



Solicitation Information
February 1, 2012

BID # 7449444

TITLE: DESIGN/BUILD Services for the Replacement of the Arcadia Management Area Bridges, Exeter, Rhode Island

Submission Deadline: March 9, 2012 @ 11:30 AM (Eastern Time)

SITE VISIT: YES	DATE: February 17, 2012	TIME: 10:00 AM – NOON
Mandatory: NO		
Location:	Arcadia Management Area, North Route 165, Exeter, RI	
PRE-PROPOSAL CONFERENCE: YES	DATE: February 17, 2012	TIME: 2:00 PM
Mandatory: NO		
Location:	RIDOA/Division of Purchases, One Capitol Hill, 2 nd Floor, Conference Room A, Providence, RI 02908	

SURETY REQUIRED: YES

BOND REQUIRED: YES

Lisa Hill
Lisa Hill
Chief Buyer - DOT

Vendors must register on-line at the State Purchasing Website at www.purchasing.ri.gov.

NOTE TO VENDORS: Offers received without the entire completed three-page RIVIP Generated Bidder Certification Form attached may result in disqualification.
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THIS PAGE IS NOT A BIDDER CERTIFICATION FORM

Rhode Island Department of
Transportation

REQUEST FOR QUALIFICATIONS

BID.NO. 7449444

DESIGN/BUILD Services For
Replacement of Arcadia Management Area Bridges,
Exeter, Rhode Island

RHODE ISLAND DEPARTMENT OF TRANSPORTATION
TWO CAPITOL HILL
PROVIDENCE, RI 02903

REQUEST FOR QUALIFICATIONS

STATEMENTS OF QUALIFICATION (SOQ) are hereby solicited by the State of Rhode Island Department of Administration/ Division of Purchases on behalf of the Rhode Island Department of Transportation (RIDOT) to acquire DESIGN/BUILD services for:

BID # 7449444
DESIGN/BUILD Services For Replacement of
Arcadia Management Area Bridges, Exeter, Rhode Island

DBE GOAL: 10% FOR CONSTRUCTION QUALIFYING WORK; 0% FOR CONSULTANT QUALIFYING WORK

INTRODUCTION:

The State of Rhode Island Department of Administration / Division of Purchases on behalf of the Rhode Island Department of Transportation (RIDOT) requests Statements of Qualification (SOQ) from DESIGN/BUILD Teams (D/B TEAM) interested value engineering the design and construction for the complete replacement of specified bridges (3) located in the state-owned Arcadia Management Area in Exeter, Rhode Island (PROJECT) on a fixed price/ fixed term basis in accordance with the design/build procurement provisions of Rule 8.11 *"CONSTRUCTION CONTRACTING MANAGEMENT"* of the State Procurement Regulations.

The PROJECT priorities are as follows:

- To deliver a cost-effective PROJECT that meets all NEPA and all other State and Federal regulatory requirements
- To design and build quality replacement bridges that will have a minimum 75 YEAR design life and require minimal maintenance

The DESIGN/BUILD work will generally consist of providing the necessary design and construction, including an exacting Design-Build quality assurance program. Although the actual construction time may vary depending on the selected D/B Team's final design, at this time the estimated construction completion date will be TWELVE (12) MONTHS from notice to proceed. For purposes of assisting Respondents, RIDOT estimates the cost to complete the design and construction of the PROJECT to approximate \$1.1 MIL.

The purpose of this RFQ is to solicit information that will enable RIDOT to determine which Respondent Teams: (a) are best qualified to successfully execute the design and construction of the PROJECT, and (b) will be invited to submit proposals in response to RIDOT'S RFP.

PROJECT DESCRIPTION:

The PROJECT is located in the state-owned Arcadia Management Area (North-Route 165) in Exeter, Rhode Island and includes the design and construction of replacement structures for the following THREE (3) existing bridges described as follows:

- Falls River Bridge: This bridge includes two spans, approximately 34 feet long and 22.5 feet wide, steel stringers with wood plank decking and wooden railings; abutments, walls and intermediate pier are primarily stone masonry with some concrete masonry.
- Frosty Hollow Road Bridge: This bridge includes one span, approximately 22 feet long and 15.5 feet wide, timber stringers with wood plank decking and wooden railings; abutments and walls are primarily stone masonry with some concrete masonry.
- Midway Bridge: This bridge includes one span, approximately 32 feet long and 16 feet wide, steel stringers with wood plank decking and wooden railings; abutments and walls are primarily stone masonry with some concrete masonry.

The PROJECT will consist of removing the existing bridge superstructures and substructures down to existing beam seat elevations, constructing new abutments and walls behind the existing abutments, and constructing new superstructures. Existing abutments and walls below beam seat elevations and the existing intermediate pier at Falls River Bridge shall remain in place. Each new bridge shall be designed and constructed as a single span structure incorporating Geosynthetic Reinforced Soil-Integrated Bridge System (GRS-IBS) technology. Geosynthetic Reinforced Soil (GRS) Integrated Bridge System (IBS) technology uses alternating layers of compacted granular fill material and fabric sheets of geotextile reinforcement to provide support for the bridge. GRS also provides a smooth transition from the bridge onto the roadway, and alleviates expansion joint problem caused by uneven settlement between the bridge and approaching roadway. The technology offers unique advantages in the construction of small bridges. The GRS substructures shall have modular facing elements. The IBS superstructures shall have timber wearing surfaces and open, timber bridge railings to harmonize with the natural settings. Superstructures shall be prefabricated to the maximum extent possible. Superstructure widths shall provide a clear width between curbs/bridge rails approximately equal to the existing bridges; there are no existing or proposed sidewalks. Each replacement bridge must minimize changes in roadway profile and approach work to the greatest extent possible. Limits on approaches shall be to the extent necessary due to the bridge replacement activities. Disturbed areas of roadways shall be re-graded with gravel to match the existing roadways. Railings/guardrails shall be provided on approaches as required, shall be of timber construction, and shall provide a smooth, continuous transition to the bridge railings.

These particular bridge structures were selected by RIDOT due to their limited size/ capacity and rural location which will limit traffic volume and congestion during construction. RIDOT preference is for D/B Teams to utilize both GRS/IBS technologies on all three (3) bridges; superstructure must be pre-fabricated designs that are compatible with proposed GRS/IBS substructure design.

Only one bridge will be allowed to be closed for replacement at any time; traffic will be detoured while the closed bridge is being replaced. RIDOT will impose a maximum 5-DAY CLOSURE period for any bridge constructed under this Contract. All materials for a replacement bridge shall be fabricated, secured and ready for use before an existing bridge will be allowed to be closed. The FROSTY HOLLOW BRIDGE location shall be the last

bridge scheduled for construction; replacement of the remaining two bridges may be scheduled in order of preference by the successful D/B TEAM.

SCOPE OF WORK:

Brief descriptions of the anticipated scope of work are set forth below:

RIGHT-OF-WAY AND SITE ACQUISITION: The bridge replacement sites are located within the state-owned Arcadia Management Area which is co-managed by the Rhode Island Department of Environmental Management's (RIDEM) Divisions of Forest Environment and Fish & Wildlife, Right-of-Way easements and takings are not required for activities conducted within the Arcadia Management Area; however, all activities must be coordinated with the RIDEM. The Respondent shall be responsible for acquisition of any other right-of-way (to accommodate its unique solution), including any public hearings that may be required, and no modifications to the Contract Price or Contract Time will be granted or considered.

DESIGN SERVICES are anticipated to include but are not limited to: surveying, roadway approach work, temporary traffic control (detour) plans and traffic control devices, slope stabilization, foundations, substructures, return walls, superstructures, and temporary works and facilities,. Other data collection and technical studies anticipated include: geotechnical investigation, borings and analysis, and materials analysis. The PROJECT is currently at zero percent (0%) design. The replacement bridges are to be designed and constructed essentially as "footprint" replacements. This is to include, but not be limited to, constructing new abutments/walls and superstructures incorporating GRS-IBS technology, and roadway approach work as necessary to facilitate the bridge replacements. Design services should attempt to preserve and not disturb the existing bridge abutments, wingwalls, and pier as much as possible.

