

# **THE PORT AUTHORITY OF NY & NJ**

## **REQUEST TO QUALIFY (“RTQ”)**

### **FOR**

#### **Contract PN-654.031 - Port Newark – Berth 14 Wharf Reconstruction**

**DECEMBER 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. Bidders qualified for Contract No. PN-654.537 Berth 3 Wharf Reconstruction are eligible to submit bids for Contract PN-654.031 and need not submit a response to this RTQ.**

### **II. PROJECT DESCRIPTION:**

The Port Authority seeks to pre-qualify prospective bidders to submit bids for “Contract PN-654.031 Berth 14 Wharf Reconstruction” (“Contract”), which provides for demolition and reconstruction of Berth 14 at the Authority’s Port Newark Marine Terminal (the “Project”), as more fully described below in Scope of Work and General Requirements. This Project is located in the Port District in New York and New Jersey, which is within approximately a 25-mile radius of the Statue of Liberty. For Port Authority identification purposes the Contract for this Project has been identified as PN-654.031. The prospective bidders must be clearly identified in the Pre-Qualification submittal as a Single Entity, Partnership or Joint Venture.

. Prospective bidders must be experienced and expert in construction involving:

1. Marine construction in navigable waterways within a major US port facility.
2. Heavy construction in close proximity to a major US airport runway.
3. Demolition of an existing timber and concrete marginal wharf and culvert.
4. Furnishing and installation of steel piling, steel king piles, steel sheet piling, tie-backs and pre-cast and cast-in-place concrete
5. Coordination with FAA and Airport and Port Operations during construction.

### **A. Description of Work Required:**

It is anticipated but it is not guaranteed that the Work required by the Contract may include, but may not necessarily be limited to:

1. Removal of existing Berth 14 wharf, including gabions.
2. Furnishing and installation of steel sheet piling and permanent tie-backs.
3. Furnishing and installation of steel king pile system.
4. Furnishing and installation of concrete-filled, steel pipe piles and drilling of rock sockets.
5. Furnishing and placement of pre-cast concrete beams, deck panels and concrete slabs.
6. Support of utilities, such as pressurized water main.

### **B. Estimated Total Contract Price**

For information purposes only, the Authority estimates that the total work required will be in the range of \$20 to \$30 million

### **C. Contract Schedule**

It is presently anticipated but it is not guaranteed that Bid Documents for Contract PN-654.031 will be available to prequalified bidders during 2<sup>nd</sup> Quarter 2013. It is the present intention of the Authority to have all Work under Contract PN-654.031 completed within 27 months after award of the Contract.

## **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 requirement of the RTQ as stated in paragraphs III A.1 and III. A.2. 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 the respondent cannot demonstrate that it meets all of the below mentioned qualifications, then the respondent may with others form a joint venture and request that the joint venture be pre-qualified as set forth in paragraph III A5 below.

#### **1. Minimum Experience of the Firm:**

The prospective bidder must have, as a prime or general contractor, a minimum of 10 years' construction experience on contracts comparable in size, type and complexity to that described in Paragraphs IIA and IIB. For the purposes of this RTQ, similar work is defined as performing heavy construction within a marine environment in a major US Port facility and in close proximity of a major US airport incorporating similar scope of work tasks as outlined. The prospective bidder must also demonstrate that during the last ten years it has successfully completed or substantially completed as a prime or general contractor at least two contracts of size, type and complexity comparable to that indicated in Paragraphs IIA and IIB above, each in excess of approximately \$10 million. The prospective bidder may also qualify if during the time period as stated above, the prospective bidder or persons or entities owning and controlling the prospective bidder, shall have satisfactorily performed, as

owning and controlling another firm, services of similar scope to those required under this Contract. The work must have been completed skillfully in a satisfactory manner and on time

## **2. Minimum Qualifications of the Project Manager or Superintendent**

The firm's Project Manager/Superintendent must have a minimum of ten years of construction experience on contracts comparable in size, type and complexity at a major US Port facility as outlined in Paragraphs IIA and IIB.

## **3. 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. Performance And Payment Bond**

The prospective bidder must be able to obtain a Performance And Payment Bond for the amount indicated in paragraph IIB 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.

