

**SH 71 Toll Lanes
RFQ Q&A Matrix No. 1
December 6, 2013**

No.	Document	Section and Page	Question/Comment	Response
1	RFQ	Part A, Page 2	<p>Item 2.1 of the RFQ (Part A, Page 2) states the following:</p> <p>"TxDOT currently expects that the DBA will include a fixed price to complete the Project. The DBA will set forth the terms of the Design-Build Contractor's compensation, which is currently anticipated, to be based on progress payments with a maximum payment curve. Proposers are advised to review the draft DBA Term Sheet attached as <u>Exhibit B</u> for additional details of the Design-Build Contractor's anticipated obligations and responsibilities."</p> <p>Can <u>Exhibit B</u> be forwarded for review at this time?</p>	The RFQ was updated on November 22, 2013 to include Exhibit B.
2	RFQ	Part A, Section 6.3	Why is McGray & McGray precluded from joining a team on this Project?	Per Addendum No. 1 issued November 26, 2013, Section 6.3 has been revised to delete both McGray & McGray and Blanton & Associates, Inc. from the list of firms prohibited from proposing or joining a proposer team.

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3	RFQ	Form A	<p>The Transmittal Letter (Form A) requires the Proposer to acknowledge monitoring the Project Web site. Form A lists this web site as: http://www.txdot.gov/inside-txdot/projects/studies/austin/sh71-east.html</p> <p>We cannot find this web page. Is the correct web page: http://www.txdot.gov/business/partnerships/current-cda/sh71-express/sh71-rfq.html?</p> <p>Are we to modify Form A or will there be an addendum replacing the form?</p>	<p>RFQ Addendum No. 1 issued November 26, 2013 corrected Form A to show the project web site as follows: http://www.txdot.gov/business/partnerships/current-cda/sh71-express/sh71-rfq.html.</p>
4	RFQ	Part A, Page 5, Section 3.7	<p>The TxDOT Request for Qualifications on the SH 71 Toll Lanes Project (issued November 15, 2013) notes on Page 5, Part A, 3.7 Federal Requirements that the RFP will be drafted based on the assumption that the Project and plan of finance for the Project will remain eligible for federal-aid funds.</p> <p>Does the SH 71 project currently involve any Federal funding or has secured commitments for Federal funding? If so, please provide the amount and specific source.</p>	<p>Currently, \$20M in federal funding is committed to fund ROW acquisition costs and other federal funds may be added as they become available. General cost and funding information for projects can be found on the TxDOT website here: http://www.txdot.gov/inside-txdot/division/strategic-projects/project-data-funding.html.</p>

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5	RFQ	Part A, Page 5, Section 3.7	<p>The TxDOT Request for Qualifications on the SH 71 Toll Lanes Project (issued November 15, 2013) notes on Page 5, Part A, 3.7 Federal Requirements that the RFP will be drafted based on the assumption that the Project and plan of finance for the Project will remain eligible for federal-aid funds.</p> <p>Are there any current commitments that include any type of Federal involvement? If so, please provide details of that involvement.</p>	See response to Question No. 4.
6	RFQ	Part A, Page 2, Article 2.1	1 st paragraph of Article 2.1 in Part A of the RFQ (page 2): Please advise as to which elements will be covered by “performance-specific warranty” that will extend for up to five years following the completion of the Project.	The elements to be covered by the “performance-specific warranty” will be identified in the Industry Review RFP, anticipated to be released January 31, 2014.
7	RFQ	Part A, Page 9, Section 5.3.1 (c)	Responsiveness toward the DBE involvement, objectives and goals in response to Part A, Section 3.7, including any description of innovative approaches or unique outreach or marketing concepts used successfully by the Proposer or its team members to encourage DBE participation (5 points). Should the reference Part A, Section 3.7 be Part A, Section 3.8?	Yes, Part A, Section 3.8 is correct. Correction will be made through Addendum No. 2.

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8	RFQ	Part C, Form A	Please make corrections to the list indicating what should be incorporated in Volume 1 and Volume 1 Appendix.	Corrections will be made through Addendum No. 2.
9	RFQ	Part C, Form D-1 (4)	Is the December 31, 2012 date correct to use for the currency exchange rates?	The correct date to use for the currency exchange rates is November 30, 2013. This will be clarified through Addendum No. 2.
10	RFQ	Part C, Form D-2 (4)	Is the December 31, 2013 date correct to use for the currency exchange rates?	The correct date to use for the currency exchange rates is November 30, 2013. This will be clarified through Addendum No. 2.
11	RFQ	General	The RFQ refers to Table 1, but we could not locate this table. Please direct us to where this information can be found.	The reference to prohibited TxDOT references will be deleted through Addendum No. 2.
12	RFQ		The schematic provided as a reference information document shows the shared use path outside the ROW and within ABIA property. Please describe the types of professional services and coordination that will be required by the design-builder upon award of contract i.e. ROW acquisition services, City permitting, or right of entry negotiations.	Based on current status, TxDOT does not anticipate the need for DB Contractor ROW acquisition services for this Project. Coordination with ABIA is ongoing. The RFP will provide the DB Contractor requirements for professional services related to the shared use path.