RIDOT does not anticipate obtaining any environmental permits prior to award. The D/B TEAM will be responsible for final determination of and preparation of all applicable and necessary permit applications for RIDOT review and submission to regulatory Agencies. The D/B TEAM shall document their decision making process for determining "necessary vs. unnecessary" environmental permit applications and/or regulations. RIDOT has processed this project as a NEPA Categorical Exclusion (CE) under the scope of work described herein. Any change in scope or footprint (as expressed in the CE) proposed by the D/B TEAM, that is deemed acceptable by RIDOT, may require additional environmental studies and analysis. The D/B TEAM would be responsible for any additional environmental studies or analysis and/or right-of-way to support the proposed changes in scope, and would be responsible for any resulting increase in costs or impacts to the schedule.

Existing INFORMATIONAL MATERIALS will be made available on disk at no cost through the RIDOT Contracts & Specifications Office, Room 108, Two Capitol Hill, Providence, RI 02903. Office Hours M-F 8:00 AM to 4:00 PM. [SEE RFQ INFORMATION PACKAGE CD]

CONSTRUCTION SERVICES are anticipated to include but are not limited to: survey, roadway approach work, temporary traffic control (detour) plans and traffic control devices, bridges (including all necessary bridge architecture, foundation work, substructure work, excavation, and dismantling of existing structures), management of river flow, maintaining the structural stability of all existing structures including the existing abutments/walls and pier, temporary structures, excavation support, dewatering, geotechnical investigation, borings and analysis, materials analysis, erosion control, sedimentation control, and compliance with all State and Federal environmental laws, regulations, requirements, permit

conditions, and commitments.

QA/QC SERVICES: The D/B TEAM will be responsible for providing quality assurance and quality control (QA/QC) plans for design, and quality control (QC) for inspection, sampling and testing for all materials.

The D/B TEAM will be responsible for providing Construction Quality Control at the Construction Contractor level and for providing a complete Quality Control and Quality Assurance program for all engineering and design. The Construction Quality Control function is to assess and adjust design, production and construction so as to control the level of quality being produced in the Project. The purpose of QC is to measure those quality characteristics and to inspect those activities that affect the production at a time when corrective action can be taken to substantially decrease the likelihood that appreciable non-conforming material will be incorporated in the PROJECT.

The Construction Acceptance Testing will be performed by RIDOT or their Consultant. The Construction Independent Assurance will be performed by RIDOT staff.

GENERAL INSTRUCTIONS AND NOTIFICATIONS TO RESPONDENTS:

SOQ submittals received must be in accordance with guidelines as outlined in this request and the State's General Conditions of Purchase which can be accessed online through the *Rhode Island Vendor Information Program, or "RIVIP"* as it is known, at :

<http://www.purchasing.ri.gov>

All Respondents are advised to review all sections of this request thoroughly and to follow the instructions carefully. Failure to make a complete submission as described elsewhere herein may result in rejection of the proposal.

NOTE: This is a Request for a STATEMENT OF QUALIFICATIONS, not an Invitation for Bid. Evaluation will be on the basis of the merits of the proposal submitted. There will be no public opening of responses received by the Division of Purchases pursuant to this solicitation other than to name those firms who have responded.

- All Respondents MUST register online at the RIVIP'S Internet website at: www.purchasing.ri.gov.
- A fully completed, signed RIVIP BIDDER CERTIFICATION COVER SHEET – All three pages MUST accompany EACH response submitted. This document must be downloaded off the RIVIP website. Failure to make a complete submission inclusive of this three-page document may result in disqualification.
- Should there be a need for assistance in registering and/or downloading any document, call (401) 574-8100 to request the RIVIP HELP DESK for technical assistance. Office Hours: 8:30 AM – 4:00 PM.
- The State does not require E-VERIFY compliance in any of its purchasing and/or hiring of services; however, Respondents are hereby advised that in line with the Federal Acquisition Regulations, any federal contract based on the services requested, may require that the State obtain evidence of E-VERIFY compliance from the successful Respondent.
- The Rhode Island Department of Transportation, in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4 and 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation –

Effectuation of Title VI of the Civil Rights Act of 1964, issued pursuant to such Act, hereby notifies all Respondents that it will affirmatively insure that in any contract entered into pursuant to this advertisement, Disadvantaged Business Enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, sex, national origin, age, or disability in consideration for an award.

- All costs associated with developing or submitting documents in response to this solicitation and/or in providing oral or written clarification of its content shall be borne by the Respondent. The State assumes no responsibility for these costs.
- It is intended that a selection pursuant to this RFQ will be made to a Respondent who will assume all aspects of the work. Joint Ventures will be permitted, provided a Joint Venture Agreement is included in the SOQ which clearly identifies the entities which comprise the Joint Venture and the Officers of the Joint Venture. Agreement documentation must also be included if Respondent is structured as a Corporation, Limited Liability Company, General Partnership, Limited Partnership or other form of organization.
- Submissions in response to this solicitation are considered to be irrevocable for a period of not less than one hundred twenty (120) days following the established due date and may not be withdrawn without express written permission of State Purchasing Agent.
- Responses misdirected to other State locations or which otherwise are not received by the State Division of Purchases by the established due date for any cause will be determined to be late and will not be considered. The office clock, for the purpose of registering the arrival of a document, is in the reception area of the Department of Administration (DOA), Division of Purchases, One Capitol Hill, Providence, Rhode Island.
- Respondents must possess a working familiarity with the guidelines outlined in the Rhode Island Standard Specifications for Road and Bridge Construction, 2004 Edition, and subsequent revisions, which is currently available on-line @ www.dot.ri.gov, as well as all applicable RIDOT Department Policy Memos (DPMS) and RIDOT Memorandums to All Consultants (TACS).

Provide evidence that Lead Designer is licensed to practice engineering in the State of Rhode Island in accordance with RI Gen Laws 5-8. A copy of the current Rhode Island Certificate of Authorization FOR THE FIRM and current Rhode Island registrations(s), FOR THE INDIVIDUAL(S) who would perform the specified engineering services is required in SOQ. The State Board for Design Professionals can be contacted as follows:

Board for Design Professionals
1511 Pontiac Avenue
Building 68-2
Cranston, RI 02920

Telephone: (401) 462-9592
Fax: (401) 462-9532
Website: www.bdp.state.ri.us

Any Respondent who does NOT have a current Certificate of Authorization for the firm and applicable Rhode Island registration(s) MUST acknowledge non-compliance with this requirement and confirm *in writing* that, if shortlisted for the project, will expedite acquisition of a Rhode Island

registration(s) and Certificate of Authorization *prior to RFP distribution*. The letter of acknowledgement MUST BE INCLUDED BEHIND THE FRONT PAGE OF EACH COPY OF THE SOQ.

- Respondents are advised that all materials submitted to the State for consideration will be considered to be public records as defined in RI Gen Laws 38-2, without exception, and will be released for inspection immediately upon request once an award is made.
- In accordance with RI Gen. Laws 7-1.2-1401, no FOREIGN CORPORATION (a corporation established other than in Rhode Island) has the right to transact business in this State until it has procured a Certificate of Authority to do so from the Office of the Secretary of State (401) 222-2357. IF APPLICABLE, A COPY OF RESPONDENT'S CERTIFICATE OF AUTHORITY MUST BE INCLUDED AS PART OF THE SOQ LOCATED BEHIND THE FRONT PAGE OF EACH COPY OF THE SOQ.

Any Respondent who does NOT have a current Certificate of Authority for the firm MUST acknowledge non-compliance with this requirement and confirm *in writing* that, if shortlisted for the project, will expedite acquisition of a Certificate of Authority *prior to RFP distribution*. The letter of acknowledgement MUST BE INCLUDED BEHIND THE FRONT PAGE OF EACH COPY OF THE SOQ.

- DBE GOAL: Respondents must provide a written statement in the SOQ signed by an authorized representative of the D/B TEAM, that the D/B TEAM is committed to meeting or exceeding a total of TEN PERCENT (10%) Disadvantaged Business Enterprise (DBE) participation goal for construction qualifying work. RFP documentation will require full disclosure of RI certified DBE Firm(s), assigned task(s), current certification and required documentation. Although there is no formal DBE Goal assignment for design services to be performed under this Contract, RIDOT encourages the utilization of DBE Firms on all projects. At the point of project completion RIDOT will determine and assess the overall design DBE participation, if any, which will be attributed to the fulfillment of the Department's annual DBE Goal requirement.

