

THE PORT AUTHORITY OF NY & NJ

REQUEST TO QUALIFY (“RTQ”)

FOR

CONTRACT AKB-264.039

BAYONNE BRIDGE – NAVIGATIONAL CLEARANCE PROGRAM

MAY 2012

I. INTRODUCTION:

The Port Authority of New York & New Jersey (“the Port Authority” or “the Authority”) is a body corporate and politic created by interstate compact between the States of New York and New Jersey with the consent of the Congress of the United States. The Port Authority, together with its wholly-owned subsidiaries, provides the region with integrated transportation and trade services and operates facilities in connection therewith, including, but not limited to, four major regional airports, interstate traffic through four bridges and two tunnels, a bus terminal, a bus station, the PATH rapid transit system, the Hoboken-lower Manhattan ferry service, the World Trade Center site and certain New York-New Jersey port facilities.

Responses to this Request to Qualify (“RTQ”) are due on the Response Due Date set forth on the advertisement of this RTQ. Responses received after that date and time may not be accepted.

Only pre-qualified firms who have received written approval from the Authority will be asked to respond to future solicitations on the specific project described below.

II. PROJECT DESCRIPTION:

The Authority wishes to pre-qualify firms (also referred to herein in the singular as “prospective bidder,” “contractor” and “respondent”) to submit bids for Contract No. AKB-264.039, entitled “BAYONNE BRIDGE – NAVIGATIONAL CLEARANCE PROGRAM” (“Contract”). This work will be performed at the Bayonne Bridge, a Kill Van Kull crossing between New York and New Jersey. It is anticipated but it is not guaranteed that work required by the Contract may include but may not necessarily be limited to the following:

A. Scope of Work

This scope of work includes raising the roadway of the Bayonne Bridge, thereby increasing the navigational clearance above the channel from 151 ft to 215 ft above mean high water (MHW). It is anticipated but it is not guaranteed that the scope of work required by Contract No. AKB-264.039 may include but may not necessarily be limited to the following:

1. Construction of a new suspended main span roadway, including construction of new suspenders, new steel framing and new concrete deck.
2. Construction of new concrete approach piers, new approach structure, and approach roadways.
3. Construction of new approach abutments.

4. Construction of specialized foundations including drilled shafts and micro-piles.
5. Installation and modification of structural steel, including construction of new portals through the arch structure, and modifications to existing portals.
6. Demolition of existing approach roadway and approach piers; demolition of existing suspended main span roadway.
7. Staged construction and demolition activities to ensure uninterrupted vehicular traffic between NY and NJ (except for specific limited closings) as well as uninterrupted ship passage within the navigable channel.
8. Modification/strengthening of structural steel members at various locations of the arch structure.
9. Lead abatement and repainting of portions of the arch structure, as well as lead and incidental asbestos abatement required for demolition activities.
10. Relocation of utilities such as sign structures, conduits, light poles, cameras, etc. to support staged construction.
11. Furnishing and installation of Intelligent Transportation Systems (ITS), including Variable Message Signs (VMS), Variable Speed Limit Signs (VSLS), cameras, etc and the electronic infrastructure to support them.
12. Furnishing and installation of temporary and permanent toll gantries to support tolling equipment provided and installed by others.
13. On grade roadway construction, including curbs, barriers, asphalt paving and furnishing and installation of traffic control devices.
14. Maintenance of Traffic. Provide for ramp closures, detours and lane closures as may be required for Maintenance and Protection of Traffic (MPT) during construction. Furnish and install temporary barriers, temporary pavement markings and other typical devices to provide adequate protection for both workers and patrons. Work within the active roadway must be performed off hours. Work affecting the navigable channel must be fully coordinated with the US Coast Guard.
15. Design, installation and maintenance of any required temporary work platforms and gantry cranes.
16. Excavation, handling and disposal of contaminated materials.

B. Estimated Total Contract Price

For information purposes only, the Authority estimates that the total work required will be in the range of \$600 million to \$800 Million.

C. Contract Schedule

It is presently anticipated but it is not guaranteed that Bid Document(s) may be available to pre-qualified bidders in January 2013. It is the present intention of the Authority to have all Work under the Contract completed within 48 months after award of the Contract.

