

INVITATION TO BIDDERS

Sealed Bids addressed to Brazoria County Municipal Utility District No. 40, Attention: Ms. Alicia Skinner, President, Board of Directors, will be received electronically **or** at the office of LJA, Inc., 1904 West Grand Parkway North, Suite 120, Katy, Texas 77449, until 10:00 a.m. Local Time, Tuesday, October 6, 2026, and then publicly opened and read at the office of the Engineer, LJA, Inc., 1904 West Grand Parkway North, Suite 120, Katy, Texas 77449 for "Pomona Water Supply Plant No. 2 - Phase 2 to Serve Brazoria County Municipal Utility District No. 39 & No. 40 for Brazoria County Municipal Utility District No. 40, Brazoria County, Texas." In addition to the opening of sealed Bids at the address above, you may attend the Bid Opening by telephone by dialing +1 346-202-6170, Phone Conference ID: 716 061 67#.

Scope of Work of the Contract Documents includes the following: expanding Water Supply Plant No. 2 to Phase 2.

Bids received after the closing time will be returned unopened. A non-mandatory pre-bid conference will be held remotely on Tuesday, September 29, 2026, at 10:00 a.m. Local Time. To attend the audio format non-mandatory pre-bid conference, dial +1 346-202-6170, Phone Conference ID: 283 161 810#.

Each Bid must be accompanied by a Bid bond or a certified or cashier's check, acceptable to the Owner, in an amount not less than two percent (2%) of the total amount Bid, as a guarantee that the successful bidder will enter into the Contract Documents and execute the Bonds on the forms provided and provide the required insurance certificates and Bonds within seven (7) days after the date Contract Documents are received by the successful bidder. If a certified or cashier's check is provided, the successful bidder shall deliver, at the bid opening address, the *original* certified or cashier's check within one (1) business day of receipt of the bid opening.

Bidding documents may be examined at LJA, Inc., AGC of Texas, Construct Connect, Dodge Construction Network and Amtek or may be obtained by prospective bidders or suppliers upon payment of \$95.00 non-refundable plus cost of delivery (\$50.00 for electronic copy) for each set of documents at LJA, Inc., 1904 West Grand Parkway North, Suite 120, Katy, Texas 77449, or at <https://bids.lja.com>. Checks should be made payable to LJA, Inc. No cash will be accepted.

A bidder submitting electronic Bids must submit its Bid and Bid Securities in compliance with Owner's Order Adopting Section 49.2731 Electronic Bidding Rules and all electronic Bids and Bid Securities must be submitted through <https://bids.lja.com>. Bidders must register and obtain bidding documents on this website for the required payment amount (if any) to submit an electronic bid.

By submitting a Bid, bidder acknowledges and agrees that the Contract Documents may be accepted, executed or agreed to through the use of an Electronic Signature, as defined by and in accordance with Owner's Electronic Signature Rules for Construction Contracts.

The Owner reserves the right to reject any or all Bids and to waive all defects and irregularities in bidding or bidding process except the time for submitting a Bid. The successful bidder, if any, will be the responsible bidder, which in the Board's judgment will be most advantageous to the District and result in the best and most economical completion of the Project.

The requirements of Subchapter J, Chapter 552, Government Code, may apply to this Bid and the bidder agrees that the Contract Documents can be terminated if the bidder knowingly or intentionally fails to comply with a requirement of that subchapter.