



AMY REIN WORTH, CHAIR
 Cities of Contra Costa County

DAVE CORTESE, VICE CHAIR
 Santa Clara County

ALICIA C. AGUIRRE
 Cities of San Mateo County

TOM AZUMBRADO
 U.S. Department of Housing
 and Urban Development

TOM BATES
 Cities of Alameda County

DAVID CAMPOS
 City and County of San Francisco

BILL DODD
 Napa County and Cities

DORENE M. GIACOPINI
 U.S. Department of Transportation

FEDERAL D. GLOVER
 Contra Costa County

SCOTT HAGGERTY
 Alameda County

ANNE W. HALSTED
 San Francisco Bay Conservation
 and Development Commission

STEVE KINSEY
 Marin County and Cities

SAM LICCARDO
 San Jose Mayor's Appointee

MARK LUCE
 Association of Bay Area Governments

JAKE MACKENZIE
 Sonoma County and Cities

JOE FIRZYNSKI
 Cities of Santa Clara County

JEAN QUAN
 Oakland Mayor's Appointee

BILIAN SARTPI
 State Business, Transportation
 and Housing Agency

JAMES P. SPERING
 Solano County and Cities

ADRIENNE J. TISSIER
 San Mateo County

SCOTT WIENER
 San Francisco Mayor's Appointee

October 02, 2014

Addendum No. 2
to
REQUEST FOR Proposal (RFP)
FOR TOLL PLAZA OPERATIONAL IMPROVEMENTS EVALUATION
Dated September 12, 2014,
as amended by Addendum No. 1 on September 25, 2014

Dear Consultant:

This letter is Addendum No. 2 to the Request for Proposals for Toll Plaza Operational Improvements Evaluation dated September 12, 2014, as amended by Addendum No. 1 on September 25, 2014. Where text is revised, deleted text is shown in strike-through format; added text is *italicized*. The RFP is revised as follows:

Addendum Item	Reference	Change(s)
1.	RFP, Appendix A, <u>Preliminary Scope of Work</u> , Task 6, Evaluate the Impacts of AET Implementati on on Bay Area Toll Bridges, Pages 22 - 23	<p>Task 6. Evaluate the Impacts of AET Implementation on Bay Area Toll Bridges</p> <p>6.1. Final Report Evaluating AET Impacts. Consultant will assess toll plaza operations after the implementation plan has been executed for each of the toll bridges. The timing of each evaluation will be decided by BATA. The evaluation will consist of determining the impacts to drivers, the RCSC, toll collection system and toll revenue. <i>At a future date, BATA will determine if an evaluation report will be required by bridge, designated groupings of bridges or of the project as a whole, as well as the timing of each evaluation.</i> For each evaluation, Consultant will submit one draft and one revised final draft of the memorandum that responds to a set of non-conflicting comments furnished by BATA and its partners to the original draft. If needed, Consultant will hold one or more meetings to resolve conflicting comments before submitting the final memorandum.</p>