DBE participation shall consist of concerted efforts by the Respondent as part of its affirmative action responsibilities to include DBE Firms on Federal-Aid transportation projects. Hereafter, DBE refers to businesses owned or controlled by socially and economically disadvantaged person(s) as certified by the RIDOA for the RIDOT.

A list of current Rhode Island State certified DBE firms may be obtained through the State's MBE Office website at: www.mbe.ri.gov. Any questions should be directed to:

RIDOT Office of Business and Community Resources
Room 106, Two Capitol Hill
Providence, RI 02903
(401) 222-3260

- TRAINEES: The Respondent must also provide a written statement signed by an authorized representative of the D/B TEAM that the D/B TEAM will develop and maintain a continuous on-the-job-training (OJT) program achieving the required Training hours. If the Respondent is selected for the Project, they must possess a RIDOT approved OJT Program prior to award.

The trainee hours for this project are based on 12 MONTHS for completion; the total hours for OJT trainees are established to be ONE THOUSAND (1,000) training hours. RFP documentation will detail requirements for Trainee submission and review.

ADDITIONAL REQUIRED FORMS:

Besides the *RIVIP Bidder Certification Cover Sheet* -as required at the State level and obtained through the RIVIP website, RIDOT also requires that the following THREE (3) FORMS be completed and included by EACH D/B TEAM Participant in your SOQ submission package in line with federal regulations and departmental policy. These FORMS will be reviewed for completeness and at the point of award will be made part of contract document.

- DEBARMENT FORM: Must be completed and signed by EACH D/B TEAM Member's authorized agent. With respect to any such action, identify the nature and cause of the debarment, suspension or other action, and the jurisdiction.
- LOBBYING FORM: Enter known project information on PAGE 1 (DESCRIPTION etc.); EACH D/B TEAM Member must complete FORM and submit signed by an authorized agent.
- CONFLICTS DISCLOSURE STATEMENT: In line with directions stated, completed FORM(s) must be signed and submitted accordingly by EACH D/B TEAM Member.
- MANAGEMENT CERTIFICATION OF ACCOUNTING SYSTEM: Shall be completed on Company Letterhead and signed by an authorized agent of your LEAD DESIGNER only. Since this document is required on a per project basis, please include BID NO/ PROJECT NAME as part of your submission.
- W-9 FORM: Must be completed and signed by authorized agent of the Respondent Team. *Form may be downloaded@ www.purchasing.ri.gov.*

ALL FORMS (Except W-9) ARE ATTACHED TO SOLICITATION AND MUST BE COMPLETED AND COPIES SUBMITTED ALONG WITH EACH SOQ PROPOSAL SUBMISSION. ("ORIGINAL" & COPIES). PLEASE NOTE, FOR W-9 FORM ONLY, ONE (1) UNBOUND "ORIGINAL" COPY IS REQUIRED AT TIME OF SUBMISSION. COPIES OF W-9 NEED NOT BE INCLUDED IN INDIVIDUAL PROPOSAL SUBMISSIONS.

SITE VISIT AND PRE-PROPOSAL MEETING

Interested parties are encouraged to attend a Site Visit and Pre-Proposal Meeting to answer questions and provide additional information and other related details. A visual SITE VISIT will take place "rain or shine" on FRIDAY, FEBRUARY 17, 2012 @ 10:00 A.M. – NOON at the project sites located in the Arcadia Management Area, Exeter, RI. Interested Respondents will independently walk the project site and inspect the project bridges on their own. ALL QUESTIONS will be held and later asked at the PRE-PROPOSAL MEETING to follow site visit @ 2:00 P.M. to be held at the RI Department of Administration, One Capitol Hill, 2nd Floor, Conference Room "A", Providence, RI 02903.

THERE WILL BE NO DISCUSSIONS HELD AT SITE VISIT.

Any questions relative to the SOQ as well as any questions regarding RIDOT procedures and proposal format will be addressed at the Pre-Proposal Meeting.

Attendance will be limited to *FOUR (4)* representatives from each prospective D/B TEAM.

A summary of the Pre-Proposal Meeting will be posted on-line as an addendum to this solicitation at the RIVIP'S Internet website at: www.purchasing.ri.gov. It is the responsibility of all interested parties to download this information.

Persons requesting the services of an interpreter for the hearing impaired may obtain those services by calling (401) 222-4971 forty eight (48) hours in advance of the scheduled Meeting.

PROPOSAL QUESTIONS AND SOQ SUBMISSION REQUIREMENTS

Any pertinent questions subsequent to this solicitation may be posted at RIDOT'S "*Bidding Opportunities*" web page accessible at: <http://www.dot.state.ri.us/contracting/bids> and follow the link to "?" to submit questions for this solicitation. Interested parties must disclose their name/company affiliation along with posted inquiry; responses to questions submitted for the subject PROJECT will also be posted under the same questions menu.

A determination will be made by RIDOT, in coordination with the Division of Purchases, whether an addendum will be required. The Q & A Forum will disable FIVE (5) FULL CALENDAR DAYS prior to the due date for this project. Therefore, questions will not be accepted after Midnight on March 3, 2012.

Upon review of the Request for Qualifications, (RFQ), an "ORIGINAL" + NINE (9) copies of completed Statement of Qualifications (SOQ) submissions should be submitted to the Division of Purchases by the specified deadline to the address listed below. RIDOT requires that the SOQ submission be submitted not only in hard copy form but also on CD-ROM.

Clearly labeled CD ROM should be attached to the inside cover of each SOQ submission. RIDOT requires that the electronic version of said SOQ be submitted in Adobe PDF format. Requested documentation is to be either mailed or hand delivered in a sealed envelope marked: BID #7449444 - DESIGN/BUILD Services for Replacement of Arcadia Management Plan Bridges, Exeter, Rhode Island by MARCH 9, 2012 no later than 11:30 A.M. to:

BY COURIER OR MAIL:
RI Department of Administration
Division of Purchases (2nd fl)
One Capitol Hill
Providence, RI 02908-5855

NOTE: Proposals received after the above referenced due date and time will not be considered. (SEE GENERAL NOTIFICATIONS)

Design/Build Evaluation Committee (COMMITTEE)

A Design/Build Evaluation Committee (COMMITTEE) will be appointed by RIDOT comprised of a Chairperson and technical and administrative personnel (VOTING MEMBERS) responsible for the project under consideration. The COMMITTEE will be assigned to evaluate and score each phase of Consultant

Selection until a final recommendation has been determined. The COMMITTEE Chairman will be responsible to present final selection recommendation for Departmental approval. In addition to the appointed COMMITTEE Members, RIDOT may use any appropriate technical resources to provide assistance in evaluating the submittals. Technical resources will act in an advisory capacity only and will not review or score any documentation.

All SOQ documents will be treated with extreme confidentiality. Documents will not be accessible to the general public, to Proposers, or to RIDOT employees not involved in the selection process.

Procurement Overview of the Project

RIDOT will use a two-phase selection process for the selection of a Respondent Team on the Project. This RFQ represents the *first phase* in the selection process. RIDOT intends to short-list a minimum of THREE (3) D/B TEAMS based upon the evaluation criteria established in this RFQ. The assigned COMMITTEE will evaluate the SOQ documents received per criteria defined in the RFQ and recommend the qualifying firms for short-list consideration. The COMMITTEE Chairperson will present the short-list recommendations to the internal Advisory Consultant Selection Panel (PANEL) for approval and subsequent acceptance by the Director. *Only the short-listed Respondents will receive the RFP and be allowed to submit Proposals.* RIDOT will issue formal short-list notification and schedule a mandatory SCOPING MEETING at which each short-listed Respondent will be issued the RFP and be allowed to ask RIDOT any questions relative to preparation of Proposal documentation.

