

November 21, 2013

**SUBJECT: REQUEST FOR PROPOSALS FOR PERFORMANCE OF EXPERT PROFESSIONAL INTEGRITY MONITORING SERVICES FOR THE GOETHALS BRIDGE MODERNIZATION PROGRAM AS REQUESTED ON AN “AS-NEEDED” BASIS DURING 2014 - 2019 (RFP #35400) ADDENDUM #1**

Dear Sir or Madam:

The Port Authority of New York & New Jersey hereby amends the subject Request for Proposal (RFP) letter, dated October 30, 2013, as follows:

Attachment A – Page 1, Section I., at end of section, skip a line and add the following paragraph:

*“The Authority shall provide furnished and equipped office space at the site, as appropriate, for the Consultant’s use in performance of the services required hereunder.”*

RFP Letter –

Page 2, Section II, Subparagraph C., on line four, replace “five (5) copies” with “six (6) hard copies”; and on line five, replace “six (6) compact disc copies” with “seven (7) compact disc copies” . . .

Page 5, Section III, Subparagraph I., line two, delete the second sentence in its entirety and insert the following sentences in its place:

*“Submit one (1) original and six (6) hard copies along with seven (7) compact discs of the cost proposal (Attachment E) in separate sealed envelopes clearly labeled “PRICING AND COMPENSATION PROPOSAL”. The cost proposal shall include the following for the initial six (6) year period commencing in 2014 and one, one (1) year option period:*

The following questions were received from RFP recipient(s). The questions and corresponding Authority answers are provided for your information and use, as appropriate.

1. Attachment A, Section III, Description of Tasks:

Tasks A and C refer to review of General Contractors only; will we also be expected to monitor the performance and records of other project consultants (ex. architect/engineer, project manager, third party inspection, etc.?)

*As noted in Task A, the cited services are not limited to the general contractor. Task C does refer to the General Contractor. At the direction of the Office of the Inspector General (OIG), the integrity monitor may be called upon to review the records of others, pertaining to the project.*

2. Attachment A, Section III, Task A(1) – Will the IM be required to perform a full BQQ on all entities?

No.

3. Attachment A Section I – Because this is a PPP, will the materials and information provided by the IM during the course of the engagement be provided to the private partners? Will the IM have access to any information (i.e., audits) that are conducted by the private partners?

*The OIG may decide, as appropriate and necessary, to share IM materials and information with the private partners. The IM will have access to PPP records, as necessary and appropriate, as determined by the OIG.*

4. What is the IMs role in the procurement process?

*The monitor shall be involved in the procurement process as required to ensure integrity.*

5. Will the IM be monitoring any of the design/finance/maintain portions of the contract?

*No.*

6. What is the form of contract for the General Contractor work - fixed price, GMP, cost-plus or other?

*The Authority has a fixed price agreement with the Developer.*

7. RFP Letter - On Page 6 - under I .8 it states:

"8. Cost proposals shall include:

- a. the hourly billing rates (as required in Attachment E (see I. first paragraph, above));
- b. the actual hourly pay rates of all individuals identified in Attachment E; and
- c. a breakdown of overhead factors (vacation, holiday, sick pay, workers' compensation, office rent, insurance, and profit). "

We are unable to provide our proposed rates in the manner requested. Is it possible for us to provide our proposed billing rates by rank instead?

*Within the categories listed in Attachment E, (specifically Price Schedule and Staff Titles), Proposers may list multiple rates by rank/title of staff (e.g. Senior Project Manager, Project Manager, Jr. Project Manager), however for each position all of the requested information (a, b, and c above) must be included.*

8. On Page 6 - M. Background Qualifications Questionnaire

We have reviewed this form and it will be very difficult to provide all the information for Key People as required . The reason is that we have over 2,000 partners in the USA alone. It should be noted that we are also a highly regulated firm due to our nature of business with a very high ethical reputation. Is there an abbreviated version of the form that we could fill out? Alternatively, can we delay the completion of this form until the selection is completed, if selected we will work with your team to provide the information they require to help them do the required background research.

