

CITY OF STOCKTON



REQUEST FOR PROPOSALS (RFP) PUR 23-032 (WARP 506) BOSCH PTZ CAMERA AND COMMUNICATION EQUIPMENT INSTALLATION

PROPOSALS WILL BE RECEIVED UNTIL THE HOUR OF 2:00 PM, THURSDAY, AUGUST 31,
2023, IN THE OFFICE OF THE CITY CLERK, FIRST FLOOR, CITY HALL, 425 NORTH EL
DORADO STREET, STOCKTON, CALIFORNIA 95202-1997

REQUEST FOR PROPOSALS (RFP)
BOSCH PTZ CAMERA and COMMUNICATION EQUIPMENT INSTALLATION
NOTICE INVITING SEALED PROPOSALS

NOTICE IS HEREBY GIVEN that sealed proposals are invited by the City of Stockton, California for **BOSCH PTZ SECURITY CAMERAS AND COMMUNICATION EQUIPMENT INSTALLATION**, REQUEST FOR PROPOSALS (RFP) PUR 22-032 in strict accordance with the requirements established.

Sealed proposals must be delivered to the Office of the City Clerk, City Hall, 425 North El Dorado Street, Stockton, CA 95202 unless electronic mail delivery to city.clerk@stocktonca.gov is applicable. Proponents will only be identified as responding to the RFP; no proposals will be opened or read aloud.

Each sealed proposal shall be marked "PROPOSAL" and shall indicate the project name, number, and proposal opening date, and shall be mailed or delivered to the address below at or before the hour stated. Each Proponent must be licensed in accordance with applicable California State Law. Proponents are hereby notified that the successful Proponent and any subconsultant under them shall pay prevailing wage rates in accordance with the State of California Department of Industrial Relations. The successful Proponent shall be required to furnish a Labor and Material Bond and a Faithful Performance Bond, each in the sum of one hundred percent (100%) of the contract price. Said bonds shall be furnished by a company authorized to issue surety bonds in the State of California. On official forms furnished by City, said bonds shall be executed by the surety and contractor before or concurrently with the signing of the contract.

The RFP requirements and forms can be obtained from the City of Stockton's website at www.stocktonca.gov/pwbid must be delivered to the Office of the City Clerk, City Hall, 425 North El Dorado Street, Stockton, California, up to but not later than **Thursday, 2:00 p.m. (Pacific), August 31, 2023.**

Information on Proposal Process/Clarification

Lynn Smith, Procurement Specialist
e-mail: stocktonbids@stocktonca.gov

The City reserves the right to reject any/or all proposals received and re-advertise. For questions about this project, please email stocktonbids@stocktonca.gov. Questions are due by August 3, 2023, by 5:00 pm (PT).

DISCLAIMER: The City does not assume any liability or responsibility for errors/omissions in any document transmitted electronically.

As part of the American Rescue Plan Act (ARPA) of 2021, the City anticipates receiving a new, "one-time allotment" of federal funds to address local needs generated by the COVID- 19 pandemic. ARPA funds may be used to support a wide variety of locally determined needs, including small business support and economic recovery through marketing efforts. For a full description of the City's planned ARPA allocations please see: <https://www.stocktonca.gov/government/departments/manager/ARP/default.html>

Dated: **July 21, 2023**

Eliza Garza
CITY CLERK OF THE CITY OF STOCKTON

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The following terms are used interchangeably throughout this solicitation:
Proponent, Contractor, Vendor, Firm, Bidder, Supplier

The following terms are used interchangeably throughout this solicitation: Bid, Proposal

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1.0 BACKGROUND/SUMMARY

Stockton, California is a large urban center, rich in heritage and diversity. Stockton is the 13th largest city in the State of California. With Stockton's continued growth comes new residents, new businesses, new opportunities, and new construction projects. Today's urban redevelopment is helping to advance the City of Stockton well into the 21st century in exciting and dynamic ways.

The City currently operates a Video Management System (VMS) developed by Intellicene. The system consists of 500 CCTV cameras throughout the City, most of which are piggybacking on an extensive fiber optic network.

The City seeks to establish a single contract with one (1) contractor who can upgrade 130 of the City's existing CCTV cameras by installing city furnished cameras and wireless communication equipment. Along with installing the cameras, the City's VMS servers need to be upgraded in which the City will provide the hardware equipment. The contractor must configure the VMS after each camera installed to bring in online.

2.0 SCOPE OF WORK

The successful Proponent shall provide installation and configuration of 130 Bosch PTZ CAMERA and 28 wireless equipment, which involves site-specific installation and configuration, and upgrade existing VMS servers in accordance with Section 2.0 Scope of Work and Exhibit 1 Special Provisions.

2.1 MINIMUM QUALIFICATION

- The proponent shall possess a valid California Class A, C-10 or C-7 Contractor License.
- The firm shall have a minimum of 5 years' experience and expertise in maintaining a VMS consisting of a minimum of 130 CCCTV indoor and outdoor cameras, servers, VMS software, Ethernet switches, for public agencies.
- The proponent shall be authorized by Intellicene to perform software installation, upgrade, and obtain technical support from Intellicene.

2.3 SITE VISITS

It is the responsibility of the Proponent to visit each site where work will be completed, see attached Exhibit 2, Project Vicinity Map.

2.4 PERMITS

Proponent shall obtain the following permits in accordance with section 8.9 on page 13 of RFP and Exhibit 1, 5-1.04A, Special Provisions:

- Business License. Contractor shall possess prior to the execution of the contract and maintain throughout the duration of the contract, a valid City of Stockton business license.
- City of Stockton Encroachment Permit (No Fee)
- Caltrans Encroachment Permit
- San Joaquin County Encroachment Permit

City will assist the contractor to obtain encroachment permits for neighboring agencies.

