

# Port of Gulfport Restoration Program

## Questions Received as of April 10, 2009

**ANY CHANGES TO ANSWERS PREVIOUSLY POSTED ARE INDICATED IN**

**BOLD RED TEXT.**

1. Will contractors be considered for award of more than one RFP? Example: Construction Management and General Engineering.

YES, BUT ALL ELSE BEING EQUAL, WE WOULD NOT AWARD TWO CONTRACTS TO ONE FIRM, AS A PRIME, IF THERE WAS AN EQUALLY QUALIFIED SECOND FIRM.

2. Will alternate proposals be considered where cost savings due to economies of scale are presented?

YES, BUT THE PROPOSAL MUST ALSO RESPOND TO THE ORIGINAL REQUEST FOR PROPOSAL REQUIREMENTS.

3. Will alternate proposals be considered when obvious operational and cost efficiencies will be recognized?

YES, BUT THE PROPOSAL MUST ALSO RESPOND TO THE ORIGINAL REQUEST FOR PROPOSAL REQUIREMENTS.

4. Scope of Services, Introduction: The RFP states that the contract limit is \$1,000,000 with a possible \$500,000 increase. Is this the funding limit over the two-year contract period? Will each CM firm be awarded one contract with the aforementioned funding limits or will there be multiple contracts per firm, each with the aforementioned funding limits?

THE FUNDING LIMITS ARE BEING CHANGED BY ADDENDUM. EACH CONTRACT AWARDED WILL HAVE THE SAME FUNDING LIMITS.

ADDENDUM WILL BE AVAILABLE SHORTLY. **THE ADDENDUM IS AVAILABLE.**

5. Standard Agreement for Professional Services, Attachment A, Item 14: "Unless otherwise stated in the Contact Documents to be the responsibility of Owner, Contractor shall, at the Contractor's cost, procure all its administrative, construction and building permits and licenses and any other permits that may be required for construction and, pay all charges and fees and give all notices necessary and incidental to the due and lawful prosecution of the Work." Does this mean that the Contractor is to furnish, at its own cost, the stated items for Owner-specific construction fees; or, is this associated only with the Contractor's work space fees for project execution?

THIS LANGUAGE REFERS TO THE CONSTRUCTION CONTRACTOR REQUIREMENTS, NOT THE CONSTRUCTION MANAGER REQUIREMENTS. CONSTRUCTION CONTRACTOR WILL BE RESPONSIBLE FOR OBTAINING ALL PERMITS NECESSARY FOR THE WORK CONTRACTED.

6. Does the 30-page limit on response documents, under Submittal Requirements, count front-and-back printing as one or two pages?

THIRTY PAGES MEANS THIRTY PAGES OF READING MATERIAL. IF PRINTED FRONT AND BACK THEN ONLY FIFTEEN SHEETS OF PAPER WOULD BE NEEDED TO PROVIDE THIRTY PAGES OF READING MATERIAL.

7. On page 6 of the Utility and Underground Surveying RFQ, it states that the survey shall be prepared in accordance with the Site Surveying Manual of the MS St Port at Gulfport. How can we obtain a copy of this manual?

THE SURVEY MANUAL WILL BE PROVIDED TO THE SUCCESSFUL FIRM. THE MANUAL IDENTIFIES SUCH THINGS AS: LOCATION OF BENCHMARK MONUMENTS; TIDE CHARACTERISTICS; ETC AND IS NOT A NECESSARY COMPONENT FOR SUBMITTING A PROPOSAL.

8. Will environmental engineering services be requested for the upcoming procurement? I've reviewed the General Engineering RFP and environmental engineering services (Corps/DMR permitting, wetland delineation, hydraulic/hydrologic modeling, etc.) were not specified under the Scope of Services section.

CURRENTLY, ENVIRONMENTAL SERVICES IS BEING HELD FOR A LATER RELEASE.

9. What is the definition of local?

LOCAL MEANS HEADQUARTERED WITHIN THE STATE OF MISSISSIPPI.

10. If you have a local unrestricted business would that meet the requirements for the scoring criteria?

LOCAL IS ONE PART OF THE SCORING CRITERIA. DISADVANTAGED IS A SECOND PART OF THE SCORING CRITERIA. YOU CAN GAIN POINTS BY EITHER BEING ONE OR THE OTHER OR BOTH.

11. Is the intention to encourage the participation of local firms and disadvantaged firms? Will points be awarded for participation by local firms that are not disadvantaged? Does a disadvantaged or small business have to be local to meet the requirements for the scoring criteria?

LOCAL IS ONE PART OF THE SCORING CRITERIA. DISADVANTAGED IS A SECOND PART OF THE SCORING CRITERIA. YOU CAN GAIN POINTS BY EITHER BEING ONE OR THE OTHER OR BOTH.

12. We understand there may be a wide array of engineering tasks involved for infrastructure, but the item that is very unclear is the magnitude and/or volume of work for the 5 year period and/or annually. A ballpark dollar volume of work annually would be helpful. In the scoring criteria it mentions 30 points for Adequacy of resources to deliver the work--- how are the prospective firms supposed to know if they need a team of 5 licensed engineers or 50?

THERE IS NO DOLLAR VOLUME MENTIONED BECAUSE THE WORK IS NOT WELL DEFINED YET. THE RFQ PROVIDES A LIST OF THE TYPE OF WORK WE ANTICIPATE WILL BE ASSIGNED, WE PROVIDED A PRESENTATION SHOWING THE PROGRESSION OF THE PROGRAM WHICH WOULD ALLOW AN ESTIMATE OF THE SIZE OF PROJECTS ANTICIPATED IN THE FIRST FIVE YEARS.

13. On page 6 of the Utility & Underground Surveying RFQ Procurement 09-003, under the Scope of Services paragraph it references the "Site Surveying Manual" of the MS State Port at Gulfport. How can I get a copy of the manual?

THE SURVEY MANUAL WILL BE PROVIDED TO THE SUCCESSFUL FIRM. THE MANUAL IDENTIFIES SUCH THINGS AS: LOCATION OF BENCHMARK MONUMENTS; TIDE CHARACTERISTICS; ETC AND IS NOT A NECESSARY COMPONENT FOR SUBMITTING A PROPOSAL.

14. I have heard the RFQ's are going out soon, where will the listing of the contract winners be?

EACH CONTRACT WILL BE APPROVED BY THE BOARD OF COMMISSIONERS IN A PUBLIC MEETING. IF YOU ARE INTERESTED IN A SPECIFIC RFP/RFQ AND HAVE MISSED THE PUBLICATION OF THE COMMISSION AGENDA AND THE COMMISSION MEETING, A QUESTION CAN BE POISED TO EITHER THE PORT STAFF OR THE PROGRAM MANAGER.

15. Are you thinking Construction Management?

THERE IS A SPECIFIC RFQ ADVERTISED FOR CONSTRUCTION MANAGEMENT.

