



Finance Department
Purchasing Division

REQUEST FOR PROPOSALS (RFP)
Specification No. 19-11297-C
FOR
Derelict Vessel Removal Project
PROPOSALS WILL NOT BE OPENED AND READ PUBLICLY

ADDENDUM "A"
March 15, 2019

Dear Proposer:

Questions received from proposers along with answers and updated schedule are attached.

Proposals due date has changed from Tuesday March 19, 2019 to **must be received no later than 2:00 pm, on Tuesday, April 2, 2019**. All responses must be in a sealed envelope and have **"DERELICT VESSEL REMOVAL PROJECT"** and **Specification No. 19-11297-C** clearly marked on the **outer most mailing envelope**.

Mail or Hand Deliver To:
City of Berkeley
Finance Department/General Services Division
2180 Milvia Street, 3rd Floor
Berkeley, CA 94704

Proposals/bids will not be accepted after the date and time stated above. Incomplete bids that do not conform to the requirements specified herein will not be considered.

Thank you for your interest in working with the City of Berkeley for this service. We look forward to receiving your response.

Sincerely,

Shari Hamilton
General Services Manager

Addendum "A"

Questions and Answers for Specification No. 19-11297-C Derelict Vessel Removal Project

Please note the following revisions to the Request for Proposal:

- **II Scope of Services d. Bonding requirement** is replaced in its entirety with *“The successful proposer shall furnish a 100% Performance Bond for the successful completion of any work ordered (task order) under the executed contract.”*
- **III Submission Requirements 5. Consent of Surety/Performance Bond** is replaced in its entirety with *“Each proposal response must be accompanied by an officer signed agreement to bond (“Consent of Surety”) from a surety company licensed to conduct business in the State of California and included on the U.S. Department of Treasury, Bureau of the Fiscal Services’ List of Certified Companies. The Consent of Surety shall be supported by a power of attorney and state that the surety company unconditionally agrees to furnish the required performance bond(s) for the full amount (100%) of the awarded contract. Failure to provide the required Consent of Surety at the time of proposal submission shall preclude the proposal from consideration. Upon execution of any task order issued pursuant to the resulting contract, the successful proposer shall furnish a 100% Performance Bond for the successful completion of the task order. The City reserves the right to issue one or multiple task orders during the term of the contract.”*

The City of Berkeley has received questions from some potential respondents regarding **Specification No. 19-11297-C, Derelict Vessel Removal Project**. In an effort to provide the same information to all, listed below are the questions received to date, with responses from City staff.

1. Q. Can you please provide a copy of the Pre-Bid Meeting Sign In Sheet?
1. A. *A copy of the Sign In Sheet is attached.*
2. Q. Will we be allowed to use the Ferry Dock concrete pad to demolish vessels?
2. A. *We cannot provide landside facilities at the Berkeley Marina to demolish project vessels.*
3. Q. Will we be allowed to board the larger vessels to do a hazmat and fuel assessment?
3. A. *No. Bidders will not be permitted to board the vessels as part of this bid.*
4. Q. What type of License is required to perform this work?
4. A. *A Contractors State License Board (CSLB) General Contractor’s License is required for bidding. A City of Berkeley Business is required prior to the start of the project.*
5. Q. Do you want us to amortize pricing or provide total cost?
5. A. *Please refer to Section III. (Submission Requirements), Paragraph 4. (Price Proposal). Pricing for removal/disposal shall be on a per vessel basis and shall be all inclusive unless indicated otherwise on a separate pricing sheet. Unless otherwise specified, we will consider Attachment J (Price Proposal Sheet), as your Cost Proposal.*

6. Q. Do you have any more detailed information on vessels (weight, keel, fuel tanks, etc.)?

6. A. *No.*

7. Q. Can we ask additional questions after the Friday deadline?

7. A. ***Yes, additional questions will be taken until 2:00 PM on Friday, March 22, 2019. Addendum B will be issued on Monday March 25, 2019. The bid due date is extended to 2:00 PM on Tuesday, April 2, 2019.***

8. Q. If I'm the award contractor and do this job and then another job comes up during this contract term, what is the process?