Receipt of the RFP response will entail the simultaneous submission of *separately sealed* TECHNICAL and PRICE PROPOSALS (Proposals) from each short-listed Respondent which will initiate the *second phase* of the selection process. The COMMITTEE will evaluate and rank short-listed Proposals in line with selection criteria defined in the RFP. The COMMITTEE will provide a written final selection recommendation defining the Apparent Best Value Respondent for award of a fixed price design-build contract. Pending formal Departmental acceptance and State approvals, award preparation will commence outlining all contractual requirements and accepted pricing.

At any point during the selection process, D/B TEAMS may be required to give an oral presentation to the COMMITTEE or to otherwise provide clarifying information needed to properly evaluate qualifications. D/B TEAMS must clearly understand that RIDOT retains the option to determine which D/B TEAMS, if any, will be invited to make oral presentations or to provide additional information. RIDOT retains the right to reject any or all submittals.

Respondents are on notice that RIDOT may, in its sole discretion, negotiate and award a design-build contract to a Respondent if, upon a written determination, RIDOT determines that such Respondent is the only Respondent fully qualified to perform the proposed design-build contract, or that such Respondent is clearly more highly qualified than the others under consideration.

RFQ INFORMATION PACKAGE CD

RFQ Information Package CD will include: 1) *Project Lotus Map*; 2) *Conceptual Longitudinal Section*; 3) *Existing Conditions Plans*; 4) *Geotechnical Data Report*; 5) *Hydraulic Engineering Data Report*; 6) *Wetland Delineations*; 7) *Photos of Existing Bridges*; 8) *Categorical Exclusion* and 9) *RI Programmatic General Permit Requirements*; 10) *GRS-IBS Reference Information*

The "*Existing Conditions Plans*", "*Geotechnical Data Report*", "*Hydraulic Engineering Data Report*" and "*Wetland Delineations*" are provided for information only. Respondents will be responsible to conduct their own surveys and investigations.

Aforementioned INFORMATIONAL MATERIALS will be made available on disk at no cost to the Respondents through the RIDOT Contracts and Specifications Office, Room 108, Two Capitol Hill, Providence, RI 02903. Office Hours M-F 8:00 A.M. to 4:00 P.M.

SUBMISSION REQUIREMENTS

Upon review of the RFO, SOQ submissions must include at a minimum the following information for RIDOT review and subsequent shortlist recommendation:

- RIVIP BIDDER CERTIFICATION FORM: ALL THREE (3) Pages MUST accompany each response submitted. Failure to make a complete submission of this document may result in disqualification. (SEE GENERAL NOTIFICATIONS).
- Letter of Transmittal: A Letter of Transmittal must accompany each response signed by an owner, officer, or other authorized agent of the D/B TEAM.
- Proposal Format: SOQ must be bound or contained in a single volume. All documentation submitted with the SOQ must be contained in that single volume. SOQ must be prepared on 8 1/2" x 11" letter sized white paper printed on both sides sequentially numbered and limited in length to a total of 25 PAGES – exclusive of exhibits, which must be tabbed and included in the bound submission. Font size shall be a minimum of 12 POINTS for all submittals. ALL documentation in excess of 25 PAGE MAXIMUM will be removed and discarded. SOQ must contain a Table of Contents that cross-references each requirement with specific pages in the SOQ submission.
- RIDOT RFO and Addenda: Respondents shall include as part of SOQ submission a copy of RIDOT'S original Request for Qualifications and any supplemental Addenda, as applicable.

CONTENTS OF STATEMENTS OF QUALIFICATIONS

1. General

- Provide the NAME OF EACH COMPANY and COMPANY STRUCTURE comprising the D/B TEAM, including Sub-Contractors and any proposed DBE Firms, identifying the indicated role of each participant included in the SOQ. Include the identity of the LEAD CONTRACTOR so-called, which shall be responsible for guaranteeing the delivery of the PROJECT on time and on budget in accordance with the contract provisions.
- Provide the name, title, address, telephone and facsimile numbers, and electronic mail address of the D/B TEAM PRINCIPAL CONTACT(S). The D/B TEAM principal contact(s) must remain constant throughout the life of the PROJECT.

RIDOT must be informed of any changes in personnel *at any time* during the contract term. RIDOT reserves the right to reject personnel and/or if in the event key personnel are no longer available, RIDOT reserves the right to terminate this agreement.

- Identify the team members who will undertake financial responsibility for the Project and describe any liability limitations. If the D/B TEAM is a Joint Venture, Limited Liability Company or partnership, describe the bonding approach that will be used and the members of such organizations who will have joint and several liabilities for the performance of the work required for the Project. If the D/B TEAM is a limited liability company, joint venture or any

form of partnership, provide complete copies of the organizational documents that allow, or would allow by the time of contract award, the Respondent to do business in the State of Rhode Island.

- Give names and detailed addresses of all affiliated and/or subsidiary companies. Indicate which companies are subsidiaries. If a situation arises in responding to this questionnaire where you are unsure whether another firm is or is not an affiliate, doubt should be resolved in favor of affiliation and the firm should be listed accordingly. An affiliate shall be considered as any business entity which is closely associated to another business entity so that one entity controls or has power to control the other entity either directly or indirectly; or, when a third party has the power to control or controls both; or where one business entity has been so closely allied with another business entity through an established course of dealings, including but not limited to the lending of financial wherewithal, engaging in Joint Ventures, etc. as to cause a public perception that the two firms are one entity. Firms which are owned by a holding company or a third party, but otherwise meet the above conditions and do not have interlocking directorships or joint officers serving, are not considered to be affiliates.
- If a D/B TEAM has no affiliated and/or subsidiary companies other than the Respondent's legal business entity, the Respondent should include a statement in the submittal indicating the same.

2. Relevant Experience

- Provide a description of EACH D/B TEAM Member's experience and qualifications, particularly with respect to 1) Design-Build contracting; 2) innovative technology such as GRS-IBS; 3) projects similar in size and scope to PROJECT; with a particular focus on the ability to deliver such projects on time and on budget. Identify and describe all projects with a construction value of a minimum of \$1 MIL or more completed by EACH company in the past TEN (10) YEARS which demonstrate adequate experience in project safety on transportation projects similar in scope and/or complexity to the PROJECT. As applicable, each project description shall include:
 1. An overview of the project including project scope, role of the firm and outcome;
 2. Type of project (design, design build, design-bid build...);
 3. Date of project acceptance; and
 4. Any environmental permitting required and/or coordination with environmental agencies.
- With respect to EACH project identified, include the following information: project name and contract number; owner's name, address, principal contact, and current phone and fax numbers and e-mail addresses; dates of design and/or construction; project description; description of work and percentage actually performed by each company; and the initial bid price and final contract price (including the number and value of contract modifications and claims) and an explanation regarding the causes (whether upward or downward) of contract value adjustments.
- Respondents shall provide relevant experience of good performance or lessons learned from previous experience and give convincing ways in which lessons learned or past good performance will be used for the benefit of the PROJECT.

- Provide an organizational chart identifying companies responsible for major functions to be performed in designing and constructing the PROJECT. The chart should show the functional structure of the organization and identify key personnel by name and affiliation. The chart must identify the critical support elements of project management, project administration, construction management, design quality control and design quality assurance, construction quality control and construction quality assurance, and subcontractor administration.
- Describe any previous *design/build* experience of proposed TEAM members working together. Include also past history including traditional *design-bid-build* projects where the Consultant member designed the project and the Contractor built the project.

3. Staff Qualifications

- Provide separate *resumes for all management staff of the D/B TEAM, including the Project Director, Principal On-Site Superintendent, Design Manager, Transportation Management Plan (TMP) Implementation Manager* and individuals selected to manage the following functions: construction, project controls/schedules, subcontracts and procurement, quality assurance for construction, quality control for construction, quality assurance for design, quality control for design, utilities design, landscape design, environmental compliance and mitigation, utilities coordination, safety, labor relations, geotechnical investigation and design, and survey.
- Standard Federal Form 330 (effective 6/8/04) must be completed by the Lead Designer and included in RFQ response. Access to this form may be obtained through the following website: www.gsa.gov.

Key management resumes will indicate where roles, if any, may overlap and will include the proposed role and experience in the area of responsibility, history of employment, experience in design, construction or maintenance of similar projects, and other relevant background information. THREE (3) references shall be provided for the Project Director, Principal On-Site Supervisor and Design Manager. At least ONE (1) reference shall be provided for all other key personnel. References shall be previous owners or clients with whom the key personnel have worked within the past FIVE (5) YEARS and should include the name, position, company or agency, current phone and fax numbers and e-mail addresses for each reference.

