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ADDENDUM #2

DATE: **4/20/2016**

RFQ #: **303-6-01255**

SUBJECT: **Construction Manager-Agent for Capitol Complex Projects**

2.1. Addendum Item: to PROVIDE a Revised Attachment E, Professional Services Agreement for CMA Services. The changes include Indemnification, the Immigration Reform Act, CMA Cooperation, E-Verify, No Smoking, and a number of other minor changes. The Revised Attachment E is re-posted on the ESBD as 'Package #5'.

2.2. Addendum Item: to REVISE the number of copies of the Attachment A, HUB Subcontracting Plan to be submitted: Submit a copy of your Attachment A, HUB Subcontracting Plan with your original qualification response, and the each of the six (6) copies so that the evaluators are able to see all your subconsultants. The Revised RSP is re-posted as 'Package 1' on the ESBD with section 3.1.1 revised. This is also addressed in 2.3. below, question and answer #16.

2.3. Addendum Item: to RESPOND to questions submitted:

Question:	Answer:
15) If we have an architectural firm or engineering firm on our team for the CMRA project and we are the successful proposer, will that architectural or engineering firm be precluded from proposing their services as prime firm on any of the projects that are part of the Capital Complex project?	15) Any member of the CMA team will be precluded as prime or sub-consultant on future Phase I Capitol Complex projects.
16) Regarding 3.1 Submission, please confirm that TFC wishes to receive 1 original bound proposal containing 1 original of the following five items: Attachment A, Attachment B, acknowledgment of addenda, litigation history and Attachment C plus other required documentation; as well as 6 copies of Attachment C and other required documentation (with the Attachment A, Attachment B, acknowledgment of addenda and litigation history items not included).	16) You are correct, however TFC has decided to request the <u>Attachment A, HUB Subcontracting Plan</u> be included in the qualification original and the six (6) copies so that the evaluation team may see all subconsultants. See the change detailed in 2.2. of this Addendum.

<p>17) Regarding litigation history, it was mentioned during the pre-proposal conference that large corporations with a global/nationwide presence could limit their litigation history to claims and litigation in Central Texas in response to questions on Attachment C CMA Qualification Form and item 3.2.5 Litigation.</p>	<p>17) That is correct.</p>
<p>18) What project management software system is the Texas Facilities Commission currently using?</p>	<p>18) TFC is currently using IMPACT.</p>
<p>19) Is it the Texas Facilities Commission's preference to continue using the current system?</p>	<p>19) TFC will consider other web based project management systems.</p>
<p>20) The insurance requirements are very broad for a CM Agent and seem more in line for a General Contractor or CM at Risk firm. For instance, item 1.07 on Attachment F refers to Contractor's Pollution Liability Policy, which seems to be geared toward specific work and not for a firm to oversee the contractor doing the work. Is it Texas Facilities Commission's desire to have the CM Agent firm take on the increased Pollution Liability scope that is outlined in the insurance requirements?</p>	<p>20) Statute precludes the CM Agent from performing work, so this insurance requirement does not apply. This will be revised prior to Contract execution.</p>
<p>21) Item 2.2.1.4 in the contract seems to be geared to a General Contractor or CM at Risk doing actual work to prevent damage to property, not a CM Agent firm. Would you please clarify your intentions regarding this section?</p>	<p>21) Statute precludes the CM Agent from performing work, so this section of the Agreement does not apply. This will be revised prior to Contract execution.</p>

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RECEIPT OF ADDENDUM #2 RFQ #303-6-01255

IN YOUR SUBMITTAL THE RESPONDENT SHALL ACKNOWLEDGE RECEIPT OF THIS ADDENDUM.

Respondent Signature

Date

Printed Name

Company Name