8. A. ***The City will ask you to quote the work.***

9. Q. And if the City doesn't like the quote?

9. A. ***Then the City will put the work out to open bid.***

10. Q. Would it be possible to restore some vessels rather than dispose of them?

10. A. ***No. The terms of any grant funding agreement require that the vessels be properly disposed of with backup documentation detailing such disposal.***

11. Q. Have any of these vessels previously sunk and been raised?

11. A. *No.*

12. Q. Do we need to provide a Performance Bond with Bid submission?

12. A. ***Please see revised Section III Submission Requirements Paragraph 5. Consent of Surety/Performance Bond above.***

13. Q. Are any vessels currently carrying crash pumps?

13. A. ***Yes, #3 and #14 on the Price Proposal Sheet.***

14. Q. When it says "one (1) unbound original and two (2) unbound copies of the proposal" for submitting proposal – does that mean do not staple any of the 3 sets of proposal? Or does it mean do not use any binding process or binder?

14. A. ***Please use paper clips or binder clips to secure your proposals; do not staple or bind.***

15. Q. We would like to know why bonding is a requirement of this bid? As a commercial diving company that does NOT perform any building or repair construction services, we are not required to bond for the work that we do. Many of our quotes offer a "no cure no pay" basis. Even as noted in the RFP - "The City of Berkeley reserves the right to award part or all or none of these vessels to any 1 bidder" - it also states that vessels currently in the bid packet may be deleted or substituted. We are in the process of attempting to get a "consent of surety" to submit with the proposal - but since we have never had a bond - the process just to get that "consent of surety" appears to be time consuming. Even the application itself asks for how much the bond would be for but I had to submit the application prior to the pre-bid meeting so I did not know the amount. Having to get the consent certificate to submit with the proposal on the 19th - may not be possible - although - if we were awarded the bid or any portion there-of we should be able to furnish such bond if it is still required before start of work. Our full insurance policies

including excess coverage up to 4mil naming additional insured and/or waiver of subrogation - is usually all that is required.

15. A. ***Please see revised Section III Submission Requirements Paragraph 5. Consent of Surety/Performance Bond above. These are the requirements of this Request for Proposals.***

16. Q. The RFP states that recycled paper of at least 50% shall be used for all reports. Does that include the initial proposal packet?

16. A. ***Please refer to Section VII. (Other Requirements), Paragraph F. (Recycled Paper). The bid submittal is not considered to be a report, and is not subject to this requirement. The paragraph also states that if recycled paper is not available then the Contractor shall use white paper.***

17. Q. The State Prevailing Wage paragraph references labor categories “when employed for any work performed during the design and pre-construction phases of construction including, but not limited to, inspection and land surveying work”. Since we will not be providing any of these services in the process of removing, dismantling, and legally disposing of vessels, we assume that this does not apply per se.

17. A. ***Please refer to Section VII. (Other Requirements), Paragraph G (State Prevailing Wage). This project does not require “design and pre-construction phases of construction including, but not limited to, inspection and land surveying work”. Bidders are responsible for determining if they are subject to prevailing wages as identified in the State of California Labor Code (Sec. 1770 et. seq.).***

18. Q. In the price proposal portion: you are asking for a price per vessel to be listed on attachment j, but also you are requiring an itemized break down of the cost of each vessel? Is this correct? Or are you asking for an itemized list of labor, equipment, etc. that may be used in the process of removing, dismantling and disposal of vessels?

18. A. ***Please refer to Question/Answer #5. The City requires that your Cost Proposal shall consist of an itemized cost per vessel (see Schedule J), and a total cost for the work (see the bottom of Schedule J), which is the sum of the itemized costs for all vessels on the Schedule. These costs shall be all inclusive, unless the bidder elects to provide a separate pricing sheet containing the same information. In any case the City requires a per vessel breakdown of cost.***

Separately, the City requires the Cost Proposal to include an itemized list of all services to be provided for the project, which shall include hourly rates for all professional, technical, and support personnel, and all other charges related to the completion of the work shall be itemized. These itemized charges should be incorporated into the individual cost per vessel, and not be an additional charge separate and apart from the cost per vessel. The proposal does not need to include the proposed number of hours to be worked by personnel, just the labor rates.

Updated Schedule on following page.

Except as provided herein all other terms and conditions remain unchanged.

SCHEDULE (dates are subject to change)

- ❑ Issue RFP to potential bidders: February 21, 2019
- ❑ Mandatory Pre-Bid Site Visit March 6, 2019
- ❑ Questions Due March 8, 2019
- ❑ Questions #2 Due – March 22, 2019
- ❑ Proposals due from potential bidders April 2, 2019
- ❑ Complete Selection Process April 5, 2019
- ❑ Council Approval of Contract May 14, 2019

Except as provided herein all other terms and conditions remain unchanged.