16. Can we get copies of any digital boundary files for the areas of interest defined in Figure 1?

ASSUME THERE ARE NO DIGITAL BOUNDARY FILES AVAILABLE.

17. Do you have a preferred tile/sheet size and layout for the deliverable data? If so, are digital files available?

THIS WILL BE DETERMINED WITH THE SELECTED PARTY.

18. Is a full cost proposal required? We note that rates are requested in the submittal content requirements (p4 #12) but a cost proposal is not specified in that section. However, cost is referenced as an evaluation criterion on p11 #6. If a cost proposal is required, do you have a preferred format or breakout?

IT IS OUR INTENT TO HAVE COMPLETE LUMP SUM COST PROPOSALS SUBMITTED. BECAUSE THIS IS UNCLEAR, WE WILL PUT OUT AN ADDENDUM TO DETAIL THIS ISSUE.

19. If direct-to-digital imaging sensors that meet or exceed the mapping accuracy requirements will be considered, would the requirement for 9" x 9" contact prints be eliminated?

DIRECT-TO-DIGITAL IMAGING SENSORS ARE ACCEPTABLE PROVIDED THEY MEET OR EXCEED THE ACCURACY REQUIREMENTS.

20. We were under the impression that we would submit separate proposals for onshore and offshore geotechnical work. Is this correct? Or are you expecting one proposal that includes both onshore and offshore geotechnical work? Should we submit one or separate proposals to be considered for both?

OUR ORIGINAL POSITION WAS TO REQUEST SEPARATE PROPOSALS HOWEVER A LATER DETERMINATION WAS MADE TO HAVE ONLY ONE PROPOSAL FOR BOTH ONSHORE AND OFFSHORE GEOTECHNICAL WORK.

PLEASE PROVIDE A SINGLE PROPOSAL COVERING BOTH ONSHORE AND OFFSHORE.

21. Referring to bullets 9 and 10 under Submittal Content, Minority Owned Businesses and the CM role - The CM may recommend MOB's to construction contractors to consider, yet would have little ability to enforce such usage. Are these bullets more for the use of the construction bidders?

THESE BULLETS INCLUDE THE FOLLOWING:

POSITIVE EFFORTS AS REQUIRED BY THE CDBG PROGRAM SHALL BE MADE BY RESPONDANT TO UTILIZE MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES AS SOURCES OF MATERIALS, SUPPLIES AND SERVICES. SUCH EFFORTS MUST ALLOW THESE SOURCES THE MAXIMUM FEASIBLE OPPORTUNITY TO COMPETE FOR SUBCONTRACTS. DOCUMENTATION OF EFFORTS MADE TO UTILIZE MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES MUST BE MAINTAINED BY ALL RESPONDANTS.

RESPONDANTS ARE STRONGLY ENCOURAGED TO MENTOR MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES. IF APPLICABLE, SUBMIT A MENTORING PLAN DETAILING HOW RESPONDENT WILL ASSIST A DISADVANTAGED BUSINESS BY IMPARTING DESIRED AND BENEFICIAL KNOWLEDGE AND CAPABILITY TO DISADVANTAGED FIRM.

THE INTENT OF THE RFQ IS TO ENCOURAGE POSITIVE AND WORTHWHILE EFFORTS ON BEHALF OF THE RESPONDENT TO ASSIST DISADVANTAGED BUSINESSES FOR BOTH PROFESSIONAL SERVICES AND CONSTRUCTION CONTRACTORS.

22. Is it the intention of the RFQ to:

a) Exhibit the Bidder's plans and methods for overseeing contractors' use of minority, small, women, veteran, and other disadvantaged businesses, or,

NO.

b) List possible firms solely for the CM's use on the impending projects, or,

NOT SURE HOW TO INTERPRETE THIS QUESTION. PLEASE RE-PHASE AND RE-SUBMIT IF NEEDED.

c) Provide names of such construction businesses in this proposal?

ONLY IF YOU ARE TEAMED WITH THE FIRM NAMED.

23. The question is related to planimetric content. "The RFP references orthos and DTM but does not specifically state any planimetric mapping requirements. It references topography (which often is intended to represent plan) and other misc items (street names, grid ticks, etc...). Please clarify what if any planimetric data will be collected. Our assumption is that MSPA will at least want 1"=50' (everything you can see) content at least for the DTM area.

THE AREA MARKED IN GREEN ON FIGURE 1 WILL REQUIRE SPECIFIED DELIVERABLES FOR A DTM, CONTOURS, PLANIMETRIC MAPPING, AND DIGITAL ORTHOPHOTO. THE CONTOURS AND PLANIMETRIC MAPPING WILL BE INCLUDED IN THE MICROSTATION FILE SPECIFIED IN THE DELIVERABLE SECTION OF THE RFP. THE PLANIMETRIC FEATURES WILL INCLUDE THOSE VISIBLE ON THE AERIAL PHOTOGRAPHY AND NORMALLY SHOWN ON 1 INCH = 50 FEET SCALE AERIAL MAPPING.

THE DELIVERABLE FOR THE AREA MARKED IN RED IS A DIGITAL ORTHOPHOTO THAT MEETS THE SPECIFIED PIXEL SIZE AND HORIZONTAL ACCURACY REQUIREMENTS.

24. Do firms like ours who work in Mississippi on a regular basis have any chance to be short listed or chosen, even though we don't have an office in Mississippi? We would like to know that we at least have some chance to propose bases on our strength and experience.

THERE IS A PREFERENCE GIVEN TO FIRMS HEADQUARTERED IN MISSISSIPPI. THE PREFERENCE IS SUFFICIENT TO BREAK A TIE OR ALLOW A MS FIRM TO MOVE AHEAD OF A VERY CLOSE COMPETITOR, BUT NOT SUFFICIENT TO DETERMINE A SELECTION OTHERWISE.

25. Addendum 1 states "The estimated value of planned construction is approximately \$105,000,000, and the estimated value of the construction management is \$5,200,000. Each CM IDIQ contract is anticipated to include a \$6,500,000 maximum value, with an option for up to an additional \$2,500,000 if desired by MSPA."

Is the \$6,500,000 maximum value intended to be construction value or does it represent the maximum value of the construction management fees?

THE ESTIMATED VALUE OF PLANNED CDBG-FUNDED CONSTRUCTION IS APPROXIMATELY \$105,000,000. THE ESTIMATED VALUE OF CONSTRUCTION MANAGEMENT FOR THE CDBG-FUNDED WORK IS \$5,200,000. THERE IS ALSO AN UNDETERMINED AMOUNT OF NON-CDBG-FUNDED WORK WHICH MAY BE AWARDED. THERE MAY BE ONE OR MORE CM CONTRACTS AWARDED SHOULD IT BE DETERMINED THERE IS A PREFERENCE FOR HAVING BOTH A CM FOR CDBG-FUNDED WORK AND A SEPARATE CM FOR NON-CDBG-FUNDED WORK. THE MAXIMUM VALUE OF \$6,500,000 FOR CM CONTRACTS IS BASED ON A BEST ESTIMATE AT THIS TIME OF THE WORK WHICH MIGHT BE AWARDED.

