

# **A REQUEST FOR PROPOSAL FOR PROFESSIONAL SERVICES CONTRACT**

## **Department of Highways Professional Services Procurement Bulletin 2023-06 Statewide Right of Way Appraisal Review Services**

This document constitutes a Request for Proposals for a Professional Service Contract from qualified individuals and organizations to furnish those services as described herein for the Commonwealth of Kentucky, Department of Highways.

### **I. PROJECT DESCRIPTION**

This statewide contract is to provide necessary Right of Way Appraisal Review Services. Four (4) consultants will be selected to provide these services on an as-needed basis for two years.

### **II. PROJECT INFORMATION**

Project Manager - Eric Monhollon  
User Division - Right of Way & Utilities  
Approximate Fee - \$100,000 per contract (Upset Limit)  
Work will be assigned via Letter Agreement, not to exceed \$20,000  
Project Funding - State and Federal Funds  
Contract Term - Two Years, with the option to renew for up to two additional two-year terms

### **III. PURPOSE AND NEED**

The purpose of this contract is to assist the Kentucky Transportation Cabinet in providing appraisal review services on a statewide basis for both Highway Plan and non-highway plan projects, on an as-needed basis.

### **IV. DBE REQUIREMENT**

None

### **V. SCOPE OF WORK**

The selected review Appraiser(s) will be responsible for the review of appraisals and other appraisal related services. Additionally the review Appraiser may be called upon to testify in a court of law during a condemnation trial. Additional compensation will be negotiated at the time of the request to testify.

- a. The selected review Appraiser agrees that upon request, he or she will be available to assist in responding to FHWA or State inquiries or citations.
- b. The District Right of Way Agent Supervisor will be the single point of contact for all

Valuation Services and will be responsible for resources, assignment of work, managing workload, monitoring schedules and ensure quality of reports meet Department expectations and requirements.

## 1. Appraisals

- 1.1. Review Appraisers must be one of the pre-qualified review appraisers from the KYTC ROW list and have Review Status. Please contact Eric Monhollon at [Eric.Monhollon@ky.gov](mailto:Eric.Monhollon@ky.gov) for a copy of the list.
- 1.2. Shall accompany the appraiser on the appraiser's inspection of subject property whenever possible.
- 1.3. For the initial appraisal, prepare complete a review appraisal report for each parcel to be acquired utilizing KYTC forms. These reports shall conform to KYTC policies and procedures along with the Uniform Standards of Professional Appraisal Practice as promulgated by the Appraisal Foundation. The use of Narrative Reports may be utilized if it is determined best practice by the Appraisal Branch Manager and Director of Right of Way & Utilities. All appraisals and appraisal reviews shall comply with KYTC Appraisal Guidelines found here: [https://transportation.ky.gov/Organizational-Resources/Policy/Manuals Library/Appraisal Guidelines.pdf](https://transportation.ky.gov/Organizational-Resources/Policy/Manuals%20Library/Appraisal%20Guidelines.pdf)
- 1.4. As necessary, prepare written notification to the Project Manager of any environmental concerns associated with the right of way to be acquired, which could require environmental remediation.
- 1.5. As necessary, the review appraiser shall coordinate with the appraiser regarding revisions, comments, or additional information that may be required.
- 1.6. Respondent (s) shall review project plans on site in order to discover and recommend corrective solutions to plan problems prior to assignment of appraisals if necessary.
- 1.7. Respondent (s) must agree to the anticipated scope of the valuation problem for each parcel and the format of the review.

## VI. SPECIAL INSTRUCTIONS

Four (4) appraisers will be selected to provide these services. The resulting contract will be for two (2) years, **having up to two (2) additional two-year renewal options**, contingent on the approval of both parties. Contracts will have an upset limit of \$100,000. Once the upset limit is reached or the term has expired, services will be re-advertised and no additional Letter Agreements will be executed under the contract. Contracts will not be modified to increase the upset limit. No Letter Agreement shall exceed \$20,000 without written approval from the State Highway Engineer.

