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TURKANA UNIVERSITY COLLEGE
(A constituent college of Masinde Muliro University of Science and Technology)

INVITATION TO TENDER

TENDER REF NO. TUC/PROC/03/03/2021-2023.

TENDER NAME PROVISION OF CANTEEN SERVICES AT TURKANA UNIVERSITY COLLEGE MAIN CAMPUS – TWO YEARS CONTRACT (RESERVED FOR WOMEN AND YOUTHS).

1.1 Turkana University College invites sealed bids from eligible candidates for *Provision of canteen services at Turkana University College main campus – two years contract (reserved for women and youths)*.

1.2 A complete set of tender documents may be obtained by interested applicants by downloading from, <https://tuc.ac.ke/tenders/>, and Please note that tenderer's submission should be serialized i.e. with page numbers and must contain copies of mandatory statutory documents among other requirements.

1.3 Interested candidates will have to pay a non-refundable fee of Ksh.1, **000.00** via Bankers cheque payable to **Turkana University College account at KCB Lodwar Branch** and the payment slip attached to the sealed bids.

1.3 Completed tender documents are to be enclosed in plain sealed envelopes marked with tender reference number and be deposited in the Tender Box at **Principal's Office reception area, Turkana University College, Lodwar** or be addressed to

The Principal,
Turkana University College
P.O. Box 69-30500
Lodwar.

Along Lodwar- Kitale highway.

So as to be received on or before **Thursday 8th April, 2021 at 11.00a.m.**

1.4 Prices quoted should be net inclusive of all taxes and delivery must be in Kenya Shillings and shall remain valid for ninety (120) days from the closing date of the tender.

1.6 Tenders will be opened immediately thereafter in the presence of the candidates or their representatives who choose to attend at the Turkana University College Boardroom.

1.7 A mandatory pre tender site visit is scheduled for 26th March, 2021 as from 10.00 am to 12.00 noon where bidders will have the opportunity to see the facility and all that is available inside for informed decision before quoting.

Yours faithfully,
PRINCIPAL,
TURKANA UNIVERSITY COLLEGE.

The University College reserves the right to accept or reject any bid in whole or part and does not bind itself to accept the lowest or any bid.

**TENDER NO. TUC/PROC/02/03 /2021-2022. - REQUEST OF PROVISION OF CANTEEN SERVICES AT
TURKANA UNIVERSITY COLLEGE MAIN CAMPUS – TWO YEARS CONTRACT (RESERVED FOR WOMEN AND
YOUTHS)**

COMPANY /FIRM.....

TENDER NAME.....

CLOSING DATE; Thursday 8th April, 2021 at 11.00a.m

The Principal Turkana University College invites tender for the provision of canteen services from eligible bidders for a two years period from the date when the contract is signed.

This tender is reserved only for women and Youths category and they are expected to attach a valid copy of AGPO Certificate. .

- a. Interested firms may obtain tender documents from the office of the Head of Procurement Function at Turkana University College Main Campus located along Lodwar Kitale highway in Lodwar during normal working office hours (Monday–Friday) upon payment of a non-refundable fee of Kshs 1,000/= (One thousand Shillings only) for the document only payable to Turkana University College Finance Office or Deposited at the university KCB Bank Account Number..... The document can also be viewed and downloaded from the website , <https://tuc.ac.ke/tenders>.
- b. Duly Completed Documents should be in plain sealed envelope clearly indicating respective **“Tender Title and Reference Number”**& should be addressed to:-

**The Principal, Turkana University College,
P.O BOX 69-30500, LODWAR.**

ALONG LODWAR KITALE ROAD.

OR be deposited into the Tender Box at **Principal’s Office reception area, Turkana University College, Lodwar** or be addressed to

The Principal,
Turkana University College
P.O. Box 69-30500
LODWAR.
Along Lodwar- Kitale highway.

So as to be received on or before **Thursday 8th April, 2021 at 11.00a.m**

Tender opening shall be done on Thursday 8th April, 2021 at 11.00a.m, in the university’s boardroom.

