

**From:** Juan Neira

**Sent:** Thursday, March 23, 2017 10:51 AM

**Subject:** Smith Canal Gate Project - Supplement to REQUEST FOR STATEMENT OF QUALIFICATIONS FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES

All,

On February 16, 2017, the San Joaquin Area Flood Control Agency (SJAFCFA), a Joint Powers Authority (City of Stockton, San Joaquin County, and San Joaquin County Flood Control and Water Conservation District), requested Statement of Qualifications (SOQ) from firms interested in providing construction management and inspection services necessary during final design and construction of the Smith Canal Gate Project.

SJAFCFA has received questions (attached) from a firm interested in submitting a SOQ and therefore provides the responses to those questions to all potential interested firms.

1. Can the SOQ be due two weeks from whenever the 65% plans become available?

SJAFCFA does not believe that issuing the 65% plans is a necessary prerequisite for any firm to submit a SOQ and therefore the SOQ will not be due two weeks from the availability of the 65% plans.

2. There appears to be plenty of time on the SOQ schedule (one month between contract negotiations and Board approval) to allow whatever is available at this time to be used, why is the SOQ process being expedited?

SJAFCFA believes that the schedule is appropriate.

3. If the plans and specifications are not available, the following components must be included to even attempt to determine what it will take to build the structure:
  - a. Dads Point Seawall, borings in the seawall alignment, top and tip elevations.
  - b. The Type (sic) of specifications to be used for the Gate (fill design or performance specifications)
  - c. The tie in to the existing levees.
  - d. The pile driving and dredging specifications.
  - e. The permit restrictions.
  - f. Allowable work hours.
  - g. Preliminary quantities of materials.
  - h. All available geotechnical borings.
  - i. Engineers (sic) estimate of quantities and cost of the work.

SJAFCFA does not intend to make further technical information available at this time. All firms interested in the work should submit based on the same level of knowledge. Once a firm is selected that firm will be asked to work with the design engineers on constructability review, and additional information will be made available at that time.

4. What is the duration of this contract? Can you provide the current schedule for the entire project?

SJAFCA does not intend to make further information on schedule available at this time as the schedule for the development of the project is fluid. SJAFCA notes that the process to complete design and permitting and construct the project is a multi-year process. All firms interested in the work should submit based on the same level of knowledge.

5. What is the current budget for the entire project?

SJAFCA does not intend to make further information on budget available at this time. All firms interested in the work should submit based on the same level of knowledge. SJAFCA does not believe this information is needed in order to submit a SOQ.

6. The contract for the design and permitting for the Smith Canal Gate listed Power Engineering Construction to provide constructability review.
- Please provide any work product provided by this task such that any preexisting concerns can be addressed in the SOQ.
  - Is this sub consultant still involved and will they also be participating on the Constructability Review task?

SJAFCA does not intend to make further technical information available at this time. All firms interested in the work should submit based on the same level of knowledge. Once a firm is selected that firm will be asked to work with the design engineers on constructability review, and additional information will be made available at that time.

7. The contract for the design and permitting for the Smith Canal listed Moffatt and Nichol as the Marine Engineering and Hydrodynamics firm. Since they are no longer involved who has taken their place?

SJAFCA does not intend to make further information available at this time on this topic. All firms interested in the work should submit based on the same level of knowledge.

8. Does SJAFCA, the City of Stockton or the county for San Joaquin have an ordinance that specifies the “procedures that assure that the services are engaged on the basis of demonstrated competence and qualifications for the types of services to be performed at fair and reasonable prices to public agencies” in accordance with Government Code 4526? If so, can you please provide a copy.

SJAFCA is bound by the requirements of Government Code section 4526, which does create an ability (but not obligation) of local agencies to adopt regulations. SJAFCA notes that the City of Stockton has adopted Council Policy No. 300-1 (available on the internet).

9. The SOQ states “SJAFCA will notify the highest ranked firm who will submit a detailed not to exceed (NTE) proposal for the entire construction management work. If an agreement cannot be reached after a reasonable time SJAFCA will terminate negotiations.”
- Will the second ranked firm then submit a NTE proposal and negotiate?
  - Are there any requirements to use small businesses in the SOQ?
  - What about local businesses?

If the first ranked firm and SJAFCA cannot come to agreement, SJAFCA will then evaluate its options. There are no requirements regarding small businesses or local businesses.

10. How will the consultants be evaluated and scored?

They will be evaluated on the basis of demonstrated competence and on the professional qualifications necessary for the satisfactory performance of the services required. To that end, the selection committee will comprehensively rank the firms based on, but not limited to, past experience with similar work (flood protection, permitting, and environmental monitoring in the Central Valley), key personnel qualifications, and work experience with the State Department of Water Resources, etc.

11. Can you provide the evaluation form, criteria, and grading weight to be used?

SJAFCA does not intend to make further information available at this time on this topic. All firms interested in the work should submit based on the same level of knowledge.

12. Is this procurement going to be funded or assisted with any Federal funds?

SJAFCA does not plan to fund or assist this procurement with any Federal funds.

13. Can you provide any existing utility information for the utilities under Moreing Road, including:

- a. List of utilities and responsible agencies.
- b. Document number of the utility rights of way.
- c. Location, materials and size of the utilities and depth.

SJAFCA does not intend to make further information available at this time on this topic. All firms interested in the work should submit based on the same level of knowledge.

14. The SOQ states that the consultant is required to perform surveying. Please provide the current specifications as to what survey responsibilities will be performed by the contractor and what is required of the construction manager.

Construction management will be responsible for checking contractor's project control surveys and other surveying as needed.

15. The SOQ states that charge rates for the entire team shall be submitted. Will these rates be escalated each year (see #4 above), or is one rate to be used for the entire project?

SJAFCA will evaluate each SOQ based upon the information submitted, including the proposed approach (if any) to rate escalation.

16. Is there a limitation on the allowable percentage for the prime consultant to "mark up" sub consultants?

SJAFCA has not identified a limitation.

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