- Discuss the current design and/or construction backlog of EACH D/B TEAM Member and the capacity to perform the PROJECT to achieve substantial completion date.

4. Project Development

- SOQ must include a description of the D/B TEAM'S approach to development of the proposed PROJECT, including key assumptions to be included in its development of Final Design plans.
- SOQ must include a description of how the schedule for implementation of the PROJECT will be developed, identifying sequential milestones for each of the major phases leading to completion. Please also include a description of any innovative approaches such as GRS-IBS to PROJECT delivery which may be proposed, with a description of the D/B TEAM'S experience in delivering such innovations.
- SOQ must identify relevant criteria and methods to address PROJECT contingencies and minimize risk associated with latent conditions, delays in securing necessary permits, dealing with third party interveners, the treatment and handling of hazardous waste and materials, etc. Discuss

how risks will be mitigated, which party is best able to control the risk and/or manage the consequences, and how risks should be allocated among the parties.

- Provide a general outline of key groups that will require coordination/relations during the PROJECT including community groups, environmental and address how these groups will be addressed.
- As the PROJECT area is deemed “culturally sensitive”, the Narragansett Indian Tribal Historic Preservation Office (NITHPO) has indicated to RIDOT that they will monitor (observe) any excavation throughout the PROJECT construction. Coordination procedures for notification of NITHPO will be provided by the RIDOT Cultural Resources Unit and will be defined in detail in the RFP. Respondent D/B TEAMS must include a qualified cultural resources Consultant with specialization in archaeological services to provide such services as needed. A current listing of cultural resources consultant firms is available through the Rhode Island Historic Preservation & Heritage Commission (RIHPHC) @ (401) 222-2678.

5. Project Controls

- Describe the means and methods by which the Respondent will plan and control the scheduling of work to meet the contractual completion date(s), including any examples of plans which address the possibility of early completion. RIDOT will impose a maximum 5-DAY CLOSURE period for any bridge constructed under this Contract. Proposed shorter closure schedules anticipated at *less than* 5-DAY Maximum for any or all bridges will be taken into consideration as part of evaluation process. (*Respondents shall be advised that RFP instruction will cite a DISINCENTIVE PENALTY to be imposed by RIDOT if accelerated completion dates are NOT met by successful D/B TEAM.*)
- Include procedures for tracking progress, roles and responsibilities for reporting results internally and externally and proposed methods for addressing delays.

6. Legal and Other Issues

- The D/B TEAM (Prime and the Subs) will be required to pay prevailing wages for all labor to be performed in construction of the PROJECT in accordance with the Davis-Bacon Act.
- With respect to EACH D/B TEAM Member (Prime and the Subs), identify any and all arbitration and litigation proceedings, including claims against any Performance and Payment Bonds, in excess of \$25,000 related to performance and payment on capital projects in which any team member has been involved during the last TEN (10) years. Include all claims and counterclaims by owners, material suppliers, labor and by court, caption and docket no(s). Indicate whether claims were resolved against the D/B TEAM Member(s) or its insured/ sureties or resulted in reductions in compensation to the participant. For each instance, identify an owner's representative with a current phone and fax number and e-mail address.
- With respect to EACH D/B TEAM Member (Prime and the Subs), describe any project that has resulted in delays exceeding three (3) months and/or has resulted in the assessment of liquidated damages against any D/B TEAM Member during the last TEN (10) years and describe the causes of delays and amounts assessed. Describe any outstanding damage claims by any owner. Describe any amounts now being withheld by any owner pending claim resolution. For each instance, identify an owner's representative with a current phone and fax number and email address.

- Identify whether any contract entered into by a D/B TEAM Member during the last TEN (10) years has been terminated for cause or required completion by another party. Describe the reasons for the termination and the amounts involved.
- Identify whether any D/B TEAM Member has been cited by OSHA or any owner for safety violations on any project. For each instance, provide a copy of the citation and a description of the resolution.
- With respect to EACH D/B TEAM Member, indicate whether any member has ever filed for or been placed in bankruptcy or other type of receivership under similar State Law and with respect to each, identify the caption, court and docket number.

7. License/ Registration

- Provide evidence that Lead Designer is licensed to practice engineering in the State of Rhode Island in accordance with RI Gen Laws 5-8. A copy of the current Rhode Island Certificate of Authorization FOR THE FIRM *and* current Rhode Island registrations(s), FOR THE INDIVIDUAL(S) who would perform the specified engineering services is required in SOQ.

8. Evidence of Surety and Insurance Requirements

- SOQ must include evidence that the Lead Contractor is capable of obtaining Performance and Payment Bonds at a minimum of \$2 MIL. A letter must be provided from the DISTRICT OFFICE of the Surety Company accompanied by a separate letter of transmittal by the LOCAL AGENT indicating their willingness to provide the required bonding capacity. District Office correspondence should state the correct legal name of surety and *address of its home office*. All surety companies must be listed with the Department of the Federal Treasury, Fiscal Services, Circular 570 (latest revision published by the Federal Register).
- If the Respondent is a Joint Venture, the Proposal Guaranty must be made out to the name of the Joint Venture and all parties of the Joint Venture must be named in the execution of the Proposal Guaranty made by the same thereon. If there is more than one Surety to the Bid Bond, each surety shall be named and execution made by same thereon.

At point of contract award, execution of the Bid Bonds will not be considered complete unless accompanied by a certified copy of the Power of Attorney for the Surety's Attorney-In-Fact.

- Letters indicating "unlimited" bonding capacity are NOT acceptable. The letter should recognize the participant's backlog and work-in-progress in relation to its bonding capacity.
- SOQ must include evidence that the Lead Designer holds Professional Liability Insurance (Minimum \$1 MIL) and Valuable Papers Insurance (Minimum \$150,000.00); evidence of Workers' Compensation coverage must also be provided.
- SOQ must include evidence that the Lead Contractor holds current insurance requirements in accordance with coverage and limits of liability as set forth under RIDOA 12.107.13 Specification "Responsibility for Damage Claims".

Individual insurance documentation provided by LEAD CONTRACTOR and LEAD DESIGNER must name the State of Rhode Island and the Department of Transportation and the Department of Environmental Management as "Additionally Insured", and a copy of the Endorsement of Additionally Insured must also be provided.

9. Disadvantaged Business Enterprise (DBE) Goal and Trainee Commitment Statements

- **DBE GOAL:** Respondents must provide a written statement in the SOQ signed by an authorized representative of the D/B TEAM, that the D/B TEAM is committed to meeting or exceeding a total of TEN PERCENT (10%) Disadvantaged Business Enterprise (DBE) participation goal for construction qualifying work. RFP documentation will require full disclosure of RI certified DBE Firm(s), assigned task(s), current certification and required documentation. Although there is no formal DBE Goal assignment for design services to be performed under this Contract, RIDOT encourages the utilization of DBE Firms on all projects. At the point of project completion RIDOT will determine and assess the overall design DBE participation, if any, which will be attributed to the fulfillment of the Department's annual DBE Goal requirement.

DBE participation shall consist of concerted efforts by the Respondent as part of its affirmative action responsibilities to include DBE Firms on Federal-Aid transportation projects. Hereafter, DBE refers to businesses owned or controlled by socially and economically disadvantaged person(s) as certified by the RIDOA for the RIDOT.

A list of current Rhode Island State certified DBE firms may be obtained through the State's MBE Office website at: www.mbe.ri.gov. Any questions should be directed to:

RIDOT Office of Business and Community Resources
Room 106, Two Capitol Hill
Providence, RI 02903
(401) 222-3260

- **TRAINEES:** The Respondent must also provide a written statement signed by an authorized representative of the D/B TEAM that the D/B TEAM will develop and maintain a continuous on-the-job-training (OJT) program achieving the required Training hours. If the Respondent is selected for the Project, they must possess a RIDOT approved OJT Program prior to award.

The trainee hours for this project are based on 12 MONTHS for completion; the total hours for OJT trainees are established to be ONE THOUSAND (1,000) training hours. RFP documentation will detail requirements for Trainee submission and review.

