

REQUEST FOR QUALIFICATIONS GATHERING FORM

Solicitation is being performed to identify Native American/Indian-Owned (Indian Small Business Economic Enterprises (ISBEEs or IEE) Construction firms for current upcoming HUD ICDBG project.

Applicability. HUD has determined that grants under this part are subject to Section 7(b) of the Indian Self-Determination and Education Assistance Act ([25 U.S.C. 450b](#)). Section 7(b) provides that any contract, subcontract, grant or subgrant pursuant to an act authorizing grants to Indian organizations or for the benefit of Indians shall require that, to the greatest extent feasible:

- (1) Preference and opportunities for training and employment shall be given to Indians; and
- (2) Preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned economic enterprises as defined in section 3 of the Indian Financing Act of 1974 ([25 U.S.C. 1452](#)).

Please provide the following information that will be used for this solicitation RFQ of the ICDBG construction project of Rehabilitation of community facility:

1. Firm Name: _____
2. Address: _____
3. POC Name, Phone & Email: _____

4. Registered NAICS – ONLY Section 23 Construction (236115 – 238990). All other NAICS can be listed, but construction must be primary:

5. Confirmation of SAM.GOV registration, must be Active and native American owned. Provide Unique Entity ID AND Cage/NCAGE number:

6. Bonding Capacity: _____

The following information can be provided on separate sheets included in submission:

7. Design Bid Build (DBB) Experience? Please provide examples (i.e., Short Scope, Construction Start/End, Location, Contract Amount, References, etc.)
8. Design Build (DB) Experience? Please provide examples (i.e., Short Scope, Construction Start/End, Location, Contract Amount, References, etc.)
9. Healthcare Construction Experience? Please provide examples (i.e., Short Scope, Construction Start/End, Location, Contract Amount, References, etc.)
10. Submit completed Attachment 1: IEE (Indian Economical Enterprise owner/Representation Form. along with the controlling enterprise's Department of the Interior, Bureau of Indian Affairs Certificate of Degree of Indian Blood documentation (CDIB). Please note that there shall be no personally identifiable information (PII), such as social security numbers, included in the documentation submitted. Any PII shall be redacted prior to submission. Evidence showing fully the extent of Indian Ownership and interest.
11. A TDHE/Tribe, at its discretion, may require prospective contractors and offerors (and their subcontractors, if required by the TDHE/Tribe) to provide a statement describing how they will provide Indian preference in subcontracting, training, and employment, including the number or percentage of Indians to be employed and trained.
12. RFQ PACKET FROM CONTRACTOR (past facilities built/rehabilitated etc).

NO PROPOSALS ARE REQUESTED OR ACCEPTED WITH THIS RFQ. THIS IS NOT A SOLICITATION FOR PRICE. THE SUBMISSION OF RFQ IS NOT CONSIDERED AN CONTRACTUAL OBLIGATION.

Indian Economic Enterprises (IEE/Native American owned) as well as other small business are highly encouraged to respond to this notice. However, firms should understand that generic capability statements are not sufficient for effective evaluation of their capacity and capability to perform the work required. Please note that a decision not to submit a response to this request for information will not preclude a firm from participating in any future solicitation.

All information received in response to this source sought RFQ that is marked proprietary will be handled accordingly. Documents and/or information other than what is requested will not be reviewed. Information submitted beyond what is requested will not be considered.

ICDBG PROJECT LOCATION: 20 White Eagle DR, Ponca City OK, 74601 (approximately 7,240 sqft)

Contract Ceiling: \$1,070,000.00

Contract details: 3% of the total contract price T.E.R.O fee is due to the Ponca Tribe at mobilization phase. contractors must follow standards and guidelines from the Building Officials and Code Administration (BOCA), Life and Safety Codes, and Americans with Disabilities Act (ADA). Davis Bacon Wage Rates do not apply to ICDBG projects. Payment schedule to be discussed at selection with input from selected contractor. Final payment will be held until the licensed A&E firm provides certificate of substantial completion at which time final payment will be released.

