

GOVERNMENT OF
THE VIRGIN ISLANDS OF THE UNITED STATES

Request for Proposal - Negotiation
PROFESSIONAL SERVICES

To: Date July 25, 2017

..... RFP-011-2017 (Professional)

Pursuant to 31 V. I. C. § 239 (a) (4) and the Rules and Regulations thereunder issued, the Government of the Virgin Islands, Property and Procurement, will receive proposals for the work described below. Proposals will be received until **Wednesday, August 23, 2017 at 4:00 P.M.**

DESCRIPTION OF WORK

The Government of the Virgin Islands, Department of Property and Procurement is requesting proposals from qualified contractors for the following services: **RFP-011-2017 (P) To Provide Mechanical Roadside Maintenance, St. Croix.**

SCOPE OF SERVICES: SEE ATTACHED

NEGOTIATED PROCEDURES:

The Commissioner of the Department of Property and Procurement will appoint a Selection Committee to assist in the evaluation and selection of the Contractor. Accordingly, current data on qualifications and performance should be submitted with proposals. After reviewing the qualifications and proposals, the Committee will select for discussions from the firm/s or person/s considered not less than three (3), in order of preference, **deemed to be the most highly qualified to provide the services herein required.** Discussions will be conducted successively and severally with the firms or persons so selected regarding the anticipated concepts and the relative utility of alternative methods of approach for furnishing the services hereunder.

FACTORS FOR DISCUSSIONS:

Selection criteria will include (i.) Professional qualifications, registration and general reputation of the principals of the firm; (ii) the extent to which the firm or person specialized in or has designed project of a type and scope similar to that hereunder; (iii) familiarity with the area in which the project is to be located; (iv) capability of meeting schedules; and (v) quality of performances on other projects.

NEGOTIATION:

The Selection Committee shall recommend to the Commissioner **the highest qualified firm or persons with whom a contract shall be negotiated.** The Commissioner, with the assistance of the Selection Committee shall negotiate a contract with such firm or person.

Should the Commissioner be unable to negotiate a satisfactory contract with the firm considered to be the most qualified, at a price he determines to be fair and reasonable to the Government, negotiations with that firm will be formally terminated? Negotiations will then be commenced with the second most qualified, the third most qualified or additional firms, in order of preference and their competence and qualification, and shall continue until an agreement is reached.

Lloyd T. Bough Jr.
Commissioner
Property and Procurement

INSTRUCTION TO PROPOSERS

A. NOTICE

This project is for, the following services: **RFP-011-2017 (P) To Provide Mechanical Roadside Maintenance, St. Croix.**

Information provided in the scope of work is to be used only for purposes of preparing a proposal. It is further expected that each bidder will read the scope of work with care, for failure to meet certain specified conditions may invalidate the proposal.

The Government of the Virgin Islands, hereinafter referred to as GVI, reserves the right to reject any or all proposals or any portion thereof and to accept the proposal deemed most advantageous to GVI. Price shall not be the sole criterion of awarding this project. Scope and quality of work proposed and the ability of the bidder to complete this type of project shall be considered.

Applicants are requested to submit proposals based on the scope of work. Alternative proposals recommending new features and technology other than that requested in the scope of work will receive consideration providing such new features and/or technology is clearly explained. Any exceptions to the requirements requested herein must be clearly noted in writing and be included as part of the proposal.

The information contained herein is believed to be accurate, but is not to be considered in any way as a warranty. Request for additional information clarifying the Scope of Work should be directed in writing to **Procurement Officer, Alexis J. Leycock at alexis.leycock@dpp.vi.gov.**

B. STATEMENT OF PURPOSE

This project has been addressed to assist the Government of the Virgin Islands in meeting The need for the following services: **RFP-011-2017 (P) To Provide Mechanical Roadside Maintenance, St. Croix.**

C. PROPOSED SCOPE OF WORK

SEE ATTACHED

D. TIMETABLE.

1. Proposals will be accepted at the Department of Property and Procurement, no later than **Wednesday, August 23, 2017 at 4:00 P.M.**
2. A Pre Bid Conference will be Held on **Friday, August 11, 2017 at 10:30 a.m.**

3. Last Day for request for written clarification question will be: **Wednesday, August 16, 2017 at 4:00 P.M.**

E. SUBMISSION OF PROPOSAL

All interested parties shall submit five (5) sets of proposals (one (1) original and four (4) copies), which are to be delivered to the Department of Property and Procurement during normal business hours, no later than Wednesday, August 23, 2017 at 4:00 P.M.