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3.0 PROJECT SCHEDULE OF EVENTS

The following dates indicate the anticipated milestones for this project. All dates are subject to change.

SCHEDULED DATES	PROJECT EVENTS
July 21, 2023	Project notice advertised
August 3, 2023	Project questions/clarifications due
August 14, 2023	Response to questions/clarifications
August 14, 2023	Final Addenda published, if applicable
August 31, 2023	Proposal submittals due
<i>Tentative</i> September 1, 2023 – September 7, 2023	Proposal evaluation
<i>Tentative</i> September 11, 2023 – September 13, 2023	Cost Negotiation
<i>Tentative</i> December 5, 2023	City Council Award

4.0 PROPOSAL CONTENT

The City of Stockton uses a qualifications-based selection process in obtaining these services. For the City to properly evaluate the Proponents' qualification to perform this work, the proposals must include, as a minimum, the following information:

Technical Proposal Content

4.1 COVER LETTER/EXECUTIVE SUMMARY

Submit a cover letter and executive summary on your company letterhead.

Cover Letter with the following information (2-page limit)

- A. Address the solicitation and your proposal.
- B. A brief description of the firm's approach, management techniques, and proposal.
- C. The significant advantages of selecting the Proponent.
- D. Cover letter signed by an officer of the firm authorized to bind the firm to all comments made in the proposal.

Executive Summary with the following information (1-page limit)

- A. The name and title of the Proponent's main point of contact, along with the mailing address, the email address, and the telephone number.
- B. An acknowledgement of receiving any addendum(s) to the RFP document.

4.2 REFERENCES

Submit three (3) references of previous clients for which you provided similar services of size and scope. Provide the following for each reference:

- Brief overview of the project

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- Project location
- Dates of project
- Name and title of a current contact person, email address, and phone number

COST PROPOSAL CONTENT

4.3 FINANCIAL STATEMENT

The Proponent must be able to demonstrate a good record of performance and have sufficient financial resources to ensure that they can satisfactorily provide the services required herein.

Proponent shall submit a full and detailed presentation of the true condition of the Proponent's assets, liabilities and net worth. The report should include a balance sheet and income statement. If the Proponent is a new partnership or joint venture, individual financial statements must be submitted for each general partner or joint venture thereof. If firm is a publicly held corporation, the most current annual report should be submitted.

Any Proponent who, at the time of submission, is involved in an ongoing bankruptcy as a debtor, or in a reorganization, liquidation, or dissolution proceeding, or if a trustee or receiver has been appointed over all or a substantial portion of the property of the Proponent under federal bankruptcy law or any state insolvency, may be declared non-responsive.

4.4 CORPORATE STRUCTURE, ORGANIZATION

Describe how your firm is organized, noting major divisions and any parent/holding companies, as well as brief history of the firm and all personnel potentially to be involved in the project including all sub-consultants. Designate the Principal in Charge and other key personnel. Include résumés. Also provide a description of the experience your firm has had with similar processes.

4.5 PROPOSAL FEE SCHEDULE AND PROPOSAL

Under separate and sealed envelope, complete, sign, and submit the Proponent's Fee Schedule found in Section 9, Attachment D, Proponent's Fee Schedule. Provide detailed basic fee structure and break-down of any other charges related to your firm's proposal as specified. The finalist's fee structure may be subject to negotiation.

5.0 SUBMISSION GUIDELINES

- A. When submissions are signed by an agent other than an officer of a corporation or a member of a general partnership, a power of attorney authorizing the signature must be submitted with the submission.
- B. The original submission must have wet ink signatures. Modification to a submission after the submittal deadline will not be accepted by the City.
- C. Submissions must be assembled according to Attachment A – Proposal Submission Order.
- D. The submission should be typewritten on 8½" X 11" white paper.
- E. All submissions must be signed with the full name of the Proponent, if an individual; by an authorized general partner, if a partnership; or by an authorized officer, if a corporation.
- F. Submit one (1) original and three (3) copies of your technical submission. The original should be unbound to allow us to reproduce your submission as needed. Submissions shall be received by DATE, no later than 2:00 PM (PST). Send to:

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Office of the City Clerk
 First Floor
 425 North El Dorado
 Street Stockton, CA
 95202-1997

Please note that some overnight delivery services do not deliver directly to the City Clerk's Office. This could result in the proposal arriving in the City Clerk's Office after the proposal opening deadline and therefore not being accepted.

- G. Submit one (1) signed original of your cost proposal (fee schedule), under separate sealed envelope, with the envelope clearly marked with the project name to:

Office of the City Clerk
 First Floor
 425 North El Dorado
 Street Stockton, CA
 95202-1997

- H. Submit one (1) electronic copy of both the technical and cost proposal, as separate documents, along with any electronic media and/or links to media to city.clerk@stocktonca.gov.

6.0 SELECTION CRITERIA AND EVALUATION

EVALUATION STEP 1 - Technical Scoring

The City of Stockton uses a Best-Value selection process in obtaining these services. The Evaluation Panel will consist of City of Stockton staff and any other person(s) designated by the City. For the City to properly evaluate the Proponents' qualifications and ability to perform this work, proposals should include, at a minimum, detailed information addressing the following information. Following are the criteria that will be scored.

Technical Proposal

- Qualifications – Up to 20 points
- Professional Experience – Up to 25 points
- Industry Expertise – Up to 25 points
- Capacity – Up to 15 points

Item	Maximum Points Available
Technical Proposal	85
Qualifications	20
Professional Experience	25
Industry Expertise	25
Capacity	15
Total	85

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EVALUATION STEP 2 - Cost Scoring

Costs will be evaluated and scored.