SELECTION CRITERIA:

SOQ evaluation will determine responsiveness to the requirements of this RFQ in accordance with the criteria and scoring described below. At any time RIDOT may hold interviews, ask written questions, seek written clarifications, conduct discussions, and solicit updated information of the Respondent Teams during the evaluation and short-listing process.

RIDOT will evaluate the SOQ submissions based on the following Selection Criteria and maximum scoring:

<p>1. <u>RELEVANT WORK EXPERIENCE</u> - The COMMITTEE will evaluate D/B TEAM experience in the following areas:</p> <ul style="list-style-type: none"> • Demonstrated ability to complete projects utilizing new and innovative technologies, such as GRS-IBS • Demonstrated ability in carrying out design-build projects, including organizational experience and the ability of D/B TEAM MEMBERS to work together • Demonstrated history of avoiding claims and disputes • Current workload and evidence of bonding capacity • Joint experience of the D/B TEAM members working together 	0-30 POINTS
<p>2. <u>EXPERIENCE AND AVAILABILITY OF KEY PERSONNEL</u> The COMMITTEE will consider the experience of key management personnel who will be committed to the following positions, which RIDOT has determined to be the most important for the successful completion of the PROJECT. The COMMITTEE will evaluate whether the level and authority of the management personnel are commensurate with the PROJECT scope. The COMMITTEE will also evaluate the experience of management personnel and qualifications in delivering innovative projects on time and on budget, and the extent to which they have successfully managed to solve major design and construction issues in collaboration with project owners.</p> <ul style="list-style-type: none"> ● Project Director ● Principal On-Site Superintendent ● Design Manager ● TMP Manager 	0-30 POINTS
<p>3. <u>PROJECT DEVELOPMENT</u> - The COMMITTEE will evaluate the D/B TEAM'S approach to delivering the PROJECT based on the following factors:</p> <ul style="list-style-type: none"> • Approach to development of innovative technologies specifically GRS-IBS and the integration of design and construction of the PROJECT • Approach to development of schedule, maintenance of schedule and to schedule recovery • Approach to allocating risk between the Team and the owner • Approach to avoiding claims and disputes 	0-20 POINTS
<p>4. <u>PROJECT CONTROLS</u></p>	0-10 POINTS
<p>5. <u>GENERAL EVALUATION</u> The COMMITTEE will consider whether the SOQ is merely adequate or whether it is more fully descriptive; whether the SOQ is organized as requested or whether it contains superfluous or extraneous information; whether the Team's approach demonstrates a logical interrelationship between activities; and whether the TEAM has identified major points of coordination between the design and construction phase.</p>	0-10 POINTS
100 POINT MAX	

RIGHTS AND OBLIGATIONS OF RIDOT

Reservation of Rights

In connection with this D/B procurement, RIDOT reserves to itself all rights (which rights shall be exercisable by RIDOT in its sole discretion) available to it under applicable laws and regulations, including without limitation, the following, with or without cause and with or without notice:

- The right to cancel, withdraw, postpone or extend this RFQ or the subsequent RFP in whole or in part at any time prior to the execution by RIDOT of a design-build contract, without incurring any

obligations or liabilities.

- The right to issue a new RFQ.
- The right to reject any and all submittals, responses and proposals received at any time.
- The right to modify all dates set or projected in this RFQ.
- The right to terminate evaluations of responses received at any time.
- The right to suspend and terminate the procurement process for the Project, at any time.
- The right to revise and modify, at any time prior to the RFP submittal date, factors it will consider in evaluating responses to this RFQ and the subsequent RFP and to otherwise revise its evaluation methodology.
- The right to waive or permit corrections to data submitted with any response to this RFQ until such time as RIDOT declares in writing that a particular stage or phase of its review of the responses to this RFQ has been completed and closed.
- The right to issue addenda, supplements, and modifications to this RFQ, including but not limited to modifications of evaluation criteria or methodology and weighting of evaluation criteria.
- The right to permit submittal of addenda and supplements to data previously provided with any response to this RFQ until such time as RIDOT declares in writing that a particular stage or phase of its review of the responses to this RFQ has been completed and closed.
- The right to hold meetings and conduct discussions and correspondence with one or more of the D/B TEAMS responding to this RFQ to seek an improved understanding and evaluation of the responses to this RFQ.
- The right to seek or obtain data from any source that has the potential to improve the understanding and evaluation of the responses to the RFQ, including the right to seek clarifications from D/B TEAMS.
- The right to permit D/B TEAMS to add or delete firms and/or key personnel until such time as RIDOT declares in writing that a particular stage or phase of its review has been completed and closed.
- The right to add or delete D/B TEAM responsibilities from the information contained in this RFQ or the subsequent RFP.
- The right to appoint and change appointees of any evaluation committee.
- The right to use assistance of outside technical and legal experts and consultants in the evaluation process in a technical advisory capacity only.
- The right to waive deficiencies, informalities and irregularities in an SOQ, accept and review a non-conforming SOQ or seek clarifications or supplements to an SOQ.
- The right to disqualify any D/B TEAM that changes its submittal without RIDOT approval.
- The right to change the method of award between the advertisement of the RFQ and the advertisement of the RFP.

- The right to respond to all, some, or none of the inquiries, questions and/or requests for clarification received relative to the RFQ.
- The right to short-list from among the highest ranked Respondent TEAMS, and to provide an RFP only to those short-listed Respondent Teams. RIDOT intends to short-list a minimum of THREE (3) and a maximum of FIVE (5) of the highest-ranked Respondents based upon the evaluation criteria established in this RFQ; RIDOT may increase or decrease the number of short-listed Respondents, if it is in the best interest of RIDOT to do so.

RIDOT NOT OBLIGATED FOR COSTS OF PROPOSING

There will be NO monetary stipend offered to RESPONDENTS who are not selected to provide the requested services. RIDOT assumes no obligations, responsibilities, and liabilities, fiscal or otherwise, to reimburse all or part of the costs incurred or alleged to have been incurred by parties considering a response to and/or responding to this RFQ, or the subsequent RFP.

All of such costs shall be borne solely by each Respondent and its team members.

All responses to this RFQ, or the subsequent RFP, together with all other data and reports completed and accepted by the successful Respondent under this Contract shall become the property of RIDOT. RIDOT may utilize this material in any way it sees fit, and the successful Respondent agrees to make no claims against the State or any authorized agent thereof, for any such usage of them.

PROTESTS

This Section simply summarizes protest remedies available with respect to the provisions of the Rhode Island law. This section does not purport to be a complete statement of those provisions and is qualified in its entirety by reference to the actual provisions themselves. The protesting Respondent shall concurrently file a copy of its notice of protest with all other Respondents. All protests shall comply with State laws including but not limited to relevant provisions of RIGL 37-2.

An award need not be delayed for the period allowed a Respondent to protest, but in the event of a timely protest, no further action to award the Contract will be taken unless there is a written determination by the Chief Purchasing Agent, that proceeding without delay is necessary to protect the public interest or unless the Design-Build Proposal would expire. Further, pending a final determination of a protest or appeal, the validity of the contract awarded and accepted in good faith shall not be affected by the fact that a protest or appeal has been filed.

The following excerpts of Rhode Island statutes are provided for the Respondents' convenience, however Respondents shall be responsible for reviewing the applicable statutes:

§ 37-2-35 Finality of determinations. – The determinations required by §§ 37-2-19(a), (b), (c) and (f); 37-2-20(a), (b), and (c); 37-2-21; 37-2-22; 37-2-24(a); 37-2-27(3); 37-2-30(a); and 37-2-52(c) shall be final and conclusive unless they are clearly erroneous, arbitrary, capricious, or contrary to law.

§ 37-2-51 Decision presumed to be correct. – The determinations of any official, board, agent, or other person appointed by the state concerning any controversy arising under or in connection with the solicitation or award of a contract shall be entitled to a presumption of correctness. The decision shall not be disturbed unless it was: procured by fraud; in violation of constitutional or statutory provisions; in excess of the statutory authority of the agency; made upon unlawful procedure; affected by other error or law; clearly erroneous in view of the reliable, probative, and substantial evidence on the whole record;

arbitrary, capricious, characterized by an abuse of discretion; or clearly unwarranted exercise of discretion.