They shall be addressed to:

Lloyd T. Bough Jr.
Commissioner
Department of Property and Procurement
#3274 Estate Richmond, Christiansted
St. Croix, U.S. Virgin Islands 00820-4200

The sealed envelope containing the proposal must have the following information written on the outside of the envelope:

SEALED PROPOSALS - DO NOT OPEN

RFP-011-2017(P)

(Name of Offeror)

(Mailing Address of Offeror)

(Telephone Number of Offeror)

(Fax Number of Offeror)

Where proposals are sent by mail, the bidder shall be responsible for their delivery to the Department of Property and Procurement before the date and time set for the closing of acceptance of proposals.

F. WITHDRAWALS OF PROPOSAL

A proposal may be withdrawn at any time prior to the time specified as the closing time for acceptance of proposals. However, no proposal shall be withdrawn or canceled for a period of thirty (30) days after said closing time for acceptance of proposals nor shall the successful provider withdraw or cancel or modify his proposal, except at the request of GVI after having been notified that said proposal has been accepted by GVI.

G. INTERPRETATION OF SPECIFICATIONS

If any person contemplating submitting a proposal requires clarification of any part of the scope of work, he/she may submit to the GVI a written request for an interpretation thereof to the **Procurement Officer, Alexis J. Leycock**. GVI will not respond to questions received after the above-established date. The person submitting the request will be responsible for its prompt delivery. Any interpretation of the scope of work will be made in writing to all prospective providers. Oral explanations will not be binding.

H. CONSIDERATION OF PROPOSAL

The Commissioner of Property and Procurement shall represent and act for GVI in all matters pertaining to the scope of work and contract in conjunction therewith. **This RFP does not commit GVI to the award of a contract, nor pay any cost incurred in the preparation and submission of proposals in anticipation of a contract. GVI reserves the right to reject any or all proposals and to disregard any informality and/or irregularity in the proposal when, in its opinion, the best interest of GVI will be served by such action.** Proposals failing to provide some of the items in the scope of work shall not be rejected per se, but any deviations from the scope must be clearly noted.

I. ACCEPTANCE OF PROPOSALS

GVI will notify in writing acceptance of one of the proposals. Failure to provide any supplementary documentation to comply with the vendor's proposal may be grounds for disqualification.

J. CONTENTS OF PROPOSAL

The following is a list of information to be included in the written proposal. Failure to comply with all the requirements as outlined may disqualify the applicant.

1. Introductory letter about the applicant:
 - a. Firm Name, address, fax and telephone
 - b. Type of service for which Firm is qualified.
2. Organization:
 - a. Names of Principals of Firm
 - b. Names of key personnel with experience of each and length of time in organization.
 - c. Number of staff available for assignment. (Local & Off-Territory)
 - d. Copy of Article of Incorporation
 - e. Copy of Certificate of Resolution
 - f. Copy of Valid Business License

- g. Copy of Certificate of Good Standing
- 3. Outside consultants that will be retained for this project and percentage of work to be sub-contracted.
- 4. Project experience:
 - a. List of completed projects of similar type and estimated cost of each.
 - b. Current projects underway; scope; percentage completed to date and estimated cost of each.
- 5. Project References: (including a notarized written consent from the authorized representative which must include: name; telephone number; email address and facsimile number).
- 6. Project Approach:
 - a. Describe how you will approach this project and availability to perform the services requested.
- 7. **Cost:** The Cost Proposal must be submitted in a separate sealed envelope.

K. CONFLICT OF INTEREST

A bidder filing a proposal hereby certifies that no officer, agent or employee of GVI has a pecuniary interest in this proposal or has participated in contract negotiations on behalf of GVI; that the proposal is made in good faith without fraud, collusion, or connection of any kind with any other Bidder for the same request for proposals; the Bidder is competing solely in its own behalf without connection, with, or obligation to, any undisclosed person or firm.

L. LICENSE REQUIREMENT

An award will not be made to any firm or individual doing business in the Virgin Islands to perform work with the Government of the Virgin Islands until evidence is submitted that the said firm or individual has a valid V. I. Business License to do similar business in the Virgin Islands. Bidders must submit hard copy of a valid V. I. Business license within ten (10) working days after award.

All Bidders bidding as Joint Ventures that do business in the Virgin Islands must be licensed as a Joint Venture in the Virgin Islands.

