

STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION

REQUEST FOR QUALIFICATIONS

RFQ #444-20-015

Project Specifications and Instructions
for Submitting a Statement of Qualifications

I-15 Tropicana Design Build

Clark County

Due: October 14, 2020
No later than 12:00 P.M., Local Time

Addendum 1: Issued September 18, 2020
Addendum 2: Issued September 30, 2020



Kristina Swallow, PE, Director
Department of Transportation

RFQ or RFP. Any Proposer engaging in such prohibited communications may be disqualified at the sole discretion of the Department.

- D) The Proposers shall not contact the following identified stakeholders regarding the Project, including employees, representatives, members, consultants, and advisors of the entities listed below. The Department will provide any necessary coordination during the RFQ stage with such entities in order that, among other things, the procurement is implemented in a fair, competitive, and transparent manner and with uniform information:
- a. The Nevada Highway Patrol;
 - b. U.S. Department of Transportation (USDOT) Secretary's Office;
 - c. USDOT Innovative Program Office;
 - d. The Federal Highway Administration (FHWA);
 - e. Freeway and Arterial System of Transportation (FAST);
 - f. Clark County, including Clark County Public Works, Clark County Water Reclamation District, and Clark County Regional Flood Control District;
 - g. U.S. Army Corps of Engineering (USACE);
 - h. Environmental, regulatory, and permitting agencies; and
 - i. Utility companies.

Information requests concerning these entities shall be sent to the Department's Authorized Representative.

- E) Any contact determined to be improper, at the sole discretion of the Department, may result in disqualification.
- F) Any official contact regarding the Project will be disseminated from the Department on Department letterhead. Any official contact will be in writing and signed by the Department's Authorized Representative.
- G) The Department will not be responsible for any oral communication or any other information or contact that occurs outside the official communication process specified herein.

1.14 Proposer Questions

The Department will consider questions submitted in writing by the Proposers regarding the RFQ, including requests for Clarification and requests to correct errors. Such comments/questions may be submitted at any time prior to the applicable date specified in [Section 2.2](#), but must:

- A) Be submitted electronically in writing in Microsoft Word format using the form set forth in Form T;
- B) Identify the requestor's name, address, telephone number, e-mail address, ~~fax number~~, and the Proposer he/she represents;
- C) Be sequentially numbered;
- D) Identify the document and the relevant section number, and page number (e.g., RFQ, Section 1.14, page 13) or, if it is a general question, indicate so;
- E) Not identify the Proposer's identity in the body of the question or contain proprietary or confidential information; and

- A) Clearly mark all trade secrets or other proprietary information customarily regarded as confidential as such in its SOQ at the time the SOQ is submitted, and include a cover sheet immediately after the cover letter and Acknowledgment of Receipt (Appendix B) form in Volume I identifying each section and page that have been so marked;
- B) Include a statement in the cover sheet justifying the legal basis for Proposer's determination that certain records are confidential for each record so defined; and
- C) Defend any action seeking release of the records it believes to be confidential and indemnify, defend, and hold harmless the State and the Department, its agents, and its employees from any judgments awarded against the State in favor of the party requesting the records, including any and all costs connected with that defense. This indemnification survives the Department's cancellation or termination of this procurement or award and subsequent execution of a Contract. In submitting a SOQ, the Proposer agrees that this indemnification survives as long as the confidential information is in possession of the State.

Unless otherwise provided by law, confidential information provided to the Department is not subject to inspection at any time by third persons under NRS 333.333, NRS 408.215, or elsewhere in State law.

All records pertaining to this procurement will become public information after issuance of a notice of intent to award the Contract, unless such records are determined to be confidential or otherwise exempt from disclosure under State law. Any records marked as confidential by a Proposer in its SOQ and, if Short-Listed, in its Proposal will be returned to the unsuccessful Proposers after the execution of the Contract with the Design-Builder. The records marked confidential by the successful Proposer in its SOQ and Proposal will remain confidential and will be returned to the Design-Builder upon completion and final acceptance of its Work under the Contract.

4.4.1 Pass/Fail Factors

4.4.1.1 Volume I: Cover Letter

The Proposer shall provide a one-page (1-page) letter indicating its desire to be considered for the Project and stating the official names and roles of all Principal Participants and Major Participants identified by the Proposer as of the date of the SOQ.

The cover letter shall clearly identify the Proposer's Authorized Representative and the street address, e-mail address, and telephone ~~and fax numbers~~ where questions to the Proposer can be directed. The Proposer's Authorized Representative shall remain available to the Department throughout the evaluation of the SOQ to respond to questions or requests for Clarifications by the Department.

An authorized representative of the Proposer shall sign the letter. If the Proposer is not yet a legal entity or is a JV or general partnership, authorized representatives of all Principal Participants shall sign the letter.

The Proposer shall attach the Acknowledgment of Receipt (Appendix B) to the cover letter acknowledging receipt of the RFQ and any Addenda and/or responses to questions issued by the Department.

