



City of Goose Creek SC
REQUEST FOR QUALIFICATIONS

**St. James Avenue Shared-Use Path and Crossings
Project Design and Engineering Services**

Issued: May 8, 2026
Pre-proposal meeting: May 18, 2026

Submittals Due: **June 10, 2026, by 10:00AM EST**

Contact: Sherry L. Bodden, Purchasing Coordinator

Email: sbodden@goosecreeksc.gov

The City of Goose Creek, SC is soliciting professional engineering consulting services to prepare National Environmental Policy Act (NEPA) environmental documents, preliminary plans, right of way plans, and final construction plans for the St. James Avenue 3.28-mile shared-use path and crossings project funded by a 2024 SS4A grant from FHWA. The City is dedicated to making this major transportation corridor safe for all modes of transportation through the application of strategic planning that ensures equity as more and residents and commercial businesses locate to this area.

This procurement follows a qualifications-based selection process consistent with the Brooks Act for professional Architecture and Engineering services. Selection will be based solely on demonstrated competence, professional qualifications, and the ability to achieve the City's stated goals. Scope and price negotiations will occur after selection of the most qualified firm.

The requirements for submitting a qualifications-based proposal are stated with the following Request for Qualifications (RFQ). This RFQ has been developed in accordance with the procurement guidelines of the Federal Highway Administration (FHWA), and those related to State and Local Government.

All qualification proposals are due to the **City of Goose Creek, 519 N. Goose Creek Boulevard, Goose Creek, SC 29445** no later than **June 10, 2026, at 10:00AM EST**. One (1) signed original, one (1) digital and three (3) printed copies should be submitted in a sealed box marked with the following information:

St. James Avenue Shared Use Path

Attn: Sherry Bodden, Purchasing Coordinator

(Name of Company Submitting Qualifications)

Any revisions to this RFQ will be issued and distributed as an addendum. All addenda, additional communications, responses to questions, etc. pertaining to the RFQ will be posted on the City's website: www.goosecreeksc.gov. All Firms should consult the website for updates before submitting qualifications proposals.

Any proposal submitted as a result of this solicitation shall be valid for ninety (90) calendar days following the submittal date. This solicitation does not commit City of Goose Creek to award a contract, to pay any cost incurred in the preparation of proposals, or contract for the services. The City may award to more than one consultant whose proposals are in compliance with all State and Federal regulations.

Proposals resulting from this solicitation are subject to the South Carolina Freedom of Information Act (FOIA). All information that is to be treated as confidential and/or proprietary information, in whole or in part, must be stamped and/or denoted as CONFIDENTIAL, in bold, in a font of at least 12-point type.

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SECTION 1 – PROJECT OVERVIEW

1.0 Project Background

The City is seeking proposals from qualified engineering and planning consultants to conduct activities, including but not limited to a NEPA study, development of preliminary (30% design) and final engineering plans, necessary to support construction of this 3.28 mile shared-use path project following FHWA guidelines. The City is dedicated to making this major transportation area safe for all modes of transportation using strategic planning to ensure equity as more commercial businesses locate to this corridor.

The project consists of a 3.28 mile landscaped, asphalt shared -use path along St. James Avenue/US 176 within the City of Goose Creek, SC. Services sought for the project include engineering and design of the path within existing right-of-way along St. James Avenue, three (3) new crossing points, and improvements to four (4) existing crosswalk intersections. This project is to start at North Main Street and end at Old Mount Holly Road.

Identification of this project as a priority for the City of Goose Creek was informed through a public engagement process during development of the [City of Goose Creek Connectivity Master Plan](#). Development of the Connectivity Master Plan included a hazard analysis identifying risk factors along the corridor. Design of the project must account for any SCDOT planned countermeasures along US 176 and must be coordinated with Berkeley County’s development of plans for Old Mount Holly Road to account for connections to planned non-motorist improvements included within that project. The project is funded by a grant from the Federal Highway Administration’s (FHWA) Safe Streets for All (SS4A) program and is subject to compliance with all applicable federal requirements.

