



**PLATTE RIVER RECOVERY IMPLEMENTATION PROGRAM  
REQUEST FOR PROPOSALS**

1  
2  
3 **SUBJECT:** 2016-2019 Annual LiDAR and Aerial Photography  
4 **PROJECT NUMBER:** P16-009  
5 **REQUEST DATE:** March 23, 2016  
6 **CLOSING DATE:** April 29, 2016  
7 **POINT OF CONTACT:** Justin Brei  
8 Headwaters Corporation  
9 4111 4<sup>th</sup> Ave, Suite 6  
10 Kearney, NE 68845  
11 (308) 237-5728 Ext. 4  
12 [breij@headwaterscorp.com](mailto:breij@headwaterscorp.com)  
13

14 **I. OVERVIEW**

15 The Platte River Recovery Implementation Program (**Program**) was initiated on January 1, 2007  
16 between Nebraska, Wyoming, and Colorado and the Department of the Interior to address  
17 endangered species issues in the central and lower Platte River basin. The species considered in  
18 the Program, referred to as “target species”, are the whooping crane, piping plover, interior least  
19 tern, and pallid sturgeon.  
20

21 A Governance Committee (**GC**) has been established that reviews, directs, and provides  
22 oversight for activities undertaken during the Program. The GC is comprised of one  
23 representative from each of the three states, three water user representatives, two representatives  
24 from environmental groups, and two members representing federal agencies. The GC named Dr.  
25 Jerry Kenny to serve as the Program Executive Director (**ED**). Dr. Kenny established  
26 Headwaters Corporation as the staffing mechanism for Program. Program staff are located in  
27 Nebraska and Colorado and are responsible for assisting in carrying out the various Program-  
28 related activities.  
29

30 Annual aerial photography is a requirement of the Program's Adaptive Management Plan and an  
31 integral part of several research and monitoring protocols. This annual aerial photography is  
32 typically acquired in June when piping plovers and interior least terns are nesting.  
33

34 The Program acquired LiDAR for the central Platte River in the spring of 2009 as a part of  
35 baseline data collection. The Program has continued to acquire LiDAR over a portion of the  
36 original acquisition in order to assess change within the river banks. The Program will acquire  
37 LiDAR over this area annually to document change in channel characteristics and to assist in  
38 habitat availability evaluations for target species. Additional aerial photography that  
39 accompanies the LiDAR acquisition will assist in, and add value to the evaluation.  
40

41 The GC submits this Request for Proposals (**RFP**) to solicit proposals from contractors to  
42 acquire LiDAR and aerial photography.  
43



## 44 **II. PROJECT DESCRIPTION**

45 Annual color-infrared (CIR) orthophotography will be used to help document habitat conditions  
46 for Program target species. In addition, it can be used to document summertime vegetation  
47 characteristics throughout the system, on Program lands, and within managed areas. For  
48 example, bare sand substrates will be identified that may be potential least tern and piping plover  
49 nesting habitat, and major management changes can be tracked, such as tree clearing or cropland  
50 changes. Changes in available tern/plover nesting habitat will be tracked throughout the First  
51 Increment. Information gained from aerial photography will also be used in conjunction with  
52 measurements taken at specific sites on the ground that relate to vegetation establishment on  
53 sandbars, height of sandbars, etc. CIR photos will be used to estimate the land use/land cover  
54 types present (e.g., amount of grassland, forest, etc). This CIR photography will also be used for  
55 channel morphology measurements. The photos will be used to help measure parameters such as  
56 channel width, bank position, island position and stability, hydraulic geometry characteristics of  
57 width, and track changes associated with management techniques. Photos will be taken on an  
58 annual basis between late May and late June with flows at or near 1,200 cfs (i.e., Program target  
59 flow levels during this time of year). Aerial photography will be acquired in color-infrared at a  
60 six-inch digital resolution. The contractor will work with Program staff during the acquisition  
61 window to schedule flights in accordance with these requirements.