D. Pre-Qualification Meeting

An Industry Forum on this RTQ will take place from 10 a.m. to noon on May 7, 2012 at the Port Authority offices located at Two Montgomery Street, Third Floor, Jersey City, NJ, 07302. Please RSVP with your intent to attend, including your firm name and names of attendees, to Laurie E. Spencer at lspencer@panynj.gov by May 2, 2012.

Due to space limitations, we request that no more than three (3) persons attend from each firm.

III. SUBMITTAL INSTRUCTIONS AND CONTENT

A. Requirements

To be considered for prequalification, the respondent must demonstrate to the satisfaction of the Chief Engineer of the Authority that it meets the minimum requirements of the RTQ as stated in Paragraphs III.A.1, III.A.2, III.A.3, and III.A.4. Company brochures alone shall not be submitted for the purpose of demonstrating experience and technical expertise. Submittals must be tailored to the specific requirements of this RTQ. If a respondent cannot demonstrate that it meets all of the below mentioned qualifications, then the respondent may with others form a joint venture and be pre-qualified as set forth in Paragraph III.B.6.

1. Minimum experience of the Respondent (firm):

The firm shall have, as a prime or general contractor, the following experience:

- (a) at least one (1) Bridge Construction Project in the United States with a construction value greater than \$200 million, completed or substantially completed in the last ten (10) years;
- (b) at least one (1) Bridge Deck Replacement Project with a construction value greater than \$25 million, which included construction over a navigable waterway, completed or substantially completed in the last ten (10) years;
- (c) at least one (1) Bridge Deck Replacement Project with restricted lane closures and restricted hours of work that required reopening closed travel lanes at the end of each work shift on heavily traveled long span bridges completed or substantially completed within the last ten (10) years;
- (d) At least one (1) Bridge Construction Project in the United States that included cable suspension system construction, new installation or replacement;
- (e) At least one (1) project in the last ten (10) years that required the implementation of a noise mitigation plan;
- (f) At least two (2) bridge construction projects with a construction value greater than \$50 million each, where construction was completed within the contract specified time for completion;

A firm may also qualify if during the past ten years, it (or persons or entities owning and controlling it) have, while owning and controlling another firm, completed services of similar scope to those required under this Contract.

Notes for above evaluation criteria:

- The relevant experience must be on projects where the Contractor performed at least fifty percent (50%) of the work for the listed construction experience;
- ‘Bridge’ shall mean a bridge with one or more spans having a total length of at least 200 feet and having characteristics that would make it subject to periodic inspection by U.S. federal regulations (National Bridge Inventory Standards (NBIS)).

2. Additional requirements of the firm:

- (a) Demonstrate a minimum bonding capability of \$ 500M;
- (b) Submit a commitment statement that the firm will perform a minimum 50% of the work as prime contractor.

3. Minimum Qualifications of Key Personnel

Key Personnel shall meet the following experience requirements:

- (a) Project Manager shall have at least fifteen (15) years experience in a similar role and shall have experience in the last seven (7) years managing at least one (1) Bridge Construction Project valued at a minimum of \$100M;
- (b) Superintendent shall have at least ten (10) years experience in a similar role and shall have experience within the last seven (7) years managing at least one (1) bridge construction project (may be obtained from multiple projects rather than from a single project).

4. Minimum Qualifications of Other Personnel

Other Personnel shall meet the following experience requirements:

Safety Manager shall have at least five (5) years experience in a similar role and shall have experience within the last five (5) years managing site safety and health and safety programs of at least (1) one bridge construction project (may be obtained from multiple projects rather than from a single project).

B. Submittals

The following items, must be submitted in order to be considered for qualification on this specific project:

1. Attachments

In order to expedite the evaluation of the qualification information furnished, the prospective bidder must complete and submit the attached documents. Responses that fail to adhere to this stipulation may be excluded from consideration. The following attachments are incorporated herein and must be submitted:

- (a) Contractor's Qualification Statement
- (b) Agreement on Terms of Discussion

2. Technical Requirements

The Technical submittal section shall contain the following information:

- (a) Technical Qualifications – Construction. Provide details for a maximum of 6 projects in compliance with the requirements set forth in Paragraph III.A.1.