The St. James Avenue’s shared-use path and crossing improvements are part of the City’s broader goal to provide a multi-modal transportation network that ensures equitable and safe access between residential developments, services, and commercial businesses along the corridor. The St. James Avenue project will make effective use of the existing right of way to expand multi-modal transportation options connecting the City with unincorporated Berkeley County and the City’s existing trail network. The selected firm should have demonstrated experience in designing multi-modal facilities that serve surrounding land uses and enhance mobility connections for a variety of users.

Respondents must demonstrate qualifications and capabilities to provide services that include, but are not limited to: organization/facilitation of stakeholder and public meetings, developing conceptual drawings, surveying, right of way plans, preparation of preliminary engineering plans for construction, and final construction plans, including any necessary project management, hydrology design, geotechnical services, subsurface utility engineering, utility coordination, right-of-way coordination, associated permitting, and other related activities.

This procurement follows a qualifications-based selection process consistent with the Brooks Act for professional Architecture and Engineering services. Selection will be based solely on demonstrated competence, professional qualifications, and the ability to achieve the City’s project goals. Scope and price negotiations will occur after selection of the most qualified firm.

SECTION 2 – PROJECT GOALS AND OBJECTIVES

2.0 Project Goals and Objectives

The selected firm will work collaboratively with the City of Goose Creek, project partners, and stakeholders to achieve the following tasks:

- Develop conceptual drawings for the shared use path, as well as improvements to road crossings of St. James Avenue making connecting to the shared use path from adjacent land uses.
- Facilitate a public engagement process consistent with NEPA requirements to identify and address potential environmental and community impacts.
- Incorporate designs that improve the safety and efficiency of access for cyclists and pedestrians consistent with the SC Strategic Highway Safety Plan and Complete Streets policies.
- Enhance user experience through thoughtful design of path amenities, lighting, wayfinding, and security features such as high-visibility crosswalks.
- Address stormwater, utility, and environmental considerations consistent with local, state, and federal requirements.
- Facilitate coordination with applicable permitting authorities, utility providers, and partner agencies.

2.1 Collaboration and Coordination

The City anticipates that the selected firm will coordinate closely with its project management team, SCDOT, Berkeley County and any other relevant state and local agencies. For example, the City has worked with Berkeley Electric Cooperative to add vehicle-oriented streetlighting and is currently working with SCDOT to **install a traffic light** at a high-injury intersection. Successful performance will require a proactive and responsive approach to communication, documentation, and coordination.

2.2 NEPA

The City of Goose Creek expects the selected consultant(s) to complete necessary work to meet the requirements of the National Environmental Policy Act (42 U.S.C. §4321 et seq.) (“NEPA”), Section 106 of the National Historic Preservation Act (16 U.S.C §470f) (“NHPQ”) and any other applicable environmental laws and regulations.

The City does not currently have a determination of the level of NEPA work that will be required to advance the project. The range of determination might range from Documented Categorical Exclusion (DCE) to the Environmental Impact Statement (EIS). The consultant must demonstrate experience, capacity and capability necessary to conduct required level of environmental review.

After the determination of the environmental documentation necessary for the project, the next phase of services is intended to be a continuation of the NEPA determination work to develop a preferred alternative, complete the alternatives analysis and the appropriate environmental document.

2.3 Design Development Focus

The selected firm will be responsible for advancing the project from conceptual design through the NEPA process, preliminary design engineering and final design/engineering meeting project goals and regulatory requirements. Specific milestones and deliverables, including completion of NEPA, Preliminary Engineering, and Final Engineering with all required permitting secured shall be accomplished within the timeframes specified within the City of Goose Creek's Safe Streets for All (SS4A) grant agreement with FHWA.

2.4 Quality, Schedule, and Project Management

The firm should demonstrate its ability to maintain quality control across multidisciplinary design efforts, adhere to agreed-upon schedules, and apply sound project management practices throughout all phases of work. Respondents should demonstrate experience and resource availability required to prepare all required documentation and to integrate quality assurance and communication throughout the entirety of the project's development.