62  
63 Acquiring LiDAR within the river channel every year allows the Program to evaluate the effects  
64 of annual flow conditions on channel morphology. These analyses will affect how the Program  
65 uses its limited water resources to manage habitat. CIR orthophotography will be acquired in  
66 combination with the LiDAR acquisition. This photography will be used as a tool to further  
67 assess both the quality and accuracy of the LiDAR, and as an additional data set for evaluating  
68 geomorphic change. Since the LiDAR and this additional photography acquisition will take  
69 place under low-flow conditions, this photography will also provide a picture of the Platte River  
70 under different conditions than the Program's annual spring aerial photography acquisition. CIR  
71 photography acquired in combination with the LiDAR also provides a way to examine land  
72 cover types and condition for use in modeling efforts. Aerial photography will be acquired in  
73 color-infrared at a six-inch digital resolution, and will be acquired concurrently with the LiDAR.  
74 The contractor will work with Program staff during the acquisition window to schedule flights in  
75 accordance with these requirements.

76

77 **This RFP describes a multi-year program of work encompassing acquisition of aerial**  
78 **imagery and LiDAR in 2016 through 2019 according to the following schedule:**

79

- 80 - **May/June 2016: Full Program area aerial photography and bathymetric LiDAR**  
81 **test**
- 82 - **November/December 2016: River channel LiDAR and concurrent aerial**  
83 **photography**
- 84 - **May/June 2017: Full Program area aerial photography and partial area LiDAR**
- 85 - **November/December 2017: River channel LiDAR and concurrent aerial**  
86 **photography**
- 87 - **May/June 2018: Full Program area aerial photography and partial area LiDAR**



- 88 - **November/December 2018: River channel LiDAR and concurrent aerial**
- 89 **photography**
- 90 - **May/June 2019: Full Program area aerial photography and partial area LiDAR**
- 91 - **November/December 2019: River channel LiDAR and concurrent aerial**
- 92 **photography**

93  
94 In total, this includes four summer Program area aerial photography flights with a partial LiDAR  
95 coverage and four fall/winter concurrent LiDAR and Aerial photography flights. Under the final  
96 contract, written Notice to Proceed from the Program Executive Director’s Office (ED Office)  
97 will be required before each acquisition period (spring/fall). All work will be contingent on  
98 availability of Program funding.

99  
100 In addition, the Program is requesting that the contractor include one alternate solution (buy-up)  
101 with associated budgets in their proposal. The alternate solution is described in section IV. The  
102 contractor must include a cost for the buy-up in section IV.

103

### 104 **III. SCOPE OF WORK**

105 The Program is requesting proposals from potential bidders to provide LiDAR and digital aerial  
106 imagery of the project area as described above. Minimum product specifications follow:

107

#### 108 **1) Schedule**

109

- 110 a) Sub-Project 1 - November/December concurrent LiDAR and Aerial photography.
- 111 i) LiDAR and imagery will be acquired each year between November 1 and December
- 112 15 under leaf-off and low Platte River flow conditions beginning in November 2016.
- 113 Bidder must be flexible and work with Program staff during that time to schedule
- 114 flights such that river flows in the project area are as low as possible (ideally under
- 115 1,000 cfs).
- 116 ii) Imagery will be acquired on cloud-free days with the sun at a sufficient angle to
- 117 reduce the effect of shadows from trees and structures and efforts should be made to
- 118 reduce sun glare on water surfaces.
- 119 iii) Imagery will be acquired in combination with LiDAR such that the imagery reflects
- 120 the condition of the river during the LiDAR acquisition. River conditions can change
- 121 daily, and imagery must be flown at least the same day, if not at the exact same time
- 122 as the LiDAR.
- 123 iv) The acquisition area must be free of snow and ice, and extraneous environmental
- 124 conditions such as rain, fog or smoke should be avoided.
- 125 v) Final delivery of Sub-Project 1 aerial imagery deliverables will be within 45 days of
- 126 final acquisition flight each year.
- 127 vi) Final delivery of all other Sub-Project 1 deliverables will be within 90 days of final
- 128 acquisition flight each year.

