

Project name: Housing for internally displaced persons (IDPs) and recovery of liberated cities in Ukraine - Zhytomyr

Country: Ukraine

Sector: Social Infrastructure

Funding sources: EU

Procurement: Works including supply of material and construction

Notice type: Invitation to Tender

Issue date: 15 January 2024

Closing date: 31 January 2024 at 10:00 Kyiv time

INVITATION FOR TENDERS

Ukraine

Capital Construction Department of Zhytomyr City Council

LOT 1 (EU-ZHYT-1-2):

“New construction of an apartment complex for residence of internally displaced persons (evacuees) at the address: Zhytomyr, 60, Chervony lane”, 1st stage (ДК 021:2015 - 45200000-9 Works related to objects of completed or unfinished construction, and objects of civil construction) (expected cost – EUR 3,881,082.85)

LOT 2 (EU-ZHYT-1-3):

“New construction of an apartment complex for residence of internally displaced persons (evacuees) at the address: Zhytomyr, 60, Chervony lane”, 2d stage (ДК 021:2015 - 45200000-9 Works related to objects of completed or unfinished construction, and objects of civil construction) (expected cost – EUR 3,526,277.55)

Capital Construction Department of Zhytomyr City Council – hereinafter referred to as “the Employer”, intends to use the proceeds of the Grant according to the Grant Agreement No. NDICI-GEO-NEAR/2022/440-305 between the European Union represented by the European Commission and Zhytomyr City Council (hereinafter referred to as the Grant Agreement), with NEFCO as the Implementing Organisation, toward the costs of the project “EU Support in Provision of Housing for Internally Displaced Persons in Zhytomyr”.

The Employer now invites tenders from the contractors for the following Contracts financed by the funds of the European Union:

LOT 1 (EU-ZHYT-1-2): New construction of an apartment complex for residence of internally displaced persons (evacuees) at the address: Zhytomyr, 60, Chervony lane. 1st stage (ДК 021:2015 - 45200000-9 The works related to objects of completed or unfinished construction, and objects of civil construction)

and/or

LOT 2 (EU-ZHYT-1-3): New construction of an apartment complex for residence of internally displaced persons (evacuees) at the address: Zhytomyr, 60, Chervony lane. 2d stage (ДК 021:2015 - 45200000-9 The works related to objects of completed or unfinished construction, and objects of civil construction).

The Works to be supplied in this project will be tax exempt in accordance with the procedure stipulated by the Resolution of the Cabinet of Ministers of Ukraine No. 153 dated February 15, 2002 "On the creation of a unified system of attracting, using and monitoring international technical assistance". By the 15th of each month, the awarded Contractor is obliged to prepare and submit to the State Tax Service (hard and electronic copy) confirmation about the use of funds of international technical assistance for the privileged purchase of goods, works and services in accordance with the terms and forms of the Contract.

To be qualified for the award of a contract on each Lot, tenderers shall have financial, personnel and technical capacity for implementation of the said works and satisfy the following criteria:

- a) **Average annual revenue** for the best three (3) years of the last five (5) years is not less than: **EUR 2.775 million** equivalent¹;
- b) **Financial resources** - access to, or availability of liquid assets, unencumbered real assets, lines of credit, and other financial means sufficient to meet the production cash flow for the contract estimated as not less than ten percent (**10%**) of the **Tenderer's price of the Tender**, considering the Tenderer's commitments for other concluded contracts and/or contracts to be concluded;
- c) The average value of the best **three (3) contracts** similar to the proposed works, which have been fully and successfully completed, during the last **five (5) years** (during 2018-2022), is not less than: **EUR 1.850 million** equivalent;
- d) In case of tender submitted by JVCA, the leading partner should demonstrate at least 50% compliance with the requirements (a), (b) and (c) above;
- e) Non-performance of contract by Tenderer (including members of JVCA), did not occur during the last 5 years;
- f) All enforceable judgments and encumbrances against Tenderer (including members of JVCA) and/or the corresponding managers shall in total not represent more than 20% of Tenderer's net worth.

The Employer reserves the right to cancel the tender in case the grant financing is not provided for the project or in case if the tender prices exceed tentative cost of the corresponding Lots.

An electronic version of the tender documents in PDF and MS Word format shall be sent to the Tenderer together with this Invitation by e-mail. In case of discrepancies between the PDF and Word versions of the document, the PDF version shall prevail.

Tenderers should submit separate tenders for Lot 1 and Lot 2. Tenderers who submit tenders for more than one Lot may propose discounts in case of getting both Lots and these discounts will be considered during evaluation of tenders.

All tenders must be accompanied by a tender security.

Tenders must be sent within **17 days** from the date of tender announcement by the e-mail to the addresses specified in 17.1 of the Instructions to Tenderers and arrive not later than on **31.01.2024, 10:00**.

¹ In the case the tenderer has, on the date the Employer intends to notify that tenderer that his tender had been successful, already received a Letter of Acceptance for one or more other NEFCO financed and/or administrated projects (except for the other Lot of the project "EU Support in Provision of Housing for Internally Displaced Persons in Zhytomyr"), the average annual revenue requirement of that tenderer for the award of a contract for the Works being the subject of this Invitation for tenders, shall be EUR 2.775 million equivalent plus the addition of the average annual revenue requirements(s) of all tenders for other NEFCO financed and/or administrated projects for which the tenderer has received a Letter of Acceptance.

The electronic copy of a tender must be sent in scanned color pdf format with a validated electronic signature of the authorized person.

The Tenderer must also provide a hard copy of a tender (stitched document with continuous page numbering), which should arrive at the Employer's address (Zhytomyr city, 4/2, S.P. Koroliova maidan) not later than on **31.01.2024, 10:00**.

In case of discrepancies between the hard copy and electronic copy of a tender, the electronic copy shall prevail.

The documents included in the tender and prepared directly by the Tenderer must be provided on the Tenderer's letterhead (if available) and must have the date when the document was created, registration number, position, surname, initials, signature of the Tenderer's authorized person, and the stamp (if applicable). Copies of documents that the Tenderer provides as part of the tender must be certified in accordance with current legislation.

All pages of the Tender, which contain information must be signed by the Tenderer's authorized official person with indication of position, surname, initials, and stamped (if applicable), except original documents issued by other enterprises and institutions.

The tenders will be opened in the presence of those representatives of the Tenderers who wish to be present at the opening or online after the deadline for submission of tenders at the address: Zhytomyr city, 4/2, S.P. Koroliova maidan (press centre of Zhytomyr City Council, 1st floor), at **12:00, 31.01.2024**. Taking into account the short term of tender submission, Tenderers, at the request of the Employer, may be required to provide additional clarifying documents and information, which by its nature do not change the submitted tenders.

Prospective tenders may obtain further information at the address.

The Employer's representative: Glazunov Vyacheslav Volodymyrovych

The Employer: Capital Construction Department of Zhytomyr City Council

Address: 10014, Zhytomyr city, 4/2, S.P. Koroliova maidan

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Date: **15.01.2024**