

# Cherokee Nation

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## ADDENDUM 2

FOOD DISTRIBUTION CENTER – NOWATA, OKLAHOMA

NOWATA COUNTY



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Acquisition Management on behalf of Food Distribution & Planning &  
Development Department

CHEROKEE NATION  
P.O. Box 948  
Tahlequah, OK 74465  
(918) 453-5000

**ADDENDUM #02**  
**RFB - FOOD DISTRIBUTION CENTER - NOWATA, OKLAHOMA**  
**NOWATA COUNTY**  
**08/11/22**

PRE-BID MEETING HELD ON FRIDAY, AUGUST 05, 2022 AT 9:00 A.M.

**ATTENDEES:**

**CHEROKEE NATION:**

JOHNNY DEATON - TERO  
MIKE TOOTLE - TERO  
SETH ARNEY - RISK MANAGEMENT  
HUNTER STURGES - RISK MANAGEMENT  
JON ASBILL - PLANNING & DEVELOPMENT  
ROD LUPER - FOOD DISTRIBUTION  
SHELLY MCCLAIN - ACQUISITION MANAGEMENT

**ELIGIBLE BIDDERS:**

JON HUMPHREY - STOUT CONSTRUCTION  
HANNAH HUMPHREY - STOUT CONSTRUCTION  
BOWIE SKAGGS - TALON CONSTRUCTION  
CODY MCGUIRE - TOMAHAWK BUILDERS  
MATT HAUGHT - TALON CONSTRUCTION

**QUESTIONS AND ANSWERS:**

The following questions are listed with the responses provided from Planning & Development.

**NOWATA FOOD DISTRIBUTION**

- 1) **Nowata** - There are not any hardware specs. Will the specs and a hardware schedule be released?

**RESPONSE**

Yes a hardware schedule will be released

- 2) **Nowata** - There are not any fire extinguishers noted on the new addition. Will these be required? If so, please provide quantity.

**RESPONSE**

Fire Extinguishers are noted in the Life Safety Plans

- 3) **Nowata** - The door schedule doesn't list any materials. Are we to quote standard hollow metal @ opening # 121 & 123? Hollow metal @ exterior door 121 and wood doors @ opening 123?

**RESPONSE**

Yes

- 4) **Nowata** - The wood door specs do not specify a veneer. Are we to quote the standard Red Oak or a different veneer?

**RESPONSE**

Standard Red Oak

**SALINA FOOD DISTRIBUTION**

- 1) **Salina** - Opening # 104 - There is not any material listed for this 1/2 door. Are we to quote hollow metal frame with wood door?

**RESPONSE**

Yes

- 2) **Salina** - There are not any corner guards or fire extinguishers shown on the plans. Please clarify if this material is required and if so, where are the locations?

**RESPONSE**

No corner guards are needed. Fire Extinguishers are noted in the Life Safety Plans

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- 3) **Salina** - The wood door specs do not specify a veneer. Are we to quote the standard Red Oak or a different veneer?

**RESPONSE**

Standard Red Oak

## **STILWELL FOOD DISTRIBUTION**

- 1) **Stillwell** - Opening # 104 - There is not any material listed for this 1/2 door. Are we to quote hollow metal frame with wood door?

### **RESPONSE**

Yes

- 2) **Stillwell** - There are not any corner guards or fire extinguishers shown on the plans. Please clarify if this material is required and if so, where are the locations?

### **RESPONSE**

No corner guards are needed. Fire Extinguishers are noted in the Life Safety Plans

- 3) **Stillwell** - The wood door specs do not specify a veneer. Are we to quote the standard Red Oak or a different veneer?

### **RESPONSE**

Standard Red Oak

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**MANDATORY BID DOCUMENTS**

**ALL THE FOLLOWING PAGES AND INFORMATION MUST BE SUBMITTED WITH SEALED BID  
TO BE CONSIDERED FULLY RESPONSIVE & ELIGIBLE FOR AWARD.**

**PREPARATION OUTLINE  
NOWATA FOOD DISTRIBUTION SITE REMODEL PROJECT**

The following information must be submitted and signed as indicated with sealed bid. All information must be submitted for bid to be considered responsive and reasonable.

- a. Preparation Outline (Attachment A, this page)
- b. Bid Form (Bid Packet, Page 16)
- c. Base Bid Form (Bid Packet, Page 17)
- d. Non-Collusive Affidavit (Bid Packet, Page 18)
- e. Previous Work History Form (Attachment B)
- f. TERO Certification (If applicable, to be provided by bidder)
- g. Statement on providing Indian Preference in Employment and Training Opportunities (Attachment C)
- h. Statement on providing Indian Preference in the award of Subcontracts (Attachment D)
- i. Bid Bond – 5% of Grand Total Bid Amount

**SPECIAL INSTRUCTIONS**

**\*\*Be advised that all responsive proposals will be evaluated as outlined in this solicitation packet.**

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Company Name

\_\_\_\_\_  
Date

**SEALED BID – BID FORM**  
**NOWATA FOOD DISTRIBUTION SITE REMODEL PROJECT**

To the Cherokee Nation:

This Bidder, in compliance with your invitation for a sealed bids to complete a Food Distribution remodel project at 1018 Lenape Dr., Nowata (Nowata County), Oklahoma and, having examined the bid documents; and, being familiar with all of the conditions surrounding the scope of work of the proposed project, hereby proposes to furnish all labor, quality control, materials, supplies, and supervision to complete the project for each site in accordance with the Contract Documents, and at the prices stated below. These prices to cover all expenses and taxes incurred in performing the work required under the Contract Documents, of which this proposal is a part.

