



City of Miami

ADDENDUM NO. 2

October 21, 2009

REQUEST FOR PROPOSALS NO. 08-09-074

ENVIRONMENTAL ASSESSMENT & REMEDIATION OF VIRGINIA KEY LANDFILL

PROJECT NO. : B- 35002

TO: ALL PROSPECTIVE PROPOSERS:

The following changes, additions, clarifications, and/or deletions amend the above-captioned Request for Proposals, and shall become an integral part of the proposal responses and the subsequent Contract for the Environmental Assessment & Remediation of Virginia Key Landfill project (the "**Project**"). Please note the contents herein and affix same to the documents you have on hand.

All attachments (if any) are available on the CIP website and are part of this Addendum.

Requests for Information – Since the issuance of Addendum 1 on Friday, October 16, 2009

The following information are responses to questions posed since the issuance of Addendum 1 on Friday, October 16, 2009.

Q1. During the Pre-Proposal conference held on Oct 9, reference was made via the PowerPoint presentation for the reduction of the proposal guarantee amount. Please confirm if the proposal bond has been reduced to \$ 50,000?

A1. As stated during the Pre-Proposal conference, any changes to the RFP would be made via an addendum. The bond remains at \$100,000.

Q2. During the Pre-Proposal conference held on Oct 9, reference was made via the PowerPoint presentation for the revision of the insurance coverage letter confirmation. Please confirm revised insurance coverage letter requirement?

A2. As stated during the pre-proposal conference, Part I, Section 4(f)(iii) on page 24 of the RFP is hereby revised to read as follows:

"A letter from the insurance carrier stating that they will provide the Proposer the coverages required by the Agreement. A Proposer may also provide a letter reflecting that

its carrier will provide Remediation Stop Loss Insurance. The acceptance and use of Remediation Stop Loss Insurance shall be at the sole and absolute discretion of the City.”

Q3. Exhibit B has not been posted to the city’s website and today is the deadline for questions. Will the city consider extending the deadline for questions to allow everyone an opportunity to review exhibit B and ask questions, if necessary?

A3. The deadline for requests for additional information or clarification is hereby extended until Tuesday, October 27, 2009 @ 5:00 P.M. Please also note that Exhibit B – Contract for Environmental Assessment & Remediation of Virginia Key Landfill – is now available on the CIP website.

Q4. Section 4.1, Part I, item 7(a)iv provides a mechanism for the submittal of an alternate solution or approach. Will the city consider an alternate approach which may include maximizing cost saving methods and/or additional project funding, if necessary (e.g., insurance policy claim proceeds, other funding sources, irrevocable trust)?

A4. The City is open to all alternative approaches. However, all alternative approaches must meet the requirements of the RFP and the Contract. For any alternative approach that exceeds the \$43,000,000 GMP through alternative project funding, the Proposer must provide documentation from the funding source that clearly demonstrates that any sources of additional funds are immediately available for use on the Project, without any conditions, and document that the funds cannot be withdrawn for any reason. Alternative approaches that exceed the \$43,000,000 by relying on potential sources of funding will not be accepted and will be rejected as non-responsive.

Q5. Can the contractor provide a cost cap type insurance policy in lieu of P&P Bond?

A5. A Proposer can provide a letter from its insurance carrier that they can provide a cost cap type insurance policy. However, the Performance and Payment Bond is required by Florida Statute 255.05 and an insurance policy cannot replace the required Performance and Payment Bond.

Q6. Will the adjacent waste water treatment plant accept impacted groundwater from the site?

A6. If a Proposer is incorporating this approach into its Response, it is the Proposer’s responsibility to determine whether Miami-Dade County WASD will accept impacted groundwater from the Project site. The Proposer must include with its Response official documentation verifying that Miami-Dade County will accept impacted groundwater from the Project site.

Q7. Who will be responsible for decommissioning and dismantling of the onsite Radio Tower?

A7. Decommissioning and dismantling the Radio Tower is not within the scope of this Project.

Q8. What are the site boundaries and limits of environmental responsibility?

A8. The Project site boundaries are identified in the DERM approved CAP. In addition, Section 3.1 LOCATION AND LEGAL DESCRIPTION of the Phase I Environmental Site Assessment report dated 8/10/2007 (**available on CD from CIP for \$25 Monday – Friday-9:00am to 12:00pm**) provides the legal description for each of the four (4) parcels that comprise the Project site and which can be used to identify the site boundaries. The limits of environmental responsibility will have to be determined by DERM.

Q9. Does the landfill contain any hazardous waste?

A9. All of the contaminants in the landfill are not know. In accordance with DERM's CAP approval letter dated 3/14/2008, all monitoring wells shall be sampled for parameters listed in paragraph 62-701.510(6(b) FAC, dioxins, and PCBs. The Limited Contamination Assessment Plan (LCAP) dated September 15, 2009 (available on CD from CIP for \$25 Monday – Friday- 9:00am to 12:00pm) provides a narrative of the "Monitoring Well Installation" and "Groundwater Sample Collection and Analysis" activities performed. A summary review of the laboratory analytical data of groundwater samples collected is detailed in that report.

Q10. Are there any records of non-compliance; NOV's etc? Is there any past or present litigation regarding the site?

A10. The City has provided all of the records that we currently have available. To our knowledge there is no litigation regarding this site.

Q11. Will the City sign hazardous waste manifests as the generator if it becomes necessary?

A11. Should hazardous waste manifests be required, the City would sign such manifests.

Q12. Who will be responsible for potential future problems that may arise due to unknown site conditions such as hazardous wastes, third-party liabilities, satellite sites, Superfund, Natural Resource Damages, etc.?