- B) The bonding/security capacity levels listed in the table below represent minimum levels necessary to pass this requirement. Letters indicating “unlimited” bonding/security capability are not acceptable.
- C) The letter must specifically state that the surety/insurance company has evaluated the Proposer’s backlog and work-in-progress to determine its bonding capacity, and the letter must expressly identify the Proposer’s amount of current backlog and utilized bonding capacity.

Bonding Capacity Levels (Minimum)

Proposal Bond/Security	Payment Bond/Security	Performance Bond/Security
Five percent (5%) of proposed Contract amount	One hundred percent (100%) of proposed Contract amount	One hundred percent (100%) of proposed Contract amount

4.4.2 Quality Evaluation Factor Objectives

In providing the SOQs, the Proposers are expected by the Department to be guided by the objectives listed in Section 3.3.3 when drafting their submittal. An objective is stated for each quality evaluation factor to provide the Proposers with the expectations of the Department. The submittal requirements for the quality evaluation factor and the information to be submitted are listed and described in detail below. The quality evaluation ratings of Section 3.3.3 will be evaluated based on how well the SOQ responds to the evaluation factors and meets or exceeds the objectives for each evaluation factor.

4.4.2.1 Volume II Section 1: Design-Build Plan and Organization

The Proposer is required to submit the following information as part of the SOQ in the order listed below for items A) and B).

- A) Provide a maximum five-page (5-page) narrative that:
 - a. Describes the proposed plan of the Proposer team to manage the design and construction of the Project;
 - b. Lists and describes typical design-build or alternative project delivery technical issues and risks facing a design-builder and/or the Department; and
 - c. Describes the proposed plan of the Proposer team to innovatively manage the identified issues and risks to ensure a successful Project, considering the Department’s Project goals listed in Section 1.2.

NOTE: The Proposer is **not** to discuss or make reference to past performance or any past project experience in this narrative section of the SOQ.

- B) Submit an organizational chart in accordance with the requirements of Section 4.3 identifying all Principal Participants, Major Participants, known Subcontractors, and those Key Personnel listed in Section 4.4.2.2 on the chart. The Proposer is to represent, as applicable, those responsible for major functions to be performed in managing, administrating, designing, constructing, and providing construction QC, construction phasing and traffic control/management, geotechnical and structural expertise, and utilities coordination for the Proposer’s organization. The chart shall include the organization and communication structure among the Proposers and their Principal

**FORM E-1
PAST PROJECT DESCRIPTION**

Note: The Proposer may add one (1) additional page when completing this Form E-1. Each Form E-1 shall be a maximum of three (3) pages.

Name of Proposer: _____

Name of Firm:
Project Name: _____
Project Role: _____
Principal Participant: _____ Major Participant: _____
Other: _____
Schedule and Budget
Contract Type (e.g., Engineering, Construction): _____
Percent of Total Work Performed by the Firm: _____
Initial Contract Value (US\$): _____ Final Value (US\$): _____
Total value of Contractor-requested change orders (US\$): _____
Reasons for exceeding the initial contract value: _____

Contract Commencement Date: _____ Planned Completion Date: _____
Actual Completion Date: _____
Reasons for exceeding the planned completion date: _____

Owner
Name of Client (Owner/Agency, Contractor, etc.): _____
Address: _____

Contact Name: _____ Telephone: _____
Owner's Project or Contract No.: _____ Email/Fax No: _____

**FORM L-1
PROPOSER'S ORGANIZATION INFORMATION**

Proposer (Individual Firm/Joint Venture [JV]/Partnership/Limited Liability Company [LLC])
Name of Proposer: _____
Address: _____ _____
Contact Name: _____ Title: _____
Telephone No.: _____ Fax No.: _____
E-mail: _____
Local/Regional Contact
Name: _____
Address: _____ _____
Telephone No.: _____ Fax No.: _____
E-mail: _____

Nevada Department of Transportation

Name(s) Of Proposer Entity(ies)				
Company Name	Address/Phone and Fax No.	State of Incorporation	Proposed Scope of Work	% Equity Share
Principal Participant(s)				
Major Participant(s)				
Other Firm(s)				

**FORM O-1
PROPOSED KEY PERSONNEL INFORMATION**

Name of Proposer: _____

Position	Key Personnel Name	Years of Experience	Education/ Registrations	Parent Firm Name	Reference Name, Phone No. , and Fax numbers <u>Email</u>
Project Manager ^a					
Construction Manager					
Lead Engineer					
Quality Manager					
Safety Manager					

^a Provide two (2) references for the Project Manager and one (1) reference for all other Key Personnel positions.

**FORM PP
PAST PERFORMANCE**

Name of Proposer: _____

Firm Name: _____

Instructions: The Proposer is to submit a separate Form PP for each Principal Participant and Major Participant to document the information requested for items A) through E) below. The Proposer is to attach additional sheets to Form PP as necessary.

