

**DATE: 5/19/2021**

## **