

Exhibit A

Seaholm Intake Re-Development Project

City Certified Minority- and Women-Owned and Small Business Participation

I. Pre Award: Third Party Resolution/MBE/WBE Requirements

Phase I seeks to solicit responses the City can evaluate to measure interest, experience, financial capability, and a preliminary project concept in order to select a pool of pre-qualified Respondents. Phase II and Phase III will entail submission of a proposal by pre-qualified Respondents in order to for the City to evaluate, interview and award an Exclusive Negotiating Agreement resulting in a Master Development Agreement. The City will issue goals once the scopes have been identified in Phase II and Phase III and the Developer must comply with the City of Austin's Third Party Resolution (20120112-058).

II. Post Award: Third Party Resolution/MBE/WBE Requirements

The Developer shall comply with the City of Austin's Third Party Resolution (20120112-058) for the purchase of materials and supplies as well as the design and construction costs associated with the project. The requirements, standards and principles of the MBE/WBE Program, will become a part of the contract agreement between the City of Austin and the Developer. The successful Developer will be required to meet MBE/WBE goals or demonstrate Good Faith Efforts to meet the goals.

SMBR will determine the goals for the project based on the scope of work presented by the Developer and approved by the City, and may utilize either the cumulative M/WBE goals or gender and ethnic-specific participation subgoals for the project. Goal determination by SMBR shall be based on the proposed size, type and scope of work to be undertaken by the Developer and described in the proposal documents submitted to the City as well as the availability of each group of M/WBEs to perform elements of the work proposed by the Developer and approved by the City.