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**THE FOLLOWING QUESTIONS AND ANSWERS ARE FROM THE TRANSCRIPT TAKEN AT THE PRE-SUBMITTAL MEETING. THE TEXT WAS EDITED FOR GRAMMER AND BRIEVITY, BUT THE INTENT OF THE ORIGINAL DIALOGUE IS UNCHANGED. IF YOU WOULD LIKE TO SEE THE ORIGINAL TEXT, PLEASE CONTACT THE PORT OF GULFPORT.**

26. I'm submitting as a prime on the utility location. I was asked to be a sub for the aerial survey and mapping. You mentioned you didn't want to have multiple awards to the same firm if possible. Would it hurt either one of us for me to be a sub on someone else's award?

NO. WHEN WE'RE TALKING ABOUT TRYING TO NOT AWARD CONTRACTS IN TWO DIFFERENT AREAS TO THE SAME FIRM, THAT'S REALLY AIMED AT THE PRIME. A SINGLE FIRM COULD BE A SUB-CONSULTANT ON MULTIPLE PROPOSALS AND BE A PRIME ON ONE PROPOSAL, AND IT ALL BE CONSIDERED ENTIRELY SEPARATE AND MEETING OUR GUIDELINES.

27. On your solicitation for general engineering services contract, it states in there that you want to have detailed resumes of key personnel. The question is: "Is that included in the 25 page maximum limit, or is it exclusive of that?"

THAT'S INCLUSIVE IN THE 25 PAGE LIMIT. YOU CAN PROBABLY LIMIT YOUR KEY PERSONNEL TO SOMETHING LIKE THREE FOLKS.

28. Our concern was there was 20 specific elements listed in that particular solicitation being important to the contract. Of course, we have key people (inaudible). We don't want to leave anybody out or any information out. That's the only concern we have.

IT'S INSIDE THE 25. IF YOU WANT TO HAVE RESUMES FOR 25 PEOPLE AND IDENTIFY A SEPARATE PERSON FOR EACH OF THE SUGGESTED TASKS, IT'S GOING TO BE A LITTLE BIT OF A CHALLENGE.

29. On the construction management request for proposal, you mentioned commissioning management. Is there any desire now or is it going to be down the road? And to what extent the commissioning is going to be involved?

NO KNOWN NEED FOR COMMISSIONING AT THIS TIME. WE DON'T KNOW THAT THERE WILL BE A NEED FOR COMMISSIONING IN THE FIRST FOUR YEARS OR NOT. WE INCLUDED IT SO THAT OUR DESCRIPTION WAS INCLUSIVE, BUT WE DON'T KNOW THAT IT IS GOING TO BE A SPECIFIC TASK.

30. Will there be a list of the individuals who have requested the RFQs in the various packages sent out or available?

IF YOU WOULD LIKE TO KNOW WHO HAS REQUESTED RFPS OR RFQS, CONTACT THE PORT. THE PORT WILL BE ABLE TO PROVIDE YOU WITH A LIST OF COMPANIES THAT HAVE REQUESTED RFPS OR RFQS.

31. You mentioned earlier the hourly rates. Are they going to be all-inclusive rates where they are going to include offices? Are they going to include plans and specification reproduction? Or are they just hourly rates for the individuals that are going to be assigned to the project itself at this point?

WE'RE LOOKING FOR THE RATES OF PEOPLE THAT ARE GOING TO BE ASSIGNED TO THE PROJECT AT THIS TIME. BUT WE'VE ASKED FOR THE COST PROPOSALS TO BE AS INCLUSIVE AS POSSIBLE. SO IF YOU WOULD ENVISION THAT YOU ARE GOING TO HAVE A FIELD OFFICE, LET'S SAY, FOR THE CM, THEN WE WOULD EXPECT TO HAVE A COST FOR THAT IN YOUR COST PROPOSAL.

32. Right now, we did not notice the requirement for a PE license to be the lead in the construction management RFQ. And it was mentioned today that each lead would have to be a professional engineer. Could you expand on that?

THE LEAD WILL BE A PROFESSIONAL ENGINEER. AND IF THAT REQUIRES CLARIFICATION, WE WILL DO SO. (THIS RESPONSE WAS MODIFIED IN RESPONSE TO A LATER QUESTION. SEE QUESTION 41.).

33. One of the things in the requirements for the proposal is to include projects that have been finished within a maximum five year duration from this time. I would suggest or we would like to suggest that that be expanded because even this project is going to take ten years to finish. And in doing that, there are many projects that could be included in a proposal that are beyond the five year duration or even have not been finished at this point in time. We would just like to suggest the loosening of that requirement.

WE HAVE FOUND THAT SOMETIMES WE WILL GET, IN A COMPANY'S DESCRIPTION OF EXPERIENCE, PROJECTS THAT ARE 15, 20 YEARS OLD. THE FOLKS THAT DID THOSE PROJECTS ARE NO LONGER AT THE COMPANY, OR THEY ARE RETIRED. WE DON'T HAVE THE TIME TO GO BACK AND BACK-CHECK ALL THAT. WE'RE MAKING THE ASSUMPTION THAT IF THE PROJECTS ARE WITHIN FIVE YEARS, AT THIS STAGE, WE WILL ASSUME THE PEOPLE THAT WORKED ON THOSE PROJECTS ARE STILL AT THE COMPANY AND THAT THOSE PROJECTS ARE STILL VALID.

WE ARE ONLY COMMITTED TO REVIEWING THE PROJECT EXPERIENCE THAT OCCURRED IN THE PAST FIVE YEARS. IF YOU BELIEVE YOU HAVE RELEVANT EXPERIENCE BEYOND FIVE YEARS COMPLETED BY YOUR CURRENT STAFF, PLEASE SUBMIT AS PART OF YOUR RESPONSE.

34. Will the Power Point of today's presentation be available to the respondents?

YES, IT IS POSTED ON [WWW.PORTOFTHEFUTURE.COM](http://WWW.PORTOFTHEFUTURE.COM).

35. The CM RFQ prohibits a joint venture which is something we're unaccustomed to. Would you reconsider if you could define, clearly define, the responsibility and the points of contact with the JD? Would the Port or CH2M HILL reconsider that project and allow the JV to submit on the CM portion?