2.5 Anticipated Technical Disciplines

The City anticipates that the selected firm's team may include, but not be limited to, expertise in the following areas:

- Civil and site engineering
- Traffic and transportation planning
- Right of way identification and acquisition
- Stormwater management and drainage design
- Electrical and lighting systems
- Environmental and permitting support
- Landscape architecture and urban design

The proposer should identify how its team structure promotes integrated and collaborative design, ensuring consistency with FHWA standards, sustainability practices, and the City's project goals.

2.6 Summary

This section is intended to communicate the overall goals and intent of the St. James Avenue Shared-use Path and Crossings project. Respondents should focus their submittals on team qualifications, experience with comparable FHWA-funded design projects, understanding of project objectives, and approach to collaboration and quality management. Detailed scoping of the project and identification of priorities will be discussed with the selected firm.

Prospective Firms are encouraged to submit written questions in advance. A summary of all questions and answers will be posted on the internet as an addendum, located under the RFQ # being modified.

It is the Firm's responsibility to assure that all addenda have been reviewed and, if need be, signed and returned.

SECTION 3 – PROPOSAL CONTENT AND OUTLINE

3.0 RFQ Response Timeline

RFQ Process	Date and time	
RFQ posted	May 8, 2026	
Pre-Submittal Conference	May 18, 2026	2:00 PM
Written Questions Due	May 29, 2026	1:00 PM
City Responses to Questions posted as addendum	June 2, 2026	5:00 PM
RFQ Response Submittals Due	June 10, 2026	10:00 AM

Questions Should Be Directed to:

Sherry L. Bodden
Purchasing Coordinator
sbodden@goosecreeksc.gov

3.1 Proposal Submission Requirements

In addition to submitting Standard Federal Form 330 (Parts I and II) for the prime and all Subconsultants, each respondent shall submit a narrative organized in the order outlined below. This section is intended to supplement the SF330 by providing the City of Goose Creek with a clear understanding of the Consultant Teams’ qualifications, relevant experience, and overall capacity to perform tasks that achieve the project goals in Section 2. Proposals shall include the following:

1. **Cover Letter of Interest**

Provide a brief signed letter on firm letterhead that includes:

- Identification of the Prime Consultant and all proposed Subconsultants
- Identification of the primary point of contact, contact information and Signature of an authorized officer of the prime Consultant firm.
- Acknowledgement of receipt of any addenda issued for this RFQ

2. **Firm Qualifications and Experience**

Provide an overview of the Prime Consultant and any Subconsultants, including:

- Firm background, organizational structure, and areas of technical specialization
- Internal coordination practices
- Demonstrated experience providing conceptual design, NEPA process and engineering services for public sector clients

3. **Understanding of the Services**

Provide a narrative which demonstrates the Consultant’s understanding of the goals and objectives of the project, including a description and details of three (3) relevant projects performed within the past 5 years indicative of past performances and abilities of the proposed team, including a key client contact person for each project with current daytime phone number.

4. Key Personnel and Technical Expertise

Identify key personnel who may be assigned to perform services under this contract, including:

- Anticipated roles of primary technical leads and subject-matter experts
- Areas of specialization by other team members relevant to the project
- An organizational chart showing the structure of the proposer’s team, areas of responsibility
- SF 330s with detailed resumes, including current professional licenses (e.g. PE).

5. Capacity and Availability

Describe the firm’s ability to provide timely and reliable support, including:

- Availability of staff resources, commitment level of personnel to be assigned to the project.
- Estimated timeframes/schedule for performance of each phase of work.
- Location of the office where team members proposed for the project are based.

Note that no substitutions to the proposed project team of the selected firm(s) can be made without the prior written approval of the City of Goose Creek.

- 6. Standard Federal Form 330 for the prime Consultant and all sub-Consultants.
- 7. A Conflict-of-Interest Statement that the business, its sub-contractors have no conflicts of interest with the City of Goose Creek, any of the City’s employees, and that no member of the proposed business has a family member employed, elected, or appointed to any public position with the City of Goose Creek who may have influence over this Bid or would benefit financially by the selection of this business.

Proposals must not be more than the equivalent of 20 single-sided 8 ½ by 11-inch pages in length (not counting the front and back covers of the proposal, cover letter of interest, section dividers that contain no information or SF 330 forms). The font size should be no smaller than 12 pt.

