



Northeast Operations Center Design-Build Project RFQ
Solicitation Number: PS-00106-FG

ADDENDUM 2
March 23, 2021

To Respondent of Record:

RESPONSES TO QUESTIONS

1. **Question:** My firm has been invited by several General Contractors to be a part of their SAWS NE Operations Center D/B team. My firm is a SDVOSB & HUB certified engineering firm specializing in the design of MEP building systems. I'm the managing principal and founded the firm following my retirement from a twenty year career in the United States Air Force. I have a Mentor/Protégé relationship with Cleary Zimmermann serving as my mentor. The mentor/protégé relationship is sponsored by Texas A&M University in order to foster more HUB participation in state projects. I understand Cleary Zimmermann is not allowed to pursue this project because of a previous Commissioning contract with APSI. I'm writing to confirm that this mentor/protégé relationship will not preclude my firm from pursuing the MEP design portion. My firm is an entirely different MEP firm from Cleary Zimmermann, and the project will be completed by my firm personnel if I was fortunate enough to be on the D/B team awarded the project.

Response: Firms that are prohibited from participating in this solicitation are listed in Addendum 1. This MEP firm is not on that list, and therefore not prohibited from participating. However, if this MEP firm is on the team that is awarded this contract, It is SAWS preference that both Cleary Zimmerman, and this MEP firm not reference this specific Project, as Cleary Zimmerman is the 3rd party Commissioning agent confirming the MEP firm's design metrics.

2. **Question:** Section 5 of the RFQ states the short-listed firms will have a 30% aspirational SMWB goal for the overall project. If AMG self-performs a percentage of the work subcontracted from our JV (AMG-METRO, LLC); does that entire percentage count towards the 30% referenced in this paragraph (since we are Small Minority owned)?

Response: Yes, if a SMWB subcontractor (that meets eligibility qualifications as described in the solicitation document) performs work on the project, that percentage will count toward the 30% aspirational goal.

3. **Question:** Is there a budget?

Response: Yes. Please refer to Section I C. (3) of the RFQ and to Section IV. of the DCP.

4. **Question:** Is exhibit 3 (design build pricing schedule) due with the RFP submission or later during negotiation?

- Response:* It will be submitted to SAWS by the firm selected for negotiations, once negotiations have begun. Short-listed firms, in their Proposal to the RFP, will be asked whether their firm can or cannot perform the scope of Services and Work for this Project within SAWS' established budget estimate. If selected for negotiations, the Proposer's detailed backup cost information, in support of its answer, in the form of Exhibit 3 - Pricing Schedule, about its ability to meet SAWS' established budget, will serve as a starting point for negotiation of the GMP to be included in the contract.
- 5. Question: Page 12 of the RFQ stated maximum of 85 pages. You said 55 today. Did that change?**
- Response:* Yes, maximum of **fifty-five (55)** pages per proposal. Please see Changes to the RFQ section for update.
- 6. Question: Could you please clarify if we are required to submit the Form 1295 with the RFQ submittal on 4/8 by 2pm?**
- Response:* No, the Form 1295 is only required by the selected DB firm with the signed DB Agreement.
- 7. Question: Would it be possible to get the NEOC and NESC programs in their original format (word, excel, etc.)?**
- Response:* The native files of these two sections of the DCP, 03_Exhibit 1 - DCP - Sections VI-A and VI-B, are Microsoft Excel. Since the DCP is a proprietary document, SAWS will reserve the release of the DCP in its native file format to the firm selected for negotiations.
- 8. Question: Should the 1295 form be included with the SOQ submittal or is that form required later in the solicitation process?**
- Response:* See response to Question #6.
- 9. Question: Is a Conflict of Interest Questionnaire needed from all firms and subconsultants, or just the DB firm?**
- Response:* The COIQ is only required for the prime firm submitting for the project.
- 10. Question: In regard to Tab 5: Financial Resources. My firm is a privately owned company. Will SAWS sign a NDA, allowing my firm to provide their financials with our response to the subject RFQ?**
- Response:* No, Respondent may mark their proprietary information as confidential and it will be treated by SAWS as such for purposes of the Public Information Act. That does not guarantee that it will not be disclosed, but it will only be disclosed pursuant to an AG opinion that requires it.
- 11. Question: On page 35 it lists a QA Manager in the personnel list. Is the QA Manager allowed to have more than one role on the project?**
- Response:* The DB Firm, at its discretion, may assign roles across the team, ensuring that the assigned personnel meets all qualifications for the position.