Cost Proposal – Up to 15 points

The Cost Proposal is submitted separately from the Technical Proposal

Item	Maximum Points Available
Technical Proposal	85
Qualifications	20
Professional Experience	25
Industry Expertise	25
Capacity	15
Cost Proposal	15
Total	100

The Evaluation Panel will evaluate the proposals as a whole based on, but not limited to, the following:

1. Proponent’s qualifications, experience with similar projects, company background and personnel qualifications;
2. Proponent’s capacity to perform the services outlined in the Scope of Work;
3. Proponent’s Cost Proposal/Fee Schedule - completed and signed under separate, sealed cover;
4. Non-Collusion Affidavit;
5. References;
6. Interview/Presentation, if applicable; and
7. Any other criteria which are in the best interest of the city.

7.0 CITY REQUIREMENTS

7.1 CITY RESPONSIBILITIES

The city will provide all equipment and plans necessary for completing the project.

City Furnished Materials

- Pole Mount Hardware (VG4-A-9541)
- Pole Mount Power Supply and Kit (VG4-A-PA1)
- Pipe Mount Power Supply (VG4-A-PSU1)
- Pipe Mount Hardware (VG4-A-9543)
- PTZ Camera (NDP-7512-Z30)
- 1 ¾” length 3” Dia. Threaded Pipe Nipple
- Cable Lubricant
- Ethernet Cable
- Ethernet Switch
- Ethernet Power Supply
- Wi-Fi Client
- Wi-Fi Base
- Wi-Fi Antenna
- VMS Servers

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City will help provide access to city owned facilities.

Staff will be available as needed and will assist with coordination of installation, configuration for the equipment and software, and scheduling necessary meetings.

7.2 LOCAL BUSINESS PREFERENCE

Stockton Municipal Code Section 3.68.090 reads as follows:

Preference shall be given to the purchase of supplies, materials, equipment, and contractual services from local merchants, quality and price being equal. Local merchants who have a physical business location within the boundaries of San Joaquin County, and who have applied for and paid a business license tax and registration fee pursuant to Stockton Municipal Code Title 5, Chapter 5.08, License Taxes, shall be granted two (2) percent bid preference. Local merchants who have a physical business location within the boundaries of the City of Stockton, and who have applied for and paid a business license tax and registration fee pursuant to Stockton Municipal Code Title 5, Chapter 5.08, License Taxes, shall be granted five (5) percent bid preference. This section is intended to provide preference in the award of certain City contracts in order to encourage businesses to move into and expand within the City. (Ord. 2014-03-18-1601 C.S. § 1; prior code § 3-106.1)

7.3 TERM

It is intended to award a contract for two (2) years.

7.4 OTHER GOVERNMENT AGENCIES

If mutually agreeable to all parties, the use of any resultant contract/purchase order may be extended to other political subdivisions, municipalities, or tax supported agencies.

Such participating governmental bodies shall make purchases in their own name, make payment directly to successful Proponent and be liable directly to the successful Proponent, holding the City of Stockton harmless.

7.5 INSURANCE REQUIREMENTS

Proponent, at Proponent's sole cost and expense and for the full term of the resultant contract or any extension thereof, shall obtain and maintain at least all of the insurance requirements listed in attached Exhibit 3.

All coverage shall be provided by a carrier authorized to transact business in California and shall be primary. All policies, endorsements, and certificates shall be subject to approval by the Risk Manager of the City to Stockton as to form and content. These requirements are subject to amendment or waiver if approved in writing by the Risk Manager.

Maintenance of proper insurance coverage is a material element of this contract, and failure to maintain or renew coverage or to provide evidence of renewal may be treated as a material breach of contract.

The Proponent shall assert that these insurance requirements will be met as part of their proposal response. Failure to comply with these insurance requirements may result in a proposal being deemed non-responsive. The Proponent shall satisfy these insurance requirements concurrently

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with the signing of the contract prior to commencement of work. It is strongly suggested that insurance requirements be reviewed with Proponent's broker to ensure any additional costs are included in the proposal pricing component.

If you have any questions pertaining to insurance requirements, please contact City of Stockton Risk Services at (209) 937-5037.

7.6 APPLICABLE LAW

Applicable law shall be governed by the laws of the State of California. Venue shall be proper in the Superior Court of the State of California, County of San Joaquin, Stockton Branch, or, for actions brought in Federal Court, the United States District Court for the Eastern District of California, Sacramento Division.

Deliverables must conform with all applicable federal, state, and local laws. Such conformity includes compliance with federal sanctions, and Contractor certifies that it has not and will not engage in prohibited transactions with sanctioned persons or entities.

7.7 METHOD OF PAYMENT

Payment will be made within thirty (30) days after invoices are received and accepted by the City. Invoices are to be rendered monthly, unless prescribed differently per contract.

7.8 NOTICE TO OUT OF STATE BUSINESS

It is the policy of the City of Stockton to pay all applicable California sales/use tax directly to the State Board of Equalization (BOE) pursuant to California Revenue and Taxation Code 7051.3. The City of Stockton will self-accrue all sales/use tax on purchases made from out-of-state business, unless documentation is provided by Proponent evidencing the business is registered with the state of California.

Sales and use tax on purchases made by the City of Stockton from all companies located outside California, not registered with the state and whose products are shipped from out of state will be remitted to the BOE directly by the City under permit number SR KHE 28-051174 DP. Please do not include sales/use tax on the invoice that you submit to the City of Stockton.

Questions regarding the City of Stockton's payment of sales/use tax can be directed to the City of Stockton's Procurement Division at (209) 937-8357.

