

EASTERN BAND OF CHEROKEE INDIANS

REQUEST FOR PROPOSALS

July 4 Fireworks Display



May 29, 2013

**FOR THE OFFICE OF DESTINATION MARKETING**

***EBCI COMMERCE DIVISION***

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## **SCOPE OF THE RFP**

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This Request for Proposal contains the instructions for submitting your proposal. It includes a description of the services to be provided, the selection criteria, as well as other requirements for the proposal to be eligible for consideration.

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## **INTRODUCTION**

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The Eastern Band of Cherokee Indians (EBCI) Office of Destination Marketing is requesting proposals from qualified companies to provide a 20 minute fireworks display.

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## **BACKGROUND**

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The Qualla Boundary/ Cherokee are a gateway tourism destination for the Southeast. The Destination Marketing program provides community services and is a marketing and public relations asset. Each year, the Destination Marketing program is tasked with providing a fireworks display for the community and visiting public.

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## **REQUEST FOR PROPOSAL (RFP) COORDINATION**

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**The point of contact for this Request for Proposal (RFP) shall be:**

Howard Wahnetah  
Special Events and Fairgrounds Supervisor  
Eastern Band of Cherokee Indians  
PO Box 460  
Cherokee, NC 28719  
Phone: (828)554-6471  
Fax: (828)497-2505  
Email: howawahn@nc-cherokee.com

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**RFP SCHEDULE OF EVENTS**

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5/29/2013	Issue RFP	DESTINATION MARKETING PROGRAM
6/6/2013	Proposal Submission Deadline (3:30 PM EST)	FAIRGROUNDS SUPERVISOR'S OFFICE CHEROKEE FAIRGROUNDS
6/7/2013	Bid Review for proposal	FAIRGROUNDS SUPERVISOR'S OFFICE
6/7/2013	Notice of Award/Contract Negotiations	DESTINATION MARKETING PROGRAM

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**RFP AMENDMENT AND CANCELLATION**

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The EBCI reserves the right to amend this RFP in writing at any time. The Tribe also reserves the right to cancel or reissue at its sole discretion. Vendors must respond to the final written RFP and any exhibits, attachments and amendments. If it becomes necessary to revise any part of this RFP, pertinent information will be issued to all parties who have submitted a letter of intent to propose. All addenda must be acknowledged.

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**SCOPE OF WORK**

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**Services to be provided:**

Contractor shall furnish all services, personnel, labor, goods, equipment, tools, materials, supplies, transportation, tests and supervision required to complete the Work described in this paragraph:

**Contractor Shall:**

- Shall supply necessary supplies and equipment to provide a 20 minute fireworks show on July 4.
- Provide qualified/certified personnel to rig equipment and operate for the fireworks display.
- Find suitable shoot site for fireworks display.
- Meet the insurance and Tribal risk management requirements for using the Amphitheatre stage.
- Have all necessary certifications, licenses and/or permits to perform duties required.

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## THE SELECTION PROCESS

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The following is a general description of the process by which the vendor will be selected:

**Request for Proposals (RFP) is issued to prospective firms AND BY ADVERTISEMENT TO THE PUBLIC.**

**One original and two copies of the original must be received in a sealed envelope from each proposing Contractor. The copy shall be signed and dated by an official that is authorized or has power of attorney to bind the proposing Contractor.** Unsigned proposals or those that lack any portion of the required review criteria will not be considered. Incomplete proposals will not be considered.

**All proposals must be received by the issuing agency not later than the date and time specified in the “RFP Schedule of Events.” Hand delivered proposals may be presented at the Fairgrounds Supervisor in the Cherokee Indian Fairgrounds at 545 Tsali Blvd., Cherokee, North Carolina, by the aforementioned deadline.** Delivery to any other location of the Tribal government or its subsidiaries will not be considered delivered.

