



*The Niagara Catholic District School Board through
the charisms of faith, social justice, support and leadership,
nurtures an enriching Catholic learning community for all
to reach their full potential and become living witnesses of Christ.*

AD HOC COMMITTEE – BUILDING ON TODAY

**TUESDAY, APRIL 3, 2018
4:00 PM – 5:00 PM**

***HOLY CROSS COMMUNITY ROOM
CATHOLIC EDUCATION CENTRE, WELLAND, ONTARIO***



1. Opening Prayer – Trustee O'Leary	-
2. Roll Call	-
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7. Introduction of Dr. Barry Wright and Dr. Dirk De Clercq, Consultants to the Ad Hoc Committee	-
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11. Adjournment	-

**TO: NIAGARA CATHOLIC DISTRICT SCHOOL BOARD
AD HOC COMMITTEE – BUILDING ON TODAY
APRIL 3, 2018**

PUBLIC SESSION

TITLE: BOARD APPROVED TERMS OF REFERENCE



AD HOC COMMITTEE – BUILDING ON TODAY

TERMS OF REFERENCE

BACKGROUND INFORMATION

As an action to the System Priority 2017-2018, “Create opportunities for meaningful dialogue, feedback and input from students, parents, staff, pastors and the community”, an Ad Hoc Committee of the Board is to be established.

Name of the Committee

The name of the committee is the Ad Hoc Committee – Building on Today

Membership

The Ad Hoc Committee – Building on Today of the Board will be comprised of Trustees of the Board with the Director of Education and designated staff as resources to the Ad Hoc Committee.

Roles / Responsibilities

The Ad Hoc Committee will be Chaired by a Trustee and provide reports to the Board.

Terms of Reference

The Terms of Reference for the Ad Hoc Committee – Building on Today are:

1. To recommend to the Board, through a Request for Proposal process, a qualified third party provider to design, deliver and analyze the results of an independent system scan with the objective of engaging students, staff, parents, pastors and the community to walk forward together as a Catholic community.
2. To participate in the design of the Request for Proposal criteria, timelines, financial resources and selection process of the Request for Proposal.
3. To participate in the Request for Proposal selection process of an experienced third party provider who will design, deliver and analyze both qualitative and quantitative results of a system scan using leading practices and ensuring privacy and data protection protocols.
4. To participate in dialogue with the Board selected provider in the design of the system scan to be recommended to the Board for consideration.
5. To present an Ad Hoc Committee – Building on Today Report to the Board on the final report and analysis of the system scan by the third party provider to inform the design of future System Priorities and the Strategic Plan of the Board beyond 2020.

**TO: NIAGARA CATHOLIC DISTRICT SCHOOL BOARD
AD HOC COMMITTEE – BUILDING ON TODAY
APRIL 3, 2018**

PUBLIC SESSION

**TOPIC: MINUTES OF THE AD HOC COMMITTEE – BUILDING ON
TODAY MEETING OF FEBRUARY 13, 2018**

RECOMMENDATION

THAT the Ad Hoc Committee approve the Minutes of the Ad Hoc Committee – Building on Today Meeting of February 13, 2018, as presented.



MINUTES OF THE AD HOC COMMITTEE – BUILDING ON TODAY MEETING TUESDAY, FEBRUARY 13, 2018

Minutes of the Ad Hoc Committee – Building on Today Meeting of the Niagara Catholic District School Board, held on Tuesday, February 13, 2018 at 5:00 p.m. in the Holy Cross Community Room, at the Catholic Education Centre, 427 Rice Road, Welland.

The meeting was called to order at 5:00 p.m. by Chair MacNeil.

1. Opening Prayer

Opening Prayer was led by Chair MacNeil for Trustee Nieuwesteeg.

2. Roll Call

Trustee	Present	Present Electronically	Absent	Excused
Kathy Burtnik				✓
Maurice Charbonneau	✓			
Frank Fera	✓			
Fr. Paul MacNeil	✓			
Ed Nieuwesteeg				✓
Ted O’Leary	✓			
Dino Sicoli	✓			
Pat Vernal	✓			
Student Trustees				
Nico Tripodi				✓
Hannah Tummillo				✓

The following staff were in attendance:

John Crocco, Director of Education; **Giancarlo Vetrone**, Superintendent of Business & Financial Services, **Mark Ferri**, Administrator of Purchasing Services and **Anna Pisano**, Recording Secretary/Administrative Assistant, Corporate Services & Communications

3. **Approval of the Agenda**

Moved by Trustee Vernal

THAT the Niagara Catholic District School Board approve the Agenda of the Ad Hoc Committee – Building on Today Meeting of February 13, 2018, as presented.