Qualifications requirements include:

- a) Certificate(s) of incorporation
- b) Valid tax compliance certificate
- c) Site visit is mandatory
- d) Criteria as shown in SECTION IV

**GENERAL INFORMATION:
INTRODUCTION.**

1. Eligible applicant

- 1.1** This invitation for supplier registration application is open to all suppliers and manufacturers eligible as described in the application documents.
- 1.2** Applicants should not have been debarred in participating in the public procurement process as per the Public Procurement and Disposal Act (2015).
- 1.3** Applicants shall bear all costs associated with the submission of their applications and Turkana University College will in no case be liable for such costs, regardless of the conduct or outcome of the process.
- 1.4** The applicant shall furnish, as part of his/her application, documents establishing their eligibility to apply and qualifications to perform the contract if is accepted.
- 1.5** The documentary evidence of the applicant qualification to perform the contract if the application for registration is accepted shall establish to the Institution's satisfaction.
- a) That in the case of an applicant offering goods which the applicant do not manufacture or otherwise produce, the applicant has been duly authorized by the goods' manufacturer or producer to supply them.
 - b) That the applicant has financial, technical and production capability necessary to perform the contract.
 - c) That the applicant has an established physical and postal address for ease of contact and he/she is licensed by the Kenyan Government to trade in the category applied for.
 - d) That the applicant is willing to do business with Turkana University College and shall allow credit facilities and acceptable trade terms.

2. GOODS ELIGIBILITY AND CONFORMITY

- 2.1** The applicant shall furnish as part of this application, documents establishing the eligibility and conformity to the application of all goods that the applicant proposes to supply if accepted.
- 2.2** The documentary evidence of the eligibility to supply goods and service shall consist of a price schedule, brochures, catalogues of the goods and services offered which in some cases shall be confirmed by a certificate of origin issued at the time of shipment.

3. SUBMISSION OF APPLICATION

3.1 Validity of Tenders

- 3.1.1** Tenders shall remain valid for 150 days from the date when the tender is opened. A tender valid for a shorter period shall be rejected by the Procuring entity as nonresponsive.

3.1.2 In exceptional circumstances, the Procuring entity may solicit the Tenderer's consent to an extension of the period of validity. The request and the responses thereto shall be made in writing.

3.2 Format and Signing of Tender

3.2.1 The tenderer shall prepare two copies of the tender, clearly / marking each

"ORIGINAL" and **"COPY,"** as appropriate. In the event of any discrepancy between them, the original shall govern.

3.2.2 The original and all copies of the tender shall be typed or written in indelible ink and shall be signed by the tenderer or a person or persons duly authorized to bind the tenderer to the contract. All pages of the tender, except for unamended printed literature, shall be initialed by the person or persons signing the tender.

3.2.3 The tender shall have no interlineations, erasures, or overwriting except as necessary to correct errors made by the tenderer, in which case such corrections shall be initialed by the person or persons signing the tender.

3.3 Sealing and Marking of Tenders

3.3.1 The tenderer shall seal the original and each copy of the tender in separate envelopes, duly marking the envelopes as **"ORIGINAL"** and **"COPY."** The envelopes shall then be sealed in an outer envelope.

3.3.2 The inner and outer envelopes shall:

(a) be addressed to the Procuring entity at the address given in the invitation to tender

(b) Bear, tender number and name in the invitation to tender and the words: **"DO NOT OPEN BEFORE Thursday 8th April, 2021 at 11.00a.m"**.

3.3.3 The inner envelopes shall also indicate the name and address of the tenderer to enable the tender to be returned unopened in case it is declared "late".

3.3.4 If the outer envelope is not sealed and marked as required by paragraph 3.3.2 the Procuring entity will assume no responsibility for the tender's misplacement or premature opening.