7.9 CONFIDENTIALITY

If Proponent believes that portions of a proposal constitute trade secrets or confidential commercial, financial, geological, or geophysical data, then the Proponent must so specify by, at a minimum, stamping in bold red letters the term "CONFIDENTIAL" on that part of the proposal which the Proponent believes to be protected from disclosure. The Proponent must submit in writing specific detailed reasons, including any relevant legal authority, stating why the Proponent believes the material to be confidential or a trade secret. Vague and general claims as to confidentiality will not be accepted. The City will be the sole judge as to whether a claim is general and/or vague in nature. All offers and parts of offers that are not marked as confidential may be automatically considered public information after the contract is awarded. The Proponent is hereby put on notice that the City may consider all or parts of the offer public information under applicable law even though marked confidential.

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7.10 PROTEST POLICY

Protest and Appeal Procedures. In order to maintain fairness and impartiality, the City of Stockton has established a solicitation protest policy and procedure.

A Protest Procedure

1. All protests must be in writing and stated as a formal protest.
2. A casual inquiry, complaint, or a statement of intent to protest that does not provide the facts and issues and does not comply with the content requirements or deadlines, will not be considered or acted upon as a protest.
3. The protest must contain a complete statement of the basis for the protest and must include all relevant supporting documentation.
4. The solicitation process and procedures, including evaluation criteria, shall not be proper grounds for protest. Concerns related to the solicitation process and procedures, including evaluation criteria, should be raised and addressed, if at all, prior to the bid/proposal due date and time to allow adjustments before evaluation of the solicitation.
5. Protests must be filed with the City's Chief Financial Officer, or designee, at the address listed in the Solicitation Protest FAQ sheet and Procurement Procedure Manual, not later than five (5) days after the date the City mails the Letter of Intent to Award.
6. Deliveries of the protest by hand, mail, email or fax are acceptable.
7. The City is not responsible for lost or misplaced protests, or to assure the protest is received within the protest deadlines.
8. The party challenging the award decision to bear the burden of proof of material error to justify invalidation of the proposed award.

B. Protest Review

1. The Chief Financial Officer or designee shall respond in writing at least generally to each material issue raised in the protest.
2. The Chief Financial Officer's, or designee 's, administrative decision may be appealed in writing to the City Manager no later than (5) business days after the date the Chief Financial Officer's, or designee's, the decision is mailed to the protesting party.
3. The City Manager shall review and decide the appeal based on the grounds and documentation set forth in the original protest to the Chief Financial Officer, or designee.
4. Each party shall bear its own costs and expenses involved in the protest and appeal process, including any subsequent litigation.
5. The City Manager's administrative decision is final. After the City Manager issues the final administrative decision, the time in which judicial review of the decision must be sought shall be governed by California Code of Civil Procedure Section 1094 or as such section may be amended from time to time.
6. If the protested procurement involves state or federal funds, the Chief Financial Officer, or designee, shall give notice to the interested party that he or she has the right to appeal to the appropriate agency, which shall be identified by name and address. An appeal hereunder shall be filed with the appropriate agency within five (5) working days of the dispatch of rejection notices to the interested party(ies).

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7. The City may require the protesting party to submit a City Council approved non-refundable protest fee to cover the administrative cost of processing the protest.

Bidders, Proponents, and contractors wishing to protest or appeal a procurement or contracting decision by the City must follow the procedures provided by this section. The City will not review protests or appeals that are not submitted in accordance with these provisions and procedures. A copy of this policy can be requested from the procurement specialist by emailing stocktonbids@stocktonca.gov.

8.0 GENERAL REQUIREMENTS, TERMS & CONDITIONS

8.1 CONSEQUENCE OF PROPOSAL SUBMISSION

- A. The City shall not be obligated to respond to any proposal submitted nor be legally bound in any manner by the submission of a proposal.
- B. Acceptance by the City of a proposal obligates the Proponent to enter into an agreement with the City.
- C. An agreement shall not be binding or valid against the City unless or until it is executed by the City and the Proponent.
- D. Statistical information contained in these documents is for informational purposes only. The City shall not be responsible for the accuracy of said data. The city reserves the right to increase or decrease the project scope.

8.2 ACCEPTANCE OR REJECTION OF PROPOSAL

A proposal shall be prepared and submitted in accordance with the provisions of these RFP instructions and specifications. Any alteration, omission, addition, variance, or limitation of, from, or to a proposal may be sufficient grounds for rejection of the proposal. The City has the right to waive any defects in a proposal if the City chooses to do so. The City may not accept a proposal if any document or item necessary for the proper evaluation of the proposal is incomplete, improperly executed, indefinite, ambiguous, or missing.

The City reserves the right to select the successful proposal and negotiate an agreement as to the scope of services, the schedule for performance and duration of the services with Proponent whose proposal is most responsive to the needs of the City. Further, the City reserves the right to reject any and all proposals, or alternate proposals, or waive any informality or irregularity in the proposal as is in the City's best interest.

The City reserves the right to reject any and all proposals, or portions thereof, received in response to the RFP or to negotiate separately with any source whatsoever, in any manner necessary, to serve the best interests of the City. Additionally, the City may, for any reason, decide not to award an agreement as a result of this RFP.

Non-acceptance of any proposal shall not imply that the proposal was deficient. Rather, non-acceptance of any proposal will mean that another proposal was deemed to be more advantageous to the City or that the City decided not to award an agreement as a result of this RFP.

