

Q&A Matrix

I-635 LBJ East Project

RFQ Addendum No. 2 Q&A Matrix No. 1

June 22, 2018

TxDOT Question Number	Document	Reference	Sub Reference	Question/Issue	TxDOT Response
1	RFQ	Section 4	Section 4.2, Format, (c) Volume 1 Requirements	TxDOT provided Form E in Arial, 10-point font. Will TxDOT allow Proposers to maintain this formatting and provide Form E in Arial 10-point font? If so, please revise RFQ Section 4.2.(c) on page 8 of the RFQ as follows: "Volume 1 must be presented in Arial (not Arial Narrow), 11-point font, other than in Forms E, G, H and I, and in diagrams, organization charts and other such graphics, which may be in Arial, 10-point font."	TxDOT will revise RFQ Section 4.2.(c) on page 8 of the RFQ as follows: "Volume 1 must be presented in Arial (not Arial Narrow), 11-point font, other than in Forms E, G, H and I, and in diagrams, organization charts and other such graphics, which may be in Arial, 10-point font."
2	RFQ	Section 5	Section 5.1, Responsiveness	<p>Please clarify the final sentence of the third paragraph of Section 5.1 of the RFQ as shown below. It should be possible to include a sister company's project experience in the QS without that sister company acting as a Guarantor if the Proposer demonstrates the manner in which the sister company's experience will be transferred to the Project. Such an approach to sister company experience is consistent with what other public authorities have accepted on recent projects in the US design-build and P3 market:</p> <p>Request: Please change the final sentence in the third paragraph of Section 5.1 to read: "Project experience provided by a parent or sister company of the Lead Engineering Firm, Lead Contractor or Lead Independent Quality Firm, as applicable, shall not be considered responsive to this QS, unless: (i) such parent or sister company is a Guarantor in accordance with this RFQ; or (ii) Proposer provides a detailed and satisfactory explanation stating how the specific experience from such parent or sister company will be directly transferred to the Proposer team."</p>	No change will be made.
3	RFQ	Section 6	Section 6.3, Organizational Conflicts of Interest	<p>The Rules at Section 9.155(c)(B) states purpose is to avoid circumstances where a consultant, proposer, or design-build contractor obtains, or appears to obtain, an unfair competitive advantage as a result of work performed by a consultant or subconsultant. Additionally, Section 9.155(c)(6) General Conflicts of Interest Standards states "a consultant that is providing consultant services to the department with respect to a design-build project may not be a proposer or participate as an equity owner, team member, consultant, or subconsultant of or to a proposer for that project, or have a financial interest in any of the foregoing entities with respect to that project."</p> <p>Please identify how a consultant which has completed 95% design drawings for the Department, for a critical component of this Design-Build project, would not have an Organizational Conflict of Interest as identified in Section 6.3 of the RFQ, and create, or appear to create, an unfair competitive advantage as a member of a competing Design-Build Team.</p>	<p>The Rules, at Section 9.155(c)(7), provide an exception to Section 9.155(c)(6) where the work product prepared by the consultant and other information and data provided to the consultant in the performance of services is made available to all proposers prior to the issuance of the final request for proposals for the project. The PS&E was completed by the consultant for the City of Dallas and has been made available to Proposers on the Project Webpage. Proposers have equal access to the PS&E, which is included in the RID. The PS&E is provided for informational purposes only and may not be relied upon. The selected Proposer will be responsible for the design of Skillman/Audelia Interchange over IH635.</p> <p>See also the response to question 7 below.</p>

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4	RFQ	Exhibit B, Volume 1	Section E, Technical Qualifications, (a) Forms D-1, D-2 and D-3 - Technical Experience, Form D-2, Technical Experience - Lead Contractor	<p>Page 20 of the RFQ Exhibit A Section 1. 1.1 defines the "Lead Contractor as the member of the Proposer team, whether a single entity, joint venture or newly formed limited liability company, primarily responsible for the construction of the Project. If the Lead Contractor is a joint venture or newly formed limited liability company, each of the joint venture or limited liability company members shall also be considered a Lead Contractor."</p> <p>Further, Page 27 Exhibit E, Volume 1, Section E Form D-2 Technical Experience of the Lead Contractor states to "Provide details for a maximum of three projects in compliance with the requirements set forth in Form D-2 and best meeting the evaluation criteria set forth in Section 5."</p> <p>Request: Please clarify that the requirement of the RFQ is for the Lead Contractor entity to provide a maximum of three projects.</p>	The intent of the requirement in the RFQ is for the Lead Contractor to provide a maximum of three projects, notwithstanding that multiple entities may be considered to be the Lead Contractor pursuant to the definition thereof.
5	RFQ	Exhibit B, Volume 1	Section E, Technical Qualifications, (b), Form E - Project Descriptions (Forms H to be separately submitted) Section H, Form G - Key Personnel Resume and References (Form I to be separately submitted)	May Forms H and I be considered in review, if received following the July 6 due date? In the summer months, surrounding a National Holiday, some references may be slower than typical in responding to requests.	Forms H and I will be considered if received by TxDOT on or before 3:00pm on July 9th.
6	RFQ	Exhibit C, Volume 2	Section B, Material Changes in Financial Condition Section C, Off-Balance Sheet Liabilities	Would it be acceptable to TxDOT for a corporate controller to provide letters for material changes in financial condition and off-balance sheet liabilities in place of the CFO or treasurer?	Yes. It would be acceptable for a corporate controller to provide such letters.
7	RFQ	Exhibit D	Section 2, Status of Project Design and Construction	The Signature Bridge for the Skillman/Audelia Interchange over IH635 has been designed to 95% PS&E Plans by a consultant. How does TxDOT intend to facilitate equitable access, ensure confidentiality and guarantee the availability of this consultant to all of the shortlisted proposer teams during both the proposal and execution phase of the project in order to advance the plans to 100% and under what conditions?	The selected Proposer will be responsible for the design of Skillman/Audelia Interchange over IH635 and will not be permitted to rely upon the provided PS&E. TxDOT is not expecting Proposers to advance the provided PS&E to 100%. The PS&E was provided for informational purposes only. The requirements for Proposers' designs will be included in the RFP documents.
8	RFQ	Forms		If an addendum is released, will TxDOT allow forms released in the original RFQ to be submitted, provided no revision has occurred to the forms?	Yes. The RFQ will be revised to provide that if TxDOT issues any addenda to the RFQ that do not change a form except for noting the addendum number and date in the footer, TxDOT will accept an earlier version of the form so long as the earlier version of the form submitted with the QS is otherwise the most up-to-date version of the form.
9	RFQ	Forms	Form F, Safety Questionnaire	Table 1 and Table 2 instructs Proposers to provide safety data for the years 2014, 2015, and 2016. Please confirm that these are the correct years.	Confirmed. OSHA numbers are only posted through 2016.