3.4 Applications must be received by the Institution at the address, date and time specified on the invitation for.

3.5 The Institution may at its discretion, extend this deadline by amending the application documents as per regulations governing amendments of tender documents in which case all rights and obligations of both the Institution and applicants previously subject to the initial deadline will thereafter be subject to the deadlines as extended. 6

4. MODIFICATION AND WITHDRAWAL OF APPLICATION

- 4.1 The applicant may modify or withdraw his/her application after submission, provided that written notice of modification, including substitution or withdrawal of the application is received by the Institution prior to the deadline prescribed for submission of applications.
- 4.2 The applicant's modification or withdrawal notice shall be prepared, sealed, marked and dispatched as specified earlier. Withdrawal notice may also be sent by cable, but followed by signed confirmation copy, post marked not later than the deadline for submission of the application.
- 4.3 No application may be withdrawn in the interval between the deadline for submission of the application and expiration of the period of application validity specified on the application form.

5. OPENING AND EVALUATION OF APPLICATIONS

5.1 Opening

The Institution will open all the applications in the presence of applicant's representatives who choose to attend in the designated place as per invitation to .

Applicant's representatives who choose to witness the opening shall sign a register evidencing their attendance.

- 5.2 The applicant's names, modifications or withdrawals and other details the Institution considers appropriate will be announced at the opening.
- 5.3 The Institution will prepare minutes of the opening.

6. CLARIFICATION OF APPLICATION

- 6.1 To assist in the examination, evaluation and comparison of applications, the Institution may at its discretion ask the applicant for clarification of his/her application. The request for clarification and the response shall be in writing and no change in the substance of the application shall be sought, offered, or permitted.
- 6.2 Any effort by the applicant to influence the Institution during evaluation, application comparison or acceptance decision making may result in rejection of the applicant's application.

CLARIFICATION OF APPLICATION ON CONTENTS OF BIDDING DOCUMENTS

For **Clarification of bid purposes** only, the Client's address is:

Attention: **Principal– Turkana University College,**

Address: **Along Lodwar kitale highway.**

Electronic mail address: principal@tuc.ac.ke

7. EXAMINATION FOR ACCEPTANCE

7.1 Prior to the detailed evaluation, the Institution will determine the substantial, responsiveness of each application document. A substantially responsive application is one which conforms to all the terms and conditions without material deviations. The Institution's determination of applicants' responsiveness will be based on the content of the application without re-course to extrinsic evidence.

7.2 If an application is not substantially responsive, it will be rejected by the Institution and may not subsequently be made responsive by applicant through correcting the nonconformity.

8. EVALUATION AND COMPARISON OF APPLICATIONS

8.1 The Institution will only evaluate and compare applications that have been determined to be substantially responsive.

SECTION IV – EVALUATION CRITERIA

All applicants for **Framework Agreement** are requested to submit the below listed requirements without which they shall be disqualified (which shall be used during Preliminary Examination to determine responsiveness):-

The following Evaluation criteria will be used:-

S/No	Evaluation Attribute	Remarks
1	The applicant must have valid and current License/ permit from the County Government	Mandatory
2	That applicant must have Public Health Certificate from government hospital	Mandatory
3	The applicant must have Letter of Good Conduct	Mandatory
4	The applicant must have clearance Letter from Ethics and Anti-Corruption commission (EACC)	Mandatory
5	The canteen operator must have 4 years' experience in the hotel industry (proof to be provided)	proof to be provided
6	Must have certificate in hotel management or food and beverage or hospitality or to be a nutritionist.	Mandatory
7	Applicant should ensure his/her staff working in the canteen must undergo medical examination and issued with medical certificate to handle and serve food	Technical requirement

8	The applicant to include the proposed rent, electricity and water bill they so wish to pay to TUC for the Canteen.	Technical requirement
9	Must be ready to comply with TUC terms of contract	YES/NO
10	Applicants must fill Tender security declaration form in the format provided	Mandatory
11	Applicant must paginate, sign and stamp all pages of the tender document.	Mandatory

SCORE

S/NO	REQUIRED INFORMATION	FORM REF.	SCORE
1	documents	Form A	20
2	submission	Form B	15
3	Confidential Business Questionnaire	Form C	15
4	Financial position	Form D	15
5	Curriculum Vitae	Form E	10
6	Firms Referees	Form F	15
7	Credit Facility	Form G	10
	TOTAL		100

NOTE:

1. Kindly note that evaluation will be based on the above mentioned requirements. Firms that attain a pass mark of 70% shall be considered for financial evaluation.
 2. The mandatory requirements must be met in order to qualify for the technical evaluation.
- 8.2** The Institution's evaluation of an application will also take into account the eligibility of the applicant and the evaluation criteria as attached.

