

Request for Proposals (RFP 2012-10) for the  
Public-Private Partnership Feasibility Study in Solano County  
Response to questions and RFP clarifications, 06-27-2012

**1. Would undertaking the STA Public-Private Partnership (P3) Feasibility Study preclude the company from taking on roles with bidders seeking to develop the transit center projects, and does this depend on the final procurement approach taken? (DBB, DB DBFOM etc.)**

- a. The following is an excerpt from standard STA consultant contracts regarding Conflicts of Interest:

*Conflict of Interest*

A. Contractor warrants that Contractor and/or Contractor's employees and/or their immediate families and/or Board of Directors and/or officers have no interest, including, but not limited to, other projects or independent contracts, and shall not acquire any interest, direct or indirect, including separate contracts for the work to be performed hereunder, which conflicts with the rendering of services under this Contract. Contractor shall employ or retain no such person while rendering services under this Contract. Services rendered by Contractor's associates or employees shall not relieve Contractor from personal responsibility under this clause.

B. Contractor has an affirmative duty to disclose to STA in writing the name(s) of any person(s) who have an actual, potential or apparent conflict of interest.

Any potential contractor will be expected to abide by the terms of this "Conflict of Interest" clause during the performance of any services contracted pursuant to this solicitation. A contractor selected for the P3 Feasibility Study may be precluded from the development phase of the transit center projects based on the final procurement approach recommended by the selected contractor.

**2. Is STA looking for teams to include legal advisors?**

- a. It is expected that team members would include transportation project planning & delivery expertise, P3 finance expertise, and collaborative discussion experience. Should a firm's team include legal advisors, it is expected that the firm's proposal would discuss why legal advisor services pertain to the firm's proposed scope of work.

**3. Is STA looking for teams to include financial advisors?**

- a. It is expected that team members would include transportation project planning & delivery expertise, P3 finance expertise, and collaborative discussion experience. Should a firm's team include financial advisors, it is expected that the firm's proposal would discuss why financial advisor services pertain to the firm's proposed scope of work.

**4. What is the difference between project "Suitability" (Task 2) and project P3 "Feasibility" (Task 6)? Is Task 2 a more conceptual analysis of the projects, and Task 3 a detailed analysis?**

- a. The list of potential deliverables is based on preliminary review of other P3 suitability and feasibility studies, draft Caltrans P3 guidelines, and P3 Steering Committee member requests. Proposing firms are encouraged to modify this list of potential deliverables within their proposal. If firms choose not to include elements of any potential deliverable listed below, firms are required to discuss this decision briefly in the proposed approach and deliverables section.
- b. Potential Deliverable Task 2, "Suitability", asks firms to consider reviewing current, future, and additional potential phases of I-80 transit centers. This includes a review of current and developing STA plans and studies as well as new *concept planning* to increase the P3 suitability of project sites with additional potential uses and designs.
- c. Potential Deliverable Task 6, "Feasibility", asks firms to consider drafting detailed analysis of P3 project selection processes and criteria, including risk analysis, cost assumptions, qualitative and quantitative analysis of P3 delivery models for potential P3 projects, and comparing delivery alternatives to P3 delivery recommendations.

**5. What is the client's expectation under Task 2.2, "Project costs and O&M costs from STA plans and studies?" Is this section provided as a reference of where we can get project data, or would the client like us to verify the costs in the STA plans and studies?**

- a. No single STA study contains project costs and operating costs of the proposed projects listed in task 2.1. Firms are expected to review various STA studies for their relevant information. Updating or verifying project costs and operating & maintenance costs would be at the discretion of the firm's proposed scope of work.

**6. What are the intended terms and conditions of the consultants engagement?**

- a. STA will post standard "Terms and Conditions" for consultant projects on the STA's website following the release of these responses.

**7. How does the STA manage Conflicts of Interest?**

- a. The following is an excerpt from standard STA consultant contracts regarding Conflicts of Interest:

*Conflict of Interest*

A. Contractor warrants that Contractor and/or Contractor's employees and/or their immediate families and/or Board of Directors and/or officers have no interest, including, but not limited to, other projects or independent contracts, and shall not acquire any interest, direct or indirect, including separate contracts for the work to be performed hereunder, which conflicts with the rendering of services under this Contract. Contractor shall employ or retain no such person while rendering services under this Contract. Services rendered by Contractor's associates or employees shall not relieve Contractor from personal responsibility under this clause.

B. Contractor has an affirmative duty to disclose to STA in writing the name(s) of any person(s) who have an actual, potential or apparent conflict of interest.

Any potential contractor will be expected to abide by the terms of this "Conflict of Interest" clause during the performance of any services contracted pursuant to this solicitation.

**8. Are there any firms specifically excluded from this RFP?**

- a. No.

**9. Is it necessary for the consultant team to provide their own legal expertise?**

- a. If a firm includes deliverables within their scope of work that would require legal expertise, the STA expects that the firm would include qualified team members to complete that deliverable.

**10. Is it necessary for the consultant team to provide environmental expertise?**

- a. If a firm includes deliverables within their scope of work that would require environmental expertise, the STA expects that the firm would include qualified team members to complete that deliverable.