STEVE HEMINGER
 Executive Director

ANDREW B. FREMIER
 Deputy Executive Director

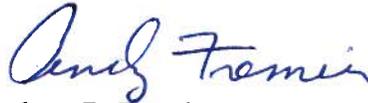
<u>Addendum Item</u>	<u>Reference</u>	<u>Change</u>
1., continued		<p>6.2. Presentation Slides. Consultant will prepare and submit a set of briefing slides, in Microsoft PowerPoint (.pptx) format, based on the corresponding Final <i>Evaluation Report</i>. Consultant may be asked to present the findings in one or more staff, Executive, and/or Commission meetings.</p> <p>Deliverables:</p> <ul style="list-style-type: none"> • Two Draft and Final Reports with Executive Summary and Recommendations of <i>each evaluation</i> • PowerPoint Briefing Slides for Evaluation of Impact of AET on the Bay Area Toll Bridges
2.	RFP, Section VII, <u>Form of Proposal</u> , Subarticle H. Page 7	<p>H. References (Not to exceed 1 page total, this section, excluding attachments)</p> <p>1. Provide at least three (3) references attesting to the proposer’s previous experience in performing work substantially similar or related to the Project Scope of Work. References should include, at a minimum, the contact for the reference projects that respond to requirements set forth in Section II, Proposer Minimum Qualifications. Please provide the names of current clients, along with the names and, <i>email addresses, and</i> telephone numbers of client contact person(s) for each reference. (Not to exceed 1 page total.)</p> <p>2. Provide in an appendix at least one sample of a written technical report or memo developed for one of the aforementioned reference projects. The samples must have been prepared by key members of the Consultant team and should identify the authors. Proposers are encouraged to provide a study described under Section II, Minimum Qualifications, as a work sample(s). Hard copies of the work sample are not required but please include this material with the electronic copy of the proposal. Work samples will be considered in evaluating firm and staff expertise and experience, and written presentation effectiveness. If a Proposer believes these materials contain trade secrets or other proprietary information the Proposer should follow the instructions included in Section IX, General Conditions, Article D, Public Records to indicate these pages are confidential.</p> <p>3. Provide a table, as an attachment, listing all contracts your firm (including subcontractors) has held with BATA in the past three years, including a brief description of the scope of work, the contract amount, and date of execution.</p>

The remaining provisions of the RFP, dated September 12, 2014, as amended by Addendum No. 1 on September 25, 2014, remain unchanged. In the event of a conflict between this addendum and the previous version(s), this addendum shall take precedence.

Questions and Answers regarding this RFP are enclosed with this Addendum.

Any questions concerning this addendum to the RFP should be directed to Jeff Gerbracht, Project Manager at (510) 817-5746 or jgerbracht@mtc.ca.gov.

Sincerely,



Andrew B. Fremier
Deputy Executive Director

**REQUEST FOR PROPOSAL (RFP)
FOR TOLL PLAZA OPERATIONAL IMPROVEMENTS EVALUATION,
DATED SEPTEMBER 12, 2014**

**QUESTIONS RECEIVED FROM PROPOSERS' CONFERENCE HELD ON
SEPTEMBER 25, 2014 AND OTHER QUESTIONS SUBMITTED**

Question and Answer Document #2

Q1: While the net revenue analysis would include an evaluation of the cost of AET vs. Toll Collector, it was stated that there would be no interaction with Caltrans, please expand and clarify?

A1: Per RFP, Appendix A, Preliminary Scope of Work, Task 1, subtask 1.3, Financial Impact Analysis, "Consultant will analyze the financial impacts of the recommended operational changes at each of the seven state-owned toll bridges." This analysis will not include any potential labor impacts of the recommended changes. Furthermore, the section of the RFP also states "BATA will furnish program expenditure data (e.g. annual operations budget, Caltrans toll operations costs, etc.) needed for the analysis."

Q2: Task 6 indicates that the Consultant will submit one evaluation report post implementation however Task 2 – Task 4 suggest that there will be multiple implantation plans. Will the scope of Task 6 be expanded at a later date to provide an evaluation of each implementation?

A2: See Addendum #2, Item 1.

Q3: Would Task 5 of the RFP, Appendix A, Preliminary Scope of Work, create a Conflict of Interest for the Consultant if they want to bid on the future Civil Enhancements that may result from this project?

A3: BATA evaluates all responses to solicitations to determine whether there exists the potential for bias because of other activities, relationships or contracts of the proposer, and if so, whether any potential bias can be mitigated acceptably by BATA and the proposer. Such evaluation would apply to proposals or statements of qualifications submitted in response to future solicitations and may take into consideration any work performed under an agreement awarded as a result of this RFP, including work performed under Task 5 of the RFP, Appendix A, Preliminary Scope of Work. As such, depending on the facts and circumstances, it is possible that a firm awarded the project under this RFP may be ineligible to perform future work.

Q4: Is there a DBE goal for this project?

A4: This project is not federally funded, so there are no DBE requirements for this RFP or the contract resultant of it.