The City of Goose Creek encourages the use of small, disadvantaged minority and woman owned businesses for professional services. Please identify any small, disadvantaged minority and woman owned sub-consultants on the project team (each consultant or sub-consultant should be identified as a registered SDMWBE with the City of Goose Creek or as a DBE with the SCDOT as appropriate.

3.2 Proposal Submission Requirements and Contact Information

Both three (3) hard copies and one (1) electronic copy in PDF format in one file named as (company name, RFQ, Project Name) must be received by the City on or before **10AM** EST on **June 8, 2026**. The City is not responsible for electronic delivery via email. Deliver proposals to the following mailing / physical address:

DELIVERED BY US POSTAL SERVICE or OTHER NON-ELECTRONIC MEANS	SUBMITTED ELECTRONICALLY
RFQ NO. 2026-1009 City of Goose Creek, Procurement Attn: Sherry Bodden 519 N. Goose Creek Boulevard Goose Creek, SC 29445	RFQ NO. 2026-1009 City of Goose Creek, Procurement Attn: Sherry Bodden sbodden@cityofgoosecreeksc.gov

SECTION 4 – PROPOSAL EVALUATION

All proposals received shall be evaluated by a Selection Committee following the format below. The City of Goose Creek reserves the right to reject any and all proposals in whole or in part if in the judgment of the Consultant Selection Committee, the best interest of all parties will be served. The following criteria will be used in evaluating the proposals:

1. **Relevant Project Experience:** Experience and performance by the proposer on projects of a comparable nature as demonstrated by recent projects of a similar size, scope and complexity as the St. James Avenue Shared Path and Crossings project (25%)
2. **Qualifications of Team:** Experience, qualifications, and technical competence of the proposed Project Manager and all professional personnel to be assigned to the project team, including any subcontractors (25%)
3. **Regulatory Experience:** Proposing teams experience with regulatory agencies and federally funded projects (20%)
4. **Project Understanding:** Demonstration of consultant’s understanding and approach to performing the work, including anticipated timeframes for each phase, (20%)
5. **Availability:** Estimated availability and accessibility of the proposed Project Manager and key personnel to meet project needs (10%)

A Selection Committee will review each qualification proposal. The Selection Committee may choose to interview the top ranked consultants.

SECTION 5 – GENERAL CONDITIONS

Preparation of Proposals: All costs associated with the preparation and delivery of a Proposal are the sole responsibility of the applicable Consultant.

Proposal Inquiries: Communication by any Consultant with any agent or employee of the City of Goose Creek or the BCD Council of Governments about this RFQ, or the pending process may result in the Consultant being deemed ineligible with regard to this solicitation. All questions and requests for clarification regarding this RFQ or this process must be submitted in writing to Sherry L. Bodden, Purchasing Coordinator sbodden@goosecreeksc.gov. Any correction or changes to this RFQ will be made by written addendum only and will be posted on www.goosecreeksc.gov.

Subcontracting: If subcontractors are necessary to complete any functions of this requirement, the Consultant must list their names and business locations of any proposed subcontractors, with their submitted Proposal Form. The City reserves the right to review and approve any subcontractors proposed by the Respondent.

Opening of Proposals: Proposals will not be publicly opened. All Proposals and evaluations will be kept strictly confidential throughout the evaluation, negotiation, and selection process. Only the members of the Evaluation and Selection Committee and other City officials, employees and agents having a legitimate interest will be provided access to the Proposals and evaluation.

Confidentiality: Upon receipt at the City, Proposals are considered a public record except for material, which qualifies as “trade secret” information under SC FOIA. Proposers should identify any material to be properly designated as Confidential/Trade Secrets. All unmarked pages will be subject

to release in accordance with the guidelines set forth under Chapter 4 of Title 30 (The Freedom of Information Act) South Carolina Code of Laws and Section 11-35-410 of the South Carolina Consolidated Procurement Code. Privileged and confidential information is defined as "information in specific detail not customarily released to the general public, the release of which might cause harm to the competitive position of the part supplying the information." The examples of such information provided in the statute includes: customer lists, design recommendations and identification of prospective problem areas under an RFQ, design concepts to include methods and procedures, and biographical data on key employees of the Consultant.