CARRIED

4. **Declaration of Conflict of Interest**

No Disclosures of Interest were declared with any items on the agenda.

5. **Board Approved Terms of Reference**

For information.

6. **Minutes of the Ad Hoc Committee – Building on Today of December 18, 2017**

Moved by Trustee Sicoli

THAT the Ad Hoc Committee approve the Minutes of the Ad Hoc Committee – Building on Today of December 18, 2017, as presented.

CARRIED

7. **Potential List of a Consultant to the Ad Hoc Committee**

Giancarlo Vetrone, Superintendent of Business & Financial Services and Mark Ferri, Administrator of Purchasing Services presented a potential list of consultants for the Ad Hoc Committee.

The Ad Hoc Committee authorized staff to contact Dr. Barry Wright, Professor, Faculty of Business, Brock University's Goodman School of Business and Dr. Dirk De Clercq, Professor of Management, Brock University's Goodman School of Business to discuss their availability to act as consultants to the Ad Hoc Committee in the design of the Statement of Work Guiding Principles and the Request for Proposal. When available, Dr. Wright and Dr. De Clercq would be invited to the next meeting of the committee.

8. **Determination of the Statement of Work**

Discussion took place to determine statement of work in preparation for the meeting with the consultants to the Committee.

9. **Design Request for Proposal**

Deferred to next meeting.

10. **Next Meeting of Ad Hoc Committee**

The next meeting of the Ad Hoc Committee to be determined.

11. **Adjournment**

Moved by Trustee Vernal

THAT the February 13, 2018 Ad Hoc Committee – Building on Today Meeting of the Niagara Catholic District School Board be adjourned.

CARRIED

This meeting was adjourned at 6:10 p.m.

Minutes of the Ad Hoc Committee – Building on Today Meeting of the Niagara Catholic District School Board held on **February 13, 2018.**

Approved on **April 3, 2018.**

Fr. Paul MacNeil
Chair of the Ad Hoc Committee

John Crocco
Director of Education/Secretary -Treasurer

**TO: NIAGARA CATHOLIC DISTRICT SCHOOL BOARD
AD HOC COMMITTEE – BUILDING ON TODAY
APRIL 3, 2018**

TITLE: DETERMINATION OF THE STATEMENT OF WORK

STATEMENT OF WORK

Guiding Principles

APRIL 3, 2018

REQUEST FOR PROPOSAL

NIAGARA CATHOLIC DISTRICT SCHOOL BOARD

REQUEST FOR PROPOSAL NIAGARA CATHOLIC DISTRICT SCHOOL BOARD



STATEMENT OF WORK EXECUTIVE SUMMARY QUESTIONS PROVIDED TO COMPLETE REQUEST FOR PROPOSAL

Objective and Scope

1. Describe in outcomes-based terminology precisely what Niagara Catholic District School Board hopes to achieve as a result of this RFP?
 - a. Describe the extent of the services is looking for, as well as, the overall objective of the contract.
 - b. Clear statement of the deliverables and output to be provided by the client.

2. Describe the area within the organization and outside the organization requiring the services. – Scope of project
 - a. Enumerate the specific duties to be performed by the provider and the expected outcomes.
 - i. Telephone
 - ii. On-line computer
 - iii. Paper Survey
 - iv. Who administrators the survey?

 - b. Survey for one or all groups and what outcome are we looking for?
 - i. Staff
 - ii. Students
 - iii. Parish Priest
 - iv. Parents/Guardians
 - v. Catholic Supports (Community)

3. Identify the reason(s) the organization needs to source the requirement externally?

Proposal Evaluation Criteria and Award Process

4. Bidders submit a proposed Approach and Methodology as part of their Proposal, which may be evaluated in the selection and evaluation criteria, and which, upon acceptance of the Proposal by the organization, becomes enforceable in the resulting contract.
 - a. Presentation
 - b. Evaluation and Assessment
 - c. Award

5. Identify the specific obligation being placed on the professional firm(s)?

Term of Contract

6. Identify whether the requirement is recurring, the first in a series of similar upcoming requirements, a subsequent phase in a multi-phase program/initiative, or a 'one off' (i.e. one-time only) project.

Price

7. Will the survey costs be contained?
 - a. Fixed
 - b. Estimated
 - c. Amount not to exceed

8. Identify the maximum budget within which the requirement must be fulfilled?

9. Identify whether the estimated value of the requirement is inclusive of GST/HST, Travel and and/or Administrative Expenses or other direct costs?

