail on specific projects should be included in the Relevant Experience section.

3.3. Key Personnel

Provide a proposed project management structure that identifies the project manager and all personnel who will be assigned to work on this project, including a description of their abilities, qualifications (including education and licensure), and experience. Identify the proposed project manager who will be

the sole point of contact for the TOBA during day-to-day operations and include their contact information. Include resumes for all key individuals (including sub-consultants) who will be completing a portion of the scope of work.

3.4. Relevant Experience

Provide descriptions of similar infrastructure projects that the organization and/or key personnel have completed, including tasks involved, timeframes, and outcomes. Include any relevant experience with federal requirements or grant-funded projects and/or experience with the stormwater infrastructure to be improved. Also include any relevant work performed in a nearby jurisdiction or in the TOBA's jurisdiction.

3.5. Firm Workload

Describe the recent, current, and projected workload of the respondent and any sub-consultants, related to how it might impact the respondent's ability to meet the project's schedule requirements.

3.6. References

Provide three (3) client references for relevant projects within the last 5 years that indicate the past performances and abilities of the proposed team. Include a key client contact person for each project with their current daytime phone number and email address.

3.7. Project Approach

Include a statement of understanding of the work to be done and a detailed methodology and work plan to include a proposed list of required tasks and milestones to address the scope of work included in this RFQ. Include any additional recommendations, options, or alternatives that should be taken into consideration by TOBA.

4. EVALUATION AND AWARD PROCESS

4.1. Selection Committee

The TOBA will conduct a formal selection process to determine the best qualified respondent. This process will include the formation of a selection committee and the appointment of other technical advisors as needed to review all of the submissions and score them based on the established selection criteria outlined herein. The award will be made to the highest rated and ranked respondent based on the cumulative scores of the selection committee.

The TOBA reserves the right to contact a firm to obtain written clarification of information submitted and to contact references to obtain information regarding performance, reliability, and integrity. After evaluating the submitted Statements of Qualifications, the selection committee may choose to interview a short list of at least three firms prior to ranking the respondents. If interviews will be conducted, short-listed respondents will be notified at least ten (10) business days prior to the interview date.

4.2. Notice of Intent to Award

The selection committee's recommendation for award will be presented to the Town of Briarcliffe Acres Town Council for consideration. If approved, a notice of "Intent to Award" will be posted on the TOBA website. A notice will also be emailed to all respondents informing them of the committee's recommendation.

4.3. Protested Solicitations and Awards

Any respondent who is aggrieved in connection with the solicitation or award of a contract may protest in front of Town Council and the Stormwater Grant Selection Committee at the Town Hall, 121 North Gate Road, Myrtle Beach, SC 29572, by written request to TOBA contact, written acceptance, and appointment on March 4, 2024.

4.4. Contract Negotiations/ Award of Contract

After the close of the appeal period, if no appeals were received or successfully granted, the highest rated respondent identified in the "Intent to Award" will be invited to enter into contract negotiations with TOBA to finalize the scope of work, personnel, hours, hourly rates, use of sub-consultants, and other direct costs that will be required to complete the agreement between the TOBA and the selected respondent. If an agreement cannot be reached with the top ranked firm, the TOBA will select the next highest ranked responsive and qualified firm and the negotiation phase will be repeated. This process will continue until an agreement is reached with a qualified firm that can provide the required scope of services within the project budget. Any contracts awarded as a result of this procurement process will be between the respondent and the TOBA.

Per RIA SCIP guidelines, any contract negotiated as a result of this procurement process will require approval from RIA prior to award/execution. Once a draft contract is negotiated, the TOBA will submit it to RIA for approval. Once approval is granted, the TOBA and the selected respondent may enter into the contract. Failure to adhere to this policy could result in disallowed grant costs and the cancellation of this solicitation.