Reservation of Rights to Change Schedule: The City shall ultimately determine the timing and sequence of events resulting from this RFQ. The City reserves the right to delay the closing date and time for any phase if City staff believe that an extension will be in the best interest of the project.

Reservation of Rights to Amend RFQ: The City reserves the right to amend or cancel this RFQ at any time during the process if it believes that doing so is in the best interests of City. Any addenda will be posted on the City's website, and it is the responsibility of the Proposer to include any addenda with their proposal.

Acceptance or Rejection of Bids: The owner reserves the right to reject any and all bids when such rejections is in the interest of the owner; to reject the bid of a bidder who has previously failed to perform properly or complete on time contracts of similar nature; and to reject the bid of a bidder who is not, in the opinion of the Engineer or owner, in a position to perform the contract. The owner reserves the right to waive any informalities and technicalities in bidding. The owner may also accept or reject any of the alternates that may be set forth on the bid.

Additional Evidence of Ability: A Consultant shall be prepared to present additional evidence of its experience, qualifications, ability, products, service facilities, and financial standing if requested by the City of Goose Creek.

No Collusion or Conflict of Interest: By responding to this RFQ, the Consultant shall be deemed to have represented and warranted that the Proposal is not made in connection with any competing Consultant submitting a separate response to this RFQ and is in all respects fair and without collusion or fraud.

Business License Requirement: It is required that each contractor and sub-contractor awarded a contract agreement with the City of Goose Creek, either secure a business license or update their current business license for the contract amount for the work being done inside the city limits. The successful contractor is required to contact the Business License Office at 843-797-6220.

Withdrawal for Modification of Proposals: Consultants may change or withdraw their Proposals at any time prior to Proposal opening; however, no oral modifications will be permitted. Any proposal or modification received at the office designated in the solicitation after the exact time specified for receipt will not be considered and will be returned to the Consultant unopened. Only letters or other formal written requests for modifications or corrections of a previously submitted Proposal, which is addressed in the same manner as the Proposal and received by City prior to the scheduled closing time for receipt of Proposals, will be accepted.

Compliance with Laws: In submitting a Proposal, each Consultant agrees to make itself aware of, and comply with, all local, state, and federal ordinances, statutes, laws, rules, and regulations applicable to the Services covered by this RFQ. Each Consultant further agrees that it will at all times

during the term of the Contract comply with all applicable federal, state and/or local laws regarding employment practices. Such laws will include, but not limited to, Workers Compensation, the Fair Labor Standards Act (FLSA), Department of Labor and associated Section 5333b, the Americans with Disabilities Act (ADA), the Family and Medical Leave Act (FMLA), and all Occupational Safety and Health Administration (OSHA) regulations applicable to the work covered by this RFQ.

Protest Procedures: All protests must be submitted to the City in writing (defined as being sent or received via letter or facsimile on official firm/agency letterhead or by electronic mail), with sufficient documentation, evidence, and legal authority to demonstrate that the Protestor is entitled to the relief requested. The protest must be certified as being true and correct to the best knowledge and information of the Protestor, be signed by the Protestor, and be notarized. The protest must also include a mailing address to which a response should be sent.

Protests received after the deadlines for receipt of protests specified above are subject to denial without any requirement for review or action by the City.

All protests must be directed in writing (defined as being sent or received via letter or facsimile on official firm/agency letterhead or by electronic mail) to:

The City of Goose Creek, SC
519 N. Goose Creek Boulevard
Goose Creek, SC 29445
nzeigler@goosecreeksc.gov

Review of Protests by FHWA: All protests involving contracts financed with federal assistance shall be disclosed to the FHWA in accordance with 23 CFR Part 172. Protesters shall exhaust all administrative remedies with CITY prior to pursuing protests with FHWA. FHWA limits its reviews of protests to a grantee's failure to have or follow its protest procedures; a grantee's failure to review a complaint or protest when presented an opportunity to do so; or violations of Federal law or regulation.

Conflicts of Interest: No employee, officer or agent of the City shall participate in the selection or in the award of the Contract if a conflict of interest, real or apparent, would be involved.