129

130

131



- 132 b) Sub-Project 2 - May/June Aerial photography.  
133 i) Imagery will be acquired each year between May 15 and June 30 Beginning in May  
134 2016. Bidder must be flexible and work with Program staff during that time to  
135 schedule flights such that river flows in the project area are as close to 1,200 cfs as  
136 possible.  
137 ii) Imagery will be acquired on cloud-free days with the sun at a sufficient angle to  
138 reduce the effect of shadows from trees and structures and efforts should be made to  
139 reduce sun glare on water surfaces.  
140 iii) Final delivery of Sub-Project 2 deliverables will be within 45 days of final acquisition  
141 flight each year.  
142  
143 c) Sub-Project 2A – May/June LiDAR  
144 i) LiDAR will be acquired each year between May 15 and June 30 in combination with  
145 the Sub-Project 2 imagery acquisition. SEE SUB-PROJECT 3 FOR 2016  
146 ACQUISITION.  
147 ii) LiDAR will be acquired in combination with imagery such that the imagery reflects  
148 the condition of the river during the LiDAR acquisition. River conditions can change  
149 daily, and imagery must be flown at least the same day, if not at the exact same time  
150 as the LiDAR over the Sub-Project 2A area.  
151 iii) Final delivery of Sub-Project 2A deliverables will be within 60 days of final  
152 acquisition flight each year.  
153  
154 d) Sub-Project 3 – 2016 Bathymetric LiDAR Test  
155 i) In June 2016, Sub-Project 3 will replace the Sub-Project 2A acquisition.  
156 ii) The Sub-Project 2A area will be collected as bathymetric (green) LiDAR as opposed  
157 to terrestrial LiDAR in 2016.  
158 iii) Sub-Project 3 schedule remains the same as Sub-Project 2A.  
159

## 160 2) **Project Area**

- 161  
162 a) The area of interest for Sub-Project 1 consists of an area generally between the high  
163 banks of the Platte River beginning near the junction of U.S. Highway 283 and Interstate  
164 80 near Lexington, Nebraska, and extending eastward to near Chapman, Nebraska  
165 (approximately 128 square miles). A polygon shapefile of the acquisition area is  
166 included on the Program website ([www.platteriverprogram.org](http://www.platteriverprogram.org)) in the same location as  
167 this solicitation.  
168 b) The area of interest for Sub-Project 2 consists of an area 3.5 miles either side of the  
169 centerline of the Platte River beginning at the junction of U.S. Highway 283 and  
170 Interstate 80 near Lexington, Nebraska, and extending eastward to Chapman, Nebraska  
171 (approximately 750 square miles). A polygon shapefile of the acquisition area is  
172 included on the Program website ([www.platteriverprogram.org](http://www.platteriverprogram.org)) in the same location as  
173 this solicitation.  
174 c) The area of interest for Sub-Project 2A consists of an area generally between the high  
175 banks of the Platte River beginning near the J-2 Hydropower Return southeast of



176 Lexington, NE and extending eastward to the Highway 183 bridge near Elm Creek, NE  
177 (approximately 26 square miles). A polygon shapefile of the acquisition area is included  
178 on the Program website ([www.platteriverprogram.org](http://www.platteriverprogram.org)) in the same location as this  
179 solicitation.

180 d) The area of interest for Sub-Project 3 in 2016 is identical to Sub-Project 2A.

181

### 182 3) **Sub-Project 1 Technical Specifications**

183 CIR aerial photography and LiDAR over approximately 128 sq. mi.

184

#### 185 a) LiDAR Technical Specifications

186 i) The LiDAR data will be collected at a mean resolution of 2.3 ft (0.7 m) GSD or  
187 better.

188 ii) The contractor shall ensure that the area of interest is fully and sufficiently covered  
189 with no data voids due to gaps between flightlines or system malfunction.

190 iii) Data voids in the bare-earth not caused by classification of geographic features shall  
191 not exceed three times the point spacing. Data voids of this size are sufficient  
192 reason to reject the dataset.

