

## PROPOSED REVISIONS

~~TRADE CONTRACTOR  
/SUBCONTRACTOR~~

~~The construction manager-at-risk shall publish and make available to all interested subcontractors, specific criteria to be used in the evaluation of subcontractor bids or proposals with its advertisement for said bids or proposals, and shall adhere strictly to the published criteria in evaluating the subcontractor bids or proposals. The construction manager-at-risk agreement shall provide that in no case shall the subcontractor bid or proposal "price" bear a relative weight of less than 70 percent of the total evaluation score in the selection criteria for the determination of best value as approved by the Superintendent or designee. Other evaluation criteria as specified in Section 44.031(B) of the Texas Education Code, shall comprise the remaining 30 percent of the evaluation score, with no other single factor comprising more than ten percent of the total evaluation score. The construction manager-at-risk's recommendations of bids or proposals shall be based on the evaluation process specified above, in related policies, and in Section 44.038 of the Texas Education Code.~~

DELEGATION OF  
AUTHORITY

The Superintendent shall be authorized to approve the construction manager-at-risk's guaranteed maximum price for construction of the facility. The guaranteed maximum price shall not exceed the project budget as authorized in the related professional design services agreement.

The Superintendent shall further have the authority to approve the construction manager-at-risk's recommendations for the selection of trade subcontractors in connection with the project's construction phase. The Superintendent shall also have the authority to require acceptance of a different trade contractor or subcontractor bid or proposal, subject to legal and contract requirements. The construction manager-at-risk, or any bidder/proposer trade contractor or subcontractor, may appeal the Superintendent's decision as to the acceptance or rejection of a trade contractor or subcontractor bid or proposal to the Board in accordance with Board policy GF(LOCAL).