8.3 RIGHT TO CHANGE OR AMEND REQUEST

The City reserves the right to change the terms and conditions of this RFP. The City will notify potential Proponent of any material changes by posting them on the City's website. No one is authorized to amend any of the RFP requirements in any respect, by an oral statement, or to make

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any representation or interpretation in conflict with its provisions. If necessary, supplementary information and/or clarifications/questions/answers will be posted on the City's website at www.stocktonca.gov/pwbid. Failure of any Proponent to not have received such information and/or clarifications/questions/answers shall not relieve such Proponent from any obligation under his/her proposal as submitted.

Any exceptions to this Proposal shall be clearly stated in writing.

8.4 CANCELLATION

The City reserves the right to rescind award of the contract at any time before execution of the contract by both parties if rescission is deemed to be in City's best interest. In no event shall City have any liability for the rescission of award. The Proponent assumes the sole risk and responsibility for all expenses connected with the preparation of its proposal.

8.5 EXAMINATION OF PROPOSAL MATERIALS

The submission of a proposal shall be deemed a representation and warranty by the Proponent that it has investigated all aspects of the RFP, that it is aware of the applicable facts pertaining to the RFP process and its procedures and requirements, and that it has read and understands the RFP. No request for modification of the provisions of the proposal shall be considered after its submission on the grounds the Proponent was not fully informed as to any fact or condition. Statistical information which may be contained in the RFP or any addendum is for informational purposes only. The City disclaims any responsibility for this information which may subsequently be determined to be incomplete or inaccurate.

8.6 ADDENDA AND INTERPRETATION

The City will not be responsible for, nor be bound by, any oral instructions, interpretations, or explanations issued by the City or its representatives. Any request for clarifications, questions, or answers of this RFP shall be made in writing/e-mail and deliverable to:

CITY OF STOCKTON
ATTN: LYNN SMITH
PROCUREMENT DIVISION
400 E MAIN, 3RD FLOOR
STOCKTON, CA 95202
stocktonbids@stocktonca.gov

Such request for clarifications/questions/answers shall be delivered to the City in accordance with the date identified on page 4 of this Solicitation. Any City response to a request for clarifications/questions/answers will be posted on the City's website at www.stocktonca.gov/pwbid the date identified on page 4 of this Solicitation and will become a part of the Solicitation. The Proponent should await responses to inquiries prior to submitting a proposal.

8.7 DISQUALIFICATION

- a. Any of the following may be considered cause to disqualify a Proponent without further consideration:
 - i. Evidence of collusion among Proponents;
 - ii. Any attempt to improperly influence any member of the evaluation panel;

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- iii. Any attempt to communicate in any manner with a City of Stockton elected official during the RFP process will, and shall be, just cause for disqualification/rejection of Proponent's proposal/Proponent's bid submittal and considered non-responsive.
- iv. A Proponent's default in any operation of a professional services agreement which resulted in termination of that agreement; and/or
- v. Existence of any lawsuit, unresolved contractual claim, or dispute between Proponent and the City.
- vi. No person, firm, or corporation shall be allowed to make or file or be interested in more than one bid for the same supplies, services, or both; provided, however, that subcontract bids to the principal bidders are excluded from the requirements of this section: Section 3.68.120 of the Municipal Code.
- vii. Failure to be ARPA compliant.

8.8 CONDITIONS IF WORK IS SUBCONTRACTED

The Proponent assumes full responsibility, including insurance and bonding requirements, for the quality and quantity of all work performed.

If Proponent's supplier(s) and/or subcontractor's involvement requires the use of a licensed, patented, or proprietary process, the proponent of the process is responsible for assuring that the subcontractor, supplier, and/or operator have been properly authorized to use the process or for providing another process which is comparable to that which is required prior to submission of a proposal.

8.9 LICENSING REQUIREMENTS AND PERMITS

The Proponent shall procure all permits and licenses, pay all charges and fees, and give all notices necessary and incident to the due and lawful prosecution of the work. The Environmental Quality Act (Public Resources Code, Sections 21000 to 21176, inclusive) may be applicable to permits, licenses and other authorizations which the Proponent must obtain from local agencies in connection with performing the work of the contract. The Proponent shall comply with the provisions of those statutes in obtaining the permits, licenses and other authorizations and they shall be obtained in sufficient time to prevent delays to the work. In the event that the City has obtained permits, licenses or other authorizations, applicable to the work, in conformance with the requirements in the Environmental Quality Act, the Proponent shall comply with the provisions of those permits, licenses and other authorizations.

Any professional permits, certifications or licenses that may be required to perform the scope of work will be the sole cost and responsibility of the successful Proponent.

- The proponent shall possess a valid California Class A, C-10 or C-7 Contractor License.
- The proponent shall be authorized by Intellicene to perform software installation, upgrade, and obtain technical support from Intellicene.
- City of Stockton Encroachment Permit (No Fee)
- Caltrans Encroachment Permit
- San Joaquin County Encroachment Permit
- A City of Stockton Business license will be required for this project. Please contact the City of Stockton Business License Division at (209) 937-8313.

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8.10 PREVAILING WAGES & CONTRACTOR/SUBCONTRACTOR REGISTRATION REQUIREMENTS

Prevailing wage rates may be required for this project according to State and Federal Labor laws.

Prevailing wage rates can be found by logging on to:

<http://www.dir.ca.gov/dlsr/DPreWageDetermination.htm>.

Pursuant to Labor Code Section 1771.1(a): A Contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code or engage in the performance of any contract for public work, as defined in this chapter, unless currently registered and qualified to perform public work pursuant to Labor Code Section 1725.5. It is not a violation of this section for an unregistered Contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Section 10164 or 20103.5 of the Public Contract Code, provided the Contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded.

No contractor or subcontractor may be listed on a bid proposal for a public works project (submitted on or after March 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under Labor Code section 1771.1(a)].