The Selection Committee will rank and list the selected Consultants in consecutive order to determine the initial order for which projects will be assigned. Projects will generally be assigned on a rotational basis. The Department reserves the right to select one of the firms outside of the assignment order for a particular project if it is to the benefit of the Department. That firm, if selected out of order, will be skipped in the rotation when their turn comes and the regular order will be followed thereafter. The Division of Right of Way & Utilities reserves the right to group multiple projects together as one offering if it is advantageous to the Department. The Department may also add additional work to an existing Letter Agreement, if needed. A firm will not be offered an additional project until the remaining firms on the list have been offered a project. If a firm declines to accept a project, that firm will not be eligible to accept another project until the remaining firms on the list have been offered a project. If a firm declines a project or does not respond to an invitation to perform services for a project within five (5) business days,

documentation shall be provided in the project files and the next firm on the rotating list shall be offered the project.

The selected review Appraiser will be required to maintain continuing Professional Liability Insurance of an amount not less than \$500,000 during the life of this contract.

The Department reserves the right to terminate this agreement at any time upon a thirty (30) day written notice to the selected Appraiser. In the event of termination, the selected Appraiser will be compensated for work performed through the date of said termination. Work completed, in whole or in part, will become the property of the Department. Any dispute in connection with work not disposed of by this agreement will be referred to the Secretary of the Transportation Cabinet, or duly authorized representative, whose decision will be final.

Instructions for Response to Announcement can be found at:

<https://transportation.ky.gov/ProfessionalServices/Pages/Respond-to-an-Announcement.aspx>

KRS 322.060 applies to engineers and will not apply to this service contract. KRS 324A is the statute related to necessary licensure for Real Estate Appraisers which is required.

KYTC will allow the following modifications to the standard response format for response to the Statewide Right of Way Appraisal Services advertisement only.

- Section 2 Staff Summary, will be reduced, not to exceed one page
- Section 4 (A-B) Resumes, will be reduced, not to exceed two pages
- Section 5 Workload / commitments, will be reduced, not to exceed one page
- Section 6 (A-B) Project Experience, will be reduced, not to exceed two pages
- Section 7 (A-B) Project Approach, will be reduced, not to exceed two pages

## **VII. PREQUALIFICATION REQUIREMENTS**

To respond to this project, the Consultant must be prequalified in the following areas by the response due date of this advertisement.

### **RIGHT OF WAY SERVICES**

- Appraisal Review

## **VIII. PROCUREMENT SCHEDULE**

Dates other than Response Date are tentative and provided for information only.

- Advertisement Date: December 13, 2022
- Response Date: January 11, 2023 by 4:30 PM ET (Frankfort Time)
- First Selection Meeting: January 17, 2023
- Final Selection: February 1, 2023
- Scoping Conference: February 8, 2023
- Notice to Proceed: March 1, 2023

## **IX. PROJECT SCHEDULE**

Individual project schedules will be defined by Letter Agreement on a project-by-project basis.

## **X. EVALUATION FACTORS**

Consultants will be evaluated by the selection committee based on the following, weighted factors:

1. **Quality of Work – (25 points)** Score is based on the assigned Appraiser's experience with KTYC, with other agencies, professional training, quality of work, professionalism and ratings from previous assignments
2. **Cooperation and Timeliness on the Project – (25 Points)** Cooperation is based on how well the appraiser has responded to requests from those responsible for oversight on any past contracts. Timeliness is based on how well the appraiser has performed in completing any prior assignments in a timely manner; taking into account those events beyond the control of the selected appraiser which may have caused delays.
3. **Communication – (20 points)** The ability of the appraiser to communicate the details of the proposed acquisition, the appraisal process and answer questions from the affected property owner and/or their representative. Additionally the ability to communicate any difficulties with the appraisal process or acquisition to the review appraiser, right of way supervisor, engineers, attorneys and other right of way staff.
4. **Experience – (15 Points)** Score is based on the appraiser's experience with KYTC or any other projects from previous assignments, and any professional training. The appraiser should have appropriate communication skills, be responsive, effectively report progress, maintain organized project files, and have all necessary qualifications to manage the project.
5. **Knowledge of Right of Way Principles – (15 points)** The appraiser's knowledge of and experience with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended (Uniform Act), KYTC Right of Way Guidance Manual, KYTC Appraisal Guidelines and USPAP. Capability and experience of the assigned Appraiser(s), to competently accept the appraisal assignment.

## **XI. SELECTION COMMITTEE MEMBERS**

1. Eric Monhollon, User Division
2. Joseph Justice, User Division
3. Amanda Desmond, P.E., Secretary's Pool
4. Joseph Van Zee, P.E., Secretary's Pool
5. Bart Bryant, P.E., Governor's Pool