

**TECHNICAL SERVICES DIVISION**

**REQUEST FOR LETTERS OF INTEREST (RFLOI)**

ON-CALL GENERAL ENGINEERING SERVICES

TITLE: ON-CALL GENERAL ENGINEERING SERVICES

USING AGENCY: North Carolina Department of Transportation  
Technical Services Division

ISSUE DATE: November 02, 2015

SUBMITTAL DEADLINE: December 14, 2015

ISSUING AGENCY: North Carolina Department of Transportation  
Technical Services Division  
Professional Services Management Unit

**SUBCONSULTANTS ARE PERMITTED UNDER THIS CONTRACT.**

This contract will likely not require the firm(s) to professionally seal any construction drawings or documents and therefore no specific prequalification work codes are included in this solicitation. However, selection of the firms will, in part, be based on the extent of prequalification of the various firm(s), including subconsultants, in regards to the typical engineering and professional services needed for the delivery of a Design-Build project.

This RFLOI is to solicit responses (LETTERS of INTEREST, or LOIs) from qualified firms to provide professional consulting services as detailed herein.

Hereinafter, the term "Firm" refers collectively to either a singular firm, or a team with a prime firm and subconsultants.

**PROPOSED CONTRACT SCOPE SUMMARY**

The North Carolina Department of Transportation (NCDOT) desires to retain one or more Firms to provide professional and engineering services as required under an On-Call General Engineering Services Contract (GESC). The GESC Firm will provide professional consulting services to support NCDOT's Design-Build and Priority Projects Programs on an as-needed basis for projects across all modes, including but not limited to Design-Build, Design-Build-Finance, Public Private Partnerships, Sponsorships and North Carolina Turnpike Projects.

The GESC Firm may also assist in the tracking and reporting on other NCDOT initiatives on a macro level such as Division Managed Projects.

This solicitation is not intended for legal or financial services. For major Public Private Partnership Projects, it is intended that a separate solicitation will be made for legal, commercial, and financial services to support each specific Public Private Partnership Project.

**DEFINITION OF GESC**

This contract will entail a non-authoritative General Engineering Service Contract (GESC) relationship. The GESC Firm will not have the authority to determine scope, manage the selection, or work, of other consultants (except the sub-consultants on their own GESC team), or other tasks that are the responsibility of the NCDOT or other NCDOT-hired contractors.

The GESC Firm will serve in a support and advisory role to the Design-Build Office, the Priority Projects Office and the North Carolina Turnpike Authority. The GESC Firm will be responsible for supporting the delivery of multiple projects developed and procured using alternative delivery methods, as well as general program support and refinement. The GESC Firm will review planning and engineering documents in support of the procurement and design review phases of Alternative Delivery Projects (ADP).

Firms who are selected to be a GESC Firm may be assigned to work on one or more ADPs, as well as specific program functions. Project-specific duties may differ from project to project. At a minimum, and as agreed upon by NCDOT and the GESC Firm, one Project Manager from the GESC Firm will be embedded within the Technical Services Division at the NCDOT Century Center.

**RESTRICTIONS**

Consistent with the NCDOT Ethics Policy and the Design-Build Policy and Procedures, the following restrictions shall be in place for the GESC Firm (and its subconsultants, as applicable) as a means of avoiding potential conflicts of interest and perceived or real unfair competitive advantage:

