



ADDENDUM NO. 2

**RFQ # 10-01
PROFESSIONAL DESIGN-BUILD SERVICES FOR
LAKES BY THE BAY PARK IMPROVEMENTS
FEBRUARY 2, 2010**

**PROJECT TITLE: Town of Cutler Bay
RFQ # 10-01
PROFESSIONAL DESIGN-BUILD SERVICES FOR
LAKES BY THE BAY PARK IMPROVEMENTS**

As per Section 1.6 of the RFQ: **“The Proposer shall be required to acknowledge receipt of the Formal Addendum by signing the Addendum and including it with the Proposal.** Failure of a proposer to include a signed formal Addendum in its Proposal shall deem its Proposal non-responsive; provided, however, that the Town may waive this requirement in its best interest. The Town will not be responsible for any other explanation or interpretation made verbally or in writing by any other Town representative.”

This Addendum is in response to questions submitted with regard to the RFQ. The questions provided to the Town by prospective proposers are noted below in quotation marks, while the answers to those questions, clarifying the terms of the RFQ, are provided in bold text. Questions submitted by firms that were substantially the same as one of the questions listed below were not included.

“Is it possible for a company to submit with 2 different Teams as long as they are providing different services?”

- 1) A firm may only submit a single proposal as the prime design-build firm. However, firms playing secondary, consulting roles can be included in multiple proposals as a part of multiple design-build teams.**

“Per your RFQ, "Section 2.0 Contents of Proposal "...but under no circumstances should the total length of the proposal exceed 30 pages.

Question: Does the 30 page limit for the proposers submittal include the 1) table of contents, 2) required forms, 3) certificate of insurance, 4) professional licenses, 5) Letter(s) of Reference from Bank and 6) Letter from Bonding Agent?”

- 2) The 30 page limit includes all mandatory forms.**

“Section 1.3 - Services Sought.

This section outlines the services sought by the Town of Cutler Bay and provides the estimated construction costs for the two phases of work, totaling \$8.6 million. The services outlined in the RFQ include the design-build of park facilities; however, there is no information included in the RFQ regarding formal closure of the former C&D landfill at the site. Has DERM issued a No Further Action or a No Further Action with Conditions for the former C&D landfill site? Are we to assume that the first phase of work (estimated at \$4.1 million) is to complete the CAP and any additional closure requirements from DERM? Has the City secured an operating permit for the site from DERM? Please provide the documents (or source to obtain current documents) outlining the work that has been completed to date as well as any remaining work being requested by DERM.”

3) DERM has issued a CAP for the landfill, and a portion of the initial \$4.1 M will be used to complete the CAP. A permit was previously issued by DERM for the site, which has expired. The Town will be renewing this permit upon the formal conveyance of the property from Miami-Dade County. The Town anticipates that DERM will be able to provide the complete record of documents related to the matter to the Town and selected design-build firm.

“The Town of Cutler Bay Parks Master Plan includes Lakes by the Bay park improvement recommendations and "Opinions of Probable Cost" of approximately \$7.7 million. The total of the two phases identified in Section 1.3 is \$8.6 million. Please provide a list of park features that the Town of Cutler Bay is currently considering.”

4) See Addendum #1 describing the anticipated scope of work.

“Section 4.6 - Additions/Deletions of Facilities.

Clarify that these additions/deletions to scope will also include equitable adjustments to price and schedule.”

5) This issue will be addressed with the selected design-build firm as a part of contract negotiations.

“The Town of Cutler Bay anticipates award based on responses to the RFQ. Will the Payment and Performance bond amount include design/engineering costs and projected park construction costs prior to plan approval and permitting; or just the projected park construction costs? Based on the plan approval and permitting process, changes to the current conceptual park plan may be required. Should we assume that the Town of Cutler Bay and the selected contractor will meet and discuss methods to maximize the park features within the Guaranteed Maximum Price at that time? Are we to assume that the Guaranteed Maximum Price is \$8.6 million? Following award, are we to assume that the Town and the selected contractor will subsequently provide a cost estimate to complete the identified services? What will the contract type be (i.e., lump sum/fixed price, time and materials/cost reimbursable, etc.)”

6) The amount of the payment and performance bond will be addressed with the selected design-build firm as a part of contract negotiations. Proposing firms should demonstrate the ability to obtain a bond in the amount of \$8.6 M, the approximate construction cost for both phases. Please review Section 4.10 of the RFP for more information. The contract will be a negotiated, lump sum, design-build contract.

“Section 4.11 - Liquidated Damages.

Does the Town of Cutler Bay have an anticipated timeframe to reach construction substantial completion?”

7) This issue will be addressed with the selected design-build firm as a part of contract negotiations.

“Are there long-term monitoring/long-term operating responsibilities for the selected contractor as part of this RFQ?”

8) No.

“Proposals in response to the RFQ are currently due on or before February 9, 2010 at 3:00 p.m. Depending on responses to the above clarifications and requests submitted by other firms, this firm requests that the Town of Cutler Bay consider an extension to the due date to allow firms sufficient time to provide a comprehensive response to this solicitation.”

9) There are no extensions planned at this time.

“Will the scope include commissioning?”

10) No, it is not anticipated that the scope will include commissioning.

“Will the scope include LEED certification?”

11) The Town would like the selected design-build firm to provide a cost differential for LEED versus conventional construction early on during the design process.

“If commissioning of the project is required, will that be a separate RFQ or should commissioning services be included in the proposers response?”

12) If a design-build firm believes that their commissioning services differentiate themselves from their competition and are important to the success of the project, the design-build firm should describe those services and their ability to deliver them in their proposal.

“If LEED certification is required, please advise the level of certification to be achieved and if LEED certification must be included in the proposers response.”

13) There is no LEED requirement at this time, although the Town is interested in discussing the matter further with the selected design-build firm. Section 2.0 of the RFP clearly describes the Town's expectations with regard to the proposal and the proposing firm's Green/Sustainable design and construction qualifications.

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