*Proposers shall provide information in their BQQs for its CEO (or equivalent) , CFO (or equivalent), COO (or equivalent), and Partners that will excercise control over this project.*

9. At the bottom of page 5 of the RFP there is a requirement for an Engineer. On our proposed team we will have people with some Engineering experience however from our review of the scope in Attachment A- we did not identify any tasks that were specially engineering related and would require the input of an Engineer. Could you please identify which steps will

require review by an Engineer? Also is it required that we include an Engineering firm as part of our proposal?

*Refer to Attachment A, page 3, Task E., in which performance of the requested services, may require the expertise of an engineer as needed.*

10. Page 6 - K. Conflict of Interest

While we believe we do not have any conflicts in relation to advising other parties in respect of the "Goethals Bridge Modernization Program;" due to the size and nature of our firm, we do work for a wide range of clients in relation to tax, audit, transaction support and other advisory services and may do work for the contractors and sub-contractors on this project. Could you clarify whether this work would constitute a conflict of interest for the purposes of this RFP. If so, what reporting is required in the RFP?

*Refer to Paragraph 30 of the draft Standard Agreement.*

11. Is it possible to get attachment C and D in word format for easier completion?

*Attachments C and D are accessible by the following links:*

*Attachment C - [Company Profile](#)*

*Attachments D-1 - [Proposer Prerequisite A](#)*

*Attachment D-2 - [Proposer Prerequisite B](#)*

12. Who is the Project Developer?

*Refer to <http://www.panynj.gov/goethalsbridge/> for information about the Project.*

13. What company is the Construction Manager for this project? Are they at risk or operating as an agent of the Authority?

*Same as # 12.*

14. The RFP states that the "hard construction costs" are \$825,000,000. Proposers are also asked to state the percentage of this cost that their proposal would be. Other documentation in public view has stated that the cost is as high as \$2 billion. Has the construction cost number as stated been re-assessed?

*No, for the purpose of this solicitation, proposers shall base their submissions on the information provided within the solicitation documents, as appropriate.*

15. The RFP uses the term "on an as needed basis" in referring to the IM services. Previously, the Authority has used this term in the context of "call-in" list procurements for IM services for specific companies? What is its meaning in this procurement? It suggests the services will not be rendered continuously. Can you explain this?

*For the purposes of the contemplated services, specific Consultant tasks shall be performed as the need arises. While the Authority anticipates that the majority of tasks will be required, specific schedules, contracts (contractors, sizes, etc.) are not determinable at this time. Therefore, services are performed as the need arises, in response to specific requests from the Authority.*

16. When is procurement of trade contracts expected to start?

*It has started, and is on-going.*

17. Where will procurement meetings be held?

*To be determined.*

18. Will the CM or Authority personnel be conducting the procurement?

*No.*

19. If procurement of the trade contracts has started, about what percentage of it has been completed?

*Unknown*

20. How many prime contractors are expected to be awarded contracts in connection with this project? Can you identify the particular trades?

*See #15.*

21. Is there space near the job site for construction trailers or shanties for all trades?

*Yes.*

22. Will the Authority provide space near the job site for the IM to have a trailer or shanty?

*The Authority plans to provide space at the site for the IM.*

23. If not, will the Authority provide any office space near the job site for the IM at any other location?

*Same as #22.*

24. Will the Authority provide parking near the job site for IM personnel.

*Parking will be made available for the IM.*

25. In the form contract at pdf p.40 the language states that "out of pocket expenses . . . for . . . travel and local transportation" will be reimbursed. This seems to include mileage, tolls to and from the job site and related parking (if not provided) among other items. Does it?

*Normal commuting costs (including costs for parking, tolls, etc.) are not reimbursable.*

The date for receipt of proposals for the subject RFP remains to 2:00 P.M. on November 26, 2013.

If you have any questions, please contact Ms. Isabel Amado, Solicitation Manager, at [iamado@panynj.gov](mailto:iamado@panynj.gov).

Sincerely,

Tim Volonakis  
Assistant Director  
Procurement Department