No contractor or subcontractor may be awarded a contract for public work on a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code Section 1725.5.

Department of Industrial Relations- Contractor Registration information and web link:

<http://www.dir.ca.gov/Public-Works/PublicWorks.html>

In compliance with Senate Bill 854 and the California Labor Code, all Bidders shall include with their Bid proof of registration from the Department of Industrial Relations (DIR) that includes the contractor's Legal Name, Registration Number, License Type/Number, Registration Date and Expiration Date, for every contractor and subcontractor, regardless of tier.

This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations. Contractors must submit their certified payroll records directly to the Division of Labor Standards Enforcement Compliance Monitoring Unit, as well as the City of Stockton.

8.11 INDEMNITY AND HOLD HARMLESS

To the fullest extent permitted by law, Contractor shall hold harmless, defend and indemnify City of Stockton and its officers, officials, employees and volunteers from and against any and all liability, loss, damage, expense, costs (including without limitation costs and fees of litigation) of every nature arising out of or in connection with Contractor's performance of work hereunder or its failure to comply with any of its obligations contained in this agreement, except such loss or damage which was caused by the sole negligence or willful misconduct of the City of Stockton. This obligation is independent of, and shall not in any way be limited by, the minimum insurance

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obligations contained in this agreement. These obligations shall survive the completion or termination of this agreement.

8.12 COMPETITIVE PRICING

Proponent warrants and agrees that each of the charges, economic or product terms or warranties granted pursuant to this Contract are comparable to or better than the equivalent charge, economic or product term or warranty being offered to any similarly situated commercial or other government customer of Proponent. If Proponent enters into any arrangements with another customer of Proponent to provide product under more favorable charges, economic or product terms or warranties, Proponent shall immediately notify City of such change and this Contract shall be deemed amended to incorporate the most favorable charges, economic or product terms or warranties.

8.13 AVAILABLE FUNDING

Any contract which results from this RFP will terminate without penalty at the end of the fiscal year in the event funds are not appropriated for the next fiscal year. If funds are appropriated for a portion of the fiscal year, this contract will terminate without penalty, at the end of the term for which funds are appropriated.

The City anticipates receiving a new, "one-time allotment" of federal funds to address local needs generated by the COVID- 19 pandemic. ARPA funds may be used to support a wide variety of locally determined needs, including small business support and economic recovery through marketing efforts. For a full description of the City's planned ARPA allocations please see: <https://www.stocktonca.gov/government/departments/manager/ARP/default.html>

This project is anticipated to be funded by the American Rescue Plan Act (ARPA) of 2021. Please see Exhibit 4, Sample Contract for special funding terms.

8.14 TERMINATION FOR CONVENIENCE

The City may terminate the resultant Agreement for convenience at any time by mailing a notice in writing to the Contractor.

8.15 AUDITING CHARGES AND SERVICES

The City reserves the right to periodically audit all charges and services made by the successful Proponent to the City for services provided under the contract. Upon request, the Proponent agrees to furnish the City with necessary information and assistance.

8.16 BIDDER'S SECURITY

All bids shall be accompanied by (1) cash, or (2) a cashier's check of a responsible bank, or (3) a check certified by a responsible bank, payable to the order of the City of Stockton for an amount not less than ten percent (10%) of the aggregate of the bid, or (4) bidder's bond executed by a surety authorized by the Insurance Commissioner to transact business of insurance in California, and made out in favor of the City of Stockton for an amount not less than ten percent (10%) of the aggregate of the bid.

Within ten (10) days after the award of the contract, the City of Stockton will return all bidder's security accompanying the bid that is not to be further considered in making the award. Retained bidder's security will be held until the contract has been fully executed.

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When the contract for doing said work has been duly entered into and the contract bonds accompanying same have been duly approved and filed, the City Clerk shall certify said facts by voucher to the Director of Finance, who shall draw his/her warrant upon the special deposit fund for the return to the Contractor of said cash or bidder's bond or the proceeds of said check. If the bidder fails or refuses to enter into the contract to do said work or furnish said supplies or to furnish the required bond within ten (10) days after the awards shall have become final, then the cash, cashier's check or certified check shall be forfeited to the City as liquidated damages and shall be transferred to the general fund, or the obligation of the bidder's bond shall be enforced and the proceeds placed in the general fund. The Council does not have the power to relieve from or to remit such forfeiture.

It is understood that the bid may be rejected at the sole discretion of the City Council of the City of Stockton..

8.17 CONTRACT BONDS

The Contractor shall furnish two (2) surety bonds, one performance bond guaranteeing the faithful performance of the work, and one labor and material bond securing the payment of laborers, mechanics or material or men employed on the work under contract. The surety which provides the bonds must be authorized by the Insurance Commissioner to transact business of insurance in California. All alterations, extensions of time, extra and additional work and other changes authorized by these specifications or any part of the contract shall be made without securing the consent of the surety or sureties on the contract bonds.

8.18 CHANGES

The City's Representative has the authority to review and recommend or reject change orders and cost proposals submitted by the Proponent or as recommended by the Proponent's project manager, pursuant to the adopted City of Stockton Standard Specifications.

8.19 AWARD

Upon conclusion of the RFP process, a contract may be awarded for **BOSCH PTZ CAMERA and COMMUNICATION EQUIPMENT INSTALLATION** for the City. The City reserves the right to select the successful Proponent and to negotiate terms of a contract with the Proponent whose proposal is most responsive to the needs of the City. Further, the City reserves the right to reject any and all proposals, or alternate proposals, or waive any informality in the proposal as is in the City's best interest.