Q5: With respect to the implementation of the plans, is the actual implementation included in this scope? Would that be re-scoped at a later date?

A5: See RFP, Appendix A, Preliminary Scope of Work, Task 2.6, Provide Technical Assistance.

Q6: The length of the project is two years, but there is a lot of work at the beginning and then an expected period of project downtime during implementation. Is there work during this waiting period for the Consultant to do?

A6: See RFP, Appendix A, Preliminary Scope of Work, Task 2.6, Provide Technical Assistance. Before or after implementation, at any given toll plaza, the selected Consultant may expect to provide technical assistance to BATA. The scope and budget of this work will be determined through the task order process.

Q7: Should the email addresses be included with the Reference contact information?

A7: See Addendum 2, Item 2.

Q8: A. In the tolling industry many projects are substantially completed, or have various phases completed while final system acceptance can be prolonged, while the system is essentially live. Would it be acceptable to include projects that are substantially completed or essentially completed (from the Consultant perspective), and so noted if those projects are significant and relevant to this project?

B. Is it acceptable to list projects by client, where multiple projects have been completed within the requested time frame, if the number of projects is more than five, but the page limit is met?

A8: A. Yes, it is acceptable to include projects that are substantially completed or essentially completed (from the Consultant perspective).

B. It is acceptable to list projects by client as long as the information requested in RFP Section VII, Form of Proposal, subarticle D, Item 2 is provided for no more than five (5) relevant projects.

Q9: Can you confirm the assumption that a page limit of 8 pages would translate to four physical sheets of paper when printed double sided? When printing double sided it sometimes occurs that a new section starts on the back of a page prohibiting the insertion of a section divider. We would like to request that any pages labeled “This page left blank intentionally” not be counted in page limit restrictions.

A9: 8 pages translate into four physical sheets of paper when printed double sided. Any blank divider pages will not be counted in page limit restrictions.

Q10: Would it be possible to obtain the RFP in a PDF form to allow for “copy and paste” or converted to MS Word?

A10: Please refer to the documents section of the RFP advertisement on the MTC website for an unrestricted PDF version.

Q11: May we please obtain the Price proposal form in Excel as indicated in the RFP?

A11: Please refer to the documents section of the RFP advertisement on the MTC website for the Price proposal form in Excel.

Q12: Should the forms required in RFP Section VII, Form of Proposal, Article J, Levine Act Statement, and Article K, Insurance Provisions Form, be completed and signed by all firms on a team, including sub-consultants?

A12: Only the prime firm submitting the proposal needs to complete and submit the RFP, Appendix C, Levine Act and RFP, Appendix D-1, Insurance Provisions Form.

Q13: As we understand it, the currently-defined scope and budget of this RFP includes the assessments, evaluations, and plans described in tasks 1 through 5 and the post-implementation assessment of impacts described in task 6, but not necessarily support for actual implementation unless requested by BATA. If that is correct, then any support BATA might ask the selected vendor to provide for implementation would fall under a separate task order, with budget and scope to be determined. Can you please verify that our understanding is correct, or provide corrections if not?

A13: See RFP, Appendix A, Preliminary Scope of Work, Task 2.6, Provide Technical Assistance. Before or after implementation, at any given toll plaza, the selected Consultant may expect to provide technical assistance to BATA. The scope and budget of this work will be determined through the task order process.

Q14: Indirect damages that result from breach of contract are called “consequential damages.” Consequential damages are often difficult to define and to prove so when at issue they generally cause both parties to expend enormous amounts of time and costs proving/disproving the damages. As such, a mutual waiver of consequential damages limits the unknowns and helps the parties avoid protracted disputes over difficult and hard to prove damages. Will BATA agree to modify RFP, Appendix D, Professional Services Agreement to include the following item:

31. MUTUAL WAIVER OF CONSEQUENTIAL DAMAGES

On behalf of themselves, their governing officers and employees, in no event shall either party be liable to the other for any indirect, incidental, or consequential damages of any kind or nature.

A14: The requested change is not acceptable.