10. Deliverables – what do you we want provided to the Board (reports, plans, recommendations)?

Business and Technical Environment

11. Identify the specific obligation being placed on the professional firm(s).

Timeline

12. Is there some hard deadline you need the client to achieve?

Definitions and Applicable Documents

13. Identify the specific obligation being placed on the professional firm(s).

*GUIDING PRINCIPLES IN CREATING THE STATEMENTS OF WORK (SOW) FOR
NIAGARA CATHOLIC'S REQUEST FOR PROPOSAL (RFP).*

1.0 STATEMENTS OF WORK

Try to write your SOW in a sufficiently detailed manner, so as to provide enough of a basis at a later stage when you will be required to extract relevant criteria that will be used to differentiate competing proposals. Remember that the selection criteria that you develop for your RFP must have a logical foundation within the text of the SOW - you cannot differentiate bidders on factors that have no relevance to the work itself, as this would be both meaningless and unfair.

Above all, do your best in the SOW to convey to the Bidders what it will take on their part to complete the work to your satisfaction, and accordingly what it will take for them to ultimately have their work accepted and certified for payment.

1.1 **Type of SOW** (Performance-Based) – professional services contract

2.0 BACKGROUND

The Background section provides contextual information that plays a key role during the proposal solicitation stage by providing Bidders with an understanding of the organization's requirement, its objectives and key drivers for the work to be undertaken that can assist in determining whether to bid and in preparing a Proposal.

The Background section should also support Board's motion, including the rationale for the work and the need to enter into Contract.

2.1 Identify the **authorized users of the resulting mechanism**. Describe the area within the organization and outside the organization requiring the services. Similarly, identify whether the resulting mechanism will be accessible by all areas within the organization, or by only selected (and identified) authorized users.

2.2 The ‘need’ for the work to be completed must be clearly articulated – if possible, contextualize the project/requirement within the organization/area’s overall business plan.

2.3 Identify the **reason the organization needs to source the requirement externally**. The first determination required by Contracting Policy is whether the requirement can be satisfied in-house. This subsection should articulate why the Buyer feels that a contract is needed to meet this requirement.

3.0 OBJECTIVE

The Objective section identifies the organization’s overall outcome for the resulting contracted work, to provide a clear understanding and enforceable outcome for the work to be undertaken.

Its primary role at the RFP stage is to provide Bidders with a clear understanding of the structure and number of resulting contract(s) to be awarded.

3.1 Describe in outcomes-based terminology precisely **what Niagara Catholic District School Board hopes to achieve as a result of this RFP**.

3.2 Indicate if it is the organization’s intent to award the resulting contract(s) to **one or multiple professional services**.

3.3 Identify whether the **required type of professional services** consists of a firm or an individual providing services, or both.

3.4 Identify **whether the requirement is recurring**, the first in a series of similar upcoming requirements, a subsequent phase in a multi-phase program/initiative, or a ‘one off’ (i.e. one-time only) project.

4.0 ESTIMATED VALUE

The Estimated Value section provides guidance to potential Bidders during the RFP stage. It can facilitate an understanding of the scale of the work to be undertaken, or can serve as guidance to identify the maximum budget within which the requirement must be fulfilled. The Estimated Value does not represent a commitment on the part of the School Board to enter into contract for a specified amount, but instead provides a framework within which potential Bidders may quote their proposed price/rates for the work.

At the RFP stage, value may be:

4.1 **Fixed** (Niagara Catholic will encourage bidders to compete by seeing who can propose ‘the most’ for a fixed amount)

4.2 **Estimate** (Niagara Catholic is unsure of the value of the work to be undertaken and is providing some guidance only, usually as a high-low range) **some guidance only, usually as a high-low range); or**

4.3 **An amount not to exceed** (an upper limit to the resulting contract that will not be exceeded in the resulting Award, but Proposals lower than this value would of course be acceptable).

In all cases, clearly identify whether the estimated value of the requirement is inclusive of GST/HST, Travel and and/or Administrative Expenses or other direct costs.

5.0 BUSINESS AND TECHNICAL ENVIRONMENT

Business and/or Technical Environment section provides contextual information to Bidders at the RFP stage to identify operational requirements of the work and programs, systems and infrastructure with which the firm(s) will be required to work in the Contract stage.

5.1 **Identify the specific obligation being placed on the professional firm(s).** For example, the firm may be required to adapt the output of its work / ensure compatibility with the technical/technology within the organization; and/or to ensure that its resources are properly trained and equipped to work with the organization’s technology or equipment.

6.0 DELIVERABLES

The Deliverables section clearly identifies the tangible outcomes that the Contractor is required to produce in order to receive payment (i.e. “Outputs”). In accordance with ***Contracting Policy***, payment should be made only for satisfactory completion of a concrete Deliverable or delivery of a service.