5. SELECTION CRITERIA

The selection criteria and their relative importance in making the selection are:

5.1. Qualifications of Firm/Personnel (20%)

Technical expertise and competence, including education, registration, and years of experience of individuals who will be assigned to this project.

5.2. Related Experience on Similar Projects and Past Performance (20%)

Extent of relevant experience with infrastructure projects of a similar nature, including experience with federally-funded grants and/or RIA state-funded grants.

Performance recommendations with regard to work quality, schedule, budget, communication and coordination of projects.

5.3. Project Approach (20%)

The soundness, suitability, comprehensiveness, and creativity of the respondent's stated approach to the project and the desired outcome of the project.

5.4 Recent, Current, and Projected Workload (20%)

Workload of the firm and key personnel, related to how it might impact the respondent's ability to meet the project's schedule requirements.

5.5 Proximity and Local Knowledge (20%)

Proximity to the project location and knowledge of the area and the infrastructure to be improved, as demonstrated through relevant experience.

EXHIBIT A

Terms and Conditions for SCIIIP-Funded Professional Services Contracts

The following terms and conditions will be incorporated into the contract for this work:

1. Termination for Cause and Convenience

The contract may be terminated in whole or in part as follows:

- i. By the Grantee, if a contractor fails to comply with the terms and conditions of the SCIIIP award;
- ii. By the Grantee, to the greatest extent authorized by law, if an award no longer effectuates the program goals or agency priorities;
- iii. By the Grantee with the consent of the contractor, in which case the two parties must agree upon the termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated;
- iv. By the Grantee upon written notification setting forth the reasons for such termination, the effective date, and, in the case of partial termination, the portion to be terminated. However, if the Grantee determines in the case of partial termination that the reduced or modified portion of the contract will not accomplish the purposes for which the contract was made, the Grantee may terminate the contract in its entirety; or
- v. By the Grantee pursuant to termination provisions included in the SCIIIP award.

2. Administrative, Contractual, and Legal Remedies¹

In addition to any of the remedies described elsewhere in the contract, if the contractor materially fails to comply with the terms and conditions of this contract, including any federal or state statutes, rules or regulations, applicable to this contract, RIA or the Grantee may take one or more of the following actions:

- i. Temporarily withhold payments pending correction of the deficiency by the contractor;
- ii. Disallow (that is, deny both use of funds and any applicable matching credit for) all or part of the cost of the activity or action not in compliance;
- iii. Wholly or partly suspend or terminate this Contract; and
- iv. Take other remedies that may be legally available.

The remedies identified above, do not preclude the contractor from being subject to debarment and

¹ This provision is required only for contracts in excess of \$150,000.

suspension under Presidential Executive Orders 12549 and 12689. The Grantee shall have the right to demand a refund, either in whole or part, of the funds provided to the contractor for noncompliance with the terms of this Contract.

3. Equal Opportunity Clause

During the performance of this contract, the contractor agrees as follows:

- i. The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following:
 - a. Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause. The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.
- ii. The contractor will not discharge or in any other manner discriminate against any employee or applicant for employment because such employee or applicant has inquired about, discussed, or disclosed the compensation of the employee or applicant or another employee or applicant. This provision shall not apply to instances in which an employee who has access to the compensation information of other employees or applicants as a part of such employee's essential job functions discloses the compensation of such other employees or applicants to individuals who do not otherwise have access to such information, unless such disclosure is in response to a formal complaint or charge, in furtherance of an investigation, proceeding, hearing, or action, including an investigation conducted by the employer, or is consistent with the contractor's legal duty to furnish information.
- iii. The contractor will send to each labor union or representative of workers with which he has a collective bargaining contract or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- iv. The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.

- v. The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- vi. In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

4. Debarment and Suspension (Executive Orders 12549 and 12689)

- i. The Contractor certifies that it is not listed on the government-wide exclusions in SAM, in accordance with the OMB guidelines at 2 CFR 180 and 2 CF 1200 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), "Debarment and Suspension."