§ 37-2-52 Authority to resolve protests. – (a) the Chief Purchasing Agent or his or her designee shall have authority to determine protests and other controversies of actual or prospective Respondents in connection with the solicitation or selection for award of a contract.

(b) Any actual or prospective Respondent, offeror, or contractor who is aggrieved in connection with the solicitation or selection for award of a contract may file a protest with the Chief Purchasing Agent. A protest or notice of other controversy must be filed promptly and in any event within two (2) calendar weeks after the aggrieved person knows or should have known of the facts giving rise thereto. All protest or notices of other controversies must be in writing.

(c) The Chief Purchasing Agent shall promptly issue a decision in writing. A copy of that decision shall be mailed or otherwise furnished to the aggrieved party and shall state the reasons for the action taken.

All Respondents must have internal control systems in place that meet federal requirements for accounting. These systems must comply with requirements of 48 CFR 31, *"Federal Acquisition Regulations, Contract Cost Principles and Procedures."*

RIDOT assures compliance with Title VI of the Civil Rights Act of 1964, as amended. The consultant and all sub-consultants selected for this project will be required to submit a Title VI Evaluation Report (EEO-D2) when requested by the Department to respond to the RFP. This requirement applies to all consulting firms with fifteen (15) or more employees.

RIDOT does not discriminate because of race, religion, color, sex, national origin, age, disability, or any other basis prohibited by state law relating to discrimination in employment.

MISCELLANEOUS

Requirement to Keep Respondent Team Intact

The D/B TEAM, including but not limited to the Lead Contractor, the Lead Designer, Key Personnel, and other individuals identified must remain on the D/B TEAM for the duration of the procurement process and, if the D/B TEAM is awarded the Design-Build Contract, the duration of the Design-Build Contract. If extraordinary circumstances require a proposed change, it must be submitted in writing to RIDOT. RIDOT will determine whether to authorize a change. Unauthorized changes to the D/B TEAM at any time during the procurement process may result in the elimination of the Respondent from further consideration.

Conflict of Interest

Each Respondent shall require its proposed Team Members to identify potential conflicts of interest or a real or perceived competitive advantage relative to this procurement. Respondents are notified that prior or existing contractual obligations between a company and Federal or State Agency relative to the Project may present a conflict of interest or a competitive advantage. If a potential conflict of interest or competitive advantage is identified, the Respondent shall submit in writing the pertinent information as part of SOQ submission. RIDOT will be the sole judge as to whether or not any conflict of interest exists.

RIDOT, in its sole discretion, will make a determination relative to potential organizational conflicts of interest or a real or perceived competitive advantage, and its ability to mitigate such a conflict. An organization determined to have a conflict of interest or competitive advantage relative to this procurement that cannot be mitigated, shall not be allowed to participate as a Design-Build team member

for the Project. Failure to abide by RIDOT'S determination in this matter may result in a proposal being declared non-responsive.

Conflicts of interest and a real or perceived competitive advantage are described in state and federal law, and, for example, may include, but are not limited to the following situations:

- An organization or individual hired by RIDOT, or its Consultants, to provide assistance in the development of instructions to Respondent Teams or evaluation criteria for the Project.
- An organization or individual with a present or former contract with RIDOT, or its Consultants, to prepare planning, environmental, engineering, or technical work product for the Project, and has a potential competitive advantage because such work product is not available to all potential Respondent Teams in a timely manner prior to the procurement process.

RIDOT reserves the right, in its sole discretion, to make determinations relative to potential conflicts of interest on a project specific basis.

RIDOT may, in its sole discretion, determine that a conflict of interest or a real or perceived competitive advantage may be mitigated by disclosing all or a portion of the work product produced by the organization or individual subject to review under this section. If documents have been designated as proprietary, the Respondent will be given the opportunity to waive this protection from disclosure. If a Respondent elects not to disclose, then the Respondent may be declared non-responsive.

Ethics in Public Contracting

RIDOT may, in its sole discretion, disqualify the Respondent from further consideration for the award of the Design-Build Contract if it is found after due notice and examination by RIDOT that there is a violation of the RI Code of Ethics, Chapter 36-14.1 of the Rhode Island General Laws or any similar statute involving the Respondent in the procurement of the contract.

Rhode Island Access to Public Records Act

All SOQ documentation submitted to RIDOT becomes the property of RIDOT and is subject to the disclosure requirements of the Rhode Island Access to Public Records Act (APRA). Respondents are advised to familiarize themselves with the provisions of this Act referenced herein to ensure that documents identified as confidential will not be subject to disclosure under APRA. In no event shall the State, the Director, or RIDOT be liable to a Respondent for the disclosure of all or a portion of a SOQ submitted pursuant to this request not properly identified as confidential.

Proprietary Disclosure

If a Respondent has special concerns about information which it desires to make available to RIDOT but which it believes constitutes a trade secret, proprietary information, or other confidential information exempted from disclosure, such Respondent should specifically and conspicuously designate that information as such in its SOQ and state in writing why protection of that information is needed. The Respondent should make a written request to the RIDOT. The written request shall:

- Invoke such exemption upon the submission of the materials for which protection is sought.
- Identify the specific data or other materials for which the protection is sought.
- State the reasons why the protection is necessary.

Blanket designations that do not identify the specific information shall not be acceptable and may be cause for RIDOT to treat the entire SOQ as public information. Nothing contained in this provision shall modify or amend requirements and obligations imposed on RIDOT by applicable law, and the applicable law(s) shall control in the event of a conflict between the procedures described above and any applicable law(s).

In the event RIDOT receives a request for public disclosure of all or any portion of a SOQ identified as confidential, RIDOT will come to its own determination whether or not the requested materials are exempt from disclosure.

Because of the confidential nature of the evaluation and negotiation process associated with this Project, and to preserve the propriety of each Respondent's SOQ, it is RIDOT'S intention, subject to applicable law, not to consider a request for disclosure until after RIDOT'S selection of the shortlist of Respondents.

LIST OF EXHIBITS: The 25 PAGE requirement is applicable to documentation submitted in response to the Selection Criteria as defined in the project RFQ on Page 17. Any supporting documents or required information will be considered "exhibits" and therefore "exempt" from the 25 TECHNICAL PAGE requirement.

For the purpose of clarification, the following includes but is not limited to the potential list of exhibits to be included in RFQ document. Exhibits should not be included under one tab but should be individually tabbed and labeled and be incorporated where applicable. Exhibit information must also be brief and specific to documents requested. For instance, resumes should be limited to "key participants" only.

EXHIBITS, AS APPLICABLE (not necessarily in this order):

- *Transmittal Letter*
- *Completed RIVIP FORM*
- *Copy of LEAD DESIGNER'S RI PE License (FOR INDIVIDUAL) and Certificate of Authorization (FOR THE FIRM)
OR PE Non-Compliance acknowledgement*
- *Foreign Corporation Certificate of Authority
OR Foreign Corporation Non-Compliance acknowledgement*
- *Evidence of Surety (LEAD CONTRACTOR)*
- *Evidence of Errors and Omissions Insurance etc. (LEAD DESIGNER)*
- *RIDOT RFP and Addenda*
- *D/B TEAM'S Key Resumes*
- *Sub-Consultant Proposal(s) inclusive of individual requirements i.e. resumes*
- *DBE and TRAINEE Commitment Statements*
- *Required FORMS: Debarment, Lobbying, Disclosure from each D/B TEAM Participant (ONE TAB FOR ALL)*
- *Required Accounting Certification FORM from LEAD DESIGNER*

- *References (NO MORE THAN THREE REQUIRED)*
- *D/B TEAM Organizational Chart*
- *FEDERAL FORM SF 330*

PROPOSED SCHEDULE:

The estimated construction completion date will be TWELVE (12) MONTHS from Notice to Proceed.

RIDOT currently anticipates conducting this procurement in accordance with the following list of milestones. This schedule is subject to revision and RIDOT reserves the right to modify this schedule as it finds necessary, in its sole discretion.

