

Request for Proposals

Bulk Tire Purchase

Sawyer International Airport

The County of Marquette (County), Sawyer International Airport, seeks proposals from qualified firms for a bulk purchase of tires. Proposals must be received no later than 10:00 a.m. EST, Thursday, December 27, 2021. Vendors shall submit the documents using the **Proposal Form** contained in this Request for Proposal (RFP) by mail or in person in a sealed envelope, which identifies the proponent and states “Bulk Tire Purchase for Sawyer International Airport” on the outside of the envelope. Proposals must be delivered to: Sawyer Services Center, 125 G Avenue, Gwinn, Michigan 49841. Proposals will be publicly opened and read aloud at 125 G. Ave. Gwinn, MI 49841 at the date and time specified below.

Schedule of Events

December 2 nd , 2021	RFP issued to Vendors
December 10 th , 2021	Questions from Vendors due (written only)
December 17 th , 2021	Addendum issued (If required) *All addendums and RFP documents will be posted on the County of Marquette and Sawyer International Airport’s websites.
December 27 th , 2021	<u>DUE DATE FOR RFQ (Bid Opening Immediately After)</u>
10:00am EST	<i>Responses received after the deadline cannot be considered and if mailed, will be returned unopened.</i> SUBMISSION: Submit 2 complete sets of documents. METHOD OF SUBMITTAL: By mail or delivered in person.
December 27 th , 2021	Opening of Bids @ 10:00am EST

Although every effort will be made to follow this schedule, the County reserves the right to modify the dates as necessary and to accommodate special circumstances. All RFPs are due by the time specified. Any RFP received at the designated location after the required time and date specified for receipt shall be considered late and non-responsive. The County is not responsible for delays occasioned by the US Postal Service, the internal mail delivery system of the county, or any other delivery method employed by the Vendor.

Background/Scope of Work

The County requests quotes to purchase a bulk order of tires for airport equipment. See tire sizes and amounts required below.

Specifications

All NEW tires; no used or refurbished tires accepted.

Tires must comply with Buy-American Requirements contained in 49 USC § 50101.

Tire Size: 395/85 R 20. Michelin XZL or equivalent (15 total)

- 14 to be installed on vehicles (Owner supplied rims)
- 1 spare (Installed on rim (owner supplied))

Tire Size: 16R 20 Michelin XZL or equivalent (2 needed)

- 1 to be installed on vehicle (Owner supplied rims)
- 1 spare (Installed on rim (owner supplied))

Contingencies: Delivery and installation of the tires must be included in the quote/proposal.

The point of contact for this RFP is:

Megan Murray, Assistant Airport Manager
Sawyer International Airport
Airport Services Center
125 G Avenue
Gwinn, Michigan 49841
Telephone: 906.346.3308 Extension: 3131
Facsimile: 906.346.3309
mmurray@mqtco.org

Project Requirements

1. All work shall be accomplished in accordance with all applicable Federal, State and local laws and regulations.
2. Work shall be completed by workers accredited by the State of Michigan.
3. The contractor shall be responsible to acquire all permits (if any) required for the project.
4. Workmanship and materials to be warranted for one year from project completion.
5. The contractor shall comply with all Marquette County Insurance Requirements per Exhibit 1.
6. The contractor must comply with the current prevailing wages requirements per the Davis Bacon Wage Act. Current rates are attached as Exhibit 2.
7. Purchase of these tires is intended to be funded by the Federal Aviation Administration (FAA) Airport Improvement Program (AIP)/CARES Act Grant to the Airport. Successful bidders must comply with all FAA/CARES Act requirements, including but not limited to:

- Civil Rights-Title VI Assurance (49 USC § 47123, FAA Order 1400.11). The County of Marquette, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 USC §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders or offerors that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.
- Buy American Preference
(Title 49 USC § 50101)
- Debarment and Suspension
(2 CFR part 180 (Subpart C). 2 CFR part 1200, DOT Order 4200.5)
- Disadvantaged Business Enterprise
(49 CFR part 26)
- Trade Restriction Certification
(49 USC § 50104, 49 CFR part 30)
- Procurement of Recovered Materials
(2 CFR § 200.322, 40 CFR part 247, Solid Waste Disposal Act)

Link to website for any questions/further information:

https://www.faa.gov/airports/aip/procurement/federal_contract_provisions/media/combined-federal-contract-provisions.pdf

Form of Response

Proposal response form with lump sum not to exceed price for above described Bulk Tire Purchase in this RFP.

Price must be firm for sixty (60) days.

Payment to Contractor

Payment will be made within 30 days after delivery of tires.

The County will award the bid to the lowest responsive bidder. A responsive bidder is one that does not vary from specifications and terms required. The County reserves the right to wave irregularities in the bid proposals.

PROPOSAL FORM
Sawyer International Airport
Bulk Tire Purchase

Proponent Name:

Address:

Email:

Telephone:

Fax:

AUTHORIZED SIGNATURE AND TITLE

LUMP SUM AMOUNT FOR BID

\$ _____

_____dollars

Written Amount

Proponent Signature:

Proponents must acknowledge by signature, receipt of addenda if issued.

Addendum No. 1 _____

Addendum No. 2 _____

ATTACHMENTS TO THIS BID:

The following documents are attached to and made part of this Bid:

1. Buy American Certification
2. Certification of Bidder Regarding Tax Delinquency and Felony Convictions
3. Trade Restriction Certification

BUY AMERICAN CERTIFICATION

The contractor agrees to comply with 49 USC § 50101, which provides that Federal funds may not be obligated unless all steel and manufactured goods used in AIP-funded projects are produced in the United States, unless the FAA has issued a waiver for the product; the product is listed as an Excepted Article, Material Or Supply in Federal Acquisition Regulation subpart 25.108; or is included in the FAA Nationwide Buy American Waivers Issued list.

A bidder or offeror must submit the appropriate Buy America certification (below) with all bids or offers on AIP funded projects. Bids or offers that are not accompanied by a completed Buy America certification must be rejected as nonresponsive.

Certificate of Buy American Compliance for Manufactured Products

As a matter of bid responsiveness, the bidder or offeror must complete, sign, date, and submit this certification statement with their proposal. The bidder or offeror must indicate how they intend to comply with 49 USC § 50101 by selecting one on the following certification statements. These statements are mutually exclusive. Bidder must select one or the other (not both) by inserting a checkmark (☐) or the letter "X".

☐ Bidder or offeror hereby certifies that it will comply with 49 USC § 50101 by:

- a) Only installing steel and manufactured products produced in the United States, or;
- b) Installing manufactured products for which the FAA has issued a waiver as indicated by inclusion on the current FAA Nationwide Buy American Waivers Issued listing, or;
- c) Installing products listed as an Excepted Article, Material or Supply in Federal Acquisition Regulation Subpart 25.108.

By selecting this certification statement, the bidder or offeror agrees:

- 1. To provide to the Owner evidence that documents the source and origin of the steel and manufactured product.
- 2. To faithfully comply with providing US domestic product.
- 3. To furnish US domestic product for any waiver request that the FAA rejects.
- 4. To refrain from seeking a waiver request after establishment of the contract, unless extenuating circumstances emerge that the FAA determines justified.

☐ The bidder or offeror hereby certifies it cannot comply with the 100% Buy American Preferences of 49 USC § 50101(a) but may qualify for either a Type 3 or Type 4 waiver under 49 USC § 50101(b). By selecting this certification statement, the apparent bidder with the apparent low bid agrees:

- 1. To submit to the Owner within 15 calendar days of the bid opening, a formal waiver request and required documentation that support the type of waiver being requested.

