



Request for Qualifications

City of Suffolk
RFQ #21088-JS
February 25, 2021

Purchasing Division
442 West Washington Street, Room 1086
Suffolk, VA 23434-5237
Phone: (757) 514-7520 / Fax: (757) 514-7524

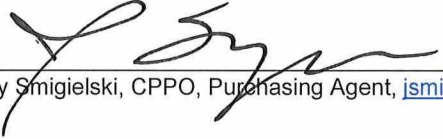
Beverage Concessions for 2021 Summer Concert Series

SCOPE OF WORK – The City of Suffolk has issued this Request for Qualifications (RFQ) for the sole purpose of obtaining qualified vendors to provide beverage concession services for the Department of Parks and Recreation 2021 Summer Concert Series. All groups must be non-profit and classified under Internal Revenue Service as a 501 (c) 3 organization.

The Purchasing Agent, Jay Smigielski is the Contract Officer for the City of Suffolk with respect to this RFQ. All questions and/or comments should be directed to him at this email address: jsmigielski@suffolkva.us The respondents to this RFQ should not contact, either directly or indirectly, any other employee or agent of the City regarding this RFQ. Any such unauthorized contact may disqualify the vendor.

Submissions Due: April 1, 2021 at 3:00 PM (Eastern Standard Time)

Contract Officer:


Jay Smigielski, CPPO, Purchasing Agent, jsmigielski@suffolkva.us

VENDOR:

Organization
Name:

Address:

City / State / Zip:

Telephone:

FAX No.:

E-mail:

Print Name:

Title:

Signature:

Date:

The prior page certifies the vendor has read, understands, and agrees to all terms, conditions, and requirements of this RFQ, and is authorized to contract on behalf of organization named in this RFQ.

SOLICITATION DOCUMENTS

Qualifications should be mailed to: P.O. Box 1858, Suffolk, Virginia 23439; or faxed to (757) 514-7524; or e-mailed to jsmigielski@suffolkva.us prior to 3:00 PM on April 1, 2021. Email is preferred.

Questions concerning this RFQ must be in writing (email is preferred) and addressed to the Contract Officer listed on the front page of this solicitation, and, should be received no later than five (5) business days preceding the date that the qualification are to be received. E-mail is the preferred method and will get a more timely response.

Vendors who respond to this Request for Qualifications are not guaranteed a contract by the City, or if offered a contract, that any work will be provided.

IF YOU NEED ANY REASONABLE ACCOMMODATION FOR ANY TYPE OF DISABILITY IN ORDER TO PARTICIPATE IN THIS PROCUREMENT, PLEASE CONTACT THIS DIVISION AS SOON AS POSSIBLE.

REQUEST FOR QUALIFICATIONS

Beverage Concessions for 2021 Summer Concert Series

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1.0 PURPOSE

The City of Suffolk's Department of Parks and Recreation will hold its annual summer concert series on Friday afternoons beginning June 18, 2021. These events will be held on a weekly basis through August 20, 2021, with the first four (4) events to be held at Constant's Wharf Park and Marina and the second series of four (4) events to be held at Bennett's Creek Park.

An additional event will include The Stars and Stripes Spectacular scheduled for July 4th at the Constant's Wharf Park and Marina.

It is the intent of the City to provide a means for qualified service organizations to earn money for their organizations while providing beverage (alcoholic) concession services for one or more scheduled events; however, the City may determine that another source or option may better serve the City's needs for the provision of these services. The City, in its sole opinion, will determine which of these options will best suit its needs.

Participating groups/organizations must be non-profit under the 501(c)3 Internal Revenue Code.

2.0 CONCERT SCHEDULE

Concerts will include a TGIF series to be held Friday afternoons between the hours of 6:00 and 9:30 p.m. on the following dates: Bands will play 6:30 – 9:30 p.m.

June 18	The Fuzz Band	Constant's Wharf
June 25	The Original Rhondels	Constant's Wharf
July 4	Island Boy	Bennetts Creek Park
July 9	WOAH	Constant's Wharf
July 16	Celeste Kellogg	Constant's Wharf
July 30	Buckshot	Bennett's Creek Park
August 6	Affirmative Groove	Bennett's Creek Park
August 13	Slapnation	Bennett's Creek Park
August 20	Deloreans	Bennett's Creek Park

Beverage servers will need to provide two serving stations for August 20th and possibly June 18.

