

Request for Proposal for Roads Maintenance Service

FIR Chip Seal No. 5 Project on the Fallon Paiute-Shoshone Reservation, Fallon, NV

Purpose:

The Fallon Paiute Shoshone Tribe (FPST) of Fallon, NV, is seeking the experience of a licensed construction firm in the State of Nevada through this Request for Proposal (RFP) process. Professional construction services will provide technical services as described in the Scope of Work. The FPST proposes to select and hire a construction firm to conduct the construction work in the allowed timeframes, and provide cost determinations (bid) to supply all labor and materials to complete project.

Background Information:

1. Location:

The project is located on the Fallon Paiute-Shoshone Indian Reservation.

Surface treatments are for the following:

Provide all labor, materials, equipment and services to perform preconstruction, construction, and place approximately 1.005 miles of roadways. The roadways and lengths that make up Chip Seal No. 5 are as follows: Route 14 Agency/Austin Road, approximately 0.5 miles in length; and Route 19 Austin Road, Approximately 1.005 miles in length.

No material substitutions will be allowed outside of the recommended specifications for this project under a P.L. 638 Contract with the Bureau of Indian Affairs.

2. Present Population:

The population of the Fallon Colony/Reservation is approximately 1,440 with approximately 600 members residing on the Colony and Reservation.

The Contractor will be required to:

- 1) Complete all necessary bid components including the:
 - a. Bid Schedule along with a final bid price for the project;
 - b. Certification of License and qualifications for the State of Nevada
 - c. References for past work experience as it relates to this project; and
 - d. Certification of ability to be bonded at the 100% level for this project.

- 2) Submit an RFP to Susan Keller-Smith, Transportation Project Coordinator, marked “**FIR Chip Seal No. 5 Project**” by June 18, 2018. Bids may be mailed to 564 Rio Vista Drive, Fallon NV 89406, hand delivered to 8820 Mission Road, Fallon, NV 89406 or emailed roads@fpst.org.

4. Indian Preference:

In accordance with provisions contained within Public Law 93-638 (Indian Self-Determination and Education Assistance Act), as amended, the FPST reserves the right to make award to any qualified Native American owned business under the following guidelines:

A) Pursuant to Section 7(c) of the Indian Self-Determination and Education Assistance Act, as amended, the greatest extent feasible, contracts or subcontracts awarded shall require:

- 1) Preference and opportunities for training and employment in connection with the administration of the contract and subcontract.

Under the terms of this RFP, this clause shall be interpreted and applied as follows:

- 2) A qualified Native American owned firm may be awarded this contract if:
 - a) their proposal demonstrates that they are responsive to all the needs of the FPST as it relates to experience, staffing, bonding, qualifications, timeliness of service, management controls and quality assurance; and
 - b) The total bid price is within 5 to 10% of the best value bid submitted by other respondents.

FPST may make award to an Indian-owned firm if the above criteria is met. If an Indian firm's bid does not meet these qualifications, award will be made to the bid as determined by the Fallon Business Council.

5. TERO:

Pursuant to Section 7(c) of the Indian Self-Determination and Education Assistance Act, as amended, tribal employment laws adopted by the FPST shall govern, with respect to the administration of this contract. Contractor must comply with the following Tribal Employment Rights Ordinance (“TERO”) requirements:

- 1) Under FPST TERO guidelines, the Contractor will be required to pay to the FPST an amount equal to 2.5% of the final contract price for TERO services; and
- 2) The Contractor will be required to hire qualified tribal members from the TERO work pool for project work on the Fallon Indian Reservation (FIR) per the requirements in the Request for Proposal and TERO.
- 3) For copies of the TERO and for other information, contact the Tribe's TERO/Tax Director at (775) 423-6040. All requests to hire employees for the project will be directed to the TERO/Tax Director as mandated by TERO. The Contractor will be required to enter into a TERO Compliance Agreement with the Tribe.

Tax Department:

Products or materials delivered within tribal boundaries are exempt from Nevada Sales tax pursuant to the State of Nevada NRS.372.800, 372.805 AND 372.810. Contact Melanie McFalls, TERO Director, 565 Rio Vista Drive, Fallon NV 89406, (775) 423-6040.

- 6) Davis-Bacon:
The Davis-Bacon Act applies to this project.

- 7) Project Contact Person:

Susan Keller-Smith, Transportation Project Coordinator
8820 Mission Rd.
Fallon, NV 89406
Office 775-423-3725
Fax 775-423-3978
Cell 775-427-9967
E-mail: roads@fpst.org

Anticipated Date of Award:

Successful Contractor will be awarded the FIR Chip Seal No. 5 contract as soon as the Fallon Business Council makes the selection.

Evaluation Criteria:

An evaluation board consisting of FPST staff will review all Proposals; each RFP will be evaluated on the following criteria:

- 1) Past experience with this kind of project: List previous projects and the total project cost.
- 2) Recommendations of previous clients: proof of past performance

- 3) Experience in working with Tribal governments and federal funding agencies.
- 4) Capability to meet time schedules and project budget requirements.
- 5) Technical capabilities of staff and organization to meet licensing requirements within the State of Nevada.
- 6) Ability to meet requirements for licensing, bonding, and insurance.

Selection Process:

A review team consisting of the FPST staff will evaluate proposals submitted by responsive bidders, FPST staff will, after review, submit agenda request to the Fallon Business Council who will make recommendations for the award of a subcontract to the lowest responsive and responsible bidder.