(b) Organization Chart

Provide an Organization Chart showing the "chain of command" with Key Personnel and any other significant positions anticipated, and identifying major functions to be performed and their reporting relationships in managing and constructing the Project. Up to three charts may be submitted, if appropriate, on paper up to 11x17 size. Additionally, provide a narrative of no more than five pages (8.5x11) describing the functional relationships among participants.

(c) Personnel Qualifications

Key Personnel are individuals for whom a resume is to be submitted, who should be shown in the Organization Chart, for whom a Statement of Commitment is required in accordance with Paragraph III.B.2.d and whose qualifications and experience will be evaluated as described in Paragraph II.A.3.

Other Personnel are individuals for whom a resume is to be submitted, who should be shown in the Organization Chart, and whose qualifications and experience will be evaluated under scored criteria as described in Paragraph III.A.4.

- i. Provide separate resumes for all Key Personnel and Other Personnel. Resumes shall be limited to 2 pages per person and only one individual shall be designated to fill each position.
- ii. Resumes shall include the following information for each project listed:
 - Name of the project, the owner's contact information (project manager name, phone number, e-mail address), and project number (if any) and dates of work performed on the project. If the owner's project manager is no longer employed by the owner, provide an alternative contact at the owner who played a leadership role for the owner during construction and is familiar with the project. The Authority may elect to use the information provided to verify the experience claimed for an individual.
 - Description of the work or services provided and role on the project. If more than one role was played, identify the dates and duration of each role.
- iii. List Key Personnel and Other Personnel as follows. Details of the anticipated roles and responsibilities for each personnel classification are provided in Paragraph III.C.1.

	Key Personnel	Other Personnel
Contractor Firm	<ul style="list-style-type: none">• Contractor's Project Manager• Superintendent for Contractor	<ul style="list-style-type: none">• Safety Manager

(d) Statements of Personnel Commitment - An express, written statement confirming that the individuals designated in the Statement of Qualifications for the Key Personnel positions described in Paragraph III.B.2.c will be available

to serve the position so identified in connection with the Project. The Statement shall be of the following form:

“[Key Personnel name] is currently employed by [organization] and is available for work on the Project in the position identified as [.....]. The Responding Firm understands that requests by a Prequalified Firm to implement a change in any Key Personnel will be subject to the approval of the Authority in its reasonable discretion and that failure to obtain the Authority’s approval may result in the Proposal submitted by a Prequalified Firm being deemed non-responsive.”

3. Performance And Payment Bond

The prospective bidder must be able to obtain a Performance And Payment Bond for the amount indicated in paragraph III.A.2.a from a surety company whose name appears on the current list of the Treasury Department of the United States as acceptable as a surety upon federal contracts. A letter from the surety company must be submitted with this RTQ.

4. Experience Modification Ratio

The prospective bidder must submit a copy of the Experience Modification Ratio (EMR) for itself and for each of its proposed Subcontractors as a measure of the respondent’s safety record. If the ratio exceeds 1.2, a written explanation shall be provided. For companies that do not have an EMR, due to work experience outside the US, a frequency rate table or accident incident rate or similar statistics shall be provided indicating the safety record over the last five years.

5. Required Licenses/Certifications

The Contractor and/or proposed Subcontractors must have all required NJ, NYS and / or NYC certifications and / or licenses to perform the work in accordance with codes, rules and regulations if applicable.

6. Joint Ventures

The Authority will entertain requests for prequalification from joint ventures. If a joint venture is pre-qualified to submit bids, or if two or more entities separately pre-qualified to bid elect to submit a bid as a joint venture, all participants in the joint venture shall be bound jointly and severally and each participant shall execute the bid. If the prospective bidder cannot demonstrate that it meets all of the referenced qualifications, then the prospective bidder may with others form a joint venture and request that the joint venture be deemed to be the prospective bidder (i.e. members of the joint venture may meet the qualification requirement collectively.)