2. That failure to submit the required documentation within the specified timeframe is cause for a non-responsive determination may result in rejection of the proposal.
3. To faithfully comply with providing US domestic products at or above the approved US domestic content percentage as approved by the FAA.
4. To refrain from seeking a waiver request after establishment of the contract, unless extenuating circumstances emerge that the FAA determines justified.

Required Documentation

Type 3 Waiver - The cost of the item components and subcomponents produced in the United States is more than 60% of the cost of all components and subcomponents of the "item". The required documentation for a type 3 waiver is:

- a) Listing of all product components and subcomponents that are not comprised of 100% US domestic content (Excludes products listed on the FAA Nationwide Buy American Waivers Issued listing and products excluded by Federal Acquisition Regulation Subpart 25.108; products of unknown origin must be considered as non-domestic products in their entirety)
- b) Cost of non-domestic components and subcomponents, excluding labor costs associated with final assembly at place of manufacture.
- c) Percentage of non-domestic component and subcomponent cost as compared to total "item" component and subcomponent costs, excluding labor costs associated with final assembly at place of manufacture.

Type 4 Waiver – Total cost of project using US domestic source product exceeds the total project cost using non-domestic product by 25%. The required documentation for a type 4 of waiver is:

- a) Detailed cost information for total project using US domestic product
- b) Detailed cost information for total project using non-domestic product

False Statements: Per 49 USC § 47126, this certification concerns a matter within the jurisdiction of the Federal Aviation Administration and the making of a false, fictitious or fraudulent certification may render the maker subject to prosecution under Title 18, United States Code.

Date

Signature

Company Name

Title

CERTIFICATION OF BIDDER REGARDING TAX DELINQUENCY AND FELONY CONVICTIONS

The BIDDER must complete the following two certification statements. The BIDDER must indicate its current status as it relates to tax delinquency and felony conviction by inserting a checkmark (•) or the letter "X" in the space following the applicable response. The BIDDER agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification in all lower tier subcontracts.

- 1) The BIDDER represents that it is not a corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting tax liability. _____
- 2) The BIDDER represents that it is not a corporation that was convicted of a criminal violation under any Federal law within the preceding 24 months. _____

Note: If a BIDDER responds in the affirmative to either of the above representations, the BIDDER is ineligible to receive an award unless the SPONSOR has received notification from the agency suspension and debarment official (SDO) that the SDO has considered suspension or debarment and determined that further action is not required to protect the Government's interests. The BIDDER therefore must provide information to the SPONSOR about its tax liability or conviction to the SPONSOR, who will then notify the FAA Airports District Office, which will then notify the agency's SDO to facilitate completion of the required considerations before award decisions are made.

Term Definitions

Felony conviction: Felony conviction means a conviction within the preceding twenty-four (24) months of a felony criminal violation under any Federal law and includes conviction of an offense defined in a section of the U.S. code that specifically classifies the offense as a felony and conviction of an offense that is classified as a felony under 18 U.S.C. § 3559.

Tax Delinquency: A tax delinquency is any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted, or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.

Date

Signature

Company Name

Title

TRADE RESTRICTION CERTIFICATION

The BIDDER must complete the following certification statements. The BIDDER agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification in all lower tier subcontracts. By submission of an offer, the Offeror certifies that with respect to this solicitation and any resultant contract, the Offeror –

- 1) is not owned or controlled by one or more citizens of a foreign country included in the list of countries that discriminate against U.S. firms as published by the Office of the United States Trade Representative (USTR);
- 2) has not knowingly entered into any contract or subcontract for this project with a person that is a citizen or national of a foreign country included on the list of countries that discriminate against U.S. firms as published by the USTR; and
- 3) has not entered into any subcontract for any product to be used on the Federal project that is produced in a foreign country included on the list of countries that discriminate against U.S. firms published by the USTR.

This certification concerns a matter within the jurisdiction of an agency of the United States of America and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18 USC Section 1001.

