THE CITY OF EDINBURG

NOTICE TO BIDDERS

The City of Edinburg is soliciting sealed bids to be received by the City Secretary's Office located at 415 W. University Drive, Edinburg, Texas 78541. City of Edinburg normal business days are Monday through Friday between the hours of 8:00 a.m. to 5:00 p.m. and shall be closed on recognized holidays.

Bids will be received until **3:00 p.m. Central Time**, on **Monday, September 16 , 2013**, shortly thereafter all submitted bids will be gathered and taken to the Edinburg City Hall Community Room, 1st Floor, to be publicly opened and read aloud. Any bid received after the closing time will not be accepted and will be returned to the bidder unopened. It is the responsibility of the bidder to see that any bid submitted shall have sufficient time to be received by the City Secretary's Office prior to the bid opening date and time. The receiving time in the City Secretary's Office will be the governing time for acceptability of the bids. Bids will not be accepted by telephone or facsimile machine. All bids must bear original signatures and figures. The Bid shall be for:

BID NO. 2013-90
SALE OF REAL PROPERTY

The City of Edinburg, Texas is accepting sealed bids for the purchase of the following real property 1808 E. Cano Street, Edinburg, Texas 78539:

The Property commonly known as: 1808 E. Cano Street, Edinburg, Texas 78539; Legal Description: Lot Four (4) Block Five (5), Victory Subdivision, an Addition to the City of Edinburg, Hidalgo County, Texas, according to map thereof recorded in Volume 8, Page 11, Map Records of Hidalgo County, Texas.

Bidders receiving a "NOTICE TO BIDDERS" and/or "REQUEST FOR PROPOSALS" notice in the mail or reading same in the newspaper are advised that the bidding documents can be downloaded from the City of Edinburg web page address: www.cityofedinburg.com, or may obtain copies of same by contacting the office of: LORENA FUENTES, PURCHASING AGENT, LOCATED AT 415 W. UNIVERSITY DRIVE, Edinburg, TX 78541 by calling (956) 388-1895 or by e-mailing your request to the following e-mail address: lfuentes@cityofedinburg.com .

If you have any questions or require additional information regarding this bid, please contact Ms. Marissa Garza, Director of Community Development at (956) 388-8206.

If Hand-delivering Bids: 415 West University Drive,
c/o City Secretary Department (1st Floor)

If using Land Courier (i.e., FedEx, UPS): City of Edinburg
c/o City Secretary
415 West University Drive
Edinburg, Texas 78541

If Mailing Bids: City of Edinburg
c/o City Secretary
P.O. Box 1079
Edinburg, TX 78540-1079

The City of Edinburg reserves the right to refuse and reject any or all bids and to waive any or all formalities or technicalities and to accept the bid deemed most advantageous to the City, and hold the bids for a period of **60** days without taking action.

Bids must be submitted in an envelope sealed with tape and prominently marked on the lower left hand corner of the bid envelope with corresponding bid number and title.

CITY OF EDINBURG
REQUEST FOR BIDS FOR
SALE OF REAL PROPERTY
INSTRUCTIONS TO BIDDERS – GENERAL TERMS & CONDITIONS

BID NO. 2013-90

BID OPENING DATE: September 16, 2013 at 3:00 p.m.

It is the intent of this Request for Bids to describe and ultimately make it possible for the City of Edinburg to accomplish the below mentioned **SALE OF REAL PROPERTY.**

The City of Edinburg, Texas is accepting sealed bids for the purchase of the following real property 1808 E.Cano, Edinburg, Texas 78539:

The Property commonly known as: 1808 E. Cano Street, Edinburg, Texas 78539; Legal Description: Lot Four (4) Block Five (5), Victory Subdivision, an Addition to the City of Edinburg, Hidalgo County, Texas, according to map thereof recorded in Volume 8, Page 11, Map Records of Hidalgo County, Texas.

The sale of the Property shall be awarded, at the discretion of the City Council, to the bidder submitting a bid in accordance with the terms outlined below, and providing the best value to the City.

It is the intention of the City to sell the Property based on the best value bid that is submitted.