**Proposals/bids must have the information listed in the proposal format section of this request for proposal.**

**Interviews with finalists: Will be conducted if necessary.**

**Notice of Award: The Destination Marketing Office will notify finalists in writing of the final award.**

Preference will be given to qualified Indian contractors who qualify under the Tribe’s contracting preference law.

**THIS IS NOT A CONTRACT OR AN OFFER TO CONTRACT** - Vendors submitting proposals are cautioned that this is a request for proposals, not a request to contract, or an offer to contract, or an acceptance of any proposal or offer. The Eastern Band of Cherokee Indians reserves the unqualified right to reject any and all proposals when such rejection is deemed to be in the best interest of the Tribe. Additionally, only submitted written questions may be addressed in Addenda; oral questions and responses are not official and do not change the requirements of this RFP. The firm that is selected and successfully negotiates agreeable terms will contract for services with the Eastern Band of Cherokee Indians. This RFP will be attached to the contract to serve as the scope of work, either as it is originally proposed or mutually agreed in modification.

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## **PROPOSAL FORMAT**

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### **THE RESPONSE TO THE RFP SHALL CONSIST OF THE FOLLOWING SECTIONS:**

(Proposal sections should be in the order they are listed.) ALL AREAS LISTED IN SCOPE OF WORK

#### **FIRM EXPERIENCE**

1. LIST WORK AND EXPERIENCE RELEVANT TO THE PROPOSAL
2. LIST OF REFERENCES AS DESCRIBED BELOW.
3. PROVIDE CERTIFICATIONS, LICENSES OR OTHER DOCUMENTATION OF QUALIFICATION FOR SERVICES REQUESTED.

#### **PRICE**

PROPOSALS MUST DETAIL PRICING FOR:

1. SERVICES PROVIDED FOR THE PROPOSED TIMES:
2. ANY NECESSARY RELATED EXPENSES SUCH AS EQUIPMENT RENTAL, ELECTRICAL POWER SERVICE, BULBS, AND LABOR ETC.

#### **REFERENCES (PLEASE LIST MINIMUM OF 3)**

Provide all of the following information for each reference noted.

**Name of Business**

**Type of Business**

**Address**

**Contact Person's Name**

**Contact Person's phone number; fax number; e-mail address.**

Omission of information, without explanation, may cause the submitted proposal to be rejected or result in loss of eligibility. Omission of information here will be considered an incomplete bid. If the firm does not have references, a statement of explanation should be submitted with the proposal.

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## CONTRACT DEVELOPMENT

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### GENERAL

Upon execution of the contract, a copy of this RFP will be attached to the contract and all conditions of this RFP will become conditions of the contract unless specific terms of the RFP are deleted by other terms of the contract.

### FINANCIAL STABILITY

If requested, prior to contract negotiations and award, the selected firm may be required to furnish appropriate documentation to substantiate the financial stability of the firm to undertake this project. **The firm and/or its principal administrators/managers/owner(s) will be subject to a background investigation for criminal or civil violations. The Contractor (if applicable) will be subject to an investigation of judgments or pending civil and criminal activity. A credit report will be requested.**

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## APPLICABLE LAWS AND PROCESSES

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The selected entity shall be required to follow any and all requirements of the EBCI, Tribal Employment Rights Office, and any other Governmental Entities the EBCI deems applicable; this will include all Laws, Regulations, Policies and Procedures mandated by the Eastern Band of Cherokee Indians. These will be strictly adhered to where applicable.

As a sovereign nation, the EBCI makes and enforces its own real estate, development and other business activity regulations on tribal land. Any of them may be applicable to your proposal. They can be found at [www.municode.com](http://www.municode.com). Click on “online library”, then on “North Carolina”, then on “Cherokee Indians Eastern Band Code of Ordinances” to get to the Cherokee code of Ordinances.

Key laws to be aware of in making your proposal:

- Cherokee Code Chapter 47, Real Property
- Cherokee Code Chapter 92, Article V, Tribal Business Preference Law
- Cherokee Code Chapter 105, Taxation