Gratuities: City officers, employees, and agents cannot solicit nor accept gratuities, favors, or anything of monetary value from Consultants or other parties with an interest in the selection of the award of the Contract.

Lobbying: During the period beginning with the advertisement and distribution of the RFQ and ending with contract execution, no Prospective Consultant is allowed to communicate with any City staff, employees, consultants, or agents regarding this RFQ, excluding the Procurement/Contracts Administrator.

Clarification of Ambiguities: Any Consultant believing that there is any ambiguity, inconsistency or error in this RFQ shall promptly notify the City in writing of such apparent discrepancy. Failure to notify CITY will constitute a waiver of claim of ambiguity, inconsistency, or error.

Consultant's Obligation to Fully Inform Themselves: Consultants or their authorized representatives are expected to fully inform themselves as to all conditions, requirements, and specifications of this RFQ before submitting Qualifications Proposals. Failure to do so will be at the Consultant's own risk.

APPENDIX A – APPLICABLE FEDERAL CLAUSES

Performance under contract with the selected firm shall be governed by and in compliance with the following requirements, as applicable to include, but are not limited to, the following:

General Federal Legislation

- a. Federal Fair Labor Standards Act – 29 U.S.C. 201, et seq.
- b. Hatch Act – 5 U.S.C. 1501, et seq.
- c. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 – 42 U.S.C. 4601, et seq.
- d. National Historic Preservation Act of 1966 - Section 106 – 54 U.S.C. 306108
- e. Archeological and Historic Preservation Act of 1974 – 54 U.S.C. 312501, et seq.
- f. Native American Graves Protection and Repatriation Act – 25 U.S.C. 3001, et seq.
- g. Clean Air Act, P.L. 90-148, as amended – 42 U.S.C. 7401, et seq.
- h. Section 404 of the Clean Water Act, as amended – 33 U.S.C. 1344
- i. Section 7 of the Endangered Species Act, P.L. 93-205, as amended – 16 U.S.C. 1536
- j. Coastal Zone Management Act, P.L. 92-583, as amended – 16 U.S.C. 1451, et seq.
- k. Flood Disaster Protection Act of 1973 - Section 102(a) – 42 U.S.C. 4012a
- l. Age Discrimination Act of 1975 – 42 U.S.C. 6101, et seq.
- m. American Indian Religious Freedom Act, P.L. 95-341, as amended
- n. Drug Abuse Office and Treatment Act of 1972, as amended – 21 U.S.C. 1101, et seq.
- o. The Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970, P.L. 91-616, as amended – 42 U.S.C. 4541, et seq.
- p. Sections 523 and 527 of the Public Health Service Act of 1912, as amended – 42 U.S.C. 290dd through 290dd-2
- q. Architectural Barriers Act of 1968 – 42 U.S.C. 4151, et seq.
- r. Power Plant and Industrial Fuel Use Act of 1978, P.L. 100-42 - Section 403 – 42 U.S.C. 8373
- s. Contract Work Hours and Safety Standards Act – 40 U.S.C. 3701, et seq.
- t. Copeland Anti-kickback Act, as amended – 18 U.S.C. 874 and 40 U.S.C. 3145
- u. National Environmental Policy Act of 1969 – 42 U.S.C. 4321, et seq.
- v. Wild and Scenic Rivers Act, P.L. 90-542, as amended – 16 U.S.C. 1271, et seq.
- w. Federal Water Pollution Control Act, as amended – 33 U.S.C. 1251-1376
- x. Single Audit Act of 1984 – 31 U.S.C. 7501, et seq.
- y. Americans with Disabilities Act of 1990 – 42 U.S.C. 12101, et seq.
- z. Title IX of the Education Amendments of 1972, as amended – 20 U.S.C. 1681 through 1683 and 1685 through 1687
- aa. Section 504 of the Rehabilitation Act of 1973, as amended – 29 U.S.C. 794
- bb. Title VI of the Civil Rights Act of 1964 – 42 U.S.C. 2000d, et seq.
- cc. Title IX of the Federal Property and Administrative Services Act of 1949 – 40 U.S.C. 1101-1104, 541, et. seq.A-2
- dd. Limitation on Use of Appropriated Funds to Influence Certain Federal Contracting and Financial Transactions – 31 U.S.C. 1352
- ee. Freedom of Information Act – 5 U.S.C. 552, as amended
- ff. Magnuson-Stevens Fishery Conservation and Management Act – 16 U.S.C. 1855
- gg. Farmland Protection Policy Act of 1981 – 7 U.S.C. 4201, et seq.

- hh. Noise Control Act of 1972 – 42 U.S.C. 4901, et seq.
- ii. Fish and Wildlife Coordination Act of 1956 – 16 U.S.C. 661, et seq.
- jj. Section 9 of the Rivers and Harbors Act and the General Bridge Act of 1946 – 33 U.S.C. 401 and 525
- kk. Section 4(f) of the Department of Transportation Act of 1966 – 49 U.S.C. 303
- ll. Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended – 42 U.S.C. 9601, et seq.
- mm. Safe Drinking Water Act – 42 U.S.C. 300f to 300j-26
- nn. Wilderness Act – 16 U.S.C. 1131-1136
- oo. Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 – 42 U.S.C. 6901, et seq.
- pp. Migratory Bird Treaty Act – 16 U.S.C. 703, et seq.
- qq. The Federal Funding Transparency and Accountability Act of 2006, as amended (Pub. L. 109–282, as amended by section 6202 of Public Law 110–252)
- rr. Cargo Preference Act of 1954 – 46 U.S.C. 55305
- ss. Section 889 of the John D. McCain National Defense Authorization Act for Fiscal Year 2019, Pub. L. 115-232

Executive Orders

- a. Executive Order 11246 – Equal Employment Opportunity
- b. Executive Order 11990 – Protection of Wetlands
- c. Executive Order 11988 – Floodplain Management
- d. Executive Order 12372 – Intergovernmental Review of Federal Programs
- e. Executive Order 12549 – Debarment and Suspension
- f. Executive Order 12898 – Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations
- g. Executive Order 13166 – Improving Access to Services for Persons With Limited English Proficiency
- h. Executive Order 13985 – Advancing Racial Equity and Support for Underserved Communities Through the Federal Government
- i. Executive Order 14005 – Ensuring the Future is Made in All of America by All of America’s Workers
- j. Executive Order 14008 – Tackling the Climate Crisis at Home and Abroad
- k. Executive Order 14025 – Worker Organizing and Empowerment
- l. Executive Order 14052 – Implementation of the Infrastructure Investment and Jobs Act

Presidential Policy Directives and Memorandums

- a. Presidential Policy Directive 21 – Critical Infrastructure Security and Resilience
- b. National Security Presidential Memorandum on Improving Cybersecurity for Critical Infrastructure Systems
- c. Infrastructure Systems

General Federal Regulations

- a. Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards – 2 C.F.R. Parts 200, 1201
- b. Non-procurement Suspension and Debarment – 2 C.F.R. Parts 180, 1200
- c. Investigative and Enforcement Procedures – 14 C.F.R. Part 13
- d. Procedures for predetermination of wage rates – 29 C.F.R. Part 1
- e. Contractors and subcontractors on public building or public work financed in whole or part by loans or grants from the United States – 29 C.F.R. Part 3
- f. Labor standards provisions applicable to contracts governing federally financed and assisted construction (also labor standards provisions applicable to non-construction contracts subject to the Contract Work Hours and Safety Standards Act) – 29 C.F.R. Part 5
- g. Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor (Federal and federally assisted contracting requirements) – 41 C.F.R. Parts 60, et seq.
- h. New Restrictions on Lobbying – 49 C.F.R. Part 20
- i. Nondiscrimination in Federally Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 – 49 C.F.R. Part 21
- j. Uniform relocation assistance and real property acquisition for Federal and Federally assisted programs – 49 C.F.R. Part 24
- k. Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance – 49 C.F.R. Part 25
- l. Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance – 49 C.F.R. Part 27
- m. DOT's implementation of DOJ's ADA Title II regulations compliance procedures for all programs, services, and regulatory activities relating to transportation under 28 C.F.R. Part 35
- n. Enforcement of Nondiscrimination on the Basis of Handicap in Programs or Activities Conducted by the Department of Transportation – 49 C.F.R. Part 28
- o. Denial of public works contracts to suppliers of goods and services of countries that deny procurement market access to U.S. contractors – 49 C.F.R. Part 30
- p. Governmentwide Requirements for Drug-Free Workplace (Financial Assistance) – 49 C.F.R. Part 32
- q. DOT's implementing ADA regulations for transit services and transit vehicles, including the DOT's standards for accessible transportation facilities in Part 37, Appendix A – 49 C.F.R. Parts 37 and 38
- r. Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs – 49 C.F.R. Part 26 (as applicable under section 18.3 of this agreement)