The City reserves the right to extend the program in order to make up rained-out concerts or host additional concerts.

ADDITIONAL EVENTS: Should the Department of Parks and Recreation require beverage servers for additional events not yet scheduled; servers will be chosen from the list of approved servers selected via this Request for Qualifications. Interested service group(s) will be chosen to serve based on their availability of the date of the event; group names will be placed in a container and randomly selected for each additional event.

3.0 SCOPE OF SERVICES

Service requirements are described below. Concession participants may be required to view a training film concerning the serving of alcoholic beverages at a location designated by the Department of Parks and Recreation. The viewing will be verified by Parks and Recreation staff.

3.1 Organization Responsibilities

- a. Organization membership must be sufficient enough to ensure adequate manpower at each event. Club membership must provide a minimum of four (4) members on-site for each event. Some events may require more than four (4) members on site. Eight (8) members (four {4} members per each of two {2} tents) will be required for the July 4th event. Failure to provide requested manpower may jeopardize involvement of the organization with future concerts/special events. Persons working for the service organization must be at least 21 years of age.

The organization must designate an on-site supervisor for each event.

- b. It will be the responsibility of the City to obtain the Alcoholic Beverage License from the Department of Alcohol and Beverage Control prior to each event.
- c. Organizations are required to report to the site with adequate staffing capability not later than one-half ($\frac{1}{2}$) hour prior to the event, regardless of the weather, unless previously notified. Failure to do so will be considered insufficient manpower.
- d. Inform all organization members of policies, procedures, and ABC regulations.
- e. No free beer is to be given to anyone to include members of the participating organization.
- f. Check for proper identification/valid wristband/hand stamp to ensure minors are not served.
- g. Dispense beer. No more than two (2) alcoholic beverages may be served to any individual at one time.
- h. Scrutinize all persons purchasing alcoholic beverages to prevent serving anyone perceived to be intoxicated.
- i.. If requested, verify ticket sales and amount for deposit with a representative of the Department of Parks and Recreation at the conclusion of the event.
- j. Participate with a Department of Parks and Recreation representative in pre- and post- event inventory of beverage products and tickets.

- k. Provide the Department of Parks and Recreation with a certificate of liability insurance naming the City of Suffolk as additionally insured. If you cannot provide the proper insurance, you will not be allowed to participate in this event.
- l. Volunteers participating in the sale and distribution of alcoholic beverages shall not consume alcohol during the event.
- m. All organizations and their employees or volunteers are required and shall comply with all policies and procedures for COVID-19 from the Occupational Safety and Health Administration (OSHA), Virginia Department of Health (VDH) and Center for Disease Control (CDC) and all other City and State rules and regulations. Organization's employees or volunteers who are known or suspected to be infected with SARS-CoV-2 virus shall not report to or remain at the event site. The organization shall immediately report if an employee or volunteer who is positive for COVID-19 has been at the event site to the Department of Parks and Recreation. Organization shall keep confidential the identity of the known to be infected with SARS-CoV-2 virus in accordance with the requirements of the Americans, with Disabilities Act (ADA) HIPAA, and other applicable federal and Virginia laws and regulations.

3.2 The Department of Parks and Recreation Responsibilities:

- a. Oversees enforcement of ABC regulations.
- b. Determines hours of concession operation.
- c. Determines sale price of beverage products.
- d. Determines when and where to tap beer kegs.
- e. Determines cancellation of an event due to weather or other factors.
- f. Counts monies received and deposits collected money into the City's bank.
- g. Provides tables, stage, tent, fencing, chairs, tickets and ticket receptacles.
- h. Ensures compliance with all COVID protocols and standards.

3.3 Beer Sales – Ticket Sales

In order to minimize waiting lines at the beer and concession stations, tickets for beer will be sold at separate locations by the Department of Parks and Recreation staff. The following is a list of procedures/policies regarding ticket sales:

- a. There will be **NO REFUND** for unused tickets. Unused tickets may be used at future TGIF dates in 2021.
- b. **NO MONIES are to be collected at the concession location.** All tickets received at the concession location are to be deposited in the ticket receptacle.
- c. Ticket buyers may purchase any number of tickets at one time; however, **no more than two (2) beverages** will be served to an individual at one time.
- d. At the conclusion of ticket sales, a representative of the Department of Parks and Recreation, along with a security officer, will gather all remaining (unsold) tickets and monies collected to complete the inventory and accounting procedures. All monies will be handled by City employees; one volunteer from the service organization may observe the process.