9 SPECIAL CONDITIONS OF CONTRACT

- 9.1 Special conditions of contract as relates to the GCC

SPECIAL CONDITIONS OF CONTRACT
<p>Delivery of goods and services if awarded the contract</p> <p>The tenderers shall make delivery to TUC Lodwar.</p> <p>Goods must be accompanied by Delivery Note(s)/ Packing List and Invoices. The Local Purchase Order number must be indicated on Delivery Note(s).Packaging and Invoices.</p>

10. CORRUPT FRAUDULENT PRACTICES

10.1 The Institution requires that applicants observe the highest standard of ethics during the procurement process. In pursuance of this policy the Institution:-

a) Defines for the purpose of this provision, the terms set forth below as follows:-

- i. "Corrupt practice" means the offering, giving, receiving or soliciting of anything of value to influence the action of a Institution official in the procurement process or in contract execution including acceptance of this application.
 - ii. "fraudulent practice" means a misrepresentation of facts in order to influence a procurement process or execution of a contract to the detriment of the Institution and includes collusive practice among suppliers (prior to or after application submission) designed to establish item prices at artificial non-competitive levels and to deprive the Institution of the benefit of free and open competition.
- b) Will reject a proposal for award if it determines that the applicant recommended for award (acceptance) has engaged in corrupt or fraudulent practices in competing for the application in question'.
- c) Will declare an applicant ineligible, either indefinitely or for a period of time and blacklist them for award of any Institution contract if at any time it is determined that the applicant has engaged in corrupt or fraudulent practices.

11. STANDARD FORMS

These Forms shall include:

- a) Form A – Documents
- b) Form B – Submission
- c) Form C - Confidential Business Questionnaire
- d) Form D - Financial Position.
- e) Form E -Format of Curriculum Vitae (CV) for Proposed Staff(**One Technical Staff.**)
- f) Form F – Firm’s References (**to be filled by Three Referees, three forms are attached**)
- g) Form G - Credit Facility Declaration
- h) Form H – Schedule of Requirements

FORM A: TENDER DOCUMENTS

(ALL THESE ARE MANDATORY, AND FAILURE TO ATTACH ANY OF THEM WILL LEAD TO AN AUTOMATIC DISQUALIFICATION)

The following are requirements for any company, individuals who wish to operate TUC staff canteen premises:

1. The applicant must have valid and current License/ permit from the County Government.
2. That applicant must have Public Health Certificate from government hospital.
3. The applicant must have Letter of Good Conduct.
4. The applicant must have clearance Letter from Ethics and Anti-Corruption commission (EACC) (Mandatory)
5. The canteen operator must have 4 years' experience in the hotel industry.
6. Must have certificate in hotel management or food and beverage or hospitality or to be a nutritionist.
7. Applicant should ensure his/her staff working in the canteen must undergo medical examination and issued with medical certificate to handle and serve food.
8. The applicant to include the proposed rent and must be in a position to pay electricity and water to TUC for the Canteen.
9. Must be ready to comply with TUC terms of contract
10. Site visit mandatory
11. Duly filled tender security declaration form in the format provided – Mandatory
12. Applicants must ensure that all the pages of their tender documents are paginated, signed and stamped - Mandatory requirement

NOTE: Expired Documents are deemed NOT-ATTACHED

FORM B /TENDER SUBMISSION

Date _____

To:

[name and address of procuring entity]

Gentlemen and/or Ladies:

We, the undersigned, submit our form for _____

_____ in accordance with

(Title of bid)

Requested for No _____

(Tender No)

Dated _____ and our Proposal. We are hereby submitting our

Prequalified documents which include the following attachments;

Our Price list as submitted by as shall be binding upon us up to expiration of validity period specified in the instruction to candidate. We undertake that if our application is acceptable we will deliver goods/services in accordance with the delivery schedule as requirement or official an order signed by authorized officer(s) of the Institution.