7. Name and Phone Number of Security Information Manager

Performance of the Contract may require access to Port Authority Confidential and Privileged Security Information. Confidential and Privileged Security Information is information belonging to the Port Authority that, if it were subject to unauthorized access, modification, loss or misuse, could seriously damage the Port Authority, its properties, public safety, and homeland security. Protecting this sensitive information requires the application of uniform safeguarding measures to prevent unauthorized disclosure and to control any authorized disclosure of this

information within the Port Authority or when released by the Port Authority to outside entities. These procedures are identified in the Port Authority's "Information Security Handbook". To that end, the Security Capital Program maintains a secure collaborative Program Website called Livelink to store, share and distribute all Project documentation. For any information deemed to be Confidential & Privileged Security Information/SSI, Livelink is the only acceptable means of electronically distributing and sharing such information. Each prospective bidder and each participant in a joint venture shall designate a Security Information Manager ("SIM") responsible for identifying members of its team who will need access to Livelink and for ensuring that those members have passed the requisite background checks and have completed the requisite Livelink access forms. The SIM will be responsible for maintaining his firm's Livelink user account access list. In addition, the SIM will identify an individual who will be trained by the Port Authority in the use of Livelink and that individual will subsequently be responsible for training the prospective bidder's team. Please submit the name and phone number of your SIMS.

NOTE: The Information Security Handbook requires that certain criteria be met prior to being granted access to Confidential Information. Generally, an individual must be a U.S. Citizen, or be an alien who has been lawfully admitted for permanent residency or employment (indicated by immigration status), as evidenced by Immigration and Naturalization Service documentation, or be a national of the United States as defined by the Immigration and Nationality Act. This requirement may be waived in exceptional circumstances. Refer to § 3.2 of the Information Security Handbook for details on this policy and the process for waiver.

C. Supplementary Technical Submittal Information

1. Description of Key Personnel and Other Personnel Roles and Responsibilities

Submit for the following personnel information as requested in Sections III.A.3 and III.A.4.

(a) Key Personnel

- i. Contractor's Project Manager - Responsible for overall construction and contract administration for Project, assigned to the Project full time and on site until substantial completion.
- ii. Superintendent for Contractor - Responsible for ensuring that the Project is constructed in accordance with the Project requirements. Shall be on-site until substantial completion. Works under the direct supervision of Contractor's Project Manager.

(b) Other Personnel

Safety Manager - Responsible for ensuring compliance with all site safety and health and safety programs for the Project. Point of contact for all outside entities on safety, including OSHA requirements. Reports directly to individual at Contractor who is outside the production team and bears no direct immediate profit and loss responsibility for the Project. Independent of Contractor's production team and has the authority to stop work.

IV. SUBMISSION INSTRUCTIONS:

Respondents must clearly indicate the RTQ# and Title on the outside of any package or document submitted in connection with this Contract.

Submit nine (9) copies of the required qualification information or preferably, four (4) hard copy and nine (9) copies in CD-Rom format in sufficient time so that the Authority receives it no later than 4:00 p.m. on May 24, 2012 to:

Laurie E. Spencer
The Port Authority of New York and New Jersey
Procurement Department
Two Montgomery Street, 3rd Floor
Jersey City, NJ 07302

Late submittals may be rejected.

Any questions concerning this RTQ should be directed to Laurie Spencer at lspencer@panynj.gov. Neither Laurie Spencer nor any employee of the Authority is authorized to interpret the RTQ or give additional information as to its requirements. Such interpretation or additional information will only be given by written addendum to this RTQ

V. NOTIFICATION

Notification as to whether a prospective bidder has been pre-qualified will be made only by a notice in writing, signed by the Director of Procurement or her designated representative on behalf of the Authority and mailed or delivered to the office designated by the prospective bidder in its response to this RTQ.

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THE PORT AUTHORITY OF NY & NJ

**CONTRACTOR'S QUALIFICATION STATEMENT
FOR**

**CONTRACT AKB-264.039
BAYONNE BRIDGE – NAVIGATIONAL CLEARANCE PROGRAM**

MAY 2012

A. Contractor's General Business Information

- Statement submitted by:

Name of Firm:

Name of Principal:

Business Address:

Telephone No:

Fax No:

E-mail:

Name & Telephone No# of contact person if not individual mentioned above:

Check how bid will be submitted: Single Entity Joint Venture

If a Joint Venture, each participant in such Joint Venture must submit all the information that is required for a single entity.