### **3. Experience Modification Ratio**

The prospective bidder must submit a copy of the Experience Modification Ratio (EMR) for itself and for each of its named Subcontractors as a measure of the prospective bidder's safety record. If the ratio exceeds 1.2, a written explanation shall be provided.

### **4. Required Licenses/Certifications**

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

## 5. Joint Ventures

The Authority will entertain requests for prequalification from a joint venture. 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.)

## 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.**

The respondent shall submit six (6) copies of the required qualification information or preferably, one (1) hard copy and six (5) copies in CD-Rom format to [spremchan@panynj.gov](mailto:spremchan@panynj.gov) in sufficient time so that the Authority receives it no later than **4:00 p.m. on January 18, 2013**, to:

Suchetha Premchan  
The Port Authority of New York and New Jersey  
Procurement Department  
2 Montgomery Street, 3<sup>rd</sup> Floor  
Jersey City, NJ 07302  
[spremchan@panynj.gov](mailto:spremchan@panynj.gov)

Late submittals may be rejected.

Any questions concerning this RTQ should be directed to Suchetha Premchan at [spremchan@panynj.gov](mailto:spremchan@panynj.gov). Neither Ms. Premchan 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 be given by only 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 NEW YORK AND NEW JERSEY

## CONTRACTOR'S QUALIFICATION STATEMENT FOR Port Newark – Berth 14 Wharf Reconstruction DECEMBER 2012

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### 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:

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Work to be performed by sub-contractors:

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**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 II.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:**

<b>Project Name, Location and Description</b>	<b>Owner/ Name Address &amp; Tel No</b>	<b>Design Engineer*</b>	<b>Date Completed</b>	<b>Contract Amount</b>	<b>Percent age of Work Comple ted by Own Forces</b>

**\*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 C**, attached, list current projects **currently under construction** (**work on hand and for 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

**Current Work on Hand:**

**Firm:** \_\_\_\_\_

<b>Project Name, Location and Description</b>	<b>Owner. Name Address/ Tel No.</b>	<b>Design Engineer</b>	<b>Contract Amount</b>	<b>Scheduled Completion Date and Percentage Complete</b>



**\*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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**JOHN F. KENNEDY INTERNATIONAL AIRPORT - TWA FLIGHT CENTER  
INTERIOR INTERIM RESTORATION – CONTRACT JFK-1009**

**FEBRUARY 2008**

**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) is not to 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 letter, 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 Port Authority.

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**(Company)**

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**(Signature)**

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**(Title)**

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**(Date)**

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Notwithstanding the above, and without assuming any legal obligation, the Port Authority will employ reasonable efforts, subject to the provisions of the Port Authority Freedom of Information Code and Procedure adopted by the Port Authority's Board of Commissioners on March 29, 2012, which may be found on the Port Authority website at: <http://www.panynj.gov/corporate-information/pdf/foi-code.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)

ORIGINAL AND PHOTOCOPIES OF THIS PAGE ONLY.  
DO NOT RETYPE.

**THE PORT AUTHORITY OF NY & NJ**

**PROCUREMENT DEPARTMENT  
2 MONTGOMERY STREET, 3<sup>RD</sup> FL.  
JERSEY CITY, NJ 07302**

**1/14/2013**

**ADDENDUM #1**

**Request to Qualify (RTQ) for Port Newark – Contract PN-654.031 – Berth 14 Wharf Reconstruction, Due 1/18/2013 at 4:00PM:**

**The following change is hereby made to the RTQ solicitation document:**

**Remove the “Agreement on Terms of Discussion” that makes reference to contract JFK-1009 in its entirety, as it does not apply to contract PN-654.031.**

**THE PORT AUTHORITY OF NY & NJ**

**Mitchell V. Yonkler  
Manager  
Construction Procurements / Integrity Programs**

QUALIFYING FIRM'S NAME: \_\_\_\_\_

INITIALED: \_\_\_\_\_

DATE: \_\_\_\_\_

QUESTIONS CONCERNING THIS ADDENDUM MAY BE ADDRESSED TO  
SUCHETHA PREMCHAN WHO CAN BE REACHED AT [spremchan@panynj.gov](mailto:spremchan@panynj.gov)