Office of Management and Budget Circulars

- a. Any applicable OMB Circular based upon the specific FY 2024 Safe Streets and Roads for All Grant Recipient.

Highway Federal Legislation

- a. Agreements relating to the use of an access to rights-of-way—Interstate System, 23 U.S.C. 111
- b. Planning, 23 U.S.C. 134 and 135 (except for projects that are not regionally significant that do not receive funding under Title 23 or Chapter 53 of Title 49)
- c. Tolls, 23 U.S.C. 301 (to the extent the recipient wishes to toll an existing free facility that has received Title 23 funds in the past); except as authorized by 23 U.S.C. 129 and 166.
- d. Efficient Environmental Reviews - 23 U.S.C. 139
- e. Policy on lands, wildlife and waterfowl refuges, and historic sites - 49 U.S.C. 303

Federal Highway Regulations

- a. Planning – 23 C.F.R. Part 450 (except for projects that are not regionally significant that do not receive funding under Title 23 or Chapter 53 of Title 49)
- b. National Highway System Design Standards – 23 C.F.R. Part 625
- c. Location and Hydraulic Design of Encroachments on Flood Plains – 23 C.F.R. Part 650 Subpart A
- d. Manual on Uniform Traffic Control Devices – 23 C.F.R. Part 655
- e. Environmental Impact and Related Procedures – 23 C.F.R. Part 771
- f. Parks, Recreation Areas, Wildlife and Waterfowl Refuges, and Historic Sites (Section 4(f)) – 23 C.F.R. Part 774
- g. Permitting Requirements under the National Pollutant Discharge Elimination System – 40 C.F.R. Part 122

APPENDIX B – REQUIRED FORMS

Debarment and Suspension Certification

Choose one alternative:

- The Consultant, _____, certifies to the best of its knowledge and belief that it and its principals:
 1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;
 2. Have not within a three-year period preceding this Proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or Contract under a public transaction; violation of federal or state antitrust statutes or commission or embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in Paragraph 2 of this certification; and
 4. Have not within a three-year period preceding this Proposal had one or more public transactions (federal, state or local) terminated for cause or default.

OR

- The Consultant is unable to certify to all of the statements in this certification and attaches its explanation to this certification (In explanation, certify to those statement that can be certified to and explain those that cannot
- The Consultant certifies or affirms the truthfulness and accuracy of the contents of the statements submitted on or with this certification and understands that the provisions of Title 31 USC § Sections 3801 are applicable thereto.

Certification:

Contractor Name: _____

Signature of Authorized Official: _____ **-Date:** _____

Name and Title of Contractor's Authorized Official: _____

Lobbying Certificate

The Consultant certifies, to the best its knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of a federal department or agency, a member of the U.S. Congress, an officer or employee of the U.S. Congress, or an employee of a member of the U.S. Congress in connection with the awarding of any federal Contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification thereof.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal Contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instruction, as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96).
3. The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants and contracts under grants, loans and cooperative agreements) and that all sub recipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, USC § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

THE CONSULTANT, _____, CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF EACH STATEMENT OF ITS CERTIFICATION AND DISCLOSURE, IF ANY. IN ADDITION, THE CONSULTANT UNDERSTANDS AND AGREES THAT THE PROVISIONS OF 31 USC §§ 3801 ET SEQ. APPLY TO THIS CERTIFICATION AND DISCLOSURE, IF ANY.

Name of the Bidder/Company Name: _____

Type or Print Name/Title of Consultant's authorized official: _____

Signature of Authorized Representative: _____ Date: _____