193 iv) LiDAR data should be classified using the following ASPRS Standard LiDAR  
194 Point Classes:

- 195 • Class 1 – Unclassified
- 196 • Class 2 – Ground
- 197 • Class 7 – Low point and noise
- 198 • Class 9 – Water
- 199 • Class 12 – Overlap

200 (1) Class 1 will be used for feature points that are not in Classes 2, 7, 9, or 12.

201 These typically represent returns from man-made structures, vegetation etc.

202 (2) Class 2 will be used for feature points that represent the bare-earth.

203 (3) Class 7 will be used for artifacts that do not represent the ground, manmade  
204 structures or vegetation. Typically these are extraneous points that are either  
205 below, or well above the surface not representing any true feature.

206 (4) Class 9 will be used to identify points found within water bodies, including  
207 streams and rivers.

208 (5) Class 12 will be used for LiDAR points in the overlap portion of flight lines that  
209 have been removed due to redundancy (if necessary).

210 (6) No points shall be deleted from the LAS files.

211 v) Bare-earth classification shall adhere to the following specifications using both  
212 automated and manual filtering classification routines:

- 213 • 90% of artifacts classified
- 214 • 95% of outliers classified
- 215 • 95% of vegetation classified
- 216 • 98% of building classified



- 217 vi) Special attention must be applied to the classification process due to the geographic  
218 nature of the project area which consists of extremely flat terrain mixed with  
219 important hydrographic characteristics. Channel geometry of streams and drainage  
220 features must be maintained as well as the ability to identify sand bar features  
221 within the Platte River. Dense vegetation data voids must also be minimized by the  
222 automatic removal process and “over smoothing” due to aggressive classification  
223 must be avoided.
- 224 vii) Vertical accuracy for LiDAR will meet or exceed 0.3 ft (9.2 cm) RMSE (Accuracy<sub>z</sub>  
225 = 0.6 ft (0.18 m) at the 95% confidence level).
- 226 viii) Horizontal accuracy for LiDAR will meet or exceed 1.97 ft (0.6 m) RMSE  
227 (Accuracy<sub>r</sub> = 3.41 ft (1.04 m) at the 95% confidence level).
- 228 ix) The vertical datum for LiDAR is NAVD88 (Geoid03), and the horizontal datum is  
229 Nebraska State Plane (1983). Elevation and projection in feet.
- 230
- 231 b) Aerial Photography Technical Specifications  
232 i) The imagery will be six-inch (0.5 ft) pixel resolution.  
233 ii) The imagery will be color-infrared.  
234 iii) The imagery will be ortho-rectified and seamless, and will be tone-balanced with  
235 adjacent images across the project area.  
236 iv) Imagery will be acquired on cloud-free days with the sun at a sufficient angle to  
237 reduce the effect of shadows from trees and structures and efforts should be made to  
238 reduce sun glare on water surfaces.  
239 v) The imagery will be projected in Nebraska State Plane Feet (1983 datum).  
240 vi) The imagery must be acquired concurrently with the LiDAR so as to reflect river  
241 conditions during acquisition. The imagery must be collected at least the same day, if  
242 not at the exact same time, as the LiDAR.
- 243 4) **Sub-Project 2 Technical Specifications**  
244 Four-band aerial photography over approximately 750 sq. mi. LiDAR over approximately 26  
245 sq. mi.
- 246 a) Aerial Photography Technical Specifications  
247 i) The imagery will be six-inch (0.5 ft) pixel resolution.  
248 ii) The imagery will be 4-band (R, G, B, NIR).  
249 iii) The imagery will be ortho-rectified and seamless, and will be tone-balanced with  
250 adjacent images across the project area.  
251 iv) Imagery will be acquired on cloud-free days with the sun at a sufficient angle to  
252 reduce the effect of shadows from trees and structures and efforts should be made to  
253 reduce sun glare on water surfaces.  
254 v) The imagery will be projected in Nebraska State Plane Feet (1983 datum).  
255 vi) Deliverables will include both RGB and CIR products described in Section III.6.  
256
- 257 b) LiDAR Technical Specifications  
258 i) Same as Sub-Project 1 LiDAR Specifications in Section III.3.a above.