**YES. THE MSPA HAS REVIEWED THE JOINT VENTURE LANGUAGE AND DETERMINED THAT THE PROHIBITION OF JOINT VENTURES IN NO WAY DISCOURAGES OR PREVENTS RESPONDENTS FROM PARTNERING/TEAMING TO PROVIDE COMPETITIVE RESPONSES.**

**HOWEVER, IN THE INTEREST OF MAXIMIZING THE POTENTIAL FOR INNOVATIVE-QUALITY PROPOSALS, INCREASING COMPETITION AND PROCURING THE BEST SERVICE FOR THE PORT, THE PORT WILL ISSUE AN ADDENDUM TO ALLOW JOINT VENTURES IN RESPONSE TO THE CONSTRUCTION MANAGEMENT RFP. IT IS THE INTENT, GIVEN THE LARGE NUMBER OF CONTRACTORS THAT MSPA MUST MANAGE AND THE COMPLEX REGULATORY REQUIREMENTS FOR THIS PROGRAM, TO HAVE A SINGLE CONTRACTING AND ACCOUNTABLE ENTITY FOR EACH SERVICE PROCURED. CONTRACT ARRANGEMENTS BETWEEN CONTRACTORS ARE LEFT TO THE DISCRETION OF THOSE PARTIES AND THE SELECTED PARTY WILL BE REQUIRED TO SATISFY THOSE REQUIREMENTS SHOULD THEY BE SELECTED.**

36. In the context that you have two Mississippi companies coming together and that allows those two companies to put their best people on the team, they can service this port and provide value, we would respectfully request that you reconsider and think about the issues from that perspective.

WE'RE NOT MAKING ANY ATTEMPT TO PREVENT COMPANIES FROM COMING TOGETHER AND FORMING TEAMS AND PARTNERING. WE ENCOURAGE THE FORMING OF TEAMS, AND WE ENCOURAGE PARTNERING, AND THERE ARE A NUMBER OF OTHER WAYS THAT CAN BE DONE OTHER THAN A JOINT VENTURE. WE CONSIDERED THOSE THINGS WHEN WE MADE THIS DETERMINATION FOR THIS PROJECT. WE WILL BE HAPPY TO PUT IT BACK UNDER CONSIDERATION.

**SEE RESPONSE TO QUESTION 35.**

37. We will be responding as a sub-consultant, and we are a minority firm. Would that mean we still need to mentor another group from Mississippi? Or because we are a minority firm and a sub-consultant, would that requirement be covered?

OUR ATTEMPT IS TO SUGGEST A MENTORING PLAN IS BENEFICIAL TO THE DISADVANTAGED BUSINESS AND IS A CRITERION IN OUR SELECTION PROCESS. FIRST WE WILL DETERMINE IF THERE IS A MINORITY, OR DISADVANTAGED FIRM IN THE PROPOSAL, OR IS THERE A LOCAL FIRM.

SECOND, IN TERMS OF THE MINORITY FIRM, WE WILL BE LOOKING FOR SOME SORT OF JUSTIFICATION FOR US FEELING THAT (IF THE PRIME IS NOT A MINORITY FIRM, AND IT HAS A SUB AS A MINORITY FIRM) THE MENTORING PLAN IS GOING TO DO SOMETHING IN THE WAY OF AN AFFIRMATIVE ACTION TO ASSIST THAT MINORITY FIRM.

AS AN EXAMPLE, IF THE MINORITY FIRM IS A SURVEYING COMPANY THAT HAS NO GIS CAPABILITY AND THE LARGE FIRM DOES, AND THE PROJECT IS A GIS-RELATED PROJECT, THEN IS THE LARGER FIRM JUST USING THE SMALL FIRM TO GO OUT AND CHECK THINGS IN THE FIELD, AND WHEN IT'S ALL OVER, THEY'VE LEARNED NOTHING NEW, NOTHING DIFFERENT, THAN WHAT THEY KNEW BEFORE? OR IS THERE GOING TO BE SOME ATTEMPT TO HELP THAT SMALLER FIRM GAIN GIS CAPABILITIES AND INCREASE THE CAPABILITIES AND THE JOB POTENTIAL FOR THAT SMALLER FIRM?

IF THERE IS A PLAN WHICH AFFIRMATIVELY INDICATES TO US THAT THERE IS GOING TO BE A TRANSFER OF TECHNOLOGY, A TRANSFER OF CAPABILITY, THAT IS GOING TO BENEFIT THE DISADVANTAGED FIRM, AND THE DISADVANTAGED FIRM DESIRES TO HAVE THAT CAPABILITY, THAT IS WORTH SOMETHING TO US IN OUR SELECTION.

38. You asked for verification of certificates of authority and things of that nature to do business. The State of Mississippi, the board of licensure for professional regulation no longer sends any kind of certificates. That's kept on their website for anybody to look it up. So there are no paper trails and if you printed out that list, you probably would end up with certificates of authority and PE licenses, you'd end up with about 50 pages. So that's not practical.

WE'RE ONLY LOOKING FOR A SENTENCE THAT SAYS WE ARE A MISSISSIPPI CORPORATION OR A SENTENCE THAT SAYS WE ARE LICENSED IN THE STATE OF MISSISSIPPI. AN AFFIRMATIVE STATEMENT IN RESPONSE TO THAT REQUEST IS ALL THAT IS NEEDED.

39. You asked for certificate of good standing, I believe, of your firm, from the state tax department. If you're a small business, Sub-Chapter S corporation, there are no taxes other than a payment of \$25 a year to maintain your record with the state, because it's all taxes go to the individual owners. When we checked with the state tax department, they will issue a certificate, but it takes eight weeks to get it in that situation.

IF YOU WOULD RESPOND IN THE AFFIRMATIVE, THAT WOULD MEET THAT REQUIREMENT, AND WE CAN CHECK IT.

40. Do you mind putting up the slide that showed the future RFPs that are coming out in the next 30 to 45 days?

WE DIDN'T SAY THESE ARE ALL COMING OUT IN THE NEXT 30 TO 45 DAYS. WHAT WE SAID IS WE'RE GOING TO DO THIS IN WAVES, AND THE NEXT GROUPING OF THEM WE HOPE WILL BE OUT IN THE NEXT 30 TO 45 DAYS. AND THEN, BASED ON OUR EXPERIENCE, A THIRD GROUP WILL COME OUT, HOPEFULLY, WITHIN 30 TO 45 DAYS.

NEITHER WILL WE MAKE THE REPRESENTATION THAT THESE ARE EXACTLY WHAT WILL COME OUT. THIS IS WHAT WE'RE THINKING TODAY WILL COME OUT. AND THIS INFORMATION WILL ALL BE POSTED ON THE WEBSITE SO THAT YOU WILL BE ABLE TO GET THIS PRESENTATION ON THE WEBSITE, AND ANY INFORMATION THAT HAS BEEN PROVIDED TO YOU TODAY WILL ALSO BE INCLUDED IN THE QUESTIONS AND ANSWERS AS QUICKLY AS WE CAN GET THEM TYPED UP AND PUT ON THE WEBSITE.

41. I know there is a requirement for a PE for construction management contract. Can you elaborate on the need for that? And are there going to be any design responsibilities needed for the CM?

THERE ARE NO DESIGN RESPONSIBILITIES THAT WE HAVE CURRENTLY ENVISIONED FOR THE CM AND WE CAN SEE CIRCUMSTANCES WHERE IT MIGHT BE THAT WE WOULD NOT NEED THE CM HIMSELF TO BE A PE AS LONG AS THERE WAS A PE SOMEWHERE ON THE STAFF. WE NEED A PE BECAUSE THE CM WILL BE REVIEWING NUMBERS OF DOCUMENTS THAT COME IN FROM THE ENGINEERS.

WE ARE GOING TO BE REQUIRING CERTIFICATIONS AND THERE ARE GOING TO BE DOCUMENTS THAT WE WILL WANT TO BE STAMPED BY THE CM IN AN OFFICIAL CAPACITY. THE PE STAMP WOULD ALLOW THAT TO HAPPEN.

**WE ARE REQUIRING THERE BE A PE ON THE CM TEAM. IT IS NOT NECESSARY FOR THE LEAD CM INDIVIDUAL TO BE A PE. THE PE MAY BE FROM A DIFFERENT ENTITY THAN THE PRIME AS LONG AS THE PE IS ON THE CM TEAM AND THERE IS A CONTRACTURAL RELATIONSHIP BETWEEN THE CM AND THE PE.**

42. Would clarify whether the PE would have to be part of an entity that is submitting or if it could be an affiliation with an engineering firm as part of a team.

WE'LL CLARIFY THAT POINT AS WELL. **SEE RESPONSE TO QUESTION 41.**

43. If you are awarded an IDIQ contract, does that preclude you from any RFQs?

WE ARE NOT GOING TO DISQUALIFY ANY OF THE PEOPLE THAT HAVE RESPONDED TO THE INITIAL SET OF RFQS FROM RESPONDING TO SUBSEQUENT RFQS, EVEN IF THE FIRM HAS BEEN AWARDED A CONTRACT. NO ONE IS EVER DISQUALIFIED FROM COMPETING FOR ANOTHER CONTRACT. BECAUSE YOU HOLD ONE CONTRACT DOES NOT DISQUALIFY YOU FROM COMPETING FOR ANOTHER CONTRACT AND DOESN'T DIMINISH YOUR CHANCES.

IF YOU'RE DECIDEDLY THE BEST FIRM, THAT'S WHO WE'RE GOING TO AWARD IT TO.

- 44. I'm a little confused by your answer to a very recent question and an answer to the previous question. Right now, there's a number of RFPs out and SOQs. And my understanding earlier was that you would not award the same prime to two of those. But recently, you said having a contract wouldn't disqualify you from another contract.

WE ARE NOT GOING TO RESTRICT ANYBODY FROM COMPETING FOR ANY CONTRACT. IF YOU ARE A PRIME OR A SUB-CONSULTANT ON ONE CONTRACT, WE'RE NOT GOING TO RESTRICT ANYBODY FROM BEING A PRIME OR A SUB ON ANY OTHER CONTRACT.

WHERE POSSIBLE, AND IT MAY OCCUR WE WOULD ASSUME VERY RARELY, WE WOULD SHOW A PREFERENCE FOR NOT HAVING ONE FIRM AWARDED TWO CONTRACTS. THE ONLY PLACE WE CAN FORESEE THAT HAPPENING IS IF WE HAD A DEAD HEAT. LET'S SAY YOUR FIRM ACME ALREADY HAD A CONTRACT, AND YOU WENT OUT FOR ANOTHER CONTRACT, AND IT WAS A DEAD HEAT BETWEEN ACME AND BRAVO, DEAD HEAT, WE WOULD GIVE PREFERENCE TO BRAVO.

ON THE OTHER HAND, IF FOR EXAMPLE YOU ARE ACME, AND YOU HAVE A CONTRACT, AND YOU GO AFTER ANOTHER ONE, AND IN OUR EVALUATION PROCESS YOU ARE CLEARLY A STANDOUT, MORE QUALIFIED THAN ANYONE ELSE, THEN WE WILL AWARD YOU. IN A CASE WHERE WE HAVE A DEAD HEAT, THE PREFERENCE WILL GO TO SOMEONE WHO DOESN'T HAVE A CONTRACT. A DEAD HEAT DOESN'T OCCUR VERY OFTEN.

ALL THE COMPETITION IN THE SELECTION PROCESS IS OPEN. ALL OF THE CONTRACTS ARE COMPLETELY OPEN. YOU CAN GO AFTER ONE OR AS MANY AS YOU WOULD LIKE. THERE'S NO RESTRICTION.

THE COMMENTS WE HAVE MADE HAVE ONLY BEEN INTENDED TO SAY THAT IF THERE IS A DEAD HEAT, WHICH SELDOM OCCURS, THEN WE WOULD MOST LIKELY SELECT THE FIRM THAT DOESN'T CURRENTLY HAVE A CONTRACT.

HOWEVER, IF YOU ARE CLEARLY BETTER THAN ANYONE ELSE IN TWO FIELDS, CLEARLY BETTER, MORE CAPABLE, MORE RESOURCES, MORE COMMITMENT, THAN ANYONE ELSE IN TWO AREAS, THERE IS NOTHING THAT PREVENTS US FROM GIVING TWO CONTRACTS TO THE SAME FIRM.

- 45. Will there be a future RFP for hydrographic surveying services? And if not, how would that be contracted?

AT THIS POINT, WE'RE NOT SURE IF WE'RE GOING TO MAKE A HYDROGRAPHIC SURVEY PART OF THE CONTRACT THAT WE'VE IDENTIFIED FOR DREDGING SERVICES OR NOT. OBVIOUSLY, WE ARE GOING TO NEED BATHOMETRY AND HYDROGRAPHIC SURVEY. IF WE WOULD DO THAT SEPARATE OR HAVE THAT BE PART OF THE OVERALL DREDGING SUPPORT SERVICES, WE ARE NOT CERTAIN.

**END OF QUESTIONS ASKED AT THE PRE-SUBMITTAL MEETING.**



**RESUME QUESTIONS SENT TO THE PROPOSAL MAILBOX.**

- 46. If the MS PE remains a requirement for the Aerial Survey and the GIS Services RFPs, must the prime contractor have the MS PE on staff or may the MS PE be on one of the teammates/subcontractors?

IN THE AERIAL SURVEY AND MAPPING RFP, THERE IS NO GENERAL REQUIREMENT THAT THE LEAD BE A PROFESSIONAL ENGINEER LICENSED IN MISSISSIPPI. THE REQUIREMENTS AND RESPONSIBILITIES FOR A PROFESSIONAL SURVEYOR, LICENSED IN THE STATE OF MISSISSIPPI, ARE DEFINED IN THE STATEMENT OF SERVICES FOR THE AERIAL SURVEY AND MAPPING RFP AND REMAIN VALID.