7.0 APPROACH AND METHODOLOGY

Typically, in Performance-based SOW’s, and to mitigate the risk of liability for Niagara Catholic in the event of dispute or poor performance under the Contract, the Contractor is required to provide its own specific methodology for the completion of the tasks and deliverables. Bidders submit a proposed Approach and Methodology as part of their Proposal, which may be

evaluated in the selection and evaluation criteria, and which, upon acceptance of the Proposal by the organization, becomes enforceable in the resulting contract.

8.0 COMMENCEMENT, DURATION AND AWARD

This section of the SOW identifies the legal time frame for the resulting contract mechanism and the commencement of work under the agreement.

8.1 **Identify the time period of the resulting mechanism**, from the date of legal Award to the specific end date or within a specified duration.

8.2 **Identify any rights reserved by Niagara Catholic to extend the period** of the resulting mechanism, and for what duration.

9.0 DEFINITIONS AND APPLICABLE DOCUMENTS

Definitions and applicable documents section provides contextual information at both the RFP and contract stages to ensure clarity in the interpretation of the SOW and identification of overarching legislation, policies, procedures and guidelines that will govern the resulting work.

The purpose of this section is to mitigate ambiguity and misunderstanding that could lead to poor proposals at the RFP stage, or default, breach or dispute at the Contract stage.

**TO: NIAGARA CATHOLIC DISTRICT SCHOOL BOARD
AD HOC COMMITTEE – BUILDING ON TODAY
APRIL 3, 2018**

TITLE: DESIGN REQUEST FOR PROPOSAL



Niagara Catholic District School Board
427 Rice Road,
Welland, ON L3C 7C1

REQUEST FOR PROPOSAL #T17-XXX

THIRD PARTY FACILITATED SYSTEM SCAN

XXXX XX, 2018

The Niagara Catholic District School Board, hereafter referred to as NCDSB, is interested in receiving proposal submissions from your firm for a Third Party Facilitated System Scan.

Questions arising from this request must be directed in writing no later than XXXX XX, 2018 to Mark Ferri, Administrator of Purchasing Services e-mail: mark.ferri@ncdsb.com

Proposals received after closing deadline will be returned to Bidder unopened. All documents requiring signature must be signed by authorized representative of the Bidding firm where indicated and submitted with your Submission. One (1) original signed and ten (10) copies of all documents requiring completion must be submitted with your proposal.

PROPOSALS ARE TO BE RETURNED TO:
Mark Ferri – Administrator of Purchasing Services
Niagara Catholic District School Board
427 Rice Road,
Welland, ON L3C 7C1

CLOSING DATE AND TIME: XXXX, XXXX XX, 2018, on or before 2:00 p.m. E.D.S.T.

IMPORTANT: SEALED PROPOSALS MUST BE RETURNED IN AN ENVELOPE MARKED "REQUEST FOR PROPOSAL # T17-XXX AND COMPANY NAME AND ADDRESS CLEARLY SHOWN ON THE ENVELOPE.



Niagara Catholic District School Board
427 Rice Road,
Welland, ON L3C 7C1

GENERAL INSTRUCTIONS TO BIDDERS

The Niagara Catholic District School Board (hereafter referred to as the Board) is interested in obtaining Proposals for a service provider for a System Scan. This service will include: _____

1.0 SUBMISSION OF Proposal

- 1.1. Proposals must be received prior to the closing date and time on the proposal form provided
- 1.2 One (1) original and ten (10) copies of the Proposal are to be submitted.
- 1.3 Proposals shall be submitted in a sealed envelope, marked with the Proposal number and the title of the Proposal, and addressed and delivered to the Niagara Catholic District School Board, Purchasing Department, 427 Rice Rd. Welland, Ontario, L3C 7C1.
- 1.4 Proposals submitted by fax will not be accepted.
- 1.5 It is the sole responsibility of each Bidder to make sure that its Proposal is delivered and accepted at the correct address no later than the closing date and time for the Proposal. Proposals shall be deemed to have been submitted only when actually marked as received at the Board offices. Proposals received after the specified closing date and time will be returned unopened to the Bidder.

2.0 FORM OF PROPOSAL

- 2.1 Every proposal shall be submitted on the enclosed Form of Proposal, and shall be completed without interlineations, alteration or erasure of or with respect to any pre-printed text provided by the Board. The Board reserves the right to reject any proposal where the pre-printed text has been altered.
- 2.2 Proposal submissions shall bear the original signature of the Bidder (or, in the case of a Proposal submitted by a corporation, an authorized signing officer of the corporation), inscribed in the space provided.
- 2.3 All blank spaces provided on the Form of Proposal shall be filled in including alternate, separate, and additional or unit prices.