Contingency fees will need to be estimated and included in the total contract price, the same goes for Tero fees. A complete cost schedule will also need to be provided by the contractor to the Ponca Tribe after selection of award.

Substantial completion date for the Project/contract will be 09/25/2025. The selected contractor will incur a **daily** fine for every day PAST the stated Substantial completion date. Fine amount tbd

1) CONSTRUCTION CONTRACT CLAUSES (AS LISTED IN 2CFR part 200, appendix II)

- a) Equal employment opportunity (executive order 11246, as amended by executive order 11375)
- b) Davis bacon act (40 U.S.C. 3141-3148) – Note: HUD ICDBG construction projects are exempt from this requirement.
- c) Copeland “anti-kickback” Act (40 U.S.C.3145)
- d) Contract work hours and safety standards Act (40 U.S.C. 3701-3708) – Note applicable for all contracts in excess of \$100,000 that employ mechanics and laborers
- e) Rights to inventions made under contract or agreement
- f) Clean air act (42 U.S.C 7401-7671Q.)
- g) Federal pollution control act (33 U.S.C. 1251-1387)
- h) Debarment and suspension (executive orders 12549 and 12689)- Note: WWW.SAM.GOV contains the names of parties that are disbarred, suspended, and excluded from doing business with the government as well as parties declared ineligible under statutory or regulatory authority.
- i) Byrd anti-lobbying amendment (31 U.S.C 1352)

The Ponca Tribe of Oklahoma will incorporate its own construction Agreement/contract and will be binding upon completion with selected contractor. The selected contractor must also provide a general construction contract that will be combined/AS attachment with the Ponca Tribes contract/agreement for services. Should any instances/disagreements arise or that the contract/agreements conflict in any

way, the Ponca Tribe of Oklahoma's construction Agreement/Contract will supersede the contractors Contract.

FIRM-Fixed price contract - The contract price and scope of work is set at the time of award and the work must be performed for that price. The contractor must complete the work irrespective of the accuracy of his initial estimate of the cost or effort involved. Modifications to the contract must also be firm-fixed in nature and approved by both parties.

Below is a brief scope of the work to be performed under this project and **will not** include ALL scope or work to be performed under this project. The final detailed scope of work to be performed under this project will be provided by the selected contractor.

SCOPE OF WORK: EXISTING BUILDING REHABILITATION

R & R OF

- electrical, Plumbing heating and air conditioning.
- Exterior includes painting, roof, doors, soffits, drainage, windows, lighting and signage etc.
- Interior walls, floors, doors, trim, ceiling as well as paint and complete interior finishing out etc.
- It is assumed there is subfloor damage which could include leveling of facility structure, pouring of new footing or structural repair of any kind for subfloor or structurally at all.
- Addition or extensions of offices/rooms, blowout or removal of rooms.
- LED lighting throughout the facility
- Storm shelter
- Exterior brick where necessary.
- Complete interior demolition if necessary

ADDITIONS OF

- Offices/rooms
- Bathrooms and facilities associated
- ADA accessibility throughout facility
- 50x60 shop building

After selection of contractor, the Final cost breakdown/cost schedule with detailed description of SCOPE/work to be performed under this project & contract will be provided by the CONTRACTOR & agreed upon by both parties and will be included in the Final binding Agreement/contract.

Note: this RFQ gathering form does not include all stipulations of the final binding contract or the complete scope of work.

Final day to submit RFQ packet 10/18/24. Solicitation closing date 10/18/2024

QUESTIONS: Questions regarding this RFQ may be emailed to Sonny.Biggoose@Ponca-nsn.gov or 580-382-6624

Filled out Gathering form, RFQ packets and attachments may be emailed to
Sonny.Biggoose@Ponca-nsn.gov

Please fill subject line as: ICDBG RFQ SOLICITATION RESPONSE

Site visits will be scheduled after the RFQ packet is received.

Selection will be made in the weeks following the closing date.

This Projects Solicitation Closing date is 10/18/2024