

Calhoun County Land Bank Authority for the County Treasurer

Request for Proposal: Demolition Contractors for Battle Creek & Albion (Non-NSP2 Demolitions)

BID NUMBER: #06-CCLBA-2012

DATE ISSUED: Thursday, October 11, 2012

DATE DUE: Thursday, October 25, 2012; 3:00 PM (LOCAL TIME)

Bid will be opened publicly at this time in the Purchasing Department,
315 W. Green Street, Marshall, MI.

Para una versión en Español, por favor llamar a Krista Edwards – 269-781-0859

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REQUEST FOR PROPOSALS – RISK ASSESSMENT SERVICES

INTRODUCTION

A. Overview

This Request for Proposals (“RFP”) is being issued by the Calhoun County Land Bank Authority (CCLBA) on behalf of the County Treasurer. The CCLBA invites the submission of proposals from Licensed Demolition Contractors specializing in the demolition of structures and final site clearance. Licensed Companies with demonstrated experience in this area and an interest in making their services available to the CCLBA are invited to respond to this RFP. “Respondents” mean the companies or individuals that submit proposals in response to this RFP. Successful bids will be awarded to the most qualified respondent on a per property basis.

It is understood that the selected Respondent acting as an individual, partnership, corporation or other legal entity, is State licensed and certified in the demolition of all types of structures and is capable of providing the specified services. The Respondent shall be financially solvent and its members if a joint venture, its employees, agents or sub-consultants of any tier shall be competent, in combination, to perform the services required under this RFP document.

Nothing in this RFP shall be construed to create any legal obligation on the part of the CCLBA or any respondents. The CCLBA reserves the rights, in its sole discretion, to amend, suspend, terminate, or reissue this RFP in whole or in part, at any stage. In no event shall the CCLBA be liable to respondents for any cost or damages incurred in connection with the RFP process, including but not limited to, any and all costs of preparing a response to this RFP or any other costs incurred in reliance on this RFP. No respondent shall be entitled to repayment from the CCLBA for any costs, expenses or fees related to this RFP. All supporting documentation submitted in response to this RFP will become the property of the CCLBA. Respondents may also withdraw their interest in the RFP, in writing, at any point in time as more information becomes known. Bids are to be firm and cannot be withdrawn for a period of thirty (30) calendar days after opening.

The CCLBA has adopted purchasing policies and procedures for the procurement process. For further information on this requirement, contact the Calhoun County Purchasing Department, 315 W. Green St., Marshall MI 49068 or phone 269-781-0981.

B. Time of Completion

Any contract awarded pursuant to this RFP solicitation shall agree to complete the work on or before the times outlined in the Scope of Services. The CCLBA may select more than one service provider from the proposals submitted to obtain the most qualified firm(s) or individual(s) for demolition services to ensure timely completion of the requested services.

C. Term of Contract

Any contract awarded pursuant to this RFP solicitation shall be for a contract period of up to 6 months or until awarded projects are completed. All contracts made by the successful bidder with subcontractors shall be covered by the terms and conditions of the contract. The successful bidder shall see to it that their subcontractors are fully informed in regard to these terms and conditions.

PROFESSIONAL SERVICE REQUIREMENTS

A. Scope of Work

The CCLBA seeks sealed proposals from Respondents to provide Demolition, recycling, proper waste disposal, site protection, and site restoration in total compliance with all federal, state and local regulations, for properties identified in Appendix B. All parcels contain abandoned and blighted residential structures. All structures on each parcel will be demolished including garages and/or outbuildings, unless otherwise stated in this RFP. All footings and foundations are to be removed pursuant to City of Battle Creek or City of Albion requirements, site backfilled with clean (non-hazardous) fill material (sand, dirt), compacted, graded, and seeded. Contractors will provide a plan for the recycling of demolished materials when possible.

Utility shutoffs (Electricity, water, and gas) will be arranged for and paid for by the CCLBA. Water and sewer capping will be the responsibility of the Contractor and the Contractor will be responsible for coordinating with the City of Battle Creek or City of Albion's permitting department/agency for final clearance.

Environmental Assessment and abatement of asbestos and other hazardous materials will be the responsibility of the CCLBA. Once abatement and utility shut offs are complete, the CCLBA will provide a Notice of Commencement to the successful respondent prior to the start of demolition activities.

OTHER ASPECTS TO CONSIDER:

1. No structure or accessory building shall be removed in whole or in a substantially whole condition. All structures and accessory buildings will be demolished on the premises, unless otherwise stated in this RFP or unless approval is given by the CCLBA. All driveways and concrete, with the exception of public sidewalks and shared driveways, also shall be removed. Garbage, tree debris, and other types of debris must also be removed as part of the demolition.
2. Demolition and disposal of debris shall commence within 5 days from the Notice to Commence. Within 5 calendar days after "notice to commence" Contractor shall submit a demolition schedule for the CCLBA's review. Furthermore, preparation of structures, i.e. stripping of materials, shall not begin more than three days before the demolition work.
3. The CCLBA assumes no responsibility for the condition of existing buildings and structures and other property on site, nor for their continuance in the condition existing at the time of notice to commence. NO adjustment of contract price or allowance for any change in conditions will be made after the award of bid unless approved by the CCLBA unless approved by the CCLBA.
4. Once demolition is started, it shall be continued until completion. Contractors must seed and straw the property and submit an invoice to the CCLBA within one month of completing demolition activities. If the weather does not permit seeding or a schedule conflict occurs, other arrangements shall be made and approved by the CCLBA.
5. A demolition permit shall be procured from the City of Battle Creek or the City of Albion's permit department/agency before commencing with demolition at the respondents cost. If awarded the Battle Creek project, the Respondent must supply a copy of its City of Battle Creek Demolition License prior to finalizing contracts.

6. All dry mortar, lime, brick dust, plaster, and other flying material shall before and during removal be dampened sufficiently to prevent it from floating or being blown into the street or on any adjoining property; all sidewalks shall be protected by fences and scaffolds as required by state and local codes or regulations.
7. Excavations from demolished buildings or structures shall not be filled with any material subject to deterioration. The CCLBA, the City of Battle Creek, and/or the City of Albion, or their representatives, upon notification by the contractor shall inspect each excavation prior to backfill and the application of any and all topsoil.
8. If buildings to be demolished are surrounded by a number of trees, shrubs, or bushes, and if during demolition a sufficient number of limbs are broken or hanging to present a safety hazard, the CCLBA will order the removal of such trees at the Contractor's cost. Additionally, contractors shall remove all miscellaneous brush, wood, and tree debris left after demolition activities.
9. Contractor's operations will be confined to the parcels of land being demolished.
10. The Contractor will be responsible for all damage to private or public property as a result of their fault or negligence in connection with the demolition. If damage occurs, the contractor must contact the CCLBA immediately and submit a summary report of the incident within 5 business days.
11. The Contractor shall comply with all applicable laws and ordinances governing the disposal of materials, debris, rubbish and trash off the project area, and shall commit no trespass on any private property in the disposal. All materials, debris, rubbish, and trash off will be disposed of at a licensed landfill. NO EXCEPTIONS.
12. All demolition activities will be conducted in compliance with NESHAP standards. All activities will comply with all codes, standards, regulations, and workers' safety rules that are administered by federal agencies (EPA, OSHA, and DOT), state agencies (MIOSHA, DNR-DNRE, and DCH), and any other local regulations.
13. It is the responsibility of the Contractor to determine the location of all buried utility service lines on or adjacent to the work area. The Contractor shall be responsible for the final location and protection of all utility service lines and damage to any such utility service line resulting from the Contractor's operations shall be repaired or replaced by the Contractor at the Contractor's cost. It will also be the responsibility of the Contractor to exercise care to prevent damage to fences, sidewalks, roadways, and other improvements in or adjacent to the work area.
14. The Contractor shall secure from appropriate agencies ALL REQUIRED PERMITS necessary for proper demolition prior to starting work. All fees for securing the permits shall be paid by the Contractor.
15. A waste log shall be maintained by the Contractor and shall contain origin of material (address and date) and receiving facility for each load and the weight of each load. Contractor is to determine recycling or disposal methods to ensure that waste materials are recycled or disposed of properly. All waste materials are to be transported directly to a properly permitted facility. All waste receipts shall be submitted prior to payment.

16. The City of Battle Creek, the City of Albion, CCLBA, and any other governmental agency with jurisdictional interest will have access to the property for observation and inspection.
17. Contractor agrees that all work awarded under this RFP shall and will be completed and invoiced on or before December 14, 2012, providing that the CCLBA has issued the Notice to Commence by November 13, 2012. If contractors are unable to meet this deadline to due unforeseen setbacks, arrangements must be made prior to the deadline. However, if the contractor fails to begin demolition activities within 15 days of the Notice to Commence, the CCLBA reserves the right to re-award the project to the next qualified bidder.
18. Contractor shall provide at a minimum, four (4) inches of clean, natural, fertile topsoil free of any stones over 1 1/2 inch, clods, sticks, roots, or other objectionable material. Seeding shall be either clover (preferred) or perennial ryegrass mix at a rate of 4-5 lbs per 1000 sq. ft. The ideal mixture should be 20% Kentucky Blue Grass, 20% perennial Rye grass, 20% hard fescue, and 40% Creeping Red Fescue.
19. Payment for the cost of all work contained in the RFP will be made at the prices contained in the bid. Payment will only be made upon the completion of all requirements outlined in the RFP. In other words, payment will only be made upon the removal of all structures, proper grading and backfilling, and upon 4 inches of topsoil properly seeded. The CCLBA is willing to make partial payments (bid amount less \$1000) to the Contractor only upon proper demolition of all structures, proper backfilling and compacting to proper grade and prior to the application of topsoil and seeding. There will be no exceptions to the retainage amount.

WRITTEN REPORTS: The Contractor shall be responsible for preparing or causing to have prepared final compliance paperwork for payment and use by the CCLBA or in certain cases, the City of Battle Creek or the City of Albion. These reports shall include a copy of the ten day notice to the state and copies of all waste disposal receipts.

INTERESTED BIDDERS: Interested bidders MUST REGISTER their company and intent to bid on this RFP at the Calhoun County website: <http://www.calhouncountymi.gov/vendors/registration>. A copy of the questions & answers associated with this RFP will be sent out per the County's online registration database. If you have any questions, you can contact Leslie Obrig at 269-781-0981 or Krista Trout Edwards at 269-781-0859.

ALL WORK SHALL CONFORM TO THE FOLLOWING FEDERAL REQUIREMENTS WHERE APPLICABLE

- 24 CFR 570.061 – Equal Opportunity and Fair Housing
- 24 CFR 570.602 – Affirmative Marketing
- 24 CFR 570.604 – Environmental Review
- 24 CFR 570.605 – National Flood Insurance Program
- 24 CFR 570.607 – Lead Based Paint
- 24 CFR 570.609 – Debarred, Ineligible or Suspended Contractors

24 CFR 570.611 – Conflict of Interest

24 CFR 85.36 – Procurement

Executive Order 11246

The CCLBA reserves the right to select the contractor that best meets its goals and objectives, quality levels, as well as its educational and service level expectations. The CCLBA reserves the right, in its sole discretion, to reject any/or all proposals, to waive any irregularities and technical defects contained therein, to award the contract in its entirety, in part, or not at all and/or determine which proposal is the lowest and/or best to enter into a Contract, as deemed to be in the best interest of the CCLBA. The CCLBA may also remove properties from the list when circumstances dictate it. The CCLBA may select more than one service provider from the proposals submitted to obtain the most qualified firm(s) or individual(s) for demolition services in order to ensure timely completion of the requested services.

EVALUATION CRITERIA AND SCORING

In evaluating responses to this Request for Proposal, the CCLBA will take into consideration the experience, capacity, and costs that are being proposed by the Respondent. Proposals should provide a straightforward, concise description of the proponent's capabilities to satisfy the requirements of the RFP. The following Evaluation Criteria will be considered in reviewing submittals:

- Experience in Demolition and Site Clearance
- Capability & Qualifications of Contractor and its Personnel
- Demolition Plan with or without a recycling component
- Price per property in Appendix B
- Completeness of Response
- Location of Business

A. Experience and Capacity

A point system to evaluate the experience and capacity of the Respondent is included in Appendix A.

SUBMITTAL REQUIREMENTS

RFP responses must be submitted via hard copy to the Calhoun County Purchasing Department, 315 W. Green St, Marshall MI 49068 and clearly labeled RFP #06-CCLBA-2012 by 3:00 pm on Thursday, October 25, 2012. Submissions sent by email will not be accepted. Each respondent shall submit one (1) original and two (2) copies of the required documentation in a clear, legible, and 8.5 by 11 inch format; and must register on the county's website (see below) to bid. Respondents are advised to adhere to the Submittal Requirements. Failure to comply with the instructions of this RFP will be cause for rejection of submittal.

If not already registered as a vendor with the county, interested bidders must register on the county's website: <http://www.calhouncountymi.gov/vendors/registration>

Written questions must be submitted via email kedwards@calhouncountymi.gov by 5:00 pm on Monday, October 22, 2012. Written answers will be provided to all potential bidders via email by 5:00 pm on Tuesday, October 23, 2012.

The CCLBA reserves the right to seek additional information to clarify responses to this RFP. Each response must include the following:

A. Letter of Interest

Please submit a Cover Letter of Interest signed by a duly authorized officer or representative of the Respondent, not to exceed two pages in length. The Letter of Interest must also include the following information:

1. The principal place of business and the contact person along with his/her title, telephone/fax numbers and email address.
2. A brief summary of the qualifications of the Respondent and team.
3. Description of organization (i.e. Corporation, Limited Liability Company, or Joint Venture).
4. The names and business addresses of all Principals of the Respondent. For purposes of this RFP "Principals" shall mean persons possessing an ownership interest in the Respondent.
 - If the Respondent is a partially owned or fully-owned subsidiary of another organization, identify the parent organization and describe the nature and extent of the parent organization's approval rights, if any, over the activities of the Respondent.
5. The Certification attached hereto at the end of this RFP and incorporated herein by reference must be signed by Respondent and attached to the Letter of Interest.

B. Threshold Requirements

These documents must be submitted and acceptable along with your proposal (also please see RFP Submittal Request Checklist for more information on page 12):

1. a. Certificate of Good Standing for Corporations Companies issued by the Michigan Secretary of State; or
b. Certificate of Existence for Limited Liability Companies issued by the Michigan Secretary of State; or
c. Certificate of Good Standing or Certificate of Existence for Joint Ventures; or
d. "Doing Business As" documentation and certificates for all other types of businesses.
2. Evidence of Insurance: Commercial General Liability with limits not less than \$2,000,000; Workers Compensation and Employers Liability with limits not less than \$500,000; and Automobile Liability with limits not less than \$1,000,000 per occurrence. The selected Contractor shall agree to indemnify and hold harmless the CCLBA, City of Battle Creek, City of Albion, and its officers, agents, and employees from any and all claims, causes, or actions, and damages of any kind, for injury to or death of any person and damages to property arising out of or in connection with the work done by the Contractor under this contract, and including acts or omissions of the CCLBA, City of Battle Creek, City of Albion, or its officer, agents, or employees in connection with said contact.

A note about Workers' Compensation Insurance: *If you feel that your company is exempt from this requirement, you must file paperwork with the Workers' Compensation Agency (<http://www.michigan.gov/wca>). It is our understanding that the State requires exempt companies to file a WC-337 with this (State) office; however, we advise all companies interested in pursuing this to contact the agency at 517-322-1195 to get more information and better understand which companies are exempt. To be counted as exempt by Calhoun County, respondents must submit paperwork from the State that shows the exemption is valid. If a company cannot document an exemption, then it should submit the required Workers' Compensation Insurance as discussed under "Evidence of Insurance" on page 10.*

3. Non-For-Profit Documentation if applicable
 - IRS 501(c)(3) determination
 - Articles of Incorporation
 - Corporate By-Laws
 - Listing of Board Members
4. Evidence of Financial Stability: All Respondents shall include their most recent financial statements with the proposal response. This information will assist and the CCLBA in determining the Respondent's financial condition. The CCLBA is seeking this information to ensure that the respondent has the financial stability and wherewithal to assure good faith performance.
5. Evidence of Licensing for Demolition a copy of Respondent's "Department of Energy, Labor & Economic Growth's Residential Builders' And Maintenance & Alteration Contractors' Board Residential Builder License" and a copy of the Respondent's "City of Battle Creek Demolition License" if bidding on the project in Battle Creek.
6. Demolition Plan with or without a recycling component: Respondent shall provide a plan for how it would handle the demolition, including the use of subcontractors. Additionally, Respondent may include a recycling component that discusses how and where different material would be recycled.
7. Three (3) references of related projects, including date of project, contact person and phone number, and a brief description of the project.
8. Conflict of Interest Statement & Supporting Documentation (See Appendix C): Respondent shall disclose any professional or personal financial interests that may be a conflict of interest in representing the CCLBA. In addition, all Respondents shall further disclose arrangement to derive additional compensation from various investment and reinvestment products, including financial contracts.

C. Main Proposal

Please provide the following information:

1. Years of experience and detailed qualifications in demolition in compliance with HUD, MIOSHA and OSHA standards.
2. A price for demolition based upon the scope of work, individually for each property listed in Appendix B.

SELECTION PROCESS

The Selection Committee, comprised of the staff of the CCLBA and the Calhoun County Purchasing Department, will review qualifications in accordance with county objectives and policies. Proposals that are submitted timely and comply with the mandatory requirements of the RFP will be evaluated in accordance with the terms of the RFP. Any contract resulting from this RFP will not necessarily be awarded to the vendor with the lowest price. Instead, the contract shall be awarded to vendor whose proposal received the most points in accordance with criteria set forth in RFP and can meet the capacity requirements.

QUESTIONS

Written questions must be submitted via email kedwards@calhouncountymi.gov by **5:00 pm on Monday, October 22, 2012**. Written answers will be provided to all potential bidders via email by **5:00 pm on Tuesday, October 23, 2012**.

SUBMITTAL DUE DATE

Responses to this RFP are due by **3 P.M. (local time) on Thursday, October 25, 2012**. The prevailing clock shall be www.time.gov

Each Respondent is responsible for labeling the exterior of the sealed envelope containing the proposal response with the proposal number, proposal name, proposal due date and time, and your firm's name. Hard copies must be delivered to:

Calhoun County
CCLBA
Purchasing Department
315 W. Green St.
Marshall MI 49068
ATTN: Leslie R. Obrig

LATE PROPOSALS WILL NOT BE CONSIDERED

CERTIFICATION FORM NOTE

THIS PAGE MUST BE COMPLETED AND INCLUDED WITH THE SUBMITTAL CERTIFICATION

The undersigned hereby certifies, on behalf of the Respondent named in this Certification (the “Respondent”), that the information provided in this RFP submittal to The CCLBA is accurate and complete ,and I am duly authorized to submit same. I hereby certify that the Respondent has reviewed this RFP in its entirety and accepts its terms and conditions.

(Name of Respondent)

(Signature of Authorized Representative)

(Typed Name of Authorized Representative)

(Title)

(Date)

RFP SUBMITTAL REQUIREMENTS CHECKLIST

Please provide Checklist with response to RFP

- Letter of Interest
- Certification Form Note, Signed
- Certificate of Good Standing for Corporation issued by the Michigan Secretary of State; or Certificate of Existence for Limited Liability Companies issued by the Michigan Secretary of State; or a Certificate of Good Standing or Certificate of Existence for Joint Ventures for each entity comprising the joint venture; and all documentation and certifications for Respondents “Doing Business As.”
- Evidence of Insurance
 - Only copies of insurance documents from the respondent’s insurance company showing that the coverage is met will be accepted. (Please see note about Workers’ Compensation Insurance on Page 8.)
- Evidence of Financial Stability, which could include, but is not limited to, the following:
 - Annual Report that includes a financial review
 - Most recent tax returns
 - Current balance in business accounts
- Demolition plan with or without a recycling component
- Three References (Appendix D)
- Non Collusion Affidavit, Signed and Notarized (Appendix C)
- Pricing Proposal based on the Demolition of all Properties (Appendix B)
- RFP Submittal Requirements Checklist

APPENDIX A

In evaluating responses to this Request for Proposal, the CCLBA will take into consideration the experience, capacity, and costs that are being proposed by the Respondent. The following Evaluation Criteria will be considered in reviewing submittals:

D. Experience and Capacity

The point system is to evaluate the experience and capacity of the Respondent.

1. Experience in providing demolition services

| | |
|--|-----------|
| Less than one (1) year of experience in Demolition | 0 Points |
| One (1) to three (3) years of experience Demolition | 10 Points |
| Greater than ten (10) years of experience Demolition | 20 Points |

2. Pricing Proposal

| | |
|--|-----------|
| Lowest bid amount | 60 Points |
| Next lowest bid amount | 50 Points |
| Each additional lowest bid amount will be reduced by 10 points | |

3. Local Preference

| | |
|--|-----------|
| Office Location within in Calhoun County, MI | 20 Points |
| Office Location within 50 miles of Calhoun County, MI | 10 Points |
| Office Location more than 50 miles from Calhoun County, MI | 0 Points |

4. Demolition Plan that includes recycling (Additional Points)

| | |
|--|--|
| Detailed narrative that includes recycling as much debris as possible as well as disposal sites for recycled waste material. Respondent may include more information as it pertains to company's recycling strategy. | Up to 10 Points based on quality of plan |
|--|--|

APPENDIX B

| Address | Street Name | City | Bid Amount |
|-------------------------|-----------------|--------------|------------|
| 176 | Central Street | Battle Creek | |
| 403 | Center Street W | Albion | |
| 404 | Center Street W | Albion | |
| 507 | Center Street W | Albion | |
| Total Bid Amount | | | |

APPENDIX C

NON-COLLUSION AFFIDAVIT

The bidder, by its officers and authorized agents or representatives present at the time of filing this bid, being duly sworn on their oaths, say that neither they nor any of them have in any way, directly or indirectly, entered into any arrangement or agreement with any other bidder or with any public officer of such Calhoun County Land Bank Authority, whereby such affidavit or affiant or either of them has paid or is to pay to such other bidder or public officer any sum of money, or has given or is to give to such other bidder or public office anything of value whatsoever, or such affidavit or affiant or either of them has not directly or indirectly entered into any arrangement or agreement with any other bidder or bidders, which tends to or does lessen or destroy free competition in the letting of the contract sought for by the attached bid, that no inducement of any form or character other than that which appears on the face of the bid will be suggested, offered, paid or delivered to any person whomsoever to influence the acceptance of the bid or awarding of the contract, nor has this bidder any agreement or understanding of any kind whatsoever, with any person whomsoever to pay, deliver to, or share with any other person in any way or manner, any of the proceeds of the contract sought by this bid.

COMPANY: _____

BY: _____
(signature)

NAME: _____
(type or print)

TITLE: _____

DATE: _____

The above statements are true to the best of my knowledge, information and belief as of the date set forth herein. *Notary certification below:*

APPENDIX D

List of Three References (3)

Reference 1

Company/Municipality: _____
Contact Person: _____ Title: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone: _____ Email: _____
Type of Project(s): _____

Budget: _____

Reference 2

Company/Municipality: _____
Contact Person: _____ Title: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone: _____ Email: _____
Type of Project(s): _____

Budget: _____

Reference 3

Company/Municipality: _____
Contact Person: _____ Title: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone: _____ Email: _____
Type of Project(s): _____

Budget: _____