47. What is the minimum minority, small, women, veteran, and other disadvantage business goal or percentage of contract for each RFP? If one is not established for this project, what is the typical requirement for other projects that are performed at the Mississippi State Port Authority?

THERE IS NO MINIMUM MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESS GOAL OR REQUIRED PERCENTAGE OF CONTRACT.

POSITIVE EFFORTS AS REQUIRED BY THE CDBG PROGRAM SHALL BE MADE BY RESPONDANT TO UTILIZE MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES AS SOURCES OF MATERIALS, SUPPLIES AND SERVICES. SUCH EFFORTS MUST ALLOW THESE SOURCES THE MAXIMUM FEASIBLE OPPORTUNITY TO COMPETE FOR SUBCONTRACTS. DOCUMENTATION OF EFFORTS MADE TO UTILIZE MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES MUST BE MAINTAINED BY ALL RESPONDANTS.

RESPONDANTS ARE STRONGLY ENCOURAGED TO MENTOR MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESSES. IF APPLICABLE, SUBMIT A MENTORING PLAN DETAILING HOW RESPONDENT WILL ASSIST A DISADVANTAGED BUSINESS BY IMPARTING DESIRED AND BENEFICIAL KNOWLEDGE AND CAPABILITY TO DISADVANTAGED FIRM.

THE INTENT OF THE RFQ IS TO ENCOURAGE POSITIVE AND WORTHWHILE EFFORTS ON BEHALF OF THE RESPONDENT TO ASSIST DISADVANTAGED BUSINESSES FOR BOTH PROFESSIONAL SERVICES AND CONSTRUCTION CONTRACTORS.

FURTHER, THE PORT OF GULFPORT HAS NO MINIMUM MINORITY, SMALL, WOMEN, VETERAN, AND OTHER DISADVANTAGED BUSINESS GOAL OR REQUIRED PERCENTAGE OF CONTRACT.

48. Does the requirement for the Lead to be a MS PE apply to the Aerial Survey RFP? Usually, a Licensed Professional Land Surveyor (PLS in the respective state) and/or an ASPRS Certified Photogrammetrist (CP) is/are required for aerial surveying and mapping contracts. MDOT usually only requires the firm's Lead to be a MS PLS as evidenced by their 2007 Photogrammetry Consulting Services RFP.

IN THE AERIAL SURVEY AND MAPPING RFP, THERE IS NO GENERAL REQUIREMENT THAT THE LEAD BE A PROFESSIONAL ENGINEER LICENSED IN MISSISSIPPI. THE REQUIREMENTS AND RESPONSIBILITIES FOR A PROFESSIONAL SURVEYOR, LICENSED IN THE STATE OF MISSISSIPPI, ARE DEFINED IN THE STATEMENT OF SERVICES FOR THE AERIAL SURVEY AND MAPPING RFP AND REMAIN VALID.

49. Does the requirement for the Lead to be a MS PE apply to the GIS Services RFP? Usually, a PE is not required for GIS Services. Other professional certifications might be more appropriate such as a GIS Certification Institute (GISCI) GIS Professional (GISP) or an ASPRS Certified Mapping Scientist - GIS

IN THE AERIAL SURVEY AND MAPPING RFP, THERE IS NO GENERAL REQUIREMENT THAT THE LEAD BE A PROFESSIONAL ENGINEER LICENSED IN MISSISSIPPI. THE REQUIREMENTS AND RESPONSIBILITIES FOR A PROFESSIONAL SURVEYOR, LICENSED IN THE STATE OF MISSISSIPPI, ARE DEFINED IN THE STATEMENT OF SERVICES FOR THE AERIAL SURVEY AND MAPPING RFP AND REMAIN VALID.

50. When will the construction bidding process begin?

CONSTRUCTION BIDDING BEGAN WITH THE BIDDING AND AWARD OF THE FIRST 60-ACRE FILL PROJECT. THE PROJECT WAS AWARDED ON DECEMBER 23, 2008.

51. When will construction start?

CONSTRUCTION IS ANTICIPATED TO START IN APRIL 2009 AS SOON AS THE REQUIRED PROCESS FOR REQUESTING FUNDS IS COMPLETED.

52. I am writing a paper on the "Port of the Future" for my Ports and Harbors class at Texas A&M at Galveston. I was wondering if there is a time line, or just more information to write a research paper on.

THE PORT OF THE FUTURE IS INTENDED TO HAVE A 10-YEAR TIMELINE. THIS TIMELINE IS BROKEN DOWN INTO THREE PHASES: PHASE 1 – PROGRAM DEVELOPMENT; PHASE 2A – CONSTRUCTION OF PERMITTED FACILITIES; PHASE 2B – PERMITTING OF OTHER FACILITIES DIRECTLY ASSOCIATED WITH THE PORT OF THE FUTURE; AND PHASE 3 – CONSTRUCTION OF THE PORT OF THE FUTURE.

53. We are a women - owned small business. Is there a list that we can get on, which indicates our availability for partnering / mentoring? Also, please send updates.

PLEASE SEE THE RESPONSE TO QUESTION 47 IMMEDIATELY ABOVE.

THERE IS NO LIST OF DISADVANTAGED FIRMS BEING KEPT BY THE PROGRAM. ALL ATTENDEES TO THE PRE-SUBMITTAL MEETING WERE ASKED TO IDENTIFY ON THE SIGN-IN SHEET WHETHER OR NOT THEY WERE A DISADVANTAGED BUSINESS. THE SIGN-IN LIST IS AVAILABLE FROM THE PORT AND ON THE WEBSITE. WE MAY CONSIDER WHETHER A LIST WOULD BE HELPFUL IN THE FUTURE.

54. To keep commercial aspects independent of qualifications-based criteria, can respondents provide equipment, testing, and personnel pricing in a separate, sealed envelope?

WITH THE EXCEPTION OF THE AERIAL RFP, ALL COST INFORMATION HAVE BEEN REQUESTED TO BE IN SEPARATE SEALED ENVELOPES.

55. Can a respondent make use of Port of the Future logo in its submittal?

NO.

56. How much detail is MSPA seeking regarding onshore and offshore drilling rates and laboratory testing unit rates? A complete listing of drilling and laboratory testing rates that potentially apply to this project may require several pages. Such inclusion would cut into the 25-page limit for presenting qualifications, experience, approach, and local/DBE participation.

WITH THE EXCEPTION OF THE AERIAL RFP, ALL COST INFORMATION HAVE BEEN REQUESTED TO BE IN SEPARATE SEALED ENVELOPES. THE COST INFORMATION IS OUTSIDE THE 25-PAGE LIMIT FOR THE RESPONSE TO THE REQUEST FOR QUALIFICATIONS.