M. REQUIRED DOCUMENTS

1. PUBLIC LIABILITY: The successful bidder will be required to obtain and have in place public liability insurance and other insurance necessary as requested in this proposal package. Insurance policy(ies) shall name the Government of the Virgin Islands as “**Additional insured.**” The public liability insurance shall have a minimum limit of not less than **one hundred thousand (\$100,000.00) dollars** for any one occurrence for death or personal injury and **one hundred thousand (\$100,000.00) dollars** for any one occurrence for property damage. Offeror must provide public liability insurance with ten (10) working days after award.
2. WORKERS’ COMPENSATION: Within ten (10) working days after award of project the successful offeror must submit a copy of their certificate providing that his firm and his agents are covered by Workers Compensation Employee’s Liability.

FAILURE TO PROVIDE THE CERTIFICATES WITHIN THE STATED TIME PERIOD MAY RESULT IN THE PROPOSAL DEEMED AS NON-RESPONSIVE AND MAY BE IMMEDIATELY DISQUALIFIED WITH NO FURTHER CONSIDERATION GIVEN FOR POTENTIAL AWARDING OF THE CONTRACT.

N. REQUIREMENTS FOR CORPORATIONS:

1. ARTICLES OF INCORPORATION
2. CERTIFICATE OF CORPORATE RESOLUTION
3. CERTIFICATE OF GOOD STANDING

THESE WILL BE REQUIRED PRIOR TO AWARD OF CONTRACT.

ADDENDUM I

Mechanical Roadside Maintenance

SCOPE OF WORK

1. GENERAL

The purpose of this contract is to provide mechanical roadside maintenance services along public right-of-way on St. Croix U.S. Virgin Islands as directed by an authorized representative from the Department of Public Works (DPW).

2. SERVICES

The services under this contract shall be for a period of one (1) year with a renewable option for a period one (1) year. The Contractor shall provide all labor, transportation, small tools, equipment, supplies and materials i.e. (fuel, oil, grease and repairs) necessary to fully operate and maintain all equipment to provide the aforementioned services on **St. Croix**. For the purposes of this contract the right-of-way (ROW) is defined as the area within fifteen (15) feet from the edge of the pavement or twenty (20) feet on a curb where traffic is heavy, or the area up to a permanent barrier such as a retaining wall whichever is less. If a swale or storm drain is present this area must also be cleaned of debris. Contract bid items must include the cost of labors. Supervisor, equipment, fuel, repairs overhead, profit, insurance and any other cost associated with the e equipment and personnel. The contractor shall provide a complete crew consisting of the specified equipment, laborers and working supervisor for the various maintenance services outlined above. The crew will consist of the following:

- A. Two (2) laborers
- B. Two (2) flaggers
- C. One (1) operator
- D. One (1) Full size Pickup Truck or larger.

At a minimum, the following items must be available at all times:

- | | |
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| A. Sidearm Cutter – required | L. Two (2) Traffic Flags OSHA approved |
| B. Ride able mower (when necessary) | M. Plastic Bags to collect garbage while performing tasks |
| C. Push mower (when necessary) | N. Shovels |
| D. Chainsaws, 16” minimum blade | O. Rakes |
| E. Industrial or Commercial Grade Bushwhackers | P. Leaf Rakes |
| F. Wheel Barrow | Q. Machetes |
| G. Pickaxe | R. Dust masks |
| H. Push Brooms | S. Sharpening files |
| I. First Aid Kit | T. Goggles |
| J. Traffic cones 28” minimum | U. Pole saw |
| K. OSHA Approved Reflective vests for every employee | V. Gas Powered Blower |
| | W. Push mower (when necessary) |
| | X. Pruning equipment |

The Contractor shall not commence work without a task order from DPW. The Contractor shall not move from one designated area to another designated area to another designated area without prior approval from an authorized representative from DPW. All work shall be performed in compliance with the US Department of Transportation Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD), Part VI (Standards and Guides for Traffic Controls for Street and Highway Construction, Maintenance, Utility and Incident Management Operations) and in accordance with the OSHA Safety Standards. The Contractor shall ensure that all personnel are capable of understanding safety concerns expressed in Part VI of MUTCD directly or through an interpreter. All equipment used under this contract must be in compliance with all Federal and Local rules and regulations.

3. PERFORMANCE SCHEDULE

The workweek shall consist of five (5) eight (8) hour days, between the hours of 7:00am to 4:00pm. The work shall consist of: (a) cutting grass approximately two (2) inches high (b) cutting trees not marked for preservation and other woody vegetation as near to the ground surface as conventional tools or field conditions will permit; (c) cutting limbs of low hanging trees that affect sight distance and overhead clearance for buses, large vehicles and regular cars that pose a possible threat of obstructing traffic if storm conditions occur; (d) immediately collecting all cut vegetation and rubbish and other obstructions and (f) dumping waste as instructed by the Weight Master at the Landfills. The Contractor shall comply with all rules and regulations of the sanitary landfill and shall deposit collected refuse only where directed by authorized personnel at landfill.