1. The GESC Firm (prime firm only) will be precluded, in perpetuity, from working for, or advising, any contractor or firm pursuing a Design-Build Contract or a Public Private Partnership Contract for which the GESC Firm (1) participated or contributed to the development of the project or (2) participated or contributed to the procurement of the project, including but not limited to, the development of the Request for Proposals, unless otherwise approved by the Department. This prohibition would also apply to subconsultants that participated or contributed in the procurement of the project. Subconsultants that did not participate or contribute to the procurement of the project, but participated or contributed to the project development would require a policy exception to be a part of a pursuit of such a project in accordance with the Design-Build Policy and Procedures.
2. In the event that the GESC Firm (prime firm only) does not participate and does not contribute to the procurement of the project, then the GESC Firm (prime firm only) may pursue that Design-Build Contract or that Public Private Partnership Contract provided that (1) the contract is publicly advertised after the termination or expiration of the GESC; and (2) the firm obtains all required exceptions to participate in accordance with the Design-Build Policy and Procedures, if necessary (i.e. if the firm has prior project involvement outside of this GESC contract) unless otherwise approved by the Department in writing.
3. In the event that a subconsultant does not participate and does contribute to the procurement of the project, then the subconsultant may pursue that Design-Build Contract or that Public Private Partnership Contract provided that (1) the subconsultant does not have any embedded employees under this contract; (2) the subconsultant informs the Department in writing of its intent to pursue

that ADP before participating or contributing to the development of the project or participating or contributing to the procurement of the project; (3) the subconsultant obtains all required exceptions to participate in accordance with the Design-Build Policy and Procedures, if necessary (i.e. if the subconsultant has prior project involvement outside of this GESC contract) and (4) adequate firewalls **or other such controls** are established, as determined by the Department, to **restrict access (to the subconsultant pursuing the ADP) to certain project information that if otherwise provided could be perceived as providing an unfair competitive advantage.**

4. GESC Firm personnel will not be a part of any Technical Review Committee (TRC) but may serve as advisors to the TRCs, as designated by NCDOT.
5. The GESC Firm and its subconsultants may pursue Express Design-Build contracts provided that **(1)** adequate firewalls **or other such controls**, as determined by the Department, **are established to restrict access (to those employees involved in the pursuit of an Express Design-Build Contract) to certain project information that if otherwise provided could be perceived as providing an unfair competitive advantage; and (2)** that the NCDOT provides advance written approval for such pursuit in advance of the submittal of the Express Design-Build Statement of Qualifications.
6. Confidentiality agreements will likely be required to be executed among the GESC firm, NCDOT and all GESC subconsultants.
- 7. Nothing in the above restrictions is intended to preclude the GESC Firm or its subconsultants from pursuing or engaging in other work directly contracted by and between the GESC Firm or its subconsultants and the NCDOT (e.g. performance of CEI for projects, including ADPs).**

## SCOPE OF WORK

The North Carolina Department of Transportation (NCDOT) is soliciting LOIs for the services of a Firm(s) for the contract scope of work outlined below:

The services to be provided by the Firm(s) include (1) engineering services support whereby the Firm(s) serves as a technical extension of the NCDOT's staff for the purposes of ADPs and (2) general consulting and professional services for alternative delivery program management and support. The responsibilities of the Firm(s) include, but are not limited to:

- Serve as a resource and advisor to NCDOT Project Managers for ADPs
  - review STIP and advise on the project delivery approach (recommend Design-Build candidate projects) in consideration of specific project characteristics and applicable innovative procurement and contracting methods
  - assist in the development of Requests for Qualifications (RFQ) and Requests for Proposals (RFP)
  - review and provide recommendations on Statements of Qualifications, Technical Proposals and in some cases, Alternative Technical Concepts, if such practice is supported by the Joint AGC/ACEC/NCDOT Subcommittee on Design-Build
  - review technical aspects in support of RFP development
  - perform and review any technical design (or associated environmental analysis) to support development of RFQs and RFPs
  - review and provide recommendations for post-let design submittals
  - provide quality assurance and quality control
  - support public involvement and communication efforts
- Research and make recommendations on alternative delivery methods, including but not limited to:

- policies and processes
- compliance with federal transportation regulations (existing, new or emerging)
- changes in North Carolina law for transportation projects (recent, emerging or needed)
- best practices associated with Public Private Partnerships, sponsorships, and other alternative delivery methods
- performance measurement and management
- Support project and program support functions, including but not limited to:
  - report preparation (such as annual report on Design-Build Program)
  - drafting correspondence
  - presentation preparation
  - national/regional award application preparation
  - meeting management (scheduling, preparation, facilitation, meeting minutes, etc.)
  - process and policy documentation
  - preparation of project briefs
- Project delivery tracking and reporting on other delivery approaches
  - tracking and reporting on progress of Division Managed Projects (DMP)
  - identifying training needs for DMPs
  - make recommendations for improvements for the delivery of DMPs, including process integration of Division and Central planning and design staff efforts, and drafting related protocols as necessary

#### PROJECT MANAGER QUALIFICATIONS

The GESC Firm is intended to augment the capacity and capabilities of NCDOT staff to deliver projects using alternative delivery methods. Therefore, the embedded, dedicated project manager is expected to have the following knowledge, skills and abilities:

- ability to provide or secure technical design and environmental services expertise across all modes in support of ADP procurement documents and design approvals;
- experience with alternative delivery methods and processes;
- project management, scheduling, tracking and performance measurement capability;
- ability to effectively communicate (written and verbal) with internal and external stakeholders/partners;
- working knowledge of federal, state and NCDOT alternative delivery laws, regulations, policies, processes and practices; and,
- demonstrated ability to apply continuous improvement methodology to recommend changes to policies, processes and programs.
- ***It is preferred, but not required, that the proposed Project Manager have a minimum of ten (10) years of relevant transportation experience.***

#### PROPOSED CONTRACT TIME

The duration of this contract is expected to be three years, with a one year extension option, as dictated by program funding and project status.

#### PROPOSED CONTRACT PAYMENT TYPE

Lump Sum or Cost-Plus varying per Task Order based on the scope of work and other factors as appropriate, and as agreed between the GESC Firm and the NCDOT.

#### OPTIONAL PRE-PROPOSAL MEETING

An “attendance optional” Pre-Proposal meeting is scheduled for 10:00 AM, November 16, 2015, in the Transportation Building Auditorium located at 1 S. Wilmington Street, Raleigh, NC 27601. Firms are strongly encouraged to attend the Pre-Proposal meeting and to arrive early in order to obtain a visitor’s badge. Parking is available for a fee in nearby surface lots and parking decks. NCDOT will provide project background information at the pre-proposal meeting and answer questions, which may result in the issuance of an addendum to this solicitation.

Written questions will be received until 4:00 P.M. on November 24, 2015. All questions must be sent via email to psmu-411@ncdot.gov. Please insert “GESC-TSD Questions” in the subject line of your email. A summary of the written questions and answers will be posted on <https://connect.ncdot.gov/letting/Pages/Private-Engineering-Firm-Advertisements.aspx> as an addendum to this RFLOI on or about December 02, 2015. The origin of the questions will not be reflected in any addendum issued.

#### SUBMITTAL REQUIREMENTS

All LOIs are limited to twenty-five (25) pages (RS-2 forms are not included in the page count), and shall be typed single-spaced on single-sided, 8-1/2” x 11” sheets.

#### **ONLY ELECTRONIC LOIs WILL BE ACCEPTED.**

LOIs shall be submitted in .pdf format using software such as Adobe, CutePDF PDF Writer, Docudesk deskPDF, etc.

One copy of the LOI shall be sent as a .pdf file, through NCDOT’s FTS System, to: psmu-411@ncdot.gov. The FTS system will send an electronic receipt when the LOI is **uploaded by the firm** to NCDOT’s FTS system. Paper copies are not required. The subject line should contain the Firm’s Name, and “LOI for ON-CALL GENERAL ENGINEERING SERVICES”.

If an interested Firm does not have an FTS account they should send a request through regular e-mail to psmu-411@ncdot.gov. A response will be sent via the FTS system that will provide a login username, password, and login procedures.

LOIs SHALL be received electronically no later than 12:00 P.M., December 14, 2015.

LOIs received after this deadline will not be considered.

LOIs containing more than twenty-five (25) pages (excluding RS-2 forms) will not be considered.