If in the judgment of the City Council the bids submitted do not represent the fair value of the Property, the Council may reject all bids. Should any bid be accepted, payment shall be made by cashier's check or money order payable to the City of Edinburg-Community Development Department within three days of the award notice and the real estate closing shall take place within forty-five (45) days after receipt of the cashier's check. Provisions of the sale of the Property shall include:. Provisions of the sale of the Property shall include:

1. For the purchase of the real property in "as is" condition;
2. For the conveyance of the Property by special warranty deed;
3. For the City to retain all oil, gas, and mineral rights;
4. For the Buyer to pay all fees, commissions and costs associated with closing the sale of the Property;
5. For the Buyer to assume all responsibility or liability for any environmental condition affecting the Property, or any clean-up or remediation that may be required by law;

The Property will be sold "as is" with no warranties or representations as to suitability for any particular use. Conveyance of the Property will be by special warranty deed. By submitting a bid, each bidder agrees to waive and does hereby waive any claim the bidder has or may have against the City of Edinburg, Texas, and the City's respective employees and representatives for the award of damages or attorney fees, arising out of or in connection with the administration, evaluation, or recommendation of any bid, waiver, deletion or amendment of any requirements under this Notice of Bid Opening, acceptance or rejection of any bids, and award of the bid. By submitting a bid, the bidder specifically waives any right to recover or be paid attorney fees from the City of Edinburg, Texas, or any of the City's employees and representatives under any of the provisions of the Texas Uniform Declaratory Judgments Act (Texas Civil Practice and Remedies Code, Section 37.001, et. seq., as amended). The bidder acknowledges and agrees that this is the intentional relinquishment of a presently existing known right and that there is no disparity of bargaining power between the bidder and the City of Edinburg, Texas.

INSTRUCTIONS TO BIDDERS – GENERAL TERMS & CONDITIONS (Continued):

By execution and submission of this bid, the bidder hereby represents and warrants to the City that the bidder has read and understands this Notice of Bid Opening and that the bid is made in accordance with the terms stated herein. Bidder acknowledges that it understands all terms herein, which include the waiver provisions, and that it had the right to consult with counsel regarding all applicable documents.

The City reserves the right to waive, delete or amend any of the requirements connected with this bid. Bids shall be delivered in writing on the attached bid proposal form, signed by the bidder or an authorized representative, and enclosed in a sealed envelope to the City of Edinburg, City Secretary, P.O. Box 1079, Edinburg, Texas 78540-1079. All bids shall be plainly marked "**SEALED BID# 2013-90 SALE OF REAL PROPERTY.**" Bids must be received before 3:00 p.m. on Monday, September 16, 2013, and any bid received after that time will not be considered.

City staff will publicly open and read aloud the bids at 3:00 p.m. on Monday, September 16, 2013, City Hall - Community Room, City of Edinburg, 415 West University Drive, Edinburg, Texas 78540.

Bidders may contact the City of Edinburg, Purchasing Agent at (956) 388-1895 for clarifications and questions.

CITY OF EDINBURG
EXECUTION OF OFFER/SALE FORM FOR
SALE OF REAL PROPERTY

BID NO. 2013-90

BID OPENING DATE: September 16, 2013 at 3:00 p.m.

I/We submit the following bid in **ORIGINAL FORM** for **SALE OF REAL PROPERTY** according to City of Edinburg requirements.

ITEM	QUANTITY	DESCRIPTION	EXTENDED PRICE
1	1 LUMP SUM	The Property commonly known as: 1808 E. Cano Street, Edinburg, Texas 78539; **Legal Description**: Lot Four (4) Block Five (5), Victory Subdivision, an Addition to the City of Edinburg, Hidalgo County, Texas, according to map thereof recorded in Volume 8, Page 11, Map Records of Hidalgo County, Texas.	$_____
		GRAND TOTAL	$_____

All Addenda issued in respect to this project shall be considered official changes to the original bidding documents. It shall be the Bidder(s) responsibility to ensure that all Addenda have been received. Furthermore, bidders are advised that they must recognize, comply with, and attach a signed copy of each Addendum which shall be made part of their Bid Submittal. Bidder(s) signature on Addenda shall be interpreted as the vendor's "recognition and compliance to" official changes as outlined by the City of Edinburg and as such are made part of the original bidding documents.

Respectfully submitted this _____ day of _____, 2013.

SIGNATURE: _____

TYPE/PRINT NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____

_____

TELEPHONE NO.: _____

FAX NO.: _____

EMAIL: _____