Bidder hereby agrees to commence work under his contract on dates to be specified in a written "Notice of Award" for the drawings and a "Notice to Proceed" for the construction from the NATION, if he is the successful bidder. The number of calendar days for project completion will be 180 for all projects or \$500.00 per business day will be charged the Contractor for each day of extension over the presented construction end date.

Should any addenda be issued prior to the submission of this proposal, bidder acknowledges receipt of same by initials and date of the following addenda.

ADDENDUM #1 \_\_\_\_\_

ADDENDUM #2 \_\_\_\_\_

Bidder understands the NATION reserves the right to reject any or all bids and to waive any informalities in the bidding. Bidder understands award of this contract shall be subject to available funding.

Bidder agrees his bid shall be good and may not be withdrawn for a period of 90 calendar days from bid opening. Bidder will cooperate with the NATION to ensure a formal contract is fully executed within 10 days of his notice if he is the successful contractor.

Indian preference will be given on this project to firms certified as Indian-owned by the Cherokee Nation Tribal Employment Rights Office (TERO). Proof of certification must accompany all bids.

**BASE BID: NOWATA FOOD DISTRIBUTION REMODEL PROJECT**

The General Contractor, as Bidder, agrees to perform all work as shown and called for in the Plans and Specifications for the Cherokee Nation, that is shown to be the Base Bid.

All projects will be completed within 180 calendar days from Notice of Award issued by Cherokee Nation. The Bidder agrees to furnish all labor, quality control, materials, supplies, and supervision to complete the project in accordance with the scope of work and specifications for this project, and at the prices stated below.

**GRAND TOTAL** \$ \_\_\_\_\_

**Bidder agrees to construction completion timeline:** \_\_\_\_ Yes \_\_\_\_ No

**NOTE TO BIDDERS REGARDING INDIAN PREFERENCE:** (Check One)

TERO Certified Contractor: \_\_\_\_ Yes \_\_\_\_ No  
(Proof of certification must accompany all bids)

Major Cherokee Employer: \_\_\_\_ Yes \_\_\_\_ No  
(Bidder must contact TERO at 918-453-5000 for this preference)

**SUBMITTED:**

\_\_\_\_\_  
Company Name

\_\_\_\_\_  
Company Address

\_\_\_\_\_  
Company Address

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title



**NON-COLLUSIVE AFFIDAVIT**

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_ being first duly sworn, deposed and says that he/she is a partner or officer of the firm of \_\_\_\_\_, the party making the foregoing proposal or bid, that such proposal or bid is genuine and not collusive or sham; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought, by agreement or collusion, or communication or conference, with any person to fix the bid price of affiant or any other bidder, or to fix overhead, profit or cost element of said bid price, or that of any other bidder, or to secure any advantage against the Cherokee Nation, or any person interested in the proposed contract; and, that all statements in said proposal or bid are true.

Signed: \_\_\_\_\_  
(Bidder, if the bid is an individual;  
Partner, if the bid is a partnership;  
Officer, if the bid is a corporation)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

My commission expires \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public Signature

\_\_\_\_\_  
Commission Number

## PREVIOUS WORK HISTORY FORM

**NOTE:** This form is a required submission from each bidder/offeror and is the Nation's documentation to determine responsible bidders/offerors. In the spaces below, complete all information requested, providing all telephone numbers and any available facsimile numbers for all employers, companies and vendors listed. In the disclosure space, enter any defaults, assignments or foreclosures.

Employer/Company name, address, phone & fax	Contract Amount	Contract start and completion dates	Describe type of work performed/completed	Disclosures	Contractor's Current and previous vendors – give address and phone/fax
<b>Please attach additional sheets as required to sufficiently provide a minimum of three (3) years work history</b>					

TERO CERTIFICATE  
(if applicable)

## **Statement on Providing Indian Preference In Employment and Training Opportunities**

The Cherokee Nation has determined that all bidders this solicitation shall to the greatest extent feasible comply with Indian Preferences in providing training and employment opportunities.

Detail your employment and training opportunities and plans to provide preference to Indians in implementing the contract:

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Provide the number or percentage of Indians anticipated to be employed and trained.

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If less than 100% Indian for new hires explain why: \_\_\_\_\_

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Provide a list of all core crew (permanent full-time employees) members: \_\_\_\_\_

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Describe the methods that will be used to train Indian employees \_\_\_\_\_

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**Comparable statements from all subcontracts must be submitted.**

\_\_\_\_\_  
**Company Name**

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Date**

**Statement on Providing Indian Preference  
In the Award of Subcontracts**

The Cherokee Nation has determined that all bidders under this solicitation shall to the greatest extent feasible comply with Indian Preference in the awarding of all subcontracts under the contract.

If no responsive proposal by a qualified Indian-Owned economic enterprise or organization is within the estimated range of the total price of the lowest responsive proposal from any qualified enterprise, award shall be made to the bidder with the lowest price.

All bidders must submit with their proposal, documentation of the bids or quotations received in subcontracts awarded to a non-Indian enterprise or a non-Indian organization. Failure by the bidder to provide such information shall render the proposal non responsive and the bidder ineligible for award.

Detail your plans to provide Indian Preference in the award of subcontracts:

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\_\_\_\_\_  
**Company Name**

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Date**

BID BOND  
OR  
CASHIER'S CHECK

(5% of Grand Total Amount on Base Bid Form)