

**SH99 Grand Parkway Segments H, I1, and I2
Proposer RFQ Q&A Matrix No. 1
September 9, 2014**

No.	Document	Section No. and Page No.	Question	Response
<p>*Any document change (other than RID update) described in TXDOT's responses will be made in an Addendum to the RFQ unless otherwise indicated. RID updates are provided as they become available.</p>				
1.	RFQ	Part A, 5.1/ pg A-18	Key Personnel are required to be an employee of one of the "Equity Members, Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm". The ROW Acquisition Manager and the Utility Manager are specialized positions that are typically employees of a specialized subcontractor or subconsultant. Can these two positions be held by an employee of a dedicated subconsultant or subcontractor that is not by definition an "Equity Member, Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm"?	No. Given the extensive ROW and utility work on this project, the ROW Acquisition Manager and the Utility Manager are required to be an employee of one of the Equity Members. The RFQ will be revised in Addendum 2 to clarify the requirements for these two positions.
2.	RFQ	Part A, 5.1/ pg A-18	Will TxDOT allow project experience to be provided by an Equity Member with 15% or more interest in the construction work of the Project?	No, the requested change will not be made on this project.
3.	RFQ	Part A, 4.2(a)/ pg A-16	The RFQ states "Each QS shall be separated in four loose-leaf three ring binders, one for each volume" However, only three volumes are listed in Part B. Should this say three loose-leaf three ring binders?	Yes. This will be corrected in Addendum 2.

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4.	RFQ	Part A, 5.1/ pg A-18	Please consider replacing the provision referenced with the following language which has been used by TxDOT in past RFQs: "Project experience provided by a parent or sister company of the Lead Engineering Firm, Lead Contractor, or Lead Maintenance Firm shall not be considered responsive to this RFQ, except that project experience of a parent company of the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm shall be considered responsive to this RFQ only if such parent company serves as a Guarantor by providing a guarantee in a form acceptable to TXDOT in its discretion covering the performance obligations of the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm, as applicable, and the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm has equal access to the resources of the parent company necessary to perform the work required of any such lead entity under the DBA. In the even that a parent company serves as a Guarantor in accordance with the foregoing sentence, the Design-Build Contractor shall submit such information for the proposed Guarantor as would be required of the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm, as applicable, in addition to the information submitted with respect to any such lead entity."	The requested change will not be made. Project experience may only be considered if it is provided for the entities that will perform work on this project.
5.	RID	Schematics	Are grade separations and stream crossings color coded in bright red, on the interim schematics of Segment H and I-1 and the schematic of Segment I-	Yes.

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			2B, to be constructed in this project?	
6.	RFQ	3.3, p.A-12	The QS Due Date is stipulated to be 9/18/14 at 12:00 p.m. Please consider postponing the due date for 2 weeks. With significant and concurrent SPD projects in procurement the additional time would produce a benefit to TxDOT by increasing the overall quality of Qualification Statements for the SH 99 Project.	The QS due date will be revised to September 30 in Addendum 1.
7.	RFQ	Part A, Section 5.1, Page A-18	States that: "Except as otherwise provided in the specific description of each Key Personnel position in Part B, Key Personnel may be employed by: (a) an Equity Member, Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm itself; (b) a controlled subsidiary of such Equity Member, Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm; (c) if the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm is a joint venture, a member of such joint venture that will perform at least thirty percent (30%) of the relevant work or a controlled subsidiary of such joint venture member; or (d) a parent company of an Equity Member." Proposer requests that the following Key Personnel positions in Part B maybe an employee of an independent firm working for Proposer/Lead Contractor: Lead Quality Manager, ROW Acquisition Manager, Utility Manager	The RFQ will be revised in Addendum 2 to provide the Lead Quality Manager may, but is not required to, be provided by an independent quality firm. See response to Question 1 with respect to the ROW Acquisition Manager and Utility Manager.