CHANGES TO THE RFQ

1. Page 7, Section I. Project Information, E. Project Requirements, 10. Is revised to read as follows:

“Firms that are currently partners or subconsultants to the **Program Manager** for this project, APSI Construction Management, that specifically have an ongoing role with APSI, are prohibited from submitting a response or serving on a team for this RFQ, as was indicated in SAWS Solicitation No. Q-12-003-MR, Request for Qualifications: Program Management Services. For further clarification, firms that are currently partners or subconsultants to APSI Construction Management , that are specifically prohibited from participating in any capacity under this solicitation are as follows: Munoz & Company, Clearly Zimmerman Engineers, K. Friese & Associates, Professional Services Industries (PSI) , and U.S. Cost .”

2. Page 12, Section IV. Submitting a Response, B. Submission, 6. Is revised to read as follows:

1. Responses are limited to a maximum of **fifty-five (55)** pages per proposal. Required forms do not count toward the page limit. Required forms include, but are not limited to the Submittal Response Checklist, Respondent Questionnaire, W-9 form, Insurance coverage verifications Safety Plan, and the Conflict of Interest Questionnaire. The cover page and tabs do not count towards the page limit. Number each page starting with the cover letter, including text charts and graphic images. Respondents shall referenced the Submittal Response Checklist to better understand what documents do and do not count against the page count

3. Exhibit 16 - Due to updates in the General Wage Decisions for Building Construction Type, remove the wage decision documents from the solicitation in entirety and replace with the revised versions attached (rev. 3/12/21 for General Decision Number TX20210231). These versions should be utilized by the awarded contractor for the project.

4. Page 7. Section I. Project Information, F. Estimate Timeline. Is revised to read as follows:

March 2, 2021	RFQ Released
March 16, 2021 at 10:00 a.m.	Non-Mandatory Pre-Submittal Conference
March 19, 2021 by 4:00 p.m.	Receipt of Written Questions Due
March 24, 2021 by 4:00 p.m.	Q & A Posted to Website
April 7, 2021 by 2:00 p.m.....	FTP Site Request Deadline
April 8, 2021 by 2:00 p.m.....	SOQs Due
April 8-21, 2021	Submittals Evaluated
April 26, 2021	RFP Issued to Short-Listed Firms
May 5, 2021.....	Mandatory Meeting and Site Visits for Short-Listed Firms
May 12, 2021.....	“Attachment E” Due to SAWS
June 2, 2021.....	RFPs Due
June 2-15, 2021.....	RFPs Evaluated
June 15-17, 2021.....	Interviews
June-July 2021	Selected DB Firm Notification and Contract Negotiations
September 2021.....	SAWS Board Consideration and Award
September 2021.....	Non-Selection Notices Mailed
September 2021.....	Start Work

The dates listed above are subject to change without notice.

END OF ADDENDUM 2

This Addendum is eleven (11) pages in its entirety, with one (1) attachment.

Attachment: General Wage Decision Number TX20210231 (rev. 3/12/21) (7 pages)

"General Decision Number: TX20210231 03/12/2021

Superseded General Decision Number: TX20200231

State: Texas

Construction Type: Building

County: Bexar County in Texas.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.95 for calendar year 2021 applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.95 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2021. If this contract is covered by the EO and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must pay workers in that classification at least the wage rate determined through the conformance process set forth in 29 CFR 5.5(a)(1)(ii) (or the EO minimum wage rate, if it is higher than the conformed wage rate). The EO minimum wage rate will be adjusted annually. Please note that this EO applies to the above-mentioned types of contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but it does not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60). Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Modification Number	Publication Date
0	01/01/2021
1	03/12/2021

ASBE0087-014 03/02/2020

	Rates	Fringes
ASBESTOS WORKER/HEAT & FROST INSULATOR (Duct, Pipe and Mechanical System Insulation)....	\$ 23.97	10.79

BOIL0074-003 01/01/2017

	Rates	Fringes
BOILERMAKER.....	\$ 28.00	22.35

ELEC0060-003 07/27/2020

	Rates	Fringes
ELECTRICIAN (Communication Technician Only).....	\$ 29.60	15%+5.45

ELEC0060-004 07/27/2020

	Rates	Fringes
ELECTRICIAN (Excludes Low Voltage Wiring).....	\$ 29.60	18%+5.45

* ELEV0081-001 01/01/2021

	Rates	Fringes
ELEVATOR MECHANIC.....	\$ 43.31	36.365

FOOTNOTES:

A. 6% under 5 years based on regular hourly rate for all hours worked. 8% over 5 years based on regular hourly rate for all hours worked.

B. Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving Day; Christmas Day; and Veterans Day.

ENGI0450-002 04/01/2014

	Rates	Fringes
POWER EQUIPMENT OPERATOR Cranes.....	\$ 34.85	9.85

IRON0066-013 06/01/2020

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 23.45	6.83

IRON0084-011 06/01/2020

	Rates	Fringes
IRONWORKER, ORNAMENTAL.....	\$ 25.26	7.13

PLUM0142-009 07/01/2020

	Rates	Fringes
HVAC MECHANIC (HVAC Electrical Temperature Control Installation Only).....	\$ 30.25	13.36
HVAC MECHANIC (HVAC Unit Installation Only).....	\$ 30.25	13.36

PIPEFITTER (Including HVAC Pipe Installation).....	\$ 31.90	13.76
Including HVAC Pipe Installation		
PLUMBER (Excludes HVAC Pipe Installation).....	\$ 31.90	13.76
Excludes HVAC Pipe Installation		

 * SFTX0669-002 01/01/2021

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers).....	\$ 30.64	22.20

 SHEE0067-004 07/01/2020

	Rates	Fringes
Sheet metal worker		
Excludes HVAC Duct Installation.....	\$ 27.31	15.51
HVAC Duct Installation Only.	\$ 27.31	15.51

 SUTX2014-006 07/21/2014

	Rates	Fringes
BRICKLAYER.....	\$ 22.15	0.00
CARPENTER (Acoustical Ceiling Installation Only).....	\$ 17.83	0.00
CARPENTER (Form Work Only).....	\$ 13.63	0.00
CARPENTER, Excludes Acoustical Ceiling Installation, Drywall Hanging, Form Work, and Metal Stud Installation.....	\$ 16.86	4.17
CAULKER.....	\$ 15.00	0.00
CEMENT MASON/CONCRETE FINISHER...	\$ 22.27	5.30
DRYWALL FINISHER/TAPER.....	\$ 13.81	0.00
DRYWALL HANGER AND METAL STUD INSTALLER.....	\$ 15.18	0.00
ELECTRICIAN (Low Voltage Wiring Only).....	\$ 20.39	3.04
IRONWORKER, REINFORCING.....	\$ 12.27	0.00
LABORER: Common or General.....	\$ 10.75	0.00
LABORER: Mason Tender - Brick...	\$ 11.88	0.00

LABORER: Mason Tender - Cement/Concrete.....	\$ 12.00	0.00
LABORER: Pipelayer.....	\$ 11.00	0.00
LABORER: Roof Tearoff.....	\$ 11.28	0.00
LABORER: Landscape and Irrigation.....	\$ 8.00	0.00
OPERATOR: Backhoe/Excavator/Trackhoe.....	\$ 15.98	0.00
OPERATOR: Bobcat/Skid Steer/Skid Loader.....	\$ 14.00	0.00
OPERATOR: Bulldozer.....	\$ 14.00	0.00
OPERATOR: Drill.....	\$ 14.50	0.00
OPERATOR: Forklift.....	\$ 12.50	0.00
OPERATOR: Grader/Blade.....	\$ 23.00	5.07
OPERATOR: Loader.....	\$ 12.79	0.00
OPERATOR: Mechanic.....	\$ 18.75	5.12
OPERATOR: Paver (Asphalt, Aggregate, and Concrete).....	\$ 16.03	0.00
OPERATOR: Roller.....	\$ 12.00	0.00
PAINTER (Brush, Roller and Spray), Excludes Drywall Finishing/Taping.....	\$ 13.07	0.00
ROOFER.....	\$ 12.00	0.00
TILE FINISHER.....	\$ 11.32	0.00
TILE SETTER.....	\$ 14.94	0.00
TRUCK DRIVER: Dump Truck.....	\$ 12.39	1.18
TRUCK DRIVER: Flatbed Truck.....	\$ 19.65	8.57
TRUCK DRIVER: Semi-Trailer Truck.....	\$ 12.50	0.00
TRUCK DRIVER: Water Truck.....	\$ 12.00	4.11

WELDERS - Receive rate prescribed for craft performing
operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of ""identifiers"" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than ""SU"" or ""UAVG"" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

Survey Rate Identifiers

Classifications listed under the ""SU"" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION"