



Boone County, Kentucky

REQUEST FOR BIDS # BCFY21-0044

VALLEY ORCHARD BARN ROOF REPLACEMENT FOR BOONE COUNTY PARKS

ACCEPTANCE DATE: May 21, 2021 at 2:00 p.m. (“Local Time”)

PRE-BID MEETING: **Project Site: 7030 River Road, Hebron, KY 41048**
May 13, 2021, 10:00 a.m. (“Local Time”)

ACCEPTANCE PLACE Boone County Fiscal Court – *Negometrix Platform*
Time: May 21, 2021 02:00 PM Eastern Time (US and Canada)
Join Zoom Meeting
<https://us02web.zoom.us/j/82417429385?pwd=TkFVV2IvMEpTTSStanIzempGd3ZQU09>
Dial by your location +1 312 626 6799 US (Chicago)
Meeting ID: 824 1742 9385
Passcode: 908907
Find your local number:
<https://us02web.zoom.us/j/82417429385?pwd=TkFVV2IvMEpTTSStanIzempGd3ZQU09>

Requests for information related to this Invitation should be directed to *David Whitehouse, Project Sponsor* through the Negometrix platform.

Issue Date: April 30, 2021

ANYONE IN NEED OF ANY REASONABLE ACCOMMODATION FOR ANY TYPE OF DISABILITY IN ORDER TO PARTICIPATE IN THIS PROCUREMENT, SHOULD CONTACT THE HUMAN RESOURCES OFFICE AS SOON AS POSSIBLE

NOTICE

The Boone County Fiscal Court will receive sealed bids through the Negometrix Solicitation platform, 41005, until 2:00 pm (“Local Time”) on **May 21, 2021 for Valley Orchard Barn Roof for the Boone County Parks Department**. Proposals/Bids will be publicly presented in a virtual format at the date and time listed above.

Specifications may be obtained at www.boonecountyky.org/publicnotices or <https://app.negometrix.com/buyer/839>.

A pre-bid meeting/tour will be held on at the **Valley Orchard Barn, 7030 River Road, Hebron, KY 41048. TIME: May 13, 2021, 10:00 a.m.** (“Local Time”). Firms are strongly advised to attend the pre-bid meeting.

The hearing and/or speech-impaired may call 1-800-648-6057 and an interpreter will call the County for you.

Boone County reserves the right to reject any and all bids, to waive any informalities and to negotiate for the modifications of any bid or to accept that bid which is deemed the most desirable and advantageous from the standpoint of customer value and service and concept of operations, even though such bid may not, on its face, appear to be the lowest and best price. No bid may be withdrawn for a period of thirty (30) days after scheduled time of receipt of bids.

The Boone County Fiscal Court is an Equal Opportunity Employer. WBE/MBE firms are encouraged to respond to this Request for Bids.

INTENT

Whenever a specific “Brand Name” is used in these specifications, it is used for descriptive purposes only. The Boone County Parks Review Committee shall be the sole judge of whether a bid meets the intent of these specifications.

This is a request for bids. Any reference to proposer in this document shall be construed as the vendor/firm/contractor submitting the bid.

KENTUCKY PREFERENCE LAW

The scoring of bid is subject to Reciprocal preference for Kentucky resident bidders and Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries. *Vendors not claiming resident bidder or qualified bidder status need not submit the corresponding affidavit.

SPECIFICATIONS

1. GENERAL INFORMATION

Boone County, Kentucky, herein referred to as the “County”, is soliciting Request for Bids (RFB) from qualified firms/contractors that specialize in roof replacement/installation for the Valley Orchard Barn Roof located at 7030 River Road, Hebron, KY 41048.

2. SPECIFICATIONS

The services desired are set forth in this Request for Bids. Representatives of the Boone County Fiscal Court “County” will review the submitted bids of each party. The Fiscal Court reserves the right to amend the specifications. Addenda will be available on the County website. Obtaining addenda is the responsibility of the offering party, not the County.

3. NOTICE

Pursuant to the provisions of KRS 45A.343, the contractor or vendor is required to reveal to the County any final determination of a violation of KRS Chapters 136, 139, 141, 337, 338 and 342 by the contractor or vendor within the previous five (5) years; and further that said contractor or vendor has been and is in continuous compliance with the provisions of KRS Chapters 136, 139, 141, 337, 341, and 342 for the duration of the contract. The failure of a contractor or vendor to reveal a final determination of a violation to a local government, or to comply with the statutory requirements, is considered grounds for cancellation of a contract and disqualification of the contractor or vendor from eligibility for any County contracts for a period of two (2) years.

The Boone County Fiscal Court reserves the right to reject any and all submissions and to waive formalities.

4. QUALIFICATIONS

All interested parties must possess all federal, state and/or local qualifications/licenses to provide services in Boone County and the Commonwealth of Kentucky.

Insurance - Bidder is required to maintain insurance coverage as follows:

| Coverage | Minimum Limits of Liability, Terms and Coverage |
|------------------------------|--|
| Commercial General Liability | \$1,000,000 bodily injury and property damage each occurrence, including advertising and personal injury, products and completed operations |
| | \$5,000,000 products/completed operations, independent Contractor's liability, contractual liability, and coverage for property damage from perils of explosion, collapse, or damage to underground utilities, commonly known as XCU |
| | \$5,000,000 general annual aggregate |
| Auto Liability Insurance | \$1,000,000 each person, bodily injury and property damage, including owned, non-owned and hired auto liability |
| Workers' Compensation | Statutory Limitations |
| Employer's Liability | \$1,000,000 bodily injury by accident, each accident |
| | \$1,000,000 bodily injury by disease, each employee |
| | \$1,000,000 bodily injury by disease, policy aggregate |
| Umbrella/Excess Liability | \$5,000,000 each occurrence and annual aggregate |
| | Underlying coverage shall include General Liability, Auto Liability, and Employer's Liability |
| | \$1,000,000 annual aggregate covering damages or liability arising or resulting from Contractor's services rendered, or which should have been rendered, pursuant to the Contract |
| Property | The Contractor shall purchase and maintain property insurance covering machinery, equipment, mobile equipment, and tools used or owned by the Contractor in the performance of services under the Contract. The County shall in no circumstance be responsible or liable for the loss or damage to, or disappearance of, any machinery, equipment, mobile equipment and tools used or owned by the Contractor in the performance of services under the Contract. |

Proof of insurance shall be furnished to the County with bid submission. Certificate of insurance naming **Boone County Fiscal Court as additionally insured** shall be furnished within fifteen (15) days of contract execution.

5. SCOPE OF WORK

Boone County, Kentucky, invites the submittal of written bids from qualified firms/contractors that specialize in the replacement/installation of metal roofs. This purpose of this bid is to provide for the removal and replacement of the metal roof for the **Boone County Parks “Valley Orchard Barn Roof”** located at **7030 River Road, Hebron, KY 41048**.

6. PROPOSED SCHEDULE

The County would like to move quickly in selection of a firm to begin the process. The selected firm should be prepared to begin work immediately after a contract is signed with the goal of completing work on an aggressive schedule with a goal of implementation in 2021. This anticipated schedule is negotiable with justification from the consultant.

7. EXPERIENCE AND QUALIFICATIONS

Boone County is seeking a consultant/ firm that can demonstrate the following list of required qualifications:

- A. Must meet all of the requirements to conduct business in Boone County and the Commonwealth of Kentucky;
- B. Must provide a minimum of three (3) professional references;
- C. Provide locations of three (3) recent projects of similar size and scope.
- D. Must meet all other requirements as outlined in this RFB.

If applicable, the firm should provide a list of potential conflicts of interests due to personal interests or work done for others.

8. MINIMUM REQUIREMENTS TO BE INCLUDED IN SUBMISSION

A. Pricing.

The bid must include pricing for all elements listed in this document and highlighted. Bid pricing shall be:

B. Specifications for materials included in bid.

A complete set of specifications and information for all materials used to establish the bid pricing must be included with the bid submission and as required in the system specifications.

C. References

The submission must also include three references with contact information, any exceptions noted and any conflicts of interest related to this proposed project.

D. Project Timeline

A proposed project timeline for installation must be included with the bid submission.

E. Firm Information

To be completed in the Negometrix platform.

F. Warranty and Technical Support

Documentation of material warranty and technical support.

E. Insurance Requirements

Certificate of Insurance demonstrating required coverages as listed in section 4.

9. BID SUBMISSION, PRE-BID MEETING AND RFB INQUIRIES INFORMATION

A. Submission Date and Time: May 21, 2021, at 2:00 p.m. (“Local Time”) on the Negometrix platform <https://app.negometrix.com/buwer/839>.

Bid opening will be held virtually at the above time.

Only those responses received prior to or on the submission date and time will be considered.

B. Pre-Bid Meeting

To ensure that all bidders have an opportunity to review the worksite, there will be a pre-bid meeting at the jobsite **7030 River Road, Hebron, KY 41048** on May 13, 2021 at 10:00 AM (“Local Time”). No reservation needed.

Questions should be directed to the project sponsor, David Whitehouse, through the Negometrix platform.

C. RFB Inquiries

Inquiries/Questions regarding this RFB should be posed in writing no later than May 19, 2021, before 4:00 p.m. (“Local Time”) utilizing the Negometrix platform.

Answers to questions will be published to Negometrix and the County’s website by May 20, 2021 by 2:00 p.m. (“Local Time”)

10. PROJECT AWARD

Boone County reserves the right to evaluate all submitted bids and to award the project to the submission deemed to be in the best interest of the county.

The Boone County Fiscal Court may, in its sole and absolute discretion, accept or reject, in whole or in part, for any reason whatsoever any or all Bids; re-advertise this Request for Bid; postpone or cancel at any time the Bid process; waive any informalities of or irregularities in the process; negotiate with any party or request additional information if it so desires.

Bids that are not submitted on time and/or do not conform to the Boone County Fiscal Courts requirements will not be considered. The County may determine, at its sole discretion, whether any aspect of the bid satisfies the criteria established in this Bid. In all cases, the Boone County Fiscal Court shall have no liability to any contractor for any costs or expense, incurred in connection with this bid or otherwise.

The County will allow a bidder's representative bearing proper authorization and identification to sign for, receive, and withdraw the bidder's unopened bid prior to submission deadline. A firm wishing to modify his/her bid may do so by withdrawing the initial submission and then submitting a modified bid prior to the deadline. Neither the staff nor the facilities of the County will be available to assist a bidder desiring to make modifications. It will be the bidder's responsibility to make all modifications. The County may conduct discussions with persons submitting bids for the purpose of clarification to assure full understanding of, and responsiveness to, the solicitation requirements.

The County will use the requirements set forth in the RFB as the basis for bid evaluation. After identification of the responsible institution(s) or whose bid appears to be most advantageous to the County, the County will enter into contract preparation activities with the bidder. If at any time the contract preparation activities are judged to be ineffective, the County may cease all activities and begin contract preparation activities with the next highest rated bidder, and the process may continue until a contract is executed. The County reserves the right to cease all contract preparation activities at any time and reject all bids if such action is determined to be in the best interest of the County.

SITE AVAILABILITY

Contractor shall be on call during Warranty/Guarantee period to answer any questions Owner might have.

CONTRACTOR EQUIPMENT STAGING

Contractor shall be responsible for proper care, storage and staging of all equipment included in the project.

DOCUMENTATION

All Owners manuals and or maintenance information shall be provided in electronic PDF format to the owner and owner representative.

**Terms and Signature Sheet
(Required to be Included with Bid Submission)**

In compliance with this Bid and subject to all conditions thereof, the undersigned offers and agrees to furnish any or all items and/or services upon which prices are quoted, at the price quoted as specified.

My signature certifies that the accompanying bid is not the result of or affected by, any act of collusion with another person or company engaged in the same line of business or commerce, or any act of fraud. I hereby certify that I am authorized to sign this bid for the Proposer.

| | | |
|---|----|-----------------|
| Total Roof Project Cost as specified: | \$ | |
| Options: | | |
| 1) Additional cost for replacement of damaged decking: | \$ | Per square ft |
| 2) Additional cost for replacement of damaged fascia: | \$ | Per Linear Foot |
| | | |
| Please attach a list of exceptions to any area of the bid specifications, if any. | | |

KENTUCKY PREFERENCE LAWS

The scoring of bids is subject to Reciprocal preference for Kentucky resident bidders and Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries. ***Vendors not claiming resident bidder or qualified bidder status need not submit the corresponding affidavit.**
Reciprocal preference for Kentucky resident bidders

KRS 45A.490 Definitions for KRS 45A.490 to 45A.494.

As used in KRS 45A.490 to 45A.494:

- (1) "Contract" means any agreement of a public agency, including grants and orders, for the purchase or disposal of supplies, services, construction, or any other item; and
- (2) "Public agency" has the same meaning as in KRS 61.805.

KRS 45A.492 Legislative declarations.

The General Assembly declares:

- (1) A public purpose of the Commonwealth is served by providing preference to Kentucky residents in contracts by public agencies; and
- (2) Providing preference to Kentucky residents equalizes the competition with other states that provide preference to their residents.

KRS 45A.494 Reciprocal preference to be given by public agencies to resident bidders -- List of states -- Administrative regulations.

- (1) Prior to a contract being awarded to the lowest responsible and responsive bidder on a contract by a public agency, a resident bidder of the Commonwealth shall be given a preference against a nonresident bidder registered in any state that gives or requires a preference to bidders from that state. The preference shall be equal to the preference given or required by the state of the nonresident bidder.
- (2) A resident bidder is an individual, partnership, association, corporation, or other business entity that, on the date the contract is first advertised or announced as available for bidding:
 - (a) Is authorized to transact business in the Commonwealth; and
 - (b) Has for one (1) year prior to and through the date of the advertisement, filed Kentucky corporate income taxes, made payments to the Kentucky unemployment insurance fund established in KRS 341.490, and maintained a Kentucky workers' compensation policy in effect.
- (3) A nonresident bidder is an individual, partnership, association, corporation, or other business entity that does not meet the requirements of subsection (2) of this section.
- (4) If a procurement determination results in a tie between a resident bidder and a nonresident bidder, preference shall be given to the resident bidder.
- (5) This section shall apply to all contracts funded or controlled in whole or in part by a public agency.
- (6) The Finance and Administration Cabinet shall maintain a list of states that give to or require a preference for their own resident bidders, including details of the preference given to such bidders, to be used by public agencies in determining resident bidder preferences. The cabinet shall also promulgate administrative regulations in accordance with KRS Chapter 13A establishing the procedure by which the preferences required by this section shall be given.
- (7) The preference for resident bidders shall not be given if the preference conflicts with federal law.
- (8) Any public agency soliciting or advertising for bids for contracts shall make KRS 45A.490 to 45A.494 part of the solicitation or advertisement for bids.

The reciprocal preference as described in KRS 45A.490-494 above shall be applied in accordance with 200 KAR 5:400.

Determining the residency of a bidder for purposes of applying a reciprocal preference

Any individual, partnership, association, corporation, or other business entity claiming resident bidder status shall submit along with its response the attached Required Affidavit for Bidders, Offerors, and Contractors Claiming Resident Bidder Status. The BIDDING AGENCY reserves the right to request documentation supporting a proposer's claim of resident bidder status. Failure to provide such documentation upon request shall result in disqualification of the bidder or contract termination.

A nonresident bidder shall submit, along with its response, its certificate of authority to transact business in the Commonwealth as filed with the Commonwealth of Kentucky, Secretary of State. The location of the principal office identified therein shall be deemed the state of residency for that bidder. If the bidder is not required by law to obtain said certificate, the state of residency for that bidder shall be deemed to be that which is identified in its mailing address as provided in its bid.

Preferences for a Qualified Bidder or the Department of Corrections, Division of Prison Industries.

Pursuant to 200 KAR 5:410, and KRS 45A.470, Kentucky Correctional Industries will receive a preference equal to twenty (20) percent of the maximum points awarded to a bidder in a solicitation. In addition, the following "qualified bidders" will receive a preference equal to fifteen (15) percent of the maximum points awarded to a bidder in a solicitation: Kentucky Industries for the Blind, any nonprofit corporation that furthers the purposes of KRS Chapter 163 and any qualified nonprofit agencies for individuals with severe disabilities as defined in KRS 45A.465(3). Other than Kentucky Industries for the Blind, a bidder claiming "qualified bidder" status shall submit along with its response to the solicitation a notarized affidavit which affirms that it meets the requirements to be considered a qualified bidder-affidavit form included. If requested, failure to provide documentation to a public agency proving qualified bidder status may result in disqualification of the bidder or contract termination.

REQUIRED AFFIDAVIT FOR BIDDERS, OFFERORS AND CONTRACTORS CLAIMING RESIDENT BIDDER STATUS (Not Required unless claiming Resident Bidder Status)

FOR BIDS AND CONTRACTS IN GENERAL:

The bidder or offeror hereby swears and affirms under penalty of perjury that, in accordance with KRS 45A.494(2), the entity bidding is an individual, partnership, association, corporation, or other business entity that, on the date the contract is first advertised or announced as available for bidding:

Is authorized to transact business in the Commonwealth;
Has for one year prior to and through the date of advertisement
Filed Kentucky income taxes;
Made payments to the Kentucky unemployment insurance fund established in KRS 341.49; and
Maintained a Kentucky workers' compensation policy in effect.

The BIDDING AGENCY reserves the right to request documentation supporting a proposer's claim of resident bidder status. Failure to provide such documentation upon request shall result in disqualification of the bidder or contract termination.

Signature Printed Name

Title Date

Company Name _____
Address _____

Subscribed and sworn to before me by _____
(Affiant) (Title)

of _____ this ____ day of _____, 20__ .
(Company Name)

Notary Public

[seal of notary]

My commission expires: _____

**REQUIRED AFFIDAVIT FOR BIDDERS, OFFERORS AND CONTRACTORS CLAIMING
QUALIFIED BIDDER STATUS**

(Not Required Unless Claiming Qualified Bidder Status)

FOR BIDS AND CONTRACTS IN GENERAL:

I. The bidder or offeror swears and affirms under penalty of perjury that the entity bidding, and all subcontractors therein, meets the requirements to be considered a "qualified bidder" in accordance with [200 KAR 5:410\(3\)](#); and will continue to comply with such requirements for the duration of any contract awarded. Please identify below the particular "qualified bidder" status claimed by the bidding entity.

_____ A nonprofit corporation that furthers the purposes of KRS Chapter 163

_____ Per KRS 45A.465(3), a "Qualified nonprofit agency for individuals with severe disabilities" means an organization that:

- (a) Is organized and operated in the interest of individuals with severe disabilities; and
- (b) Complies with any applicable occupational health and safety law of the United States and the Commonwealth; and
- (c) In the manufacture or provision of products or services listed or purchased under KRS 45A.470, during the fiscal year employs individuals with severe disabilities for not less than seventy-five percent (75%) of the man hours of direct labor required for the manufacture or provision of the products or services; and
- (d) Is registered and in good standing as a nonprofit organization with the Secretary of State.

The BIDDING AGENCY reserves the right to request documentation supporting a proposer's claim of qualified bidder status. Failure to provide such documentation upon request may result in disqualification of the bidder or contract termination.

| | |
|--------------|--------------|
| Signature | Printed Name |
| Title | Date |
| Company Name | |
| Address | |
| | |
| | |

Subscribed and sworn to before me by _____ (Affiant) _____ (Title)
of _____ this ____ day of _____, 20__.
(Company Name)

Notary Public
[seal of notary] My commission expires: _____