57. We call your attention to RFQ page 8 PRGP CM services during construction Sub Section 3. Safety, Sentence No. 2 “ *Ensure responsibility of Contractor for safety*”. Please confirm that the safety manager position is not a critical position with penalties attached? The construction contractor should retain the obligation for generation of the Safety Plan in concert with the Port Authority safety requirements and the implementation of same. The Construction Manager should make certain lower tier subcontracts are tied to the plan and the General Contractor enforces the plan. The Safety Plan needs to mirror the OSHA Multi-employer Worksite Policy, something that Tetra Tech has fully supported and implemented. Please advise.

THE CONSTRUCTION MANAGER IS RESPONSIBLE FOR BEING SURE THE CONTRACTOR(S) HAS, AN APPROPRIATE SAFETY PLAN, IS FOLLOWING THE SAFETY PLAN, AND IS CAUSING THE CONTRACTOR'S SUB-CONTRACTORS TO FOLLOW THE SAFETY PLAN. THE CONSTRUCTION MANAGER IS NOT RESPONSIBLE FOR THE CONTRACTOR'S SAFETY NOR THE SAFETY OF THE CONTACTOR'S SUB-CONTRACTORS.

58. We call your attention to RFQ page 3 Submittal Content Sub Section 3 and request that the respondents be afforded the opportunity to include projects that are substantially complete. Please advise.

PROJECTS THAT ARE SUBSTANTIALLY COMPLETE MAY BE INCLUDED.

59. Will a party to a Construction Management Joint Venture agreement be precluded from bidding and being awarded future construction contracts, if the Joint Venture is selected to perform Construction Management services for the MSPA and is to perform such services for the future construction contracts?

TO AVOID THE POSSIBILITY OF A CONFLICT OF INTEREST, THE MEMBERS OF THE CONSTRUCTION MANAGEMENT TEAM, WHETHER PRIME-SUB, JOINT VENTURE, OR OTHER FORM OF PARTNERSHIP, WILL NOT BE ALLOWED TO BID ON CONSTRUCTION CONTRACTS.

60. Are standard forms such as 330 or 255 acceptable for the submittals?

THEY ARE ACCEPTABLE ASSUMING THEY MEET THE REQUIREMENTS OF THE RFQ.

61. Will the resumes be counted as part of the 25 pages or will they be allowed in an appendix?

RESUMES ARE PART OF THE 25 PAGE LIMIT. SEE ANSWERS TO QUESTIONS 27 AND 28.

62. Is there a Primavera schedule prepared that shows the timeline and critical path of the currently-planned major program elements and activities identified in the 4 phase-10 year vision plan power point presentation?

THERE IS A PRELIMINARY PRIMAVERA SCHEDULE BEING DEVELOPED FOR THE 10-YEAR PLAN.

63. If yes, is it available to potential CM RFP respondents to review.

NO. THE 10-YEAR PLAN WILL BE AVAILABLE TO THE SUCCESSFUL RESPONDENT.

64. If yes, then can you place it on the MSPA website procurement page for download by potential CM RFP respondents?

NO. THE 10-YEAR PLAN WILL BE AVAILABLE TO THE SUCCESSFUL RESPONDENT.

65. Will the table of contents count toward the 25 page limit?

YES.

66. In item No. 5 can this section be revised from a broad form indemnification to negligence-based indemnification?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED "SUBMITTAL CONTENT", THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: "A statement asserting the respondent's intent to accept the terms and conditions contained within the standard contract template or a list of exceptions."

67. In item No. 8 shouldn't the exceptions to additionally insured include Employer's Liability and Errors and Omissions Liability?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED "SUBMITTAL CONTENT", THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: "A statement asserting the respondent's intent to accept the terms and conditions contained within the standard contract template or a list of exceptions."

68. In item No. 9 it is noted that in the event of non-payment (i.e., for perhaps changing insurance companies) most companies will only provide notice of approximately ten (10) days. Could this section be revised to include this language?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED "SUBMITTAL CONTENT", THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: "A statement asserting the respondent's intent to accept the terms and conditions contained within the standard contract template or a list of exceptions."

69. Item No. 14 requires the Contractor (A/E) to obtain building permits and licenses for construction. This is normally the function of the successful, "construction" contractor. Can this language be revised to eliminate this responsibility for the A/E Contractor?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED "SUBMITTAL CONTENT", THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: "A statement asserting the respondent's intent to accept the terms and conditions contained within the standard contract template or a list of exceptions."

70. Can item No. 19 first bullet be revised as follows: "A material breach of the Agreement that, if curable, is not cured within ten (10) days from written notice of the breach served on Contractor

by MSPA or in the event the breach cannot be fully cured within ten (10) days if Contractor is not diligently proceeding to cure.”

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED “SUBMITTAL CONTENT”, THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: “A statement asserting the respondent’s intent to accept the terms and conditions contained within the standard contract template or a list of exceptions.”

71. In item No. 20 in the event of termination, Second sentence to be reworded as follows, “If the Agreement is terminated, as provided herein, the Contractor will be paid for the value of services not the percent complete.”

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED “SUBMITTAL CONTENT”, THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: “A statement asserting the respondent’s intent to accept the terms and conditions contained within the standard contract template or a list of exceptions.”

72. In item No. 21 in the last bullet, could the word “material” be added prior to the term “breach”?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED “SUBMITTAL CONTENT”, THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: “A statement asserting the respondent’s intent to accept the terms and conditions contained within the standard contract template or a list of exceptions.”

73. In item No. 26 after the first bullet can the words “Ensure that” be replaced with the word “Provide”, and can the words, “are taken” be deleted?

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED “SUBMITTAL CONTENT”, THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: “A statement asserting the respondent’s intent to accept the terms and conditions contained within the standard contract template or a list of exceptions.”

74. Additionally it is noted that Attachment No. 6 refers to overflows or bypasses of wastewater during the construction. This should be deleted as it is applicable to construction activities.

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED “SUBMITTAL CONTENT”, THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: “A statement asserting the respondent’s intent to accept the terms and conditions contained within the standard contract template or a list of exceptions.”

75. Lastly we would request the Port would consider adding language to address the following items:

- Limitation of Liability,
- Consequential Damages,
- Differing Site Conditions,
- Underground Utilities,
- Hazardous Substances,
- Existing Conditions
- Construction Means and Methods.

THE TERMS AND CONDITIONS OF THE CONTRACT WILL BE NEGOTIATED WITH THE SELECTED RESPONDENT.

WITHIN THE SECTION ENTITLED "SUBMITTAL CONTENT", THE RFQ REQUIRES A SUBMITTAL TO INCLUDE: "A statement asserting the respondent's intent to accept the terms and conditions contained within the standard contract template or a list of exceptions."