A12. As stated in the RFP, this Project requires the implementation of the DERM approved CAP, the preparation and submission for approval of the SAR, development of the RAP and implementation of the RAP for the purpose of meeting DERM's minimum safe closure requirements. This is to be accomplished within the stated \$43,000,000 GMP.

Q13. When would the contractor's responsibilities end? When will the city take over O&M?

A13. The Contractor will be required to provide all DERM required O&M services until such time as DERM requirements have been met. This cost is included within the GMP.

Q14. Please describe the contractor's extent of responsibility to the onsite and adjacent off-site Wetlands. Can the wetlands be filled?

A14. This is an issue that would need to be addressed with DERM. If a Proposer is including this in its approach to the Project, proof that DERM would permit such action must be included with the Proposal.

Q15. What is the future use of the site and how does it relate to the contractor's scope of work?

A15. This is addressed in Section 2.4 of the RFP, under Phase III.

Q16. We thought we understood from the pre-bid meeting that the minimum qualifications were being revised to include any \$30 million remediation project. Was that not correct?

A16. That is not correct. Please refer to Addendum 1 for the revised minimum requirements.

- Q17. The revised forms RFP-PE-R appears to actually be the form for collecting references for the Construction Manager. Will another form be issued for gathering references to go with the PE forms?**
- A17. The revised RFP-PE-R form that was posted on the webpage incorrectly included a reference to the Construction Supervisor. This is incorrect RFP-PE-R is to be used for the Proposer's references for each Project listed on the RFP-PE form as stated in the RFP. The forms RFP-PE and RFP-PE-R have been corrected and re-posted on the webpage. The incorrect versions of these forms have been removed from the webpage.
- Q18. Can the City provide criteria for projects that should be included in form RFP-WC? A large firm will have hundreds of projects ongoing at any one time. If our firm has multiple projects being executed simultaneously for a specific client, can a list of Clients be provided in lieu of a specific project listing?**
- A18. The Form RFP-WC is to reflect the current workload of the Proposer and its Subcontractors. If a Proposer is a large firm with multiple offices, the RFP-WC must reflect the workload capacity of the Proposer's office that will be responsible for completing the required work, as well as any Proposer's office location(s) that will be involved with the Project.
- Q19. Will the City remove the requirement for the Project Manager's and Construction Supervisor's five (5) projects with reference letters to have been completed within the last five (5) years? Projects of a similar size, complexity, and scope take many years to complete.**
- A19. The forms to provide the project experience for the Project Manager and Construction Supervisor request the experience of these individuals with projects of a similar size, complexity and scope within the last five (5) years and requests that Proposers list no more than five (5) projects. We have not set a minimum number of projects as an experience requirement for either the Project Manager or the Construction Supervisor.
- Q20. Please provide Figures 2 and 3 from the document "Limited Implementation of the Contamination Assessment Plan".**
- A20. The final "Limited Implementation of the Contamination Assessment Plan" dated September 15, 2009 and containing all of the Figures, has been posted on the CIP website.
- Q21. Can we combine sections, provided that we do not exceed the combined page limit?**
- A21. No. This will make the proposals more difficult for the Evaluation Committee to review.
- Q22. Can the City provide copies of their proposal evaluation form(s)?**
- A22. These forms have not been finalized and are not available.
- Q23. During the October 9, 2009, Pre-Proposal Meeting, the City indicated that it would be changing the requirements for Remediation Stop Loss Insurance as follows: (Section 4.1.A – Part 1.4.f.iii) "A letter from the insurance carrier state that they will can provide the Proposer the coverages required by the Agreement or a letter reflecting that a carrier will can provide Remediation Stop Loss Insurance." Does the City still intend to make that change?**
- A23. Section 4 (f) (iii) on Page 24 is hereby deleted and replaced with the following:

"A letter from the insurance carrier stating that they will provide the Proposer the coverages required by the Contract. The Proposer may also provide a letter reflecting that its insurance carrier can provide Remediation Stop Loss Insurance. The acceptance and use of Remediation Stop Loss Insurance shall be at the sole discretion of the City".


Q24. We understand that a Phase 1 Environmental Site Assessment for the Virginia Key Landfill was prepared by Bureau Veritas. Is that document available for review?

A24. The "Phase I Environmental Site Assessment" report dated August 10, 2007 has been posted on the CIP website.

Additional Information:

1. The term "Construction Supervisor" shall be substituted for all references to the "Construction Manager" in the RFP.
2. The following supplemental documents are now available either on the CIP website or on CD from CIP:
 - A. Exhibit B – Contract for Environmental Assessment & Remediation of Virginia Key Landfill
(available on the CIP website)
 - B. *Phase I Environmental Site Assessment report* dated August 10, 2007
(available on CD from CIP for \$25 Monday – Friday-9:00am to 12:00pm)
 - C. Limited Contamination Assessment Plan (LCAP) dated September 15, 2009
(available on CD from CIP for \$25 Monday – Friday-9:00am to 12:00pm)
3. The following required forms have now been corrected and are available on the CIP website:
 - A. Form RFP-PE (revised 10-21-09)
 - B. Form RFP-PE-R (revised 10-21-09)
 - C. Form RFP-CS (revised 10-21-09)
 - D. Form RFP-CS-R (revised 10-21-09)

THIS ADDENDUM IS AN ESSENTIAL PORTION OF THE CONTRACT DOCUMENT AND SHALL BE MADE A PART THEREOF.



Gary Fabrikant,
Assistant Director
Department of Capital Improvements Program

This addendum should be signed and dated by Bidder and submitted as proof of receipt with the submission of bids. The Bidder by identifying the addendum number in their bid proposal and by the signing and submission of their bid, shall serve as proof of receipt of this addendum.

NAME OF FIRM: _____

SIGNATURE: _____

DATE: _____