3.4 ABC Guidelines for Alcohol Concessions

- a. All persons buying and consuming alcoholic beverages **MUST** have a **VALID WRIST BAND or HAND STAMP**.
- b. Be familiar with the appearance of a **VALID WRIST BAND or HAND STAMP**. No other wrist band/hand stamp or form of identification will be accepted.
- c. Ask for proper identification even with wrist band if you are unsure of age. Obtain security assistance if a problem should arise.
- d. **DO NOT** serve anyone who appears **INTOXICATED**.
- e. **No more than two (2) beverages can be sold to any individual at one time.**
- f. Serving alcohol to a minor (under age 21) or to an intoxicated individual is illegal and can lead to an ABC summons and arrest.
- g. Provide **NO FREE BEER** to anyone.
- h. These rules must be enforced at all times.
- i. Violations of the above rules may result in the dismissal of service club.

3.5 Compensation

Compensation to the service organization(s) will be forty percent (40%) of the average net profit divided evenly among the number of beverage service stations that are staffed. Payment will be made at the end of the series.

4.0 INSURANCE REQUIREMENTS

The successful bidder shall procure, maintain, and provide proof of, insurance coverage's for injuries to persons and/or property damage as may arise from or in conjunction with, the work performed on behalf of the City by the bidder, his agents, representatives, employees or subcontractors. Proof of coverage as contained herein shall consist of all policies, endorsements, declaration pages, and certificates of insurance and shall be submitted fifteen (15) days prior to the commencement of work, and such coverage shall be maintained by the vendor for the duration of the contract period; for occurrence policies. Claims made policies must extend reporting period for two (2) years after expiration date.

a. General Liability

Coverage shall be as broad as Commercial General Liability form including Products/Completed Operations.

Minimum Limits

\$2,000,000 General Aggregate Limit
\$2,000,000 Products & Completed Operations Aggregate Limit
\$1,000,000 Personal and Advertising Injury
\$1,000,000 Each Occurrence Limit
\$ 100,000 Fire Damage Limit
\$ 5,000 Medical Expense Limit

b. Automobile Liability

Coverage sufficient to cover all vehicles owned, used, or hired by the vendor, his agents, representatives, employees or subcontractors.

\$1,000,000 Combined Single Limit
\$ 5,000 Medical Expense Limit

c. Workers' Compensation

Limits as required by the Workers' Compensation Act of Virginia.
Employers Liability, \$100,000/\$500,000/\$100,000

d. Umbrella/Excess Liability

\$2,000,000 umbrella/excess liability coverage

e. Coverage Provisions

1. All deductibles or self-insured retention shall appear on the declaration pages, endorsements, and/or policies provided.

2. The City of Suffolk, its officers/officials, employees, agents and volunteers shall be added as "additional insured" as their interests may appear. A copy of all endorsements, declaration pages, and policies that address additional insured shall be provided. This provision does not apply to Professional Liability or Workers' Compensation/Employers' Liability.
3. The vendor's insurance shall be primary under any applicable insurance or self-insurance maintained by the City.
4. Shall provide thirty (30) days written notice to the City before any cancellation, suspension, or void of coverage is effective.
5. All coverages for subcontractors of the vendor shall be subject to all of the requirements stated herein.
6. Failure to comply with any reporting provisions of the policy(s) shall not affect coverage provided the City, its' officers/officials, agents, employees and volunteers.
7. The insurer shall agree to waive all rights of subrogation against the City, its' officers/officials, agents, employees or volunteers for any act, omission or condition of premises which the parties may be held liable by reason of negligence.
8. The vendor shall furnish the City with all certificates of insurance and additional insured endorsements. All documents are to be signed by a person authorized by the insurance company(s) to bind coverage on its' behalf, if executed by a broker, notarized copy of authorization to bind, or certify coverage must be attached.
9. All insurance shall be placed with insurers maintaining an A.M. Best rating of no less than an A:VII. If A.M. Best rating is less than A:VII or self-insured-pool, approval must be received from City's Risk Manager.

All coverages designated herein shall be as broad as the Insurance Services Office (ISO) forms filed for use with the Commonwealth of Virginia.

5.0 TERMS AND CONDITIONS AND INSTRUCTIONS FOR RFQ

5.1 Safety

All vendors and subcontractors performing services for the City are required and shall comply with all Occupational Safety and Health Administration (OSHA), State and City Safety and Occupational Health Standards and any other applicable rules and regulations. Also all contractors and subcontractors shall be held responsible for the safety of their employees and any unsafe acts or conditions that may cause injury or

damage to any persons or property within and around the work site area under this contract.

5.2 Anti-Discrimination

By submitting their bids, vendors certify to the City that they will conform to the provisions of the Federal Civil Rights Act of 1964, as amended, as well as the Virginia Fair Employment Contracting Act of 1975, as amended, where applicable, the Virginians with Disabilities Act, the Americans with Disabilities Act and 2.2-4311 of the Virginia Public Procurement Act (VPPA). If the award is made to a faith-based organization, the organization shall not discriminate against any recipient of goods, services, or disbursements made pursuant to the contract on the basis of the recipient's religion, religious belief, refusal to participate in a religious practice, or on the basis of race, age, color, gender or national origin and shall be subject to the same rules as other organizations that contract with public bodies to account for the use of the funds provided; however, if the faith-based organization segregates public funds into separate accounts, only the accounts and programs funded with public funds shall be subject to audit by the public body. (Code of Virginia 2.2.4343.1E).

In every contract over \$10,000 shall include the following provisions:

1. During the performance of this contract, the contractor agrees as follows:
 - a. The contractor will not discriminate against any employee or applicant for employment because of race, religion, color, sex, national origin, age, disability, service disabled veterans, or any other basis prohibited by state law relating to discrimination in employment, except where there is a bona fide occupational qualification reasonably necessary to the normal operation of the contractor. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this nondiscrimination clause.
 - b. The contractor, in all solicitations or advertisements for employees placed by or on behalf of the contractor, will state that such contractor is an equal opportunity employer.
 - c. Notices, advertisements and solicitations placed in accordance with federal law, rule or regulation shall be deemed sufficient for the purpose of meeting these requirements.
2. The contractor will include the provisions of No. 1 above in every subcontract or purchase order over \$10,000, so that the provisions will be binding upon each subcontractor or vendor.

5.3 Drug-Free Workplace

During the performance of this contract, the contractor agrees to (1) provide a drug-free workplace for the contractor's employees; (2) post in conspicuous place, available to employees and applicants for employment, a statement notifying employees that the unlawful manufacture, sale, distribution, dispensation, possession, or use of a controlled

substance or marijuana is prohibited in the contractor's workplace and specifying the actions that will be taken against employees for violations of such prohibition; (3) state in all solicitation or advertisement for employees placed by or on behalf of the contractor that the contractor maintains a drug-free workplace; and (4) include the provisions of the foregoing clauses in every subcontract or purchase order of over \$10,000, so that the provisions will be binding upon each subcontractor or vendor.

For the purposes of this section, "*drug-free workplace*" means a site for the performance of work done in connection with a specific contract awarded to a contractor, the employees of whom are prohibited from engaging in the unlawful manufacture, sale, distribution, dispensation, possession or use of any controlled substance or marijuana during the performance of the contract.

5.4 Faith-based Organizations

The City of Suffolk does not discriminate against faith-based organizations.

6.0 **INSTRUCTIONS FOR SUBMITTING QUALIFICATIONS**

6.1 Submission of Qualifications

Read the entire solicitation before submitting any information. Failure to read any part of this Request for Qualifications (RFQ) shall not relieve any vendor from his or her contractual obligations. Qualifications may be mailed to: P.O. Box 1858, Suffolk, Virginia 23439; hand delivered to 442 West Washington Street, Room 1086, Suffolk, Virginia 23434; faxed to (757) 514-7524; or e-mailed to jsmigielski@suffolkva.us. Submissions are due April 1, 2021 at 3:00 PM (Eastern Standard Time)

6.2 Questions and Inquiries

Questions and inquiries, both verbal and written, will be accepted from any and all organizations.

The Purchasing Agent, Jay Smigielski, is the designated authorized spokesperson for the City of Suffolk with respect to this RFQ. Accordingly all questions and/or comments should be directed to his attention. The respondents to this RFQ shall not contact, either directly or indirectly, any other employee or agent of the City regarding this RFQ. This prohibition shall also extend to the Suffolk City Council and other elected City officials.

6.3 Late Submissions

LATE submissions may not be considered. It is the vendor's responsibility to insure arrival prior to the acceptance time for the RFQ.

6.4 Rights of City

The City reserves the right to accept or reject all or any part of any submission, waive informalities and award the contract to best serve the interest of the City.

6.5 Specific Submission Requirements

The vendor shall complete the attached **QUALIFICATIONS QUESTIONNAIRE** as thoroughly and detailed as necessary to allow the City of Suffolk to properly evaluate the vendor's capabilities to provide the required services.

6.6 Evaluation of Submissions

Evaluation of the responses shall be by committee in accordance with the following criteria: availability of sufficient personnel; prior concession experience; community service activities; local affiliation; insurance coverage; and prior participation record with Parks and Recreation programs. In addition to these criteria, the City reserves the right to select organizations deemed fully qualified which create a mix to meet its goals of providing experienced organizations for the initial programs of the season, as well as providing opportunities for qualified organizations which have not previously participated.

QUALIFICATIONS QUESTIONNAIRE

BEVERAGE CONCESSIONS – 2021 Summer Concert Series

1. Complete name and mailing address of organization:

2. Name, phone number(s), and e-mail for the following officers; designate ** primary contact person:

President _____

Vice-President _____

Secretary _____

Treasurer _____

3. Classify your organization:

Social Charitable Non-profit

Other _____

4. What is the purpose of your organization?

5. How does your organization receive funds?

___ Membership Dues

___ Fund raisers (provide examples) _____

___ Donations *

* Are donations received from National, State, regional, or local organizations (Chapters, City, United Way, etc.)? YES / NO

If yes, please identify donors: _____

6. Does your organization provide service to the Suffolk community? (Indicate service or monetary donation to specific organizations which you assist, etc.)

7. What, if any, alcoholic beverage concessions events has your organization sponsored or co-sponsored within the last five (5) years?

8. When, if at all, has your organization sponsored or co-sponsored the beverage concession for a Parks and Recreation concert event?

9. Number of active members: _____

10. Provide names of active members which are currently employed by the City of Suffolk in the Department of Parks and Recreation or Purchasing Division:

11. Proposed staffing for Summer Celebration would include approximately ____ members, _____ spouses, _____ other

12. Of the proposed member staffing, what percentage have had prior beverage concession experience? _____ %

13. What insurance does your organization currently have?

Insurance Carrier: _____

General Liability Coverage Limits:

Bodily Injury \$ _____ per occurrence

Property Damage \$ _____ per occurrence

14. Your group is listed as a non-profit organization under the 501(c) 3 Internal Revenue Code. _____ Yes _____ No (check one)

I certify that the information provided herein is true and correct and understand that falsification or misrepresentation of the requested information will be reason for the application to be rejected.

Further, I have read and understand the service requirements as presented herein and agree to provide service accordingly in compliance with rules and regulations of the Virginia Alcoholic Beverage Control Board.

Name (print or type) _____

Organization and Title _____

Signature and Date _____

AGREEMENT

**SUFFOLK DEPARTMENT OF PARKS AND RECREATION
&
SERVICE CLUB
(BEER VENDORS)**

FOR

2021 Summer Concert Series

AS AN AUTHORIZED REPRESENTATIVE OF _____ ORGANIZATION, I HAVE READ AND UNDERSTAND THE ATTACHED RULES AND REGULATIONS COVERING THE SALE OF ALCOHOLIC BEVERAGES FOR THE *2021 SUMMER CONCERT SERIES AND SPECIAL EVENTS*. I ALSO UNDERSTAND THAT 40% OF THE NET PROFIT RESULTING FROM BEER SALES WILL BE DIVIDED EQUALLY AMONG THE PARTICIPATING ORGANIZATIONS BASED ON THE NUMBER OF BEVERAGE SERVICE STATIONS THAT ARE STAFFED. PAYMENT WILL BE MADE AT THE END OF THE 2021 SUMMER CONCERT SERIES.

AGREE THAT A MINIMUM OF FOUR (4) MEMBERS TO SIX (6) MEMBERS AND EIGHT (8) MEMBERS FOR JULY 4TH ARE TO ARRIVE AT THE WORK SITE NO LATER THAN ONE-HALF (1/2) HOUR PRIOR TO OPENING AND ARE TO BE SCHEDULED IN ACCORDANCE WITH AND ABIDE BY THE ATTACHED RULES AND REGULATIONS.

Organization:_____

Representative's Signature:_____