

Request for Bids:

The Sisseton Wahpeton Oyate is seeking sealed bids to build a chain link fence at the Group Home Office Site in Agency Village, South Dakota.

Scope of work:

Erect 674 feet of chain link fence and appurtenances (6 feet high) immediately North of Group Home Lane. (Site map D2 attached)

Evaluation Process will be conducted using the following criteria:

1. Price (30 points)
2. Qualifications and Experience (30 points)
3. Capacity to Perform (30 points)
4. Indian Preference (10 points)

Required Documentation:

1. Copy of SWO Business License
2. Completed W-9 Form and other IRS documentation
3. TERO and Tribal Tax
 - a. TERO Tax – 4.00 %
 - b. SWO Tribal Use Tax – 5.50%
 - c. SWO Tribal Excise Tax – 2.00%
4. Liability Insurance
5. Workman's Comp (if required)

Any questions regarding TERO and SWO Tribal Tax please contact the SWO TERO office or the SWO Tribal Tax Office at (605) 698-3911.

All acceptable bids received by 15 November, 2024 will be opened in the Administrative Office by the Procurement Officer with the Program representative in attendance. If sufficient number of bids are not received, this RFP will remain open until further notice and submitted acceptable bids will be opened, evaluated and awarded each Tuesday thereafter during the months of December 2024.

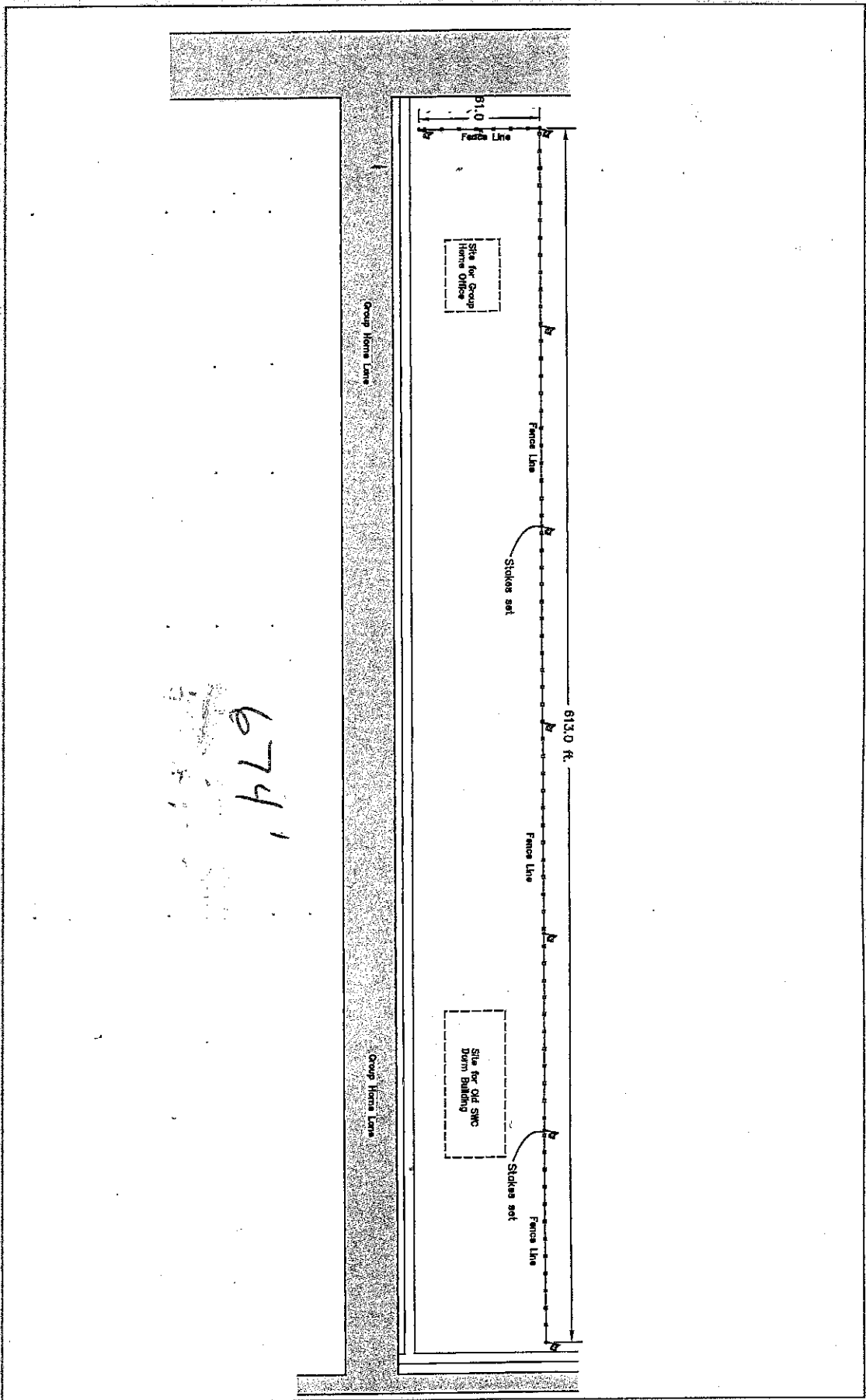
Each acceptable must identify the specific address of the property bid.