We understand that you are not bound to accept the lowest bid or any tender you may receive.

We remain

Yours Sincerely

Duly authorized to sign for and on behalf of

Name and title of signature and stamp

Name of Applicant's company.....

Address.....

In presence of Witness name and signature.....

Date.....

FORM C: CONFIDENTIAL BUSINESS QUESTIONNAIRE -

You are requested to give the particulars indicated:

You are advised that it is a serious offence to give false information on this form

PART 1 – GENERAL

- a) Business Name
- b) Location of business premises County//Town
- c) Street / Road.....
- d) Building.....
- e) Plot Number
- f) Postal Address Telephone No.
- g) Email Address.....
- h) Nature of Business And Specialization.....

i) Current Single business permit/Trade License

No. Expiring Date..... (Attach copy)

j) Certificate of Incorporation..... (Attach copy)

k) Current Tax Compliance Certificate/ or Exemption letter from VAT Dep't

No..... Expiring Date(Attach copy)

l) Maximum Value of Business which you can handle at any one time Kshs.....

m) Name of your Bankers Branch

n) Your trade terms (including mode of payment, credit allowed and discount)

.....

o) Banker Certificate on the applicants liquidity, suitability and credit limitation

.....

p) Name and Telephone of contact person

.....

q) Any other

.....

PART 2 (A) – SOLE PROPRIETORS

a) Your name in full Age

b) Nationality Country of Origin

Citizenship details

PART 2 (B) – PARTNERSHIP

Give details of partners as follows:-

NAME NATIONALITY SHARES

- 1.
- 2.
- 3.
- 4.

PART 2(C) REGISTERED COMPANY

a) **Private or Public** State the nominal and

Issued capital of the company:-

Nominal Kshs.

Issued Kshs.

b) **Details of Directors:**

NAME NATIONALITY SHARES

- 1.
- 2.
- 3.
- 4.

If Kenyan Citizen, indicate under "Citizenship Details" whether by birth, naturalization or registration.

FORM D: FINANCIAL POSITION

Attach a copy of firm's latest three years certified audited financial statements, three months bank statement, giving summary of assets and liabilities, income and expenditure, cash flow statement.

FORM E: FORMAT OF CURRICULUM VITAE (CV) FOR PROPOSED STAFF -(Qualifications and experience of ONE TECHNICAL STAFF proposed for administration and execution of the contract, both on and off site)

Proposed Position: _____

Name of Staff: _____

Profession: _____

Date of Birth: _____

Years with Firm: _____ **Nationality:** _____

Membership in Professional Societies: _____

Detailed Tasks Assigned: _____

Key Qualifications:

[Give an outline of staff member's experience and training most pertinent to tasks on assignment. Describe degree of responsibility held by staff member on relevant previous assignments and give dates and locations].

Education: _____

[Summarize college/university and other specialized education of staff member, giving names of schools, dates attended and degree[s] obtained.]

Employment Record: _____

[Starting with present position, list in reverse order every employment held. List all positions held by staff member since graduation, giving dates, names of employing organizations, titles of positions held, and locations of assignments.]

Certification:

I, the undersigned, certify that these data correctly describe me, my qualifications, and my experience.

Full name of staff member: _____

[Signature of staff member]: _____

Contact (Mobile) number: _____

Date: _____

Full name of authorized representative: _____

[Signature of authorized representative of the firm]: _____

Contact (Mobile) number: _____

Date: _____

FORM F: FIRM'S REFERENCES – REFEREE THREE 3

Relevant Services carried out in the last three Years that Best Illustrate Qualifications. Relevant projects done with Public /Private Institution for the last three years would be an added advantage. **Minimum required referees are three (3).**

(MUST ATTACH EVIDENCE e.g LOCAL PURCHASE ORDER/CONTRACT, AWARD LETTER)

1.i) Name of 1st client (Organization).....

ii)Address of Client (Organization).....

iii)Name of contact person at the client (Organization).....

iv)Telephone No. of Client.....

v)Value of contract.....

vi)Duration of contract (date).....

2. (i) Name of 2nd client (Organization).....

(ii) Address of client (Organization).....

(iii) Name of contact person at the client (Organization).....

(iv) Telephone No. of Client.....

(v) Value of contract.....

(vi) Duration of contract (Date).....

3.i) Name of 3rd Client (Organization).....

ii)Address of Client (Organization).....

iii)Telephone No. of Client.....

iv) Name of contact person at the client (Organization).....

v) Value of contract.....

vi) Duration of contract (Date).....

FORM G: CREDIT FACILITY DECLARATION FORM-

Will you offer credit to the Institution if awarded the tender?

(Please tick (v) appropriately)

.....

YES

.....

NO

If yes please indicate number of credit days.....

DECLARATION

Having studied the Framework Agreement information for the above exercise, I/we hereby state that the information furnished in our application is accurate to the best of our knowledge.

Name

For and on behalf of.....

Position.....

Sign.....Stamp.....

FORM H –SCHEDULES OF REQUIREMENTS

1.TENDER NO. TUC/PROC/02/03 /2021-2022.– TENDER FOR PROVISION OF CANTEEN/ CANTEEN SERVICES AT TUC CANTEEN – TWO YEAR CONTRACT (RESERVED FOR WOMEN AND YOUTH)

S/No	ITEM/SERVICES DESCRIPTION/DETAILS	UNIT OF QTY	QTY	UNIT PRICE	TOTAL COST VAT & DISC INCLUSIVE	DAYS OF DELIVERY IF GIVEN ORDER
1.	Please provide your monthly amount Payable to TUC for canteen services. Applicants must have/adhere to the requirements provided FORM A above	Month	1			

N/B: Kindly note that those who are responsive in the preliminary and technical evaluation shall be considered for the financial evaluation where the Highest Quoted Bidder will be considered for the award

PRE- TENDER SITE VISIT

A mandatory pre tender site visit is scheduled for 22nd March 2021 as from 10.00 am to 12.00 noon where bidders will have the opportunity to see the facility and all that is available inside for informed decision before quoting.

8.0 TENDER-SECURING DECLARATION FORM

(To be filled on bidder’s letterhead)

TENDER FOR:

To: Principal, Turkana University College We, the undersigned, declare that:

- 1. We understand that, according to your conditions, Tenders must be supported by a Tender-Securing Declaration.
- 2. We accept that we will automatically be suspended from being eligible for Tendering in any contract with the Procuring Entity for the period of time of 3 years starting on....., if we are in breach of our obligation(s) under the Tender conditions, because we:-
 - a) Have withdrawn our Tender during the period of Tender validity specified in the Form of Tender;
 - or

Having been notified of the acceptance of our Tender by the Procuring Entity during the period of Tender validity: Tenderer, upon the earlier of:-

- b)
 - i) Fail or refuse to execute the Contract, if and when required, or
 - j) Fail or refuse to furnish the Performance Security, in accordance with the ITT.
- 3. We understand this Tender Securing Declaration shall expire if we are not the successful
 - b. Thirty days after the expiration of our Tender.

4. We understand a. Our receipt of your notification to us of the name of the successful Tenderer; or

that if we are a Joint Venture, the Tender Securing Declaration must be in the name of the Joint Venture that submits the bid, and the Joint Venture has not been legally constituted at the time of bidding, the Tender Securing Declaration shall be in the names of all future partners as named in the letter of intent.

Signed: in the capacity of..... Name: Duly authorized to sign the Tender for and on behalf of:.....

Dated:

Stamp/Seal.....