Firms submitting LOIs are encouraged to carefully check them for conformance to the requirements stated above. If LOIs do not meet ALL of these requirements, or if they are sent by any means other than NCDOT’s FTS system, or to any address other than psmu-411@ncdot.gov they will be disqualified. No exception will be granted.

Except as provided below any firm wishing to be considered must be properly registered with the Office of the Secretary of State and with the North Carolina Board of Examiners for Engineers and Surveyors. Any firm proposing to use corporate subsidiaries or subcontractors must include a statement that these companies are properly registered with the North Carolina Board of Examiners for Engineers and Surveyors and/or the NC Board for Licensing of Geologists. The Engineers performing the work and in responsible charge of the work must be registered Professional Engineers in the State of North Carolina and must have a good ethical and professional standing. It will be the responsibility of the selected private firm to verify the registration of any corporate subsidiary or subcontractor prior to submitting a Letter of Interest. Firms which are not providing engineering services need not be registered with the North Carolina Board of Examiners for Engineers and Surveyors. Some of the services being solicited may not require a license. It is the responsibility of each firm to adhere to all laws of the State of North Carolina.

The firm must have the financial ability to undertake the work and assume the liability. The selected firm(s) will be required to furnish proof of Professional Liability insurance coverage in the minimum amount of \$1,000,000.00. The firm(s) must have an adequate accounting system to identify costs chargeable to the project.

**SELECTION PROCESS**

The general selection process will be as follows:

- An NCDOT Selection Committee will review all responsive LOIs.
- The NCDOT Selection Committee MAY, at the Department’s discretion, choose any number of firms to provide the services being solicited. The Selection Committee MAY, at the Department’s discretion, shortlist a minimum of ~~two (2)~~ or three (3) firms to be interviewed. If this option is exercised by the Selection Committee, the dates of shortlisting and dates for interviews will be as shown in the section SUBMISSION SCHEDULE AND KEY DATES.
- In order to be considered for selection, consultants must submit a complete response to this RFLOI prior to the specified deadline. Failure to submit all information in a timely manner will result in disqualification.

**SUBMISSION SCHEDULE AND KEY DATES**

RFLOI Release	November 02, 2015
Optional Pre-Proposal Meeting	10:00 AM, November 16, 2015
Deadline for Submission of Questions	4:00 P.M., November 24, 2015
Pre-Proposal Meeting Notes and Answers Posted	On or about December 02, 2015
Deadline for Submission of LOIs	12:00 P.M., December 14, 2015
Shortlist Announced *	by January 12, 2016 (anticipated)
Interviews	Week of January 25, 2016
Final Selection and Notification **	Week of February 1, 2016
Anticipated Notice to Proceed	March 18, 2016

\* Notification will **ONLY** be sent to shortlisted firms.

\*\* Notification will **ONLY** be sent to selected firms.

NOTE: To adhere to the Timeframe, a Notice to Proceed is expected to be issued shortly after a team is selected. All teams submitting a LETTER OF INTEREST should make sure that their rates and overheads are current and have been audited by NCDOT.

### **SMALL PROFESSIONAL SERVICE FIRM (SPSF) PARTICIPATION**

The Department encourages the use of Small Professional Services Firms (SPSF). Small businesses determined to be eligible for participation in the SPSF program are those meeting size standards defined by Small Business Administration (SBA) regulations, 13 CFR Part 121 in Sector 54 under the North American Industrial Classification System (NAICS). The SPSF program is a race, ethnicity, and gender neutral program designed to increase the availability of contracting opportunities for small businesses on federal, state or locally funded contracts. SPSF participation is not contingent upon the funding source.

The Firm, at the time the Letter of Interest is submitted, shall submit a listing of all known SPSF firms that will participate in the performance of the identified work. The participation shall be submitted on the Department's Subconsultant Form RS-2. RS-2 forms may be accessed on the Department's website at [NCDOT Electronic Forms](#).

The SPSF must be qualified with the Department to perform the work for which they are listed.