FEBRUARY 1, 2012	Advertise Request for SOQ on-line at: www.purchasing.ri.gov
FEBRUARY 17, 2012	SITE VISIT to be held @ 10:00 A.M. – NOON PRE-PROPOSAL MEETING to be held @ 2:00 P.M. - 4:00 P.M. at RI Department of Administration, One Capitol Hill, 2 nd Floor, Conf. Room "A", Providence, RI
MARCH 9, 2012	SOQ DUE DATE
APRIL 13, 2012	SHORTLIST Recommendation
APRIL 27, 2012	RFP Notification & SCOPING MEETING
JUNE 1, 2012	RFP DUE DATE
JULY 13, 2012	FINAL SELECTION
JULY 27, 2012	CONTRACT AWARD
AUGUST 3, 2012	NOTICE TO PROCEED
AUGUST 3, 2013	CONSTRUCTION COMPLETION DATE (ESTIMATED)

The State reserves the right to make an award or multiple awards or to reject any or all proposals based on what it considers to be in its best interest.

CONSULTANTS

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION
AND OTHER RESPONSIBILITY MATTERS
PRIMARY COVERED TRANSACTIONS FOR PRIME CONSULTANTS
AND LOWER TIER PARTICIPANTS (SUBCONSULTANTS ETC.)**

Appendix B - - certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transactions

INSTRUCTIONS FOR CERTIFICATION:

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

4. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.

6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion--Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, ineligibility And Voluntary Exclusion - - Lower Tier Covered Participants

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION
AND OTHER RESPONSIBILITY MATTERS
PRIMARY COVERED TRANSACTIONS**

In accordance with the code of Federal Regulations, Part 49 CFR Section 29.510, the prospective primary participant _____ (name of Authorized Agent), _____ (Title), being duly sworn (or under penalty of perjury under the laws of the United States), certifies to the best of his/her knowledge and belief, that its principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification;
- d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall list exceptions below.

Exceptions will not necessarily result in denial of award, but, will be considered in determining contractor responsibility. For any exception noted, indicate below to whom it applies, the initiating agency, and the dates of the action. Providing false information may result in criminal prosecution or administrative sanctions. If an exception is noted the contractor must contact the Department to discuss the exception prior to award of the contract.

Signature of Authorized Agent

Date

Certification for Federal-Aid Construction/Consultant Contracts

IN ACCORDANCE WITH PUBLIC LAW 101-1210 SECTION 319 (DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES) THE PROSPECTIVE PARTICIPANT CERTIFIES, BY SIGNING AND SUBMITTING THIS BID OR PROPOSAL, TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF, THAT:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such subrecipients shall certify and disclose accordingly.

(R.I.D.O.T. APPENDIX C)

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to Title 31, U.S.C. Section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Use the SF-LLL-A Continuation Sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, state and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, state and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract, grant, or loan award number, the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10.
 - (a) Enter the full name, address, city, state and zip code of the lobbying entity engaged by the reporting entity identified in item 4 to influence the covered Federal action.
 - (b) Enter the full names of the individual(s) performing services, and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.
14. Provide a specific and detailed description of the services that the lobbyist has performed, or will be expected to perform, and the date(s) of any services rendered. Include all preparatory and related activity, not just time spent in actual contact with Federal officials. Identify the Federal official(s) or employee(s) contacted or the officer(s), employee(s), or Member(s) of Congress that were contacted.
15. Check whether or not a SF-LLL-A Continuation Sheet(s) is attached.
16. The certifying official shall sign and date the form, print his/her name, title, and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (03-48-00-46), Washington, D.C. 20503.

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352 - 0348-0046
(see reverse for public burden disclosure)

<p>1. Type of Federal Action:</p> <div style="display: flex; align-items: flex-start;"> <input style="width: 30px; height: 30px; margin-right: 10px;" type="checkbox"/> <ul style="list-style-type: none"> a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance </div>	<p>2. Status of Federal Action:</p> <div style="display: flex; align-items: flex-start;"> <input style="width: 30px; height: 30px; margin-right: 10px;" type="checkbox"/> <ul style="list-style-type: none"> a. bid/offer/application b. initial award c. post-award </div>	<p>3. Report Type:</p> <div style="display: flex; align-items: flex-start;"> <input style="width: 30px; height: 30px; margin-right: 10px;" type="checkbox"/> <ul style="list-style-type: none"> a. initial filing b. material change </div> <p style="margin-top: 10px;">For Material Change Only:</p> <p>year _____ quarter _____</p> <p>date of last report _____</p>
<p>4. Name and Address of Report Entity:</p> <p><input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee</p> <p style="margin-left: 100px;">Tier ____, if known:</p> <p>Congressional District, if known:</p>	<p>5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime:</p> <p>Congressional District, if known:</p>	
<p>6. Federal Department Agency:</p>	<p>7. Federal Program Name/Description:</p> <p>CFDA Number, if applicable: _____</p>	
<p>8. Federal Action Number, if known:</p>	<p>9. Award Amount, if known:</p> <p>\$ _____</p>	
<p>10. a. Name and Address of Lobbying Entity:</p> <p style="margin-left: 20px;">(if individual, last name, first name, mi):</p>	<p>10. b. Individuals Performing Services (including address if different from No. 10a)</p> <p style="margin-left: 20px;">(last name, first name, mi):</p>	
<p>11. Amount of Payment (check all that apply)</p> <p>\$ _____ <input type="checkbox"/> actual <input type="checkbox"/> planned</p>	<p>13. Type of Payment (check all that apply):</p> <ul style="list-style-type: none"> <input type="checkbox"/> a. retainer <input type="checkbox"/> b. one-time fee <input type="checkbox"/> c. commission <input type="checkbox"/> d. contingent fee <input type="checkbox"/> e. deferred <input type="checkbox"/> f. other; specify: _____ 	
<p>12. Form of Payment (check all that apply):</p> <ul style="list-style-type: none"> <input type="checkbox"/> a. cash <input type="checkbox"/> b. in-kind; specify: nature _____ <li style="margin-left: 100px;">value _____ 		
<p>14. Brief Description of Services Performed or to be Performed and Date(s) of Service, including officer(s), employee(s), or Member(s) contracted, for Payment indicated in Item 11 (Attach Continuation Sheet(s) SF-LLL-A, if necessary):</p> 		
<p>15. Continuation Sheet(s) SF-LLL-A attached: <input type="checkbox"/> yes <input checked="" type="checkbox"/> no</p>		
<p>16. Information requested through this form is authorized by title 31 U.S.C. section 1352. this disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</p>	<p>Signature: _____</p> <p>Print Name: _____</p> <p>Title: _____</p> <p>Telephone No: _____ Date: _____</p>	
<p>For Federal use Only:</p>	<p>Authorized for Local Reproduction Standard Form – LLL-A</p>	

DISCLOSURE OF LOBBYING ACTIVITIES

CONTINUATION SHEET

Reporting Entity: _____ Page _____ of _____

CONFLICTS DISCLOSURE POLICY

To ensure that the Rhode Island Department of Transportation (RIDOT) maintains the continued confidence and trust of the people of Rhode Island in carrying out its mission, prospective vendors must disclose any family (or other personal) relationships, associations or connections that the vendor, its affiliates, or employees, may currently have with any RIDOT employee. A Conflicts Disclosure Statement shall be submitted to RIDOT from the following:

- ❖ Owners;
- ❖ Directors;
- ❖ Principals;
- ❖ Officers, board members, or individuals with corporate authority;
- ❖ If the vendor is a partnership, the applicant's partners;
- ❖ If the vendor is a limited liability company, its members and managers;
- ❖ Employees with decision-making authority, including executive directors, managers or individuals in a similar position with corporate authority; and
- ❖ Shareholders with a controlling interest.

Consultant Firm Letterhead

Management Certification of Accounting System

I certify, as required by Rhode Island General Law §37-2-32, that (FIRM NAME) has an accounting system and adequate internal controls that will permit timely development of all necessary cost data required by and in compliance with Federal and State regulations, statutes and contract terms, and that the accounting system is adequate to allocate costs in accordance with generally accepted accounting principles.

Signature of Certifying Official	President	Date of Certification
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Printed Name of Certifying Official

Signature of Certifying Official	Chief Financial Officer	Date of Certification
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Printed Name of Certifying Official