For each instance of litigation, claim, dispute proceeding, arbitration, assessment of LDs, or termination for cause or default, the Proposer is to list the owner's name and the name of its current representative (and current telephone ~~and fax number~~ and emails) who can be contacted for additional information. With respect to the information solicited on this Form PP, failure to provide this information, submitting conditional or qualified submissions to requests or questions posed (e.g., "to our knowledge," "to the extent of available information," "such information is not readily available," or "such information is not maintained in the manner requested"), providing an incomplete or inaccurate submission, or submitting a non-responsive submission may, in the sole discretion of the Department, lead to a lower evaluation rating for this quality evaluation factor, result in a Deficiency that would cause the Department to declare the SOQ non-responsive or if applicable, lead to a determination that a Proposal does not "pass" the evaluation factor set forth in Section 3.3.1(F).

- A) Awards, citations, and/or commendations: The Proposer is to list its awards, citations, and/or commendations for performance relevant to this Project received by any Principal Participant and Major Participant within the past ten (10) years. The Proposer is to describe the work for which award(s), citation(s), and/or commendation(s) were received. Copies of award(s), citation(s), and/or commendation(s) may be included in Volume II, Appendix A, of the SOQ.
- B) Claims, dispute proceedings, litigation, and arbitration: The Proposer is to list all claims, dispute proceedings, litigation, and arbitration proceedings involving amounts in excess of \$100,000.00 and related to contract performance in which the Proposer, any Principal Participant, or any Major Participant have been involved during the past ten (10) years. The Proposer is to include all claims, dispute proceedings, litigation, and arbitration proceedings initiated by or against owners and federal, state, and local regulatory agencies. The Proposer is to indicate whether the claim, dispute proceeding, litigation, or arbitration proceeding was resolved against the participant(s) or its insurers/sureties or resulted in reduction in compensation to the participant. The Proposer is to indicate any unresolved, outstanding claims, dispute proceedings, litigation, and arbitration proceedings. For litigation proceedings, the Proposer is to indicate if the litigation was preceded by a Disputes Review Board or Dispute Review Team (DRT), mediation, or arbitration proceeding.

The Proposer shall list first for this section of Form PP **all** projects included from both Form DP and Form E-1 **before** listing any other project that would meet this criterion. In the event there is no information to disclose for a specific project listed from Form DP or Form E-1, the Proposer shall still include the project name, but would write "N/A" for every other section that requires input in that row.

- C) Liquidated damages or charges (LDs): The Proposer is to describe any contract that resulted in assessment of LDs exceeding \$100,000.00 in total against any Principal

Claims, Dispute Proceedings, Litigation, and Arbitration

Name of Proposer: _____ Firm Name: _____

Instructions: The Proposer is to submit this section of Form PP for each Principal Participant and Major Participant. The Proposer is to attach additional sheets as necessary.

Were there any claims, disputes proceedings, litigation, or arbitration on the firm's projects within the timeframe noted in the instructions (list the projects on Form DP and Form E-1 first)? Yes _____ No _____

Project Name and Issue	Owner/ Agency Initiated Action	Resolution/Outcome	Indicate if Unresolved or Outstanding Action	Current Owner Contact Name, Phone No., and Email Phone, and Fax Nos.

Liquidated Damages

Name of Proposer: _____ Firm Name: _____

Instructions: The Proposer is to submit this section of Form PP for each Principal Participant and Major Participant. The Proposer is to attach additional sheets as necessary.

Were there any liquidated damages on the firm's projects within the timeframe noted in the instructions (list the projects on Form DP and Form E-1 first)? Yes _____ No _____

Project Name	Cause of Delay(s)	Amount Assessed	Describe Outstanding Damage Claims by Any Owner	Current Owner Contact Name, <u>Phone No.</u> , and <u>EmailPhone, and Fax Nos.</u>

Termination for Cause or Default

Name of Proposer: _____ Firm Name: _____

Instructions: The Proposer is to submit this section of Form PP for each Principal Participant and Major Participant. The Proposer is to attach additional sheets as necessary.

Were there any terminations for cause or defaults on the firm's projects within the timeframe noted in the instructions (list the projects on Form DP and Form E-1 first)? Yes _____ No _____

Project Name	Describe Reason for Termination	\$ Amount Involved	Current Owner Contact Name, Phone <u>No.</u> , and <u>Email</u> , and <u>Fax Nos.</u>

Disciplinary Action

Name of Proposer: _____ Firm Name: _____

Instructions: The Proposer is to submit this section of Form PP for each Principal Participant and Major Participant. The Proposer is to attach additional sheets as necessary.

Were there any disciplinary actions on the firm's projects within the timeframe noted in the instructions (list the projects on Form DP and Form E-1 first)? Yes _____ No _____

Project Name	Describe Action Taken	Current Owner Contact Name, Phone No., and Email Phone, and Fax Nos.