76. In response to your answers to questions 54 and 56, could you clarify that the proposed rates for drilling and sampling and laboratory testing as shown under number 12 on page 5 of the RFQ are to be provided in a separate envelope, per number 13 of the RFQ? As your current answer says numbers 12 and 13 do not count against the 25 page limit for the geotechnical site investigation and engineering services.

WITH THE EXCEPTION OF THE AERIAL RFP, ALL COST INFORMATION HAS BEEN REQUESTED TO BE IN SEPARATE SEALED ENVELOPES. THE COST INFORMATION IS OUTSIDE THE 25-PAGE LIMIT FOR THE RESPONSE TO THE REQUEST FOR QUALIFICATIONS.



**THE RFQ/RFP SCHEDULE REQUIRES ALL QUESTIONS TO BE SUBMITTED BY CLOSE OF BUSINESS ON WEDNESDAY APRIL 8, 2009.**

**THE PORT HAS DETERMINED IT WILL ACCEPT QUESTIONS UNTIL NOON (CENTRAL DAYLIGHT TIME) ON FRIDAY APRIL 10, 2009. ANY QUESTIONS SUBMITTED BETWEEN WEDNESDAY APRIL 8, 2009 AND FRIDAY APRIL 10, 2009 WILL BE ANSWERED ON MONDAY APRIL 20, 2009.**



77. The submittal scoring criteria, item #4, page 8, defines a "local" business as a firm with its corporate or head-office in the State of Mississippi. Would you reconsider the scoring criteria to award points (10 assigned this criteria), or some portion thereof, to the firms with branch offices and local employees? Our firm currently has two offices in the State of Mississippi (Biloxi and Jackson) and we are in the process of opening a third in Pascagoula. Our staff includes 15 people in the State. By opening offices in Mississippi and hiring local personnel we are investing in and providing value to the State of Mississippi. The current scoring criteria would value out-of-state firms with no employees in Mississippi, equal to the firms with Mississippi branch offices and resident employees.

THE SCORING CRITERIA FOR LOCAL FIRMS IS TO ENCOURAGE MISSISSIPPI HEADQUARTERED FIRMS TO SUBMIT, AND WILL NOT BE RECONSIDERED AT THIS TIME. LOCAL IS ONE PART OF THE SCORING CRITERIA. POINTS ARE ALSO AWARDED IN THIS ITEM FOR TEAMING WITH AND FOR MENTORING MINORITY-OWNED, SMALL, WOMAN-OWNED, VETERAN-OWNED OR OTHERWISE DESIGNATED DISADVANTAGED BUSINESSES.

78. Regarding the above reference procurement (General Engineering Services Procurement 09-002), I have one question to submit as follows: - Are 11x17 pages permitted, and will these pages be counted as 1 or 2 pages?

11X17 PAGES ARE PERMITTED FOR ALL RFPs AND RFQS. WE ASSUME AN 11x17 WILL ONLY BE USED FOR TABLES AND GRAPHICS IF SCALE OR CLARITY IS DIFFICULT WITH A STANDARD 8.5X11 LETTER SIZE SHEET, AND EACH PRINTED SIDE IS COUNTED AS ONE PAGE. IF THE 11X17 IS USED FOR TEXT, AS OPPOSED TO GRAPHICS, EACH PRINTED SIDE OF AN 11X17 PAGE WILL COUNT AS TWO PAGES.

79. Under the Section entitled “Submittal Content” on page 4, item #4 states “Functions performed by the prime contractor and by each subcontractor, including the estimated percentage share of the work to be performed by each firm.” Question – Based on this being a construction management proposal, does the term “prime contractor” refer to the construction manager, and does the term “subcontractor” refer to sub consultants, subcontractors, or other 2<sup>nd</sup> tier team members?

PRIME CONTRACTOR REFERS TO THE FIRM ACTING AS THE PRIME CONSULTANT FOR THE PROPOSED TEAM, AND SUBCONTRACTOR REFERS TO ALL SUBCONSULTANTS, SUBCONTRACTORS, AND OTHER 2<sup>ND</sup> TIER TEAM MEMBERS.

80. Under the Section entitled “Submittal Content” on page 4, item #8 states “Describe field site equipment and other equipment and resources available for the performance of the scope of services.” Question – The construction manager cannot self perform any of the construction work, so therefore, is this question referring to personnel and office equipment the firm has available to perform the scope of services?

THIS REFERS TO EQUIPMENT AND RESOURCES THE CONSTRUCTION MANAGEMENT FIRM OR TEAM HAS AVAILABLE TO PERFORM THE CONSTRUCTION MANAGEMENT SCOPE OF SERVICES.

81. Please would you confirm to me that you have received the attached questions.

THEY WERE RECEIVED AND ANSWERED, SEE QUESTIONS AND ANSWERS NUMBERS 66 THRU 75 ABOVE.

82. Will the geotechnical firm need to include surveying/locating and laying out proposed boring locations (both onshore and offshore) or will the surveying firm selected be able to assist?

THE GEOTECHNICAL FIRM WILL NEED TO PROVIDE ANY SURVEYING, LOCATING, AND LAYOUT SERVICES REQUIRED IN PERFORMING THEIR SCOPE OF WORK.

83. Our firm is licensed to practice engineering in MS, but we do not show up on the list at the Sec of State website. Will this suffice?

AN AFFIRMATIVE STATEMENT IS ALL THAT IS NEEDED, SUCH AS A SENTENCE THAT SAYS YOU ARE LICENSED IN THE STATE OF MISSISSIPPI. WE WILL VERIFY AS NEEDED.

84. Please send any additional information (Answers to Questions, etc.) on the RFQ on the Port of Gulfport Restoration Program, which is due 4/17/09.

THE ANSWERS TO ALL SUBMITTED QUESTIONS ARE POSTED ON THE PORT WEBSITE. NOTICES OF ADDENDUMS AND CLARIFICATIONS ARE ALSO POSTED ON THE PORT WEBSITE. THE PORT IS MAKING ITS BEST EFFORT TO SEND ADDENDUMS AND CLARIFICATIONS FOR RFPS AND RFQS TO ALL HOLDERS OF THE RFPS AND RFQS.

85. This question pertains to the RFQ for Geotechnical Site Investigation – In “Scope of Services”, Item 4, it states all project schedules will be provided in Primavera P6 Format. Will it be the responsibility of the contractor to purchase this program or will the program be provided?

PRIMAVERA P6 SOFTWARE WILL NOT BE PROVIDED BY THE PORT. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO ARRANGE FOR ACCESS TO THE PROGRAM.

**END OF ALL QUESTIONS SUBMITTED BY THE DEADLINE FOR SUBMITTING QUESTIONS.**

**THE PERIOD FOR SUBMITTING QUESTIONS IS NOW CLOSED. THE ANSWERS TO ALL QUESTIONS SUBMITTED BY THE DEADLINE ARE ABOVE. THANK YOU FOR YOUR INTEREST AND PARTICIPATION IN THIS PROCESS.**