NOTE: Debris is not permitted to be disposed of along the roadside. When cutting trees, proper pruning techniques must be utilized.

The Contractor shall IMMEDIATELY pick up any waste falling from the truck and onto the roadway while transporting waste to the landfill. The Contractor shall ensure that all debris being transported is covered. Contractors who fail to cover the debris being transported is covered. Contractors who fail to cover debris being transported may be subjected to a fine of \$1,000.00 for littering, from the Waste Management Authority (WMA) and a possible suspension of the contract.

4. EQUIPMENT

All equipment used under this contract must be in compliance with all applicable Federal and Local rules and regulations. The Contractor must present all equipment that will be used under this contract for inspection by DPW's Assistant Commissioner of Operations or his or her designee on a quarterly basis. Equipment failing DPW's may not be utilized under this contract. Chainsaws or other tools approved for pruning of trees are to be utilized. The use of machetes is not permitted to accomplish this task.

Any vehicle used under the contract shall be properly registered with the Department of Motor Vehicle and licensed by the WMA to transport waste. And any vehicle or other heavy equipment utilized under this contract shall have rubber tires and sized properly to fit loading conditions. Any truck used under this contract must be equipped with a cover (extending at least four (4) inches down the side) and a tailgate that will effectively contain the waste during transport.

The Contractor shall present to the Department of Public Works Program Manager all equipment for approval to use under this contract. Each truck or loader must be clearly numbered (i.e., vehicle tag number) for identification. Trucks or equipment, which is designated for use under this contract, shall not be used for any other work during the working hours of this contract. The Contractor shall not solicit work from private citizens or others to be performed in the designated work area during the period of this contract.

5. PERFORMANCE SCHEDULE

The Contractor shall service and maintain roadways/guts at a minimum of Five Thousand Five Hundred (550) linear feet per day. The Contractor will not be penalized if weather conditions, site conditions, terrain (determined by the DPW Program Manager), or insufficient job orders are not given to him/her in a timely manner to satisfy the daily rate.

6. INVOICES

The Contractor shall submit weekly invoices to the Commissioner of Public Works or his/her designee during the terms of the contract. Each invoice shall contain at a minimum, the following information:

- A. Contractor's name, address, telephone number, tax identification number.
- B. Contract number.
- C. Daily and cumulative number of lineal feet maintained under this contract during billed period signed by the Assistant Commissioner of Operations or higher designee.
- D. Dates and description of locations worked daily (i.e., both sides of the road from UVI traffic light west to west Airport Road 11/07/00 through 11/11/00.
- E. Number of personnel worked daily.
- F. Total amount to be paid to the Contractor.
- G. Total number of hours worked.

7. OTHER CONSIDERATIONS

The Contractor shall supervise and direct the work, using skilled labor and proper equipment for all tasks. The safety of the Contractor's personnel, equipment and work areas the responsibility of the Contractor. Additionally, the Contractor shall obtain and pay for all materials, personnel, taxes licenses and fee necessary to perform under the terms of this contract. Under this contract, it is the responsibility of the Contractor to ensure that all employees are legally able to work in the United States Virgin Island.

The Department of Public Works shall be responsible for determining what permits are necessary to perform under this contract, and will be responsible for obtaining permits. Contractor shall be familiar with and knowledgeable of all application laws, rules and regulations pertaining to landscaping maintenance. The Contractor must be duly licensed to perform the work in the United States Virgin Islands per statutory requirements.

The Contractor shall be responsible for taking immediate corrective action in response to any notices of violations issued as a result of the Contractor's actions or operations during the performance of this contract. Corrections for any such violations shall be at no additional cost to the government. Contractors are responsible for damages on Government or private property resulting from work performed.

Liquidated damages shall be assessed at \$100.00 per calendar day for violations of the above contract terms.

When advised by the Department of Public Works Assistant Commissioner of Operations, Contractors will be required to plant vegetation along the roadside. Vegetation seeds/seedlings shall be provided by the Department of Public Works in collaboration with other entities.

8. REPORTING

The Contractor shall submit weekly status reports to the Assistant Commissioner of Operations in Public Works or his/her designee. These reports shall include, at a minimum the following:

- A. Contractor's name, address, and telephone number.
- B. Damage to any property.
- C. Challenges or difficulties incurred (i.e., weather, obstacles, lack of direction by DPW staff, etc.).
- D. Linear feet of roadway completed.