8.20 LIQUIDATED DAMAGES

The Contractor shall pay liquidated damages to the City of Stockton in the amount of \$3,500 (thirty-five hundred dollars) per day for each and every calendar day that the work, with the exception of the maintenance period, remains incomplete after the expiration of the contract working days specified in these Special Provisions. See Exhibit 1, Section 8-1.02 for further details.

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9.0 PROPOSAL DOCUMENTS

PROPOSAL COVER PAGE

PUR-22-032 BOSCH PTZ CAMERA AND COMMUNICATION EQUIPMENT INSTALLATION	
SUBMITTAL DUE: THURSDAY, AUGUST 31, 2023, AT 2:00 PM	
RFP Submittal Mailing, Delivery Address and Electronic Mail	Office of the City Clerk 425 North El Dorado Street, First Floor Stockton, CA, 95202-1997 city.clerk@stocktonca.gov
Proponent Business Name	
Proponent Contact Name	
Proponent Address	
Proponent Phone Number	
Proponent Email Address	
Department of Industrial Relations ID Number	

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ATTACHMENT A – PROPOSAL SUBMISSION ORDER

Proposal Submission Order

Proponents are asked to submit their Proposals in the following order:

Technical Proposal

1. **Completed and signed** Proposal Cover Page (Section 9)
2. **Completed and signed** Proponent's Covenant (Section 9, Attachment B)
3. **Completed, signed, and notarized** Non-Collusion Affidavits that correspond with your business (Section 9, Attachment C)
4. Cover Letter (Section 4.1)
5. Executive Summary (Section 4.1)
6. References (Section 4.2)
7. Financial Statement (Section 4.3)
8. Corporate Structure, Organization (Section 4.4)
9. Assurance of Required Insurance (Section 7.5 and 10.3, Exhibit 3)
10. If applicable include your Proponent's security, Proponents bond, certified or cashier's check. The City will NOT accept company or personal checks for proposal security.
11. If applicable include self-addressed, unstamped envelope (#10, 4- 1/8 x 9- 1/2) with Proponent's security. Please DO NOT seal your security, Proponent's bond, certified or cashier's check in this envelope. It is for returning the security to the Proponent AFTER project award.
12. Submit one (1) ORIGINAL (unbound, no staples) and THREE (3) COPIES of all proposal documents. Additionally, submit one (1) USB with an electronic version of the proposal or electronically send to city.clerk@stocktonca.gov.
13. **Review and sign** all clarifications/questions/answers on the City's website at www.stocktonca.gov/adminbid.
14. Use Section 9.0 Proposal Documents to deliver sealed proposal timely to City Hall, City Clerk's Office (1st floor), 425 North El Dorado Street, Stockton, CA 95202, or electronically to city.clerk@stocktonca.gov.
15. Additional information the Proponent chooses to submit (won't factor in evaluation/scoring but may be considered during negotiations)

Cost Proposal (under separate, sealed cover)

1. **Completed and signed** Proponent's Fee Schedule (Attachment D)

REQUEST FOR PROPOSALS (RFP)
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ATTACHMENT B- PROPONENT'S COVENANT

In submitting this proposal, as herein described, the Proponent agrees that:

1. They have carefully examined the Scope of Work and all other provisions of this document and understand the meaning, intent and requirements of the same.
2. They will enter into contract negotiations and furnish the services specified.
3. They have signed and notarized the attached Non-Collusion Affidavit form, whether individual, corporate or partnership. Must be 'A Jurat' notarization.
4. They have reviewed all clarifications/questions/answers on the City's website at www.stocktonca.gov/pwbid.
5. Confidentiality: Successful Proponent hereby acknowledges that information provided by the City is personal and confidential and shall not be used for any purpose other than the original intent outlined in the Request for Proposal. Breach of confidentiality shall be just cause for immediate termination of contract agreement.

FIRM

ADDRESS

SIGNED BY & DATE

TITLE OR AGENCY

PHONE/FAX NUMBER

EMAIL

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BOSCH PTZ CAMERA and COMMUNICATION EQUIPMENT INSTALLATION

ATTACHMENT C - NON-COLLUSION AFFIDAVIT

No. 1 AFFIDAVIT FOR INDIVIDUAL PROPONENT

STATE OF _____)ss.

County of _____)

(insert)

_____ being first duly sworn, deposes and says: That on behalf of any person not named herein; that said Proponent has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bid or person, firm or corporation to put in a sham bid, or that such other person, firm or corporation shall or should refrain from bidding; and has not in any manner sought by collusion to secure to themselves any advantage over or against the City, or any person interested in said improvement, or over any other Proponent.

(Signature Individual Proponent)

Subscribed and sworn to (or affirmed) before me on this _ day of _____, 20__

by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Seal _____

Signature _____

No. 2 AFFIDAVIT FOR CORPORATION PROPONENT

STATE OF _____)ss.

County of _____)

_____ being first duly sworn, deposes and says: That they are the _____ of _____ a corporation, which corporation is the party making the foregoing bid, that such bid is genuine and not sham or collusive, or made in the interest or behalf of any person not named herein; that said Proponent has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bid or person, firm or corporation to put in a sham bid, or that such other person, firm or corporation shall or should refrain from bidding; and has not in any manner sought by collusion to secure to themselves any advantage over or against the City, or any person interested in said improvement, or over any other Proponent.

(Signature Corporation Proponent)

Subscribed and sworn to (or affirmed) before me on this _ day of _____, 20__ by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Seal _____

Signature _____

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ATTACHMENT C - NON-COLLUSION AFFIDAVIT (cont.)

No. 3 AFFIDAVIT FOR FIRM, ASSOCIATION, OR CO-PARTNERSHIP

STATE OF _____)ss.