Submit proposals to: **SWO Procurement Office**

Attn: Vern Vallie
PO Box 509
Agency Village, SD 57262

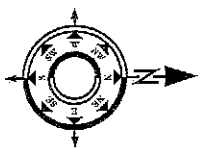
Please submit project name clearly visible.

All interested parties acknowledge that any Agreement executed and performed within the Tribe's exclusive jurisdiction is subject to the exclusive jurisdiction of the Tribal Court of Sisseton-Wahpeton Oyate of the Lake Traverse Reservation. All interested parties acknowledge that they must comply with the Sisseton-Wahpeton Oyate Ordinances: TERO Chapter 59 Requirements, Wage Rates & Compliance Plan; Business License Ordinance Chapter 53 and Tax Ordinance.



674'

Group Home
Office Site



Fence Line
5/8/24

REVISIONS

NO.	BY	DATE	DESCRIPTION

Contact: _____
 Phone: _____
 Email: _____

D2

EXHIBIT "A"

Required documentation when bidding or proposing on SWO RFP/RFQ/RFB.

- Name of Project you are proposing/bidding on. **(Required)**
- Sisseton Wahpeton Business license **(Required)**
- W-9 Form **(Required)**
- Bid sheet **(Required)**
- Document claiming Indian Preference **(Required)**
- Liability Insurance (Required))
- Bond (if required)
- (Key Personnel (if required)

NOTE: The "required documents" MUST be submitted with your proposal or bid. If they are not included, your proposal/bid may be determined "non-responsive" and will be removed from consideration.

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check **only one** of the following seven boxes.

Individual/sole proprietor or single-member LLC

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Other (see instructions) ▶ _____

C Corporation

S Corporation

Partnership

Trust/estate

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is **not** disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.

6 City, state, and ZIP code

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

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or

Employer identification number

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Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here

Signature of U.S. person ▶ _____

Date ▶ _____

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.
- If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

- Form 1099-INT (interest earned or paid)

SWO Taxes and Descriptions as of 11/9/17

Tax & Code Section	Tax Rate	Tax Description
Sales of Tangible Personal Property 67-02-02	5.5%	Tax upon gross receipts of tangible property, such as items from SWO cstores
Land Use Tax 67-02-04	\$.50/acre \$.25/acre	\$.50 an acre tax for Crop, \$.25 an acre for hay & pasture Land <i>SWO members are exempt</i>
Alcohol 67-02-05	20%	Tax on the sale of alcoholic beverages sold at retail
Gas, Electricity, Water & Communication 62-02-06	5%	Tax on the sale, furnishing or service of gas, electricity, water & communication service, right now there is no tribal tax because of tax agreement
Taxable Services 67-02-07	5%	Tax on "gross taxable services" rendered, furnished or performed
Commercial Occupancy 67-02-08	3%	Tax on the monthly rent for the privilege of occupancy upon every lease or real property used for commercial services.
Foreign Retailers 67-02-09	5%	Tax on gross receipts from sales of tangible property sold at retail thru telecommunications activities
Hotel Occupancy 67-02-10	8%	Tax upon every charge of occupancy of a room or suite regularly used and kept open as such for the lodging of guest
Contractor's Excise Tax 67-02-11	2%	Tax upon the gross receipt on the amount of the construction contract
Utility Excise Tax 67-02-12	.0015% or \$250	Tax on annual gross receipts of a public utility or telecommunications company. (.0015% or \$250 which ever is greater on gross receipts)
Manufacturing Excise Tax 67-02-13	Set by Council	Tax of the gross receipts of the manufacturing business. Resolution No. SWO-09-140 puts a moratorium on Dakota Western Corp. manufacturing excise taxes until 1/1/2015
Tourism Tax 67-02-14	4%	Tax on gross receipts from business providing campground facility, any recreational service & visitor business. Tax on hunting & fishing License fees received by SWO Natural Resources
Meal Tax 67-02-15	5%	Tax on prepared food furnished by business entity & sold to public. Does not include powwow stands, tribal elderly, or schools. <i>SWO members are exempt</i>
Use Tax 67-03-02	5.5%	Tax on purchase price of construction material used in a construction project
Ad Valorem Tax 67-06-02	3%	Tax of value of building, such as a cabin, location on trust land in Indian Country. <i>SWO members are exempt</i> . Resolution No. SWO-11-031 3/29/11
Gaming Tax 67-09-02	2%	Tax on gross revenue of gaming establishments
Motor Vehicle Fuel Tax 67-04-02	Set by Council Resolution	Tax rate is different for different types of fuel: unleaded, diesel, ethanol & is set @ rate used by South Dakota
Cigarette Tax 67-05-02	Set by Council Resolution	Tax rate set goes according to South Dakota tax rate as required by SWO/SD tax agreement & the tribe has the right to set its tax rate. <i>04-24-2024 Get \$1.53 per pack refund</i>