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8.	RFQ	Part B, Section 2 (a) Page B-8	The criteria states: "If a proposed Safety Manager does not meet the qualification requirements set forth above as of the QS Due Date, Proposer shall submit to TxDOT with its QS a written statement, signed by Proposer and the proposed Safety Manager, committing to meet such qualifications not later than the date of the execution of the DBA." Where would TxDOT require the written statement from Proposer to be included in the QS –with the Form G for the Safety Manager or in the Appendix to Volume 2? If the letter is included with the relevant Form G will the letter count towards the 75 page limit?	The letter should be appended to Form G for the Safety Manager and will not count towards the page limit. This will be clarified in Addendum 2.
9.	RFQ	Part A, 5.3.1 (a) Page A-21	Please modify the Lead Maintenance Firm requirements to permit the use of project experience from maintenance contractors that maintain roads after their completion.	Part A, Section 5.3.1(a)(iii) will be revised in Addendum #2 as follows: The extent to which the Lead Maintenance Firm (as evidenced in submission of completed Forms D-3 and E; and Part B, Volume 2, Section B(1)(b)) demonstrates relevant roadway maintenance experience on design-build or design-build-maintain projects of similar scope and complexity, including managing maintenance interfaces with operators of adjacent roadways/facilities and incident management.
10.	RFQ	Volume 3, Section A, Page B-16	Would it be possible to submit a Prequalification Letter from TxDOT in lieu of Volume 3 Section A's Financial Statements?	No, due to the size of the project, the requested change will not be made for this project.

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11.	RFQ	Part A, 5.3.1/pg A-21; Part B, Section 2	<p>There are a limited number of maintenance firms in the market capable of providing the guarantees that will likely be required by TxDOT for the maintenance contract. Thus, the referenced provision has the potential to limit competition. We are considering a model which the traditional maintenance firm is a dedicated subcontractor to the DB joint venture.</p> <p>In the arrangement, will TxDOT consider the use of a dedicated maintenance subcontractor's experience for the purpose of the referenced section?</p>	Yes. The experience must be provided by the Lead Maintenance Firm, which may, but is not required to, be a dedicated subcontractor to the DB joint venture.
12.	RFQ	Part A, 5,3,3(b) pg A-24	Which section in the Qualification Statement does TxDOT want Proposer to include the response and information for the Proposer's and individual team member's safety practices?	<p>Proposer's response in regard to safety practices are to be captured on Form F, which must be provided for the Lead Contractor, Lead Maintenance Firm, and each Construction Team Member. Part A, Section 5.3.3(b) will be revised in Addendum 2 as follows:</p> <p>(b) The strength of the Proposer's and individual team member's safety practices and the extent to which such practices demonstrate an understanding of an effective safety program. (4 points)</p>
13.	RFQ	Part A, 4.2(d)/Pg A-16	The RFQ states "the font type shall be Arial"; will TxDOT accept Arial Narrow font for tables, graphics, and organization charts?	No, TxDOT will not accept Arial Narrow font.

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14.	RFQ	Part A, 4.2(d)/Pg A-16	The RFQ states “the font type shall be Arial”; will TxDOT accept Arial Narrow font for the body text?	No, TxDOT will not accept Arial Narrow font.
15.	RFQ	Part A, Responsiveness/Page A-18	<p>The second paragraph in this section states that “Project experience provided by a parent or sister company of the Lead Engineering Firm, Lead Contractor or Lead Maintenance Firm, as applicable, shall not be considered responsive to this RFQ.”</p> <p>Given that members of our group are large multinational infrastructure services companies, the parent companies themselves perform most of their relevant activities through subsidiary companies. As such, the experience of this parent companies would technically be more relevant to the procurement process for the Project.</p> <p>Please consider to add: “Project experience provided by a parent or sister company of the Lead Maintenance Firm shall not be considered responsive to this RFQ, except if such parent company serves as a Guarantor by providing a guarantee in a form acceptable to TxDOT in its discretion guaranteeing the obligations of the Lead Maintenance Firm under the COMA”</p>	The requested change will not be made. Project experience may only be considered if it is provided for the entities that will perform the work on this project.