

**IH 35E Project
Request for Qualifications
Q & A Matrix #1**

(February 7, 2012)

<u>No.</u>	<u>RFQ Section/ Page No.</u>	<u>Question/Comment</u>	<u>Response</u>
1.		Question: Is there a list that is maintained by TxDOT that tracks which contractors or engineering consultants have responded to either RFIs or LOIs related to this project? I am asking this because a similar list was made available for RFI respondents to the Grand Parkway Project in Houston. Please let me know if this type of list exists.	The list of responders to the RFI can be found on the IH 35E project site at http://ftp.dot.state.tx.us/pub/txdot-info/dal/i35e/rfi_responses.pdf
2.	Part A – Section 4.2 (a) <u>Number of Copies</u> – Page A-18	<p>Each responding Proposer shall submit one original and 15 written copies (for a total of 16) of its QS in three (each QS consists of three volumes) loose-leaf three ring binders</p> <ul style="list-style-type: none"> • TxDOT states "<i>Insofar as practical or economical, all paper stock used shall be composed of recycled material</i>". • Considering that if a group is proposing on both the P3 and D-B models that would require 32 large copies of Volume 3s containing the financial history of the group's equity members for the past three years. • Would TxDOT revise this Volume 2 requirement to be one original and three copies for a total of four. • TxDOT has permitted in the past a reduced number of copies of financial information. This would also be in tune with TxDOT's role as a leader in preserving our natural resources. • Additionally each proposer is required to include one digital copy of its QS ... This would include the financial information in Volume 3 	No change will be made.

<p>3.</p>	<p>Part A – Section 5.1 <u>Key Personnel</u> – Page A-21</p>	<p>Key Personnel may be employed by: (a) the Equity Member, Lead Engineering Firm, Lead Contractor, Lead Operations & Maintenance Firm or Lead Capital Maintenance Firm itself; (b) a controlled subsidiary of such Equity Member, Lead Engineering Firm, Lead Contractor, Lead Operations & Maintenance Firm or Lead Capital Maintenance Firm or, for toll concession submittals only, (c) a parent company of an Equity Member</p> <ul style="list-style-type: none"> • The wording Key Personnel <u>may</u> be employed by ... is permissive language can the Proposer select Key Personnel from additional firms on the team that are proposed as Major Non-Equity Members • This would permit the following Key Personnel (a) Lead Quality Manager, (b) Environmental Compliance Manager, (c) Design Quality Manager, (d) Maintenance Manager or O&M Manager to be furnished by firms that specialize in the particular field of the environmental sciences and highway maintenance as well as providing an independence in the quality reviews of design and construction by providing independence in the disciplines of design and construction • Permitting this would be comparable to TxDOT’s requirements for the Design-Build delivery model agreements that require an Independent Environmental Compliance Manager, Design Quality Assurance Manager and Construction Quality Assurance Manager • Permitting this would allow the Proposers the opportunity to subcontract with addition professional firms that maybe Disadvantaged Business Enterprises • Understanding that the requirements stated in Part A – Section 5.1 <u>Key Personnel</u> may be fitting the Concession delivery model which (if TxDOT elects to follow past Concession CDAs) by requiring an Independent Engineer it does not fit the Design-Build Delivery Model • Understanding that on the design and construction disciplines for both the Concession and Design-Build delivery models members of a Proposer’s team maybe be on both delivery models proposed for the design, construction and maintenance being able to propose additional Major Non-Equity Members for the environmental, quality and maintenance Key Personnel will provide TxDOT a Proposer’s team • Many engineering firms do not contain the expertise required for the position of Environmental Compliance Manager and few if any contractors have the experience required in the field of Capital Maintenance & Operations & Maintenance preventing a Proposer from being able to present the strongest team possible • Clarifying this requirement now that they <u>may</u> be employed by ... and after shortlisting changing the requirements for independence to be similar to the Design-Build delivery model reduces a Proposer the opportunity to form the strongest team possible during the QS phase 	<p>Key Personnel may be employed by any one of the categories of entities described in (a), (b) or (c), but not by other firms that are outside those categories.</p>
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<p>4.</p>	<p>Part A – Section 5.4.1 (a) (iii) <u>Lead Capital Maintenance Firm</u> –Page A-24 and Part B Section B 1)(b) 3. <u>Lead Operations and Maintenance / Capital Maintenance Firm</u> – Page B-10</p>	<p>DEFINITIONS -<u>Lead Capital Maintenance Firm</u> – for Design-Build QSs, the member of the Proposer team responsible for maintenance of the project</p> <p><u>Major Non-Equity Member</u> – For design build QSs, any of the Proposer teams’ Lead Engineering Firm, Lead Contractor, and lead Capital Maintenance Firm, ...- For toll concession QSs, any or all the Proposer Teams’ Lead Engineering Firm, Lead Contractor, Financial Advisor, legal advisory and lead Operations and Maintenance Firm, Page B-1</p> <ul style="list-style-type: none"> • Can the Equity Member, lead Engineering Firm, Lead Contractor, Lead Operations & Maintenance Firm or Lead Capital Maintenance Firm on both the Concession model and the Design-Build model be furnished by Major Non-Equity Members • And if so can the Maintenance Manager or O&M Manager to be furnished by these firms for either the Concession model and the Design-Build model 	<p>The Lead Engineering Firm, Lead Contractor, Lead Operations & Maintenance Firm and Lead Capital Maintenance Firm are, by definition, Major Non-Equity Members. The Capital Maintenance Manager and O&M Manager are Key Personnel positions that would be furnished by the Lead Capital Maintenance Firm and/or Lead Operations and Maintenance Firm, as applicable.</p> <p>If the foregoing doesn’t sufficiently answer the question, please provide further clarification as to the question.</p>
<p>5.</p>		<p>Is there an ftp address to more easily download the files?</p>	<p>The ftp site housing the Project Documents can be found at http://www.txdot.gov/project_information/projects/dallas/i35e/rfq.htm</p>