



Bad River Band

Of Lake Superior Tribe of Chippewa Indians

Tribal Historic Preservation Office

FEE SCHEDULE OF SERVICES

The following consultant services are those offered by the Bad River Tribal Historic Preservation Office regarding professional services solicited under the National Historic Preservation Act of 1966, as amended. The payment of fees for professional services rendered by Indian Tribes during the identification phase of consultation has been established by the Advisory Council on Historic Preservation in the following excerpt of a memorandum issued July 6, 2001 and updated April 26, 2002:

When, during the identification phase of the Section 106 process, an agency or applicant seeks to identify historic properties that may be significant to an Indian tribe, it may ask for specific information and documentation regarding the location, nature, and condition of individual sites, or actually request that a survey be conducted by the tribe.

In doing so, the agency essentially asks the tribe to fulfill the role of a consultant or contractor. In such cases, the tribe would seem to be justified in requiring payment for its services, just as any other contractor. The agency or applicant is free to refuse but retains the obligation for obtaining the necessary information for the identification of historic properties, the evaluation of their National Register eligibility, and the assessment of effects on the historic properties.

Thus, in the course of soliciting information from the THPO the request for information regarding places/sites/resources of importance to the tribe triggers a consultant role for the THPO to search records, interview elders, or perform other professional services, such as, Excavation Monitoring that incorporates traditional knowledge, to aid in the resolution of the identification phase of the Section 106 process.

Fees charged for certain services are provided below:

Historical/Cultural Records Research	\$100.00/hour
Archaeological Records Review	\$100.00/section of land
Elders Consultation/Oral Interviews	\$50.00/hour + \$75.00 elder honorarium
Site Visitation	\$150.00/day + appropriate mileage, per diem, and lodging
Report Preparation by THPO.....	\$100.00/hour
Review of Planning Documents	\$100.00/hour
Excavation Monitoring	\$25.00/hr. on-reservation, except for pipelines; \$50.00/hr. Off-reservation, except for pipelines; \$125.00/hr. for pipeline excavation monitoring both on and off reservation.
RPA Certified Archaeological Survey	\$125.00/hour

Other projects requiring the use of specific techniques and equipment such as Ground Penetrating Radar, Electrical Resistivity, Electromagnetometry or LIDAR review, requires a Special Services Agreement for services.

A 15.41% Administrative Fee is assessed to the base expense of all services for administrative services in the processing and management of documents and records, relevant to providing the service.

Late Payments: A 4.16% late fee is applied to the balance due after the first 60-days late. An additional 4.16% of cumulative amount is applied to each additional 30 days late, after the first 60-days until the amount due is paid in full.

BAD RIVER BAND OF LAKE SUPERIOR TRIBE OF CHIPPEWA INDIANS

CHIEF BLACKBIRD CENTER

P.O. Box 39 Odanah, Wisconsin 54861

REQUEST FOR PROPOSALS

FOR

THPO Tribal Monitor

OPEN UNTIL MARCH, 22nd, 2024

Bad River Band of Lake Superior Tribe of Chippewa Indians is seeking proposals through solicitation in conformance with Procurement Standards of the Bad River Accounting Department Manual, Policy No. 150 for six (6) Contractors to provide Tribal Monitoring services and Four (4) Alternates, as needed, between 2024 field season from April 1, 2024, to March 31, 2025. These services are coordinated through the Bad River Tribal Historic Preservation Office. This bid proposal is an opportunity for qualified candidates to demonstrate their capacity to conduct professional Tribal Monitoring services, as needed, on and off the Bad River Reservation.

NOTE: It is the responsibility of the candidate to notify the Tribe in writing of any possible conflict of interest as set forth below. The Tribe will investigate the matter and determine if an actual conflict of interest exists.

A conflict of interest arises if because of other relationships or circumstances, a candidate may be unable, or potentially unable, to render impartial advice or assistance to the Tribe; or the candidate's objectivity in performing the work is or might be impaired.

The Tribe reserves the right to cancel the award if, in its sole discretion, it determines that any interest disclosed from any source could give the appearance of a conflict or cause speculation as to the objectivity of the candidate. The Tribe's determination regarding any questions of conflict of interest shall be final.