- Indicate the type of work generally performed with your own work force.

- Indicate which part of the work indicated in paragraph II.A. of the attached Request For Qualification Information ("RFQ") you plan on performing with your own forces and what work you plan on sub-contracting to another firm.

Work to be performed with own forces:

Work to be performed by sub-contractors:

B. Relevant Experience and Past Performance:

- On **Schedule A**, below, list construction Contracts completed by your firm, which document **your firm's meeting of the requirements indicated in paragraph III.A**. If a joint venture, list each joint venture partner's projects separately. Indicate if the contract was performed by your firm's own forces or by a sub-contractor. Submit each project on one page in the following format.

CONTRACTS COMPLETED:

Project Name, Location and Description	Owner/ Name Address & Tel No	Design Engineer*	Date Completed	Contract Amount	Percentage of Work Completed by Own Forces

***Include Name, Address and Phone No. of Reference Contract**
****Indicate amount of Firm's contract and if work was done as prime contractor**

- On **Schedule B**, attached, list the name and qualifications of the individual who will function as the **Project Manager** as well as those of any other **key construction supervision personnel** to be assigned to the Contract along with the anticipated function and relevant experience of each person in the format below.

Attach resumes.

Key Construction Supervision Personnel:

Name	Position	Date started with Organization	Date started in Construction	Prior Positions and Experience in Construction

- On **Schedule D**, attached, list **current bids submitted** by your firm. If joint venture, list each joint venture partner's projects separately. Please follow format below in one page per contract

Schedule D: Current Bids Submitted:

Firm Name: _____

Project Name, Location and Description	Owner Name, Address & Tel No	Design Engineer*	Contract Amount	Low Bidder (Y/N)	Anticipated award Date/Contract Duration

*Include Name, Address and Phone No. of Reference Contract

**Indicate amount of Firm's contract and if work was done as prime contractor

Does your firm have the required certification(s) and/or license(s) required under paragraph II.A, if required? **Yes** **No** **Not Applicable**

- If Yes - Submit documentation of required certification(s) and/or license(s)
- If No, indicate how you plan on meeting this requirement:

Has your firm ever failed to complete any construction contract awarded it?
 Yes **No**

If yes, describe the circumstances on a separate piece of paper.

In the last five years, has your firm ever failed to substantially complete a contract in a timely manner? **Yes** **No**

If yes, describe the circumstances on a separate piece of paper.

Identify prior contracts that contained stated goals for M/WBE participation and how such goals were met or exceeded:

Contract	Stated Goals	Actual % Obtained	Comments

Financial Information:

Can your Firm provide a Performance And Payment Bond for the full amount required?
 Yes **No**

Indicate approximate total bonding capacity: _____

Indicate name of your proposed surety company and name, address and phone number of agent:

➤ Name: _____

➤ Address: _____

➤ Telephone No. _____

- Submit letter from your surety documenting your ability to submit the required Bond.**

D. Certification

I hereby certify that the information submitted herewith, including attachments is true to the best of my knowledge and belief.

(Business name of Firm)

By: _____
(Signature of officer of Firm)

(Title of officer of Firm)

(Signature of officer of Firm)

Dated: _____

(Type or print title of officer of Firm)

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CONTRACT AKB-264.039
BAYONNE BRIDGE – NAVIGATIONAL CLEARANCE PROGRAM

MAY 2012

AGREEMENT ON TERMS OF DISCUSSION

The Port Authority’s receipt or discussion of any information (including information contained in any proposal, vendor qualification, ideas, models, drawings, or other material communicated or exhibited by us or on our behalf) shall not impose any obligations whatsoever on the Port Authority or entitle us to any compensation therefor (except to the extent specifically provided in such written agreement, if any, as may be entered into between the Port Authority and us). Any such information given to the Port Authority before, with or after this Agreement on Terms of Discussion (“Agreement”), either orally or in writing, is not given in confidence. Such information may be used, or disclosed to others, for any purpose at any time without obligation or compensation and without liability of any kind whatsoever. Any statement which is inconsistent with this Agreement, whether made as part of or in connection with this Agreement, shall be void and of no effect. This Agreement is not intended, however, to grant to the Port Authority rights to any matter, which is the subject of valid existing or potential letters patent. The foregoing applies to any information, whether or not given at the invitation of the Authority.