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13	RFQ	Section D, Table 1	Section D(a) refers to Table 1. What and where is the table?	See response to Question No. 11.
14	RFQ	Section D	Section D(a) asks for “the time period for work” as well as “dates of work performed on the project.” What is the difference between the two?	The difference is between the “proposed” scheduled time and “actual” dates for performance of the Work.
15	RFQ	Volume 1	Do the forms in Volume 1 need to be labeled with page numbers as well?	No, forms do not require page numbers in accordance with RFQ Volume 1 requirements in Part A, Section 4.2 (c).
16	RFQ	General	Are the forms allowed to be reformatted to match proposal layouts?	No.
17	RFQ	Part A, Section 5.1	Key Personnel except for the Design Quality Acceptance Manager and Construction Quality Acceptance Manager shall be employed by the Equity Member, Lead Engineering Firm or lead Contractor or a controlled subsidiary or parent company. Is it acceptable for the Environmental Compliance Manager to be an employee of an independent environmental subcontracting firm?	No.

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18	RFQ	Section 4.2.a, Page 6 and Part B, Page 23	Submittal requires Volume 2 to contain the Proposer's Financial Statements. If the Proposer is a sole prime, the RFQ instructions allows the TxDOT Prequalification letter to be provided in lieu of the Financial Statements. If a Proposer meets this latter condition of being a prequalified contractor, will it be acceptable to provide the Prequalification letter behind a titled tab in the book for Volume I to avoid the need for a binder with a single page of information?	Volume 2 requirements must be submitted in a separate binder.
19	RFQ	Part B, 2. Organization, Page 15; and Form A, Transmittal Letter	The table identifying the required organization for the Qualifications Statement states that the Project Descriptions are to follow Forms D-1 and D-2 in Section C, Technical Qualifications. Form A Transmittal Letter states that the Project Descriptions are included in the Appendix. Please confirm that Project Descriptions are to be included in Section C, Technical Qualifications.	See response to Question No. 8.
20	RFQ	General	With respect to Quality Acceptance for Design and Construction, is it acceptable for a team firm providing design or investigation services (like geotechnical services) in the design phase, to later provide independent construction quality acceptance oversight, if they are not involved with day-to-day production and there is appropriate separation of the personnel performing each service?	No. The function of QA for Design and Construction must be independent of production functions, per RFQ Part B, Section D Personnel Qualifications.

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21	RFQ	Part A, 4.2 Format (a), Page 6	<p><i>Each responding Proposer shall also submit ...the original and each copy (of Volume 2) in its own loose-leaf three ring binder.</i></p> <p>For a Proposer that is eligible to fulfill the requirements of Volume 2, page B9 by submitting only its letter of prequalification, will TxDOT permit that Proposer to use Report Covers in lieu of submitting ten (10) 3-ring binders that would only contain a single piece of paper?</p>	See response to Question No. 18.
22	RFQ	Part A, 4.2 Format (e), Pages 6-7 and Part B, D Personnel Qualifications (b), Page 20	<p><i>(e) Standard corporate brochures, awards, licenses and marketing materials should not be included in the QS, although proof of license in good standing will be required as a condition to award for licensed professionals proposed to work on the Project.</i></p> <p><i>(b) Relevant licensing and registration (copies of licenses and/or application for licenses, where applicable, must be attached).</i></p> <p>The language of the two separate provisions at left conflict with each other. Does TxDOT require proof of licensing of professional engineers to be submitted with the Proposer's QS?</p>	The provisions are not in conflict. Copies of relevant licensing for professional engineers shall be submitted with the QS. No marketing materials shall be included.

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23	RFQ	Part C, Form D-1	<p>Column labeled "<i>LEVEL OF COMPANY'S PARTICIPATION (7)</i>"</p> <p><i>Note (6) Show company's participation in terms of money and percentage of the work and provide a brief summary of the role the company played in the listed project (scope of work).</i></p> <p>Column Headings with indicated note numbers (7) and (6) appear to be reversed from what was intended. Please clarify.</p>	Clarification to the form will be made through Addendum No. 2.
24	RFQ	Volume 1 Appendix, Section D(a), Page 20	Volume 1 Appendix, Section D(a) (page 20) refers to a Table 1 that lists TxDOT personnel that may not be used as references. I do not see that table. Can it be made available?	See response to Question No. 11.