Real-time information about firms doing business with the Department and firms that are SPSF certified through the Contractual Services Unit is available in the Directory of Transportation Firms. The Directory can be accessed on the Department's website at [Directory of Firms](#) -- Complete listing of certified and prequalified firms.

The listing of an individual firm in the Department's directory shall not be construed as an endorsement of the firm.

### **PREQUALIFICATION**

**Although no specific work code prequalification is required for this solicitation, the extent to which a Firm (and its subconsultants) is prequalified in the anticipated disciplines involved in this contract is a part of the evaluation criteria.**

The Department maintains on file the qualifications and key personnel for each approved discipline, as well as any required samples of work. Each year on the anniversary date of the company, each firm shall renew their prequalified disciplines. If the Firm has not renewed its application as required by your anniversary date or if the Firm is not currently prequalified, please submit an application to the Department **prior to submittal of your LOI**. An application may be accessed on the Department's website at [Prequalifying Private Consulting Firms](#) -- Learn how to become Prequalified as a Private Consulting Firm with NCDOT. Having this data on file with the Department eliminates the need to resubmit this data with each letter of interest.

Even though specific DBE/MBE/WBE goals are not required for this project, the Department of Transportation is committed to providing opportunity for small and disadvantaged businesses to perform on its contracts through established Department goals. The firm, subconsultant and subfirm shall not discriminate on the basis of race, religion, color, national origin, age, disability or sex in the performance of this contract.

**SELECTION CRITERIA**

All prequalified firms who submit responsive Letters of Interest will be considered.

In selecting firm(s)/team(s), the Selection Committee will take into consideration qualification information including such factors as:

A	Experience, qualifications, and technical competence of the staff proposed; breadth of expertise of the firm(s) including national involvement in ADPs	45%
B	Past performance of the firm(s). Track record of the firm's ability to provide satisfactory client support under a multi-year contract	10%
C	Responsiveness to the NCDOT, and the availability/readiness of the proposed staff	15%
D	Familiarity of the firms with NCDOT practices and procedures, including Design-Build projects	15%
E	Team composition and extent of prequalification across various disciplines	15%

After reviewing qualifications, if firms are equal on the evaluation review, then those qualified firms with higher levels of proposed SPSF participation will be given priority consideration.

**SUBMISSION ORGANIZATION AND INFORMATION REQUIREMENTS**

The LOI should be addressed to Robert J. Stroup, PE – State Professional Services Engineer and must include the name, address, telephone number, and e-mail address of the prime consultant's contact person for this RFLOI.

The LOI must also include the information outlined below:

Chapter 1 - Introduction

The Introduction should demonstrate the Firm's overall qualifications to fulfill the requirements of the scope of work and should contain the following elements of information:

- Expression of GESC Firm's interest in the work;
- Statement of whether GESC Firm is on register;
- Date of most recent discipline specific private engineering firm qualification;
- Statement regarding GESC Firm's possible conflict of interest for the work; and
- Summation of information contained in the letter of interest.

Chapter 2 – GESC Firm Qualifications

This chapter should elaborate on the general information presented in the introduction, to establish the credentials and experience of the Firm to undertake this type of effort. The following must be included:

- Identify recent projects that demonstrate the GESC Firm’s ability to conduct and manage the work of this contract. These projects should include a variety of alternate delivery projects or programs. For each project listed, provide a synopsis of the project and include the date completed. The synopsis should detail whether the work was performed for an owner agency or whether it was part of an ADP pursuit. For those projects that work was performed for an owner agency, please include a contact person’s name and phone number at the owner agency. Similar information should be provided for subconsultants, if applicable.
- Provide a resume for the proposed Project Manager that contains educational background, experience, certifications and licenses. Resumes should include a list of previous experience that directly supports the ability to fulfil this role. Although ADP experience is not required, it is highly preferable. The resume must include:
  1. Total years of experience, number of years with the current firm, name of the current employer, and current assignment location;
  2. Education (highest relevant academic degree(s) and specialization for each degree);
  3. If applicable, identify the professional registration number, state, and discipline. The name on the professional registration must match the name of the proposed Project Manager, above;
  4. Work experience on up to five (5) recent relevant projects. Include a brief description of the project (scope, size, cost, etc.), the person’s specific role on the project, the year the person’s work on the project was completed, and the person’s employer for the project; and
  5. Names, titles, and contact information for a maximum of three (3) references.
- If the GESC Firm identifies an individual or individuals that have extensive experience in ADPs nationally or globally that will be available to aid in the programmatic improvements portion of the contract, then the GESC Firm should include a resume for that individual(s) as well.