The Offeror/Contractor must provide immediate written notice to the Owner if the Offeror/Contractor learns that its certification or that of a subcontractor was erroneous when submitted or has become erroneous by reason of changed circumstances. The Contractor must require subcontractors provide immediate written notice to the Contractor if at any time it learns that its certification was erroneous by reason of changed circumstances.

Unless the restrictions of this clause are waived by the Secretary of Transportation in accordance with 49 CFR 30.17, **no contract shall be awarded to an Offeror or subcontractor:**

- 1) who is owned or controlled by one or more citizens or nationals of a foreign country included on the list of countries that discriminate against U.S. firms published by the USTR or
- 2) whose subcontractors are owned or controlled by one or more citizens or nationals of a foreign country on such USTR list or
- 3) who incorporates in the public works project any product of a foreign country on such USTR list.

Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by this provision. The knowledge and information of a contractor is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

The Offeror agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification without modification in all lower tier subcontracts. The Contractor may rely on the certification of a prospective subcontractor that it is not a firm from a foreign country included on the list of countries that discriminate against U.S. firms as published by USTR, unless the Offeror has knowledge that the certification is erroneous.

This certification is a material representation of fact upon which reliance was placed when making an award. If it is later determined that the Contractor or subcontractor knowingly rendered an erroneous certification, the Federal Aviation Administration (FAA) may direct through the Owner cancellation of the contract or subcontract for default at no cost to the Owner or the FAA.

TRADE RESTRICTION CERTIFICATION

Date

Signature

Company Name

Title

**NOTICE TO BIDDERS
BID PROTEST / DISPUTE PROCEDURES**

The following criteria shall be met in order to protest the bid and/or award for this project:

- The protest shall include the name, street address, electronic mail address, and telephone number of the protester. All protested/disputed item(s) shall be detailed in writing and include justification or grounds for protest.
- Pre-Bid Protest: If a protester formally disputes the procurement because the bid solicitation is allegedly defective, the protest shall be submitted in writing to the Sponsor no later than 7 calendar days prior to the bid due date and time. Late submittal of a protest regarding improper bid solicitations may result in rejection of the protest without action by the Sponsor, per FAA policy. Pre-Award Protest: If a protester formally disputes award of the project because of alleged improper bid evaluation, the protest shall be submitted in writing to both the Sponsor and Consultant no later than 14 calendar days following the issuance of the Recommendation to Award.
- Post-Award Protest: No protest received after an award has been made will be considered.
- Protests shall be submitted in writing to the following location:

Sponsor:

Ms. Megan Murray, Assistant Airport Manager
Sawyer International Airport
125 G Avenue
Gwinn, MI 49841
mmurray@mqtco.org

All protests must be conspicuously marked and identified that the correspondence contains a bid protest. Protests delivered by e-mail shall not be considered received or official unless the Sponsor responds to the e-mail acknowledging receipt of the protest. Hard copies meeting the deadlines and all requirements should therefore also be submitted. Without this acknowledgement the protester must conclude that the protest has not been received.

The Sponsor will notify the FAA upon receipt of a protest. The Sponsor will respond in detail to each substantive issue raised by a protest submitted in strict accordance with these written requirements. Items addressed by addenda subsequent to a bid protest that address the protested item(s) will not be allowed to be considered for dispute. A protest or specific protest allegations may be dismissed any time sufficient information is obtained by the Sponsor warranting dismissal. The Sponsor's determination is final. FAA will only entertain protests that involve (1) a violation of Federal laws or regulations and/or (2) allegations that the Sponsor's written protest procedures were not followed. Any information contained within a protest will become public record subject to disclosure under the Freedom of Information Act. The information will not be treated as confidential. Protests must be received by the established deadlines with no exceptions.

Deadline for receipt of bid protests: 11:00 am (EDT), Friday, December 10th, 2021
Deadline for receipt of award protests: 5:00 pm (EDT), Tuesday, December 28th, 2021