259 5) **Sub-Project 3 Technical Specifications**

260 Bathymetric LiDAR over approximately 26 sq. mi. in June 2016.

261

262 a) Bathymetric LiDAR Specifications

263 i) Bathymetric LiDAR is expected to meet the accuracies and specifications as provided  
264 for terrestrial LiDAR in Section III.3.a above, with vertical accuracies of 0.3 ft  
265 RMSE.

266 6) **Project Deliverables**

267 All project deliverables should be processed and delivered according to the schedule in  
268 Section III.1.

269

270 a) LiDAR (terrestrial and bathymetric)

271 i) LiDAR point data meeting or exceeding 2.3 ft (0.7 m) GSD resolution in a classified  
272 LAS file format and adhering to the technical specifications in III.3 above. LAS file  
273 projected to Nebraska State Plane Feet (1983 datum) and vertical reference NAVD88  
274 feet (Geoid 03). Classified LAS file will include all LiDAR points, including first  
275 and last returns.

276 ii) Daily reports during acquisition that display all flight lines, as well as completed  
277 areas. Once acquisition is complete, a project summary report that shows time and  
278 date of all flightline acquisitions. Time of day, not just the day, is important to match  
279 river flow condition to acquisition.

280 iii) Tiling scheme shapefile for identifying LAS and DEM file locations. Tile size and  
281 file size is flexible and will be discussed upon award of project.

282

283 b) Digital Elevation Model

284 i) Hydro-enforced bare-earth digital elevation model raster tiles (3-foot cell size),  
285 projected in Nebraska State Plane coordinate system – elevation and projection in  
286 feet.

287 (1) See pages 11-13, 15, and Appendix 2 of the USGS LiDAR Guidelines and Base  
288 Specifications v13 for details on hydro-flattening: <http://pubs.usgs.gov/tm/11b4/>.  
289 In the proposal, provide details of the software/methodology to be used for this  
290 alternative.

291 (2) Breaklines used in the generation of the hydro-enforced DEM are also a required  
292 deliverable.

293 ii) Full project area mosaic of digital elevation model tiles (3-foot cell size).

294 iii) NOTE: For Bathymetric LiDAR acquisition, two versions of the DEM will be  
295 required. One hydro-enforced DEM for the given flow conditions during the flight,  
296 and one DEM that incorporates bathymetry below the water surfaces.

297

298 c) Imagery

299 i) Color-infrared (Sub-Project 1) and 4-band (Sub-Project 2) digital orthophotography  
300 with a six-inch (0.5 ft) pixel resolution (or better), covering the entire project area  
301 seamlessly and without data gaps.

302 ii) The imagery should be geo-referenced and provided in tiled GeoTIFF (.tif) format.



- 303           iii) Shapefiles displaying photocenters and flight dates and times for image acquisitions.
- 304           Time of day, not just the day, is important to match river flow condition to
- 305           acquisition.
- 306           iv) Compressed imagery mosaic (.sid). Typically entire reach compiled into one mosaic,
- 307           but may be split due to file size. Sub-Project 2 will require both a RGB mosaic and a
- 308           CIR mosaic. Sub-Project 1 will be a CIR mosaic only.
- 309
- 310       d) LiDAR and Imagery
- 311           i) FGDC-compliant metadata to include, but not limited to: flight dates and times, flight
- 312           altitude, camera system information, LiDAR system information, aircraft information,
- 313           imagery resolution, LiDAR point density, horizontal accuracy, post-processing
- 314           software and steps, and horizontal and vertical control references.
- 315           ii) All LiDAR data, photography, and supplemental products will be delivered on USB
- 316           external hard drives or flash drives and will become the property of the Program. All
- 317           media and data collected under the contract shall be the sole property of and can be
- 318           freely distributed by the Program. No restrictions shall be placed on the data by the
- 319           contractor.

320 **7) Permits and Clearances**

- 321
- 322       a) It is the contractor's responsibility to file all required flight plans and obtain all necessary
- 323       approvals to fly over and acquire aerial imagery and LiDAR in the Project area.

324 **IV. ALTERNATE SOLUTIONS (BUY-UPS)**

325 In addition to the minimum specifications above, the contractor is required to provide additional  
326 costs and deliverables for the following alternate solution. The additional cost and deliverables  
327 for this addition will be considered with the minimum requirements and may be accepted and  
328 incorporated into the final contract.

329

330 1) Alternate 1

- 331       a) Acquire LiDAR as described for Sub-Project 1 and Sub-Project 2a for all years using
- 332       bathymetric (green) LiDAR as opposed to traditional terrestrial LiDAR. Deliverables
- 333       would include an additional DEM that incorporates the sub-surface bathymetry.
- 334

335 **V. CONTRACT TERMS**

336 The selected contractor will be retained by:

337

338 Nebraska Community Foundation  
339 PO Box 83107  
340 Lincoln, NE 68501

341

342 Terms and conditions will be negotiated as mutually agreeable. It is understood that the  
343 Governance Committee reserves the right to accept any proposal that, in its judgment, is the best  
344 proposal, and to waive any irregularities in any proposal.

345





346 *Proposal costs incurred in response to this RFP will be the responsibility of the bidder. Neither*  
347 *the Nebraska Community Foundation nor the Governance Committee will be liable for any costs*  
348 *incurred by the bidder in the completion and submission of the proposal.*

349

## 350 **VI. SUBMISSION REQUIREMENTS**

351 All interested parties having experience providing the services listed in this RFP are requested to  
352 submit a proposal.

353

### 354 **Instructions for Submitting Proposals**

355 *One electronic copy of your proposal must be submitted in PDF format to Justin Brei at*  
356 *[breij@headwaterscorp.com](mailto:breij@headwaterscorp.com) no later than 5:00 p.m. Central Time on Friday, April 29, 2016.*

357 *Maximum allowable PDF size is 8MB. A proposal is late if received any time after 5:00 p.m.*  
358 *Central Time and will not be eligible for consideration.*

359

360 **Questions regarding the information contained in this RFP must be SUBMITTED IN**  
361 **WRITING by 5:00 p.m. Wednesday, April 20, 2016. No questions on content can be**  
362 **submitted after this time. Questions and answers will be shared with all interested parties.**  
363 **These can be emailed to Justin Brei at [breij@headwaterscorp.com](mailto:breij@headwaterscorp.com) or mailed to the address**  
364 **at the top of this RFP. Submitted questions and answers may be posted intermittently to**  
365 **the Program website during the proposal period. Final questions and answers will be made**  
366 **available on the Program website in the location of this RFP by Thursday, April 21, 2016.**

367

### 368 **Proposal Content**

369 Proposals must include:

370

#### 371 **1) Technical information including:**

- 372 a. Aircraft/LiDAR/camera system details
- 373 b. Post-processing software and summary of methodology
- 374 c. Design accuracy information

375

376 **2) Relevant LiDAR and aerial photography experience** from the last two years, especially  
377 projects related to natural resources and river geomorphology and projects using bathymetric  
378 LiDAR. Please provide a minimum of two project references including the name, location,  
379 and brief summary of the projects; name, address, and phone number of the contracting  
380 officer for the client; and when the project was completed.

381

382 **3) Statement of annual availability** within the acquisition window of November 1 to  
383 December 15 for Sub-Project 1 and May 15 to June 30 for Sub-Project 2.

384

385 **4) Estimated timeline** for activities including mobilization, acquisition and processing. Also,  
386 specifically the estimated flight time necessary to complete acquisition over entire project  
387 area (for planning purposes related to river operations in order to achieve lowest possible  
388 flow).

389



390 5) **Detailed firm fixed price proposal.** At minimum, project budget should itemize Sub-Project  
 391 1 and Sub-Project 2 on an annual basis and include estimate of any applicable taxes. A  
 392 budget should also be provided for the Buy-up Option on an annual basis. Budget will be  
 393 considered, but contract will not be awarded solely on a lowest cost basis. Governance  
 394 Committee approval is needed before the contractor is authorized to begin implementation.  
 395 A sample budget table is included for reference. A similar table should be included in the  
 396 proposal.  
 397

|  | June 2016<br>SP2 | June 2016<br>SP3 | November<br>2016 SP1 | June 2017<br>SP2 | June 2017<br>SP2a | November<br>2017 SP1 |
|--|------------------|------------------|----------------------|------------------|-------------------|----------------------|
| Base Option (2016 Summer LiDAR bathymetric, all other terrestrial) |                  |                  |                      |                  |                   |                      |
| Buy-up Option (all LiDAR bathymetric) – Cost in addition to Base   |                  |                  |                      |                  |                   |                      |

|  | June 2018<br>SP2 | June 2018<br>SP2a | November<br>2018 SP1 | June 2019<br>SP2 | June 2019<br>SP2a | November<br>2019 SP1 |
|--|------------------|-------------------|----------------------|------------------|-------------------|----------------------|
| Base Option (2016 Summer LiDAR bathymetric, all other terrestrial) |                  |                   |                      |                  |                   |                      |
| Buy-up Option (all LiDAR bathymetric) – Cost in addition to Base   |                  |                   |                      |                  |                   |                      |

|  | Total Project Cost |
|--|--------------------|
| Base Option (2016 Summer LiDAR bathymetric, all other terrestrial) |                    |
| Buy-up Option (all LiDAR bathymetric)                              |                    |

398  
 399  
 400 6) **Conflict of interest statement** addressing whether or not any potential conflict of interest  
 401 exists between this project and other past or on-going projects, including any projects  
 402 currently being conducted for the Program.  
 403  
 404 7) **Description of insurance** shall be provided with the proposal. Proof of insurance will be  
 405 required before a contract is issued. Minimum insurance requirements will include  
 406 \$1,000,000 general liability per occurrence.  
 407  
 408



409 **VII. CONTRACTOR SELECTION**

410 The GC will appoint a selection committee to review responses to this RFP. Proposals will be  
411 reviewed and the award made to the lowest cost proposal that conforms to the specifications of  
412 this solicitation and is considered to provide the most value to the Program.

413  
414  
415 **VIII. PROGRAM PERSPECTIVE**

416 The GC of the Program has the sole discretion and reserves the right to reject any and all  
417 proposals received in response to this RFP and to cancel this solicitation if it is deemed in the  
418 best interest of the Program to do so. Issuance of this RFP in no way constitutes a commitment  
419 by the Program to award a contract, or to pay contractor’s costs incurred either in the preparation  
420 of a response to his RFP or during negotiations, if any, of a contract for services. The Program  
421 also reserves the right to make amendments to this RFP by giving written notice to contractors,  
422 and to request clarification, supplements, and additions to the information provided by a  
423 contractor.

424  
425 By submitting a proposal in response to his solicitation, contractors understand and agree that  
426 any selection of a contractor or any decision to reject any or all responses or to establish no  
427 contracts shall be at the sole discretion of the Program. To the extent authorized by law, the  
428 contractor shall indemnify, save, and hold harmless the Nebraska Community Foundation, the  
429 states of Colorado, Wyoming, and Nebraska, the Department of the Interior, members of the GC,  
430 and the ED Office, their employees, employers, and agents, against any and all claims, damages,  
431 liability, and court awards including costs, expenses, and attorney fees incurred as a result of any  
432 act or omission by the contractor or its employees, agents, subcontractors, or assignees pursuant  
433 to the terms of this project. Additionally, by submitting a proposal, contractors agree that they  
434 waive any claim for the recovery of any costs or expenses incurred in preparing and submitting a  
435 proposal.

436  
437 **IX. AVAILABLE INFORMATION**

438 A shapefile of the acquisition area for Sub-Projects 1, 2, and 2A are available on the Program  
439 website ([www.platteriverprogram.org](http://www.platteriverprogram.org)) at the same location as this RFP solicitation. A map of the  
440 acquisition area is found on the last page of this solicitation.

441  
442