Notwithstanding the above, and without assuming any legal obligation, the Port Authority will employ reasonable efforts, subject to the provisions of the Port Authority’s Freedom of Information Policy and Procedure adopted by the Port Authority’s Board of Commissioners on November 20, 2008, which may be found on the Port Authority website at: <http://www.panynj.gov/corporate-information/pdf/Freedom-of-Information-Policy-and-Procedure.pdf>, not to disclose to any competitor of the undersigned, information submitted which are trade secrets or is maintained for the regulation or supervision of commercial enterprise which, if disclosed, would cause substantial injury to the competitive position of the enterprise, and which information is identified by the Proposer as proprietary, which may be disclosed by the undersigned to the Port Authority as part of or in connection with the submission of a proposal.

(Company)

(Signature)

(Title)

(Date)

THE PORT AUTHORITY OF NY & NJ

**PROCUREMENT DEPARTMENT
2 MONTGOMERY STREET, 3RD FL.
JERSEY CITY, NJ 07302**

5/18/2012

ADDENDUM # 1

To prospective Firms submitting qualifications to the **Request to Qualify (RTQ) for Contract AKB-264.039 - Bayonne Bridge Navigational Clearance Program:**

Qualifications Due on 6/14/2012 no later than 4:00PM

Originally due on 5/24/2012 no later than 4:00PM

The following changes are hereby made to the Request to Qualify (RTQ) for Contract AKB-264.039 – Bayonne Bridge Navigational Clearance Program:

1. The Due Date has been extended to June 14, 2012
2. On page 6 under section under Section B 4), remove the words, “the Experience Modification Ratio (EMR) for itself and for each of its proposed Subcontractors” and replace them with “its Experience Modification Ratio (EMR)”.
3. On page 6, remove Section B 5) in its entirety.

This communication should be initialed by you and annexed to your qualifications submission. In case any firm fails to conform to these instructions, the statement of qualifications will nevertheless be construed as though this communication had been so physically annexed and initialed.

THE PORT AUTHORITY OF NY & NJ

MITCHELL V YONKLER, MANAGER
CONSTRUCTION PROCUREMENTS &
INTEGRITY PROGRAMS

Select Type FIRM NAME: _____

INITIALED: _____

DATE: _____

QUESTIONS CONCERNING THIS ADDENDUM MAY BE ADDRESSED TO MS. PREMCHAN, WHO CAN BE REACHED AT (201) 395-3473 or at spremchan@panynj.gov.

THE PORT AUTHORITY OF NY & NJ

**PROCUREMENT DEPARTMENT
2 MONTGOMERY STREET, 3RD FL.
JERSEY CITY, NJ 07302**

5/24/2012

ADDENDUM # 2

To prospective Firms submitting qualifications for **Request to Qualify (RTQ) for Contract AKB-264.039 - Bayonne Bridge Navigational Clearance Program:**

Qualifications Due on 6/14/2012 no later than 4:00PM

Originally due on 5/24/2012 no later than 4:00PM

The following changes are hereby made to Request to Qualify (RTQ) for Contract AKB-264.039 – Bayonne Bridge Navigational Clearance Program

- In Paragraph III A 1. (d), remove the words “in the United States”.

This communication should be initialed by you and annexed to your qualifications submission. In case any firm fails to conform to these instructions, the statement of qualifications will nevertheless be construed as though this communication had been so physically annexed and initialed.

THE PORT AUTHORITY OF NY & NJ

MITCHELL V YONKLER, MANAGER
CONSTRUCTION PROCUREMENTS &
INTEGRITY PROGRAMS

FIRM NAME: _____

INITIALED: _____

DATE: _____

QUESTIONS CONCERNING THIS ADDENDUM MAY BE ADDRESSED TO MS. PREMCHAN, WHO CAN BE REACHED AT (201) 395-3473 or at spremchan@panynj.gov.

PS11A11