County of _____)

(insert)

_____, each being first duly sworn, depose and say: That they are a member of the firm, association or co-partnership, designated as _____ who is the party making the foregoing bid; that the other partner, or partners, are _____ that such bid is genuine and not sham or collusive, or made in the interest or behalf of any person not named herein; that said Proponent has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bid or person, firm or corporation shall or should refrain from proposing; and has not in any manner sought by collusion to secure to themselves any advantage over or against the City, or any person interested in said improvement, or over any other Proponent.

(Signature)

(Signature)

Subscribed and sworn to (or affirmed) before me on this _ day of _____, 20__
by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Seal:

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ATTACHMENT D – PROPONENT’S FEE SCHEDULE

HOURLY RATE LABOR COSTS AND UNIT COSTS

Instructions: The Proponent shall fill out the Proponent’s Fee Schedule in its entirety and shall include it in the Cost Proposal. All hourly rate blanks in Proponent’s Fee Schedule must be filled in and no changes shall

JOB CLASSIFICATION TITLE	NUMBER OF HOURS REQUIRED	NO. OF EMPLOYEES NEEDED*	NO. OF EMPLOYEES AVAILABLE	HOURLY RATE	Total Cost
Principal				\$	\$
Program Director				\$	\$
Program Manager				\$	\$
Program Specialist				\$	\$
Regional Manager				\$	\$
Project Manager				\$	\$
Project Professional				\$	\$
Project Associate				\$	\$
Project Assistant				\$	\$
Administrative Assistant/Clerical				\$	\$
Total Weighted Hourly Rate					\$

be made to the job classification title listed.

If any part of the Cost Proposal Template is:

- Multiple prices are proposed for any hourly rate or unit cost; or
- Any changes are made to wording in the Cost Templates,

THE PROPOSAL WILL BE CONSIDERED NON-RESPONSIVE.

Cost Proposal (15 points)

The proposed hourly rate for each job classification title will be multiplied by the weighting factor to determine the weighted hourly rate for each job classification title. The weighted hourly rate identified for each job classification title will be added together to determine the total weighted hourly rate which will be used to determine the cost score for the proposal. Note that weighted hourly rates are used only for the purpose of grading the proposal. Actual hourly rates proposed in the table above, or lower negotiated rates, if applicable, will be paid under the resulting contract(s). The hourly rates proposed in response to this RFP shall be guaranteed for the term of the contract(s). The City requires the proposed or lower negotiated rates for the entire contract term and any option period.

*Number of Employees Needed – the estimated number of employees that are needed to perform the work described in Part 2, Scope of Services, assuming the Proponent is awarded a contract to provide all or a partial list of services.

**Number of Available Employees – the number of employees in the Proponent’s firm/team qualified for the attached job classifications and available to work on this project within thirty (30) days of contract

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execution. Selected Proponent(s) shall be responsible for providing the actual number of personnel required to successfully meet the contract requirements subject to the approval of The City.

***Hourly Rates proposed by each Proponent for work time.

******TO BE FILLED IN BY The City** (The City will multiply the “factor” times the “hourly rate” and place the product in this column. The City will total these numbers at bottom of the column.)

¹Use of the weighting factors is for evaluation purposes only. Only the proposed hourly rate (or lower negotiated rate) will be paid to the Contractor(s).

QUANTITIES

The following estimate of the quantities of work to be done and materials to be furnished are approximate only and are intended as a basis for the comparison of bids. The City does not expressly or by implications agree that the actual amount of work will correspond therewith but reserves the right to increase or decrease the amount of any class or portion of the work without increase or decrease in the unit price bid or to omit portions of the work that may be deemed necessary or expedient by the Engineer.

ITEM NO.	ITEM DESCRIPTION	UNITS	QUANTITY	Cost
1	MOBILIZATION	LS	1	\$
2	TRAFFIC CONTROL SYSTEM	LS	1	\$
3	CAMERA UPGRADE	LS	1	\$
4	VMS SERVER UPGRADE	LS	1	\$
	Total Cost			\$

Each bidder shall quote each item on the Base Bid Schedule. Failure to quote an item shall be just cause for considering the bid as non-responsive. The City reserves the right to include or delete any Schedule or portion thereof, or to reject all bids.

I hereby approve this Fee Schedule submitted as our cost proposal for PUR 23-032, RFP for BOSCH PTZ CAMERA AND COMMUNICATION EQUIPMENT INSTALLATION

 Authorized Representative / Title – Print

 Authorized Representative – *Signature*

 Date

 Firm

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10.0 PROPOSAL EXHIBITS

Exhibits can be found on the City's Bid Flash Website:

www.stocktonca.gov/pwbid

10.1 [Exhibit 1 – Special Provisions](#)

10.2 [Exhibit 2 - Project Vicinity Map](#)

10.3 [Exhibit 3 – Insurance Limits](#)

The Risk Services Division develops insurance requirements for all contracts for the City of Stockton. The Division also reviews and approves all bonds and evidence of insurance, including Certificates of Insurance and endorsements for all contracts. Examples include:

- Contracts - Constructions, Professional Services, Supplier, Lease
- Permits - Encroachment, Revocable, Street Closures, Block Parties
- Bonds - Performance, Maintenance, Labor and Materials
- Community Services – Special Events

This project is subject to Insurance Requirements for BOSCH PTZ CAMERA AND COMMUNICATION EQUIPMENT INSTALLATION.

10.4 [Exhibit 4 – Sample Contract](#)

Any major provision changes to the sample contract should be submitted by the Proponent along with the proposal response.

10.5 [Exhibit 5 - Directive HR-15 Discrimination & Harassment Policy](#)