Chapter 3 – GESC Firm Experience

This chapter must provide the names, classifications, and location of the GESC Firm’s North Carolina employees and resources to be assigned to the advertised work; and the professional credentials and experience of the persons assigned to the project, along with any unique qualifications of key personnel. Specifically, the Department is interested in the experience, expertise, and total quality of the GESC Firm’s proposed team. If principals of the GESC Firm will not be actively involved in the study/contract/project, do not list them. The submittal shall clearly indicate the GESC Firm’s Project Manager, other key Team Members and his/her qualifications for the proposed work. Also, include the GESC Firm’s organization chart for the contract. A Capacity Chart / Graph (available work force) should also be included. Any other pertinent information should also be listed in this section.

The GESC Firm shall provide a listing of discipline work codes for which they are currently prequalified with the NCDOT.

**Note:** If the GESC Firm encounters personnel changes, or any other changes of significance dealing with the company, NCDOT should be notified immediately.

**APPENDIX**

CONSULTANT CERTIFICATION Form RS-2

Completed Form RS-2 forms SHALL be submitted with the firm's letter of interest. This section is limited to the number of pages required to provide the requested information.

Submit Form RS-2 forms for the following:

- **Prime Consultant firm**
  - Prime Consultant Form RS-2 Rev 1/14/08; and
- **ANY/ALL Subconsultant firms** (If Subconsultants are allowed under this RFLOI) to be, or anticipated to be, utilized by your firm.
  - Subconsultant Form RS-2 Rev 1/15/08.
  - In the event the firm has no subconsultant, it is required that this be indicated on the Subconsultant Form RS-2 by entering the word "None" or the number "ZERO" and signing the form.

Complete and sign each Form RS-2 (instructions are listed on the form).

The required forms are available on the Department's website at:

<https://apps.dot.state.nc.us/quickfind/forms/Default.aspx>

TECHNICAL SERVICES DIVISION

**REQUEST FOR LETTERS OF INTEREST (RFLOI)**

ON-CALL GENERAL ENGINEERING SERVICES

Written Questions and Responses

December 2, 2015

<p>Will the geotechnical sub consultant on the GESC team be responsible for geotechnical investigations, or will those services be provided by the other firms with On-Call contracts with NCDOT?</p>	<p>It is anticipated that all geotechnical investigations will be performed by firms under other existing or future limited services agreements or contracts. <b>No amendment to the RFLOI necessary.</b></p>
<p>If the geotechnical investigations are to be performed by firms with On-Call contracts with NCDOT, what role will the geotechnical sub consultant on the GESC team have?</p>	<p>The Firm(s) selected under this RFLOI will provide geotechnical expertise in developing RFP documents, reviewing investigation data, and reviewing post-award geotechnical submittals. <b>No amendment to the RFLOI necessary.</b></p>
<p>The RFLOI states that the sub consultant may pursue Design-Build or PPP projects if certain requirements are met, AND if the sub consultant obtains an exception to participate from NCDOT. How fast will the sub consultant get the requested exception? How long (in days) do you see that exception process taking?</p>	<p>The exception process typically moves fast within a week or so, but depends on the complexity of the situation. <b>No amendment to the RFLOI necessary.</b></p>
<p>Please clarify the sentence on page 9 of the RFLOI which states: “The GESC firm shall provide a listing of discipline work codes for which they are currently prequalified with the NCDOT” This appears to conflict with the first sentence on page 1 which states: “The contract will likely not require the firm to professionally seal any construction drawings or documents and therefore no specific prequalification work codes are included in this solicitation” Will work codes be required in the LOI? If so, can numbers be provided (without descriptions) in order to conserve space?</p>	<p>The citation on Page 1 refers to the fact that the RFLOI does not require any <u>mandatory</u> prequalification work codes against which a pass/fail determination would otherwise typically be made during the selection process. However, the breadth of expertise is a part of the Selection Criteria specifically noted as “extent of prequalification across various disciplines” in this section. Therefore, work codes are required to the extent that the Firm(s) wish to demonstrate their “extent of prequalification across various disciplines”. Numbers may be provided without description. <b>No amendment to the RFLOI necessary.</b></p>

<p>Will a firm and all of its disciplines be required to pursue exemptions if only one of its disciplines is participating as a subconsultant on a team?</p>	<p>Exemptions to the Design-Build Policy and Procedures are considered and made on a company-by-company basis. The work performed by a company under this contract will be evaluated in the aggregate to determine whether an exemption to pursue a Design-Build Project will be granted. This determination will be made independent of the work performed by other companies under the same GESC Firm (team) working under this contract. <b>No amendment to the RFLOI is necessary.</b></p>
<p>Will that single discipline be required to pursue exemptions in order to participate with the rest of the firm on Design-Build pursuits?</p>	<p>See response above.</p>
<p>Is public involvement being considered as an element of “project development” for the GEC-TSD contract?</p>	<p>Attendance at public involvement meetings is anticipated under this contract as may be needed to inform the Firm(s)’s work on the project. However, the Firm(s) will not be responsible for the public involvement efforts. Attendance at public meetings for this purpose would constitute participation or contribution to the development of the project and likely participation or contribution to the procurement of the project.</p> <p><b>No amendment to RFLOI necessary.</b></p>
<p>Question is asked from the perspective of a subconsultant:</p> <p>Item 3 – “...firewalls ... ensure that the Firm employees working on the GESC are insulated from the subconsultant...”.</p> <p>Please provide further definition of intent - is this insulating relative to the ADP project itself or the contract as a whole.</p> <p>Example - “Firm” was defined on page 1 as the entire team. Is this restriction to insulate any team staff working on the GESC AT THAT TIME from all sub staff pursuing the ADP AT THAT TIME; or, as example, would this apply to any team staff that worked on GESC in year 1 and sub staff desiring to pursue ADP in year 3?</p>	<p>Controls would need to be established to ensure that the subconsultant pursuing an ADP does not have access to information that may be perceived as providing an unfair competitive advantage. Such controls may include restricting access to project files to firm employees participating in the pursuit of an ADP and confidentiality agreements committing all Firm members to restrictions on communications and sharing of project files for that project. These controls would be on a project-by-project basis and would not apply to the entire contract.</p> <p><b>A modification of this restriction is included as an amendment to the RFLOI.</b></p>

Question is asked from the perspective of a subconsultant:

Item 5 – “...employees working on the GESC are insulated from all employees pursuing the Express Design-Build Contract...”

Question: Same as above.

Example – If a surveyor works on the GESC in year 1, is that individual then “insulated” from any Express Design Build Pursuit for the duration of GESC? This would seem more restrictive than current practice of exceptions for standard data gathering services (survey, geotech, etc.)

In such case, the subconsultant would have participated or contributed to the project development and therefore would need an exception to the Design-Build Policy and Procedures. This applies at the company level. However, such exception could be specific to also include individuals upon the request of the subconsultant.

A major intent of this restriction is to make sure that all relevant project data that can assist entities in preparation of bids for Express Design-Build Projects are not unfairly retained by one firm. Controls would need to be established to ensure that employees participating in the pursuit of an ADP do not have access to information that may be perceived as providing an unfair competitive advantage.

***A modification of this restriction is included as an amendment to the RFQI.***