Proposals are required to contain the following information:

- ☐ Contact information, including, Name, Mailing Address, Email Address, and phone number, including cell phone number.
- ☐ A tribal identification card, if appropriate.
- ☐ A W-9 with Employer ID number or social security number (if Sole Proprietor) (See highlighted turquoise section on page-2 for further information regarding firms or persons applying for Indian Preference).
- ☐ Provides proof of being trained as an Archeological Para-Professional and/or Project/Site Monitoring-by THPO or otherwise approved by THPO (Certificate needed.)
- ☐ Demonstrate proof of general liability insurance or commit to signing a standard waiver of liability.
- ☐ Demonstrate knowledge of Tribal Ecological Knowledge
- ☐ Demonstrate they have extensive knowledge of Lake Superior Chippewa Tribal cultural items of contemporary and historic nature
- ☐ Provide assurances that they have personal protective equipment for COVID-19 (Masks w/ or w/o face shield) and appropriate work gear/clothing and footwear for field work during inclement conditions and through rugged terrain. (THPO Office will supply Fire Resistant (FR) coveralls to selected contractors.)
- ☐ Demonstrates they are physically capable to traverse across rugged terrain on foot for one mile or more to a job site and stand for considerable, yet reasonable, amounts of time in various weather conditions.
- ☐ Provide a signed declaration that if selected they will be subject to visual urine analysis for illicit and/or non-prescribed drugs, or abusive use of prescribed drugs and bear the costs of such analysis

- ☐ Does not have a poor performance evaluation from previous services provided to the Tribe.
- ☐ Provides a completed Verification of Independence Request Form.
- ☐ Provide a copy of your company's daily field documentation forms and standard invoice used for services rendered
- ☐ Demonstrates the ability to write descriptive daily field documentation to record necessary observations, such as, providing a typical *completed* field form.
- ☐ Provide proof of a valid Wisconsin Driver's License, if appropriate.
- ☐ Provide proof of adequate transportation such as, license plate/tag numbers of company/personal vehicle and/or ATV. (Should you be selected, these will also be used to notify Tribal Conservation Wardens that you are in the field under the capacity of a Tribal Monitor.)
- ☐ Provide a price range for on-call Tribal Monitoring Services for: 1) on-reservation, 2) off-reservation, and 3) pipeline/power line excavation monitoring projects, if separate prices, or; commit to conform to the THPO Fee Schedule of Services.
- ☐ Commit to be available for Tribal Monitoring Services on an on-call basis, or, if employed by the Tribe, will provide approval from their supervisor in accordance with TG. 105.02.

The Bad River Band of Lake Superior Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under Section 16 of the Indian Reorganization Act of 1934, U.S.C. Section 476. This entitles the Tribe to government pricing and exempts the Tribe from state sales and use taxes and from federal excise taxes. Therefore, price quotations should not include such taxes.

This Request for Proposals is open to all qualified, responsive bidders. Indian Preference will apply in the selection process in accordance with the Tribal Employment Rights Ordinance (TERO) or the Indian Preference Act of 1934 (Title 25, USC, Section 47), based on funding source requirements. Questions regarding TERO, and if the TERO fee applies to the RFP, may be directed to the Bad River Band's Human Resource office at 715-682-7111.

Firms or persons applying for Indian preference must provide evidence in its proposal of 51% or more Indian ownership. In addition, the firm or person must provide evidence of structure, management and financing affecting the Indian character of the firm. Documentation of and compliance with Indian Preference must accompany the proposal.

Sealed bids must be labeled "**Sealed Bid-Tribal Monitoring Services**" and **submitted by 4 PM March, 22nd, 2024.**

Bad River Tribe
Chief Blackbird Center
Attn: Executive Secretary
PO Box 39/72682 Maple St
Odanah, WI 54861

Questions regarding this bid process can be directed to: Gavin D'Acquisto Tribal Historic Preservation Deputy Officer at (715) 682-7123, extension 1618, or, emailed to: deputythpo@badriver-nsn.gov.

Any or all bids may be rejected when in the best interest of the Bad River Tribe.

Program:	<i>AWD</i>
Accounting:	<i>JSN</i>
Posted:	<i>2/26/2024</i>
	<i>8:00 am/pm</i>