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 Welland, ON L3C 7C1

3.0 PRICES

- 3.1 The lowest or any Proposal may not necessarily be accepted due to Board requirements and/or budget considerations.
- 3.2 In addition to considering proposal prices when evaluating Proposals, awarding the contract, the Board will exercise reasonable judgment with respect to its decision using selection criteria. **In addition to the information requested on the Form of Proposal, it is the Bidders' responsibility to provide information with the Proposal to allow the NCDSB to consider the criteria below.**

A	Experience <ul style="list-style-type: none"> • Background in conducting and analyzing surveys • Qualifications and training of team, including any certificates • Designated contact person 	XX %
B	Proposed Plan to meet Terms of Reference <ul style="list-style-type: none"> • Quality of proposed implementation plan • Timelines for plan completion 	XX %
C	Approach <ul style="list-style-type: none"> • Qualitative and Quantitative • Methodology • Security 	XX %
D	Deliverables <ul style="list-style-type: none"> • Analytics • Quality and diversity of final report 	XX %
E	Pricing <ul style="list-style-type: none"> • Value for financial resources allocated to system scan • Price point for project 	XX %
	References (pass/fail)	
	Total	100 %

- 3.3. The Board has weighted the above evaluation criteria in order to provide a fair assessment. All of the above criteria are important to this Board, therefore, the Board reserves the right to disqualify a Bidder/proposal should any of the evaluation criteria A to F be rated poorly (less than 50%).



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- 3.4 The Board reserves the right to correct a patent computational or other mathematical error evident on the face of the proposal; however, unit prices will not be adjusted.
- 3.5 Prices quoted must be expressed in accordance with our specified unit of measure.
- 3.6 All prices to be tendered in Canadian Funds, FOB Destination. HST will be extra and **should not** be included in proposal prices.

4.0 CONFIDENTIALITY

- 4.1 It is the Board practice to publish the name of the successful Bidder(s) and the total contract price. The Board shall make every effort to safeguard the confidentiality of other information included in each submission, however all submissions are subject to the provisions of the *Municipal Freedom of Information and Privacy Act* and the *Personal Information Protection and Electronic Documents Act*.

5.0 CONFLICT OF INTEREST

- 5.1 No employee of the Board shall personally sell goods or services to the Board, nor have a direct or indirect interest in a company that sells goods or services to the Board. The Board may reject any Proposal submitted, or cancel any contract awarded, in contravention of this requirement.

6.0 WITHDRAWAL OF PROPOSALS BY BIDDER

- 6.1 A Bidder may withdraw a Proposal at any time prior to the closing date and time for the Proposal by delivering a written request to that effect to the address specified for the deposit of proposals, but no such request received after that closing date and time shall be effective. A withdrawal request shall be effective only where made in writing, on company letterhead, and actually received by the Purchasing Services Department. A faxed withdrawal may be accepted where its authenticity appears genuine in the absolute discretion of the Administrator of Purchasing Services.
- 6.2 A Bidder who withdraws a Proposal prior to the closing time and date for the submission of Proposals may submit a revised Proposal at any time prior to that closing date and time, but otherwise no amendment may be made to a Proposal after it has been submitted, and in particular no amendment may be made to a Proposal orally, or by fax, email, or otherwise than by a sealed document. However, if more than one



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proposal has been inadvertently submitted prior to the official closing date and time, the last submission received shall supersede and invalidate all those previously submitted by that Bidder.

7.0 PROPOSALS OPEN FOR ACCEPTANCE

- 7.1 A proposal shall be irrevocable (i.e. open for acceptance by the Board) for a period of 90 days following the closing date.
- 7.2 The issue of a Purchase Order by the Board gives rise to a Contract between the Board and the successful Bidder in accordance with the terms and conditions set out in these Instructions, the Specifications, any applicable Addenda and any other related documents.

8.0 INTERPRETATION, CLARRIFICATION AND ADDENDA

- 8.1 The Board reserves the right at any time prior to the closing time,
 - to withdraw or cancel the Proposal
 - to extend the time for the submission of Proposals; or
 - to modify these Instructions, the Form of Proposal, the Specifications, or the Description of the Project, Work or Supply by the publication of an Addendum or other notice, and the Board shall not be liable for any expense, cost, loss or damage incurred or suffered by any Bidder (or any other person) as a result of its so doing.
- 8.2 All Addenda will be posted on the Biddingo website. It is the responsibility of the Bidder to check for Addenda at Biddingo.com
- 8.3 All Addenda issued shall become part of the Contract Documents and will be considered in determining the proposal prices.
- 8.4 It is the responsibility of the Bidder to seek clarification of any matter that they consider unclear before submitting a Proposal. Any request for clarification of these Instructions, the Form of Proposal, the Description of the Project, Work or Supply, or any of the Contract Documents considered to be material shall be submitted in writing prior to XXXX, XXXX XX, 2018 – 2:00 p.m. All Questions will be answered and posted to the Biddingo website by XXXX XX, 2018. This shall allow sufficient time for written clarification to be issued by the Board should it be considered necessary.



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- 8.5 All communication between a Bidder and the Board shall be in writing and be directed to the designated representative the Proposal cover page (including requests for information, instructions or clarification). Written answers or clarifications shall be shared with all Bidders and issued in the form of an Addendum. The Board shall not be bound by any oral instruction, amendment, clarification, information, advice or suggestion from any member of the Board's staff or Consultant to the Board.
- 8.6 Where a Proposal has been received by the Board prior to the publication of an Addendum or notice, the Board shall allow the Bidder concerned to submit a revised Proposal prior to the closing date and time or to send a written acknowledgment (which may be faxed) that the original Proposal shall stand.

9.0 CONDITIONS OF PROPOSAL

- 9.1 The contract will be awarded for the initial period commencing on or about February XX, 2018 and will continue until XXX XX, 2018 and will be considered firm for this period. Consideration will be given to renew the existing contract, upon the mutual agreement of the Board and the successful Bidder for up to four (4) additional one-year periods. Approval of the further term(s) will depend on the satisfactory performance and price increase (if any). In any year where a price adjustment is contemplated, the adjustment will not exceed the average annual increase in the Consumer Price Index for Ontario, as published by Statistics Canada over the 12-month period immediately preceding the date of renewal.
- 9.2 Proposal Timelines:

Board Approval of Terms of Reference	October 24, 2017
Issue Request for Proposal	XXXX XX, XXXX
Questions in Writing	XXXX XX, XXXX
Response to Submitted Questions	XXXX XX, XXXX
Proposal Due Date	XXXX XX, XXXX
Vendor Presentations	XXXX XX, 2018
Award of RFP	XXXX XX, 2018
- 9.3 The Board reserves the right to award this contract to a Sole Bidder. However, if it is in the best interest of the Board, it may be awarded to one or more Bidders.
- 9.4 Where in the view of the Board, an insufficient number of proposals have been received; the Board may cancel and re-issue the Proposal (on the same or revised terms from the original request).



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- 9.5 Where the contract is awarded to the highest ranked qualifying Bidder, the Board may negotiate amendments to the contract or to the work to be done or services or materials to be supplied under the contract and no other Bidder shall have any right to object that its Proposal would have been ranked higher had the negotiated amendments been included in the original Request for Proposal or Proposal Notice.
- 9.6 Regardless if a Proposal otherwise satisfies the requirements of the Proposal, the NCDSB reserves the right to reject any proposal received from a person or agency that:
 - I. is or has been involved in litigation with the Board, within the five year period preceding the date of the proposal
 - II. the Board has made a claim under a bid bond, a performance bond or a warranty bond within a five-year period preceding the date of the proposal; in the opinion of the Board or its legal advisors, does not possess the experience, or financial, technical, personnel or other resources that may reasonably be expected to be necessary in order to carry out the obligations that the Bidder proposes to assume under the terms or its proposal
- 9.7 There is no guarantee of volume of work under this proposal.
- 9.8 Bidders submitting proposals shall be actively engaged and thoroughly experienced in the lines of work required and shall be able to refer to previous work of a similar nature satisfactorily performed by them. The contractor shall carry out all work and perform all of its obligations in a good professional manner, according to the best standards of practice of the industry, profession or trade in which the contractor carries on business (including any applicable standards of professional conduct).
- 9.9 The contractor shall employ properly qualified and experienced workers to carry out all work required in connection with the Contract. The contractor shall neither bring onto nor allow the introduction or use of tobacco, alcohol or illegal narcotics or controlled substances upon any Board property.
- 9.10 The contractor shall use only new, first class materials, and shall cause their suppliers to do the same. The contractor shall correct or replace any defective work or material at its own expense, upon the direction of the Board. Where the Bidder refuses or neglects to remove any defective work or material supplied by it in accordance with a written notice by the Board, such work or material may be removed by order of the Board at the Bidders expense. The Board reserves the right to deduct the cost and expense of such removal from any moneys due to or that become due to the contractor on any account.



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- 9.11 The Bidder shall have an adequate work force with proper equipment in good working condition, and shall have ready access to all materials, equipment and accessories required to perform its obligations under the contract.
- 9.12 Three (3) References, with one from a School Board or Education Institute **must** accompany this proposal. Only the references from the best ranked Bidder(s) shall be checked. If the references do not indicate performance satisfactory to the NCDSB, the Bidder will not be considered.
- 9.13 All electrical equipment must be approved by agencies recognized by the Electrical Safety Authority of Ontario and must be labeled accordingly. The Board reserves the right to refuse delivery of or return any equipment received without a recognized certification sticker affixed.
- 9.14 Electrical Under Voltage Protection – All electrically operated equipment shall be supplied with electrical controls that meet the requirements of the Ontario Electrical Safety code, Section 20-400. This equipment shall not automatically restart following a power outage. Suppliers of new equipment may be asked to confirm in writing that they comply with the above requirements.
- 9.15 Original invoice covering services performed should be mailed to:

Accounts Payable Department
Niagara Catholic District School Board
427 Rice Rd.
Welland, ON L3C 7C1

10.0 GUIDELINES REGARDING PROPOSAL IRREGULARITIES

- 10.1 Late proposals will not be accepted.
- 10.2 Proposals that are not completed in full, or are not typewritten, or in legible writing (in ink) may be rejected.
- 10.3 Partial proposals (i.e. a proposal for less than all of the items required to be included in a proposal) will be rejected, unless the proposal document specially permits partial proposals.



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- 10.4 The Board reserves the right to reject qualified or conditional proposals, i.e .proposals which are submitted subject to a caveat added to the Form of Proposal or under a covering letter or alterations to the Form of Proposal.
 - 10.5 Unsigned proposals will be rejected.
 - 10.6 Proposals not complying with these instructions, the Proposal Notice, and Addendum of the Specifications will be rejected.
 - 10.7 Proposals not completed on the proper form, or received on a Document other than the original document supplied by the Board, may be rejected by the Board at its discretion.
 - 10.8 The Board may at its discretion reject any proposal where the Form of Proposal or related document contains any erasure, change, over-writing, white-out, cross-out or strike out, where the same has not been initialed by the Bidder, or where (in absolute discretion of the Purchasing Administrator) the effect of that amendment is ambiguous or otherwise unclear.
 - 10.9 Where an Addendum is not acknowledged on the Form of Proposal, the Board may reject the Proposal where the Addendum has financial implications, unless it is clearly evident, in the absolute discretion of the Purchasing Administrator, that the Addendum has been factored into the prices quoted.
- 11.0 BRAND NAME**
- 11.1 Unless otherwise specified on the Form of Proposal, any reference to the trade name, brand name or catalogue number of a particular manufacturer shall be understood to have been made solely for the purpose of establishing and describing general performance and quality levels of the item to be supplied and shall not be construed to restrict Bidders to that manufacturer.
 - 11.2 Despite subsection 11.1, if an item is other than the one specified in this proposal, it is the Bidder's responsibility to demonstrate that the product proposed meets the specifications, and the Bidder shall submit brochures and samples upon request and provide full specifications in detail on the item(s) proposed. The Board shall be the sole judge (in its absolute discretion) as to whether an item proposed meets its specifications.



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12.0 NON PERFORMANCE / CANCELLATION OF CONTRACT

- 12.1 Where at any time the quality of the goods or service supplied by the successful Bidder is not of a satisfactory standard, the Board may issue a verbal warning outlining the deficiency in supply or other aspects of performance and requiring the successful Bidder to correct those deficiencies within such period of time as stated. If the deficiency is not corrected within the time specified, or having been corrected, there is a further instance of deficient performance, the Board may issue a written notice to the successful Bidder, identifying the deficiency in performance and setting a final date or time period for its correction, and advising that if corrective steps are not taken by that date or within that time, the Board may terminate the contract and take corrective action itself.
- 12.2 The Board reserves the right to terminate any contract on thirty (30) days written notice. The supplier may also cancel this contract on thirty (30) days written notice to the Board.

13.0 LIABILITY

- 13.1 The successful Bidder shall provide and maintain, during the term Of the Contact, Commercial General Liability Insurance acceptable To the NCDSB and subject to limits of not less than \$2,000,000 inclusive per occurrence for bodily injury, death and damage to property including loss of use thereof.
- 13.2 The successful Bidder, his agent, all workers and persons employed by him, or under his control, will use due care that no person or persons are injured and that no property is damaged in the execution of the work and the successful Bidder will be solely responsible for all damages to person or property, including theft, whether the property is owned by the Board or any of its employees.

14.0 ANTI LOBBYING RESTRICTIONS AND REQUIRED DISCLOSURE

- 14.1 Bidders, their company staff members, or anyone involved in preparing their proposal submission must not engage in any form of political or other lobbying whatsoever with respect to this project or seek to influence the outcome of the proposal and subsequent procurement process. This anti-lobbying restriction extends to all Board staff and elected trustee members of the Board.



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- 14.2 In the event of any such lobbying, the Board may reject any proposal submission by that Bidder without further consideration and terminate that Bidder's right to continue in the proposal and any subsequent procurement process. All correspondence or contract by interested parties with Board must be directly and only with the Board contact person identified in the quotation document. It should be duly noted by all Bidders that this anti-lobbying restriction extends from the release date of this quotation through to the date and time when the Board formally awards the contract by purchase order or other means. Any lobbying undertaken during this time frame by any Bidder or the Bidder's company staff members, or anyone involved with their quotation submission may result in immediate disqualification from the process. This anti-lobbying restriction is not meant to affect the day-to-day operations of the Board, its staff and the elected trustees of the Board that may necessarily include contact with potential proponents to this Proposal regarding other business.
- 14.3 This section shall not be intended to disallow any meetings, interviews, or clarifications requested or authorized by the Board, its authorized staff, the Board's representative for this work or their authorized designates.

15.0 ENVIRONMENTAL CONSIDERTIONS

- 15.1 The NCDSB encourages vendors to minimize the amount of packaging used for transporting materials to our facilities and to reduce multiple layers of packaging whenever product integrity will not be threatened. The Board also requests that vendors use "green" packaging made with recycled content materials and/or materials which are recyclable or biodegradable.
- The NCDSB expects responsible vendors to do their part in helping to reduce the volume of materials that get sent to landfills and reduce the environmental impact associated with packaging materials.

16.0 PRESENTATIONS

- 16.1 Upon review of the proposals the evaluating committee may request the short-listed proponents to make a presentation to the committee in order to clarify or verify the proposal and to develop a comprehensive assessment of the proposal. Presentations are at the option of the Board and may not necessarily be conducted. Proponents are therefore encouraged to present as complete a proposal as possible initially. If



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deemed necessary, proponents will be contacted to schedule a specific date and time for a presentation.

17.0 ACCESSIBILITY

- 17.1 The Successful Bidder shall comply with the provisions of the Accessibility for Ontarians with Disabilities Act, 2005, and the Regulations there under with regard to the provision of its goods or service to persons with disabilities. The Successful Bidder acknowledges that pursuant to the Accessibility for Ontarians with Disabilities Act, 2005, the Board must, in deciding to purchase goods or Service through its procurement process, consider the accessibility for persons with disabilities to such goods or Service. This legislation can be accessed through the following link to the Government of Ontario's website:
http://www.mcsc.gov.on.ca/en/mcsc/programs/accessibility/understanding_accessibility/aoda.aspx

18.0 FORMATION OF AN AGREEMENT

- 18.1 The Successful Bidder(s) will be required to enter into an "Agreement" a sample of which is appended, within thirty (30) days of selection for the provision of these services. If a selected Bidder fails to execute the Agreement within thirty (30) days of selection, the Board may in its sole and absolute discretion and without incurring any liability, rescind the selection of that Bidder.



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FORM OF PROPOSAL

Request for Proposal #T17-XXX

SYSTEM SURVEY

By signing below, I/We acknowledge that I/we have read and accept the terms and conditions of this Proposal document. I/We have the authority to bind the organization.

I/WE acknowledge that I/We have received addenda numbered _____ to _____ and the price(s) quoted incorporate such addenda.

Signature: _____

Printed Name: _____

Company Name: _____

Address: _____

City: _____ **Postal Code:** _____

Phone: _____ **Fax:** _____

Email: _____

Date: _____



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FORM OF PROPOSAL
REQUEST FOR PROPOSAL #T17-XXX

SYSTEM SCAN SCOPE OF WORK

This is where the specifics of the System Scan will be described, as provided by the Ad Hoc committee.

DRAFT



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PLEASE NOTE ONE (1) ORIGINAL AND TEN (10) COPIES OF YOUR PROPOSAL IS REQUIRED.

**FORM OR PROPOSAL
 REQUEST FOR PROPOSAL #T17-XXX
 SYSTEM SCAN**

REFERENCES

Three (3) References, with one from a School Board or Education Institute **must** accompany the proposal. Only the references from the highest ranked bidder(s) shall be checked.

REFERENCE 1

Company Name _____
 Contact Person _____ Title _____
 Address _____
 Telephone # _____
 Description of Service and Equipment Provided:

REFERENCE 2

Company Name _____
 Contact Person _____ Title _____
 Address _____
 Telephone # _____
 Description of Service and Equipment Provided:

REFERENCE 3

Company Name _____
 Contact Person _____ Title _____
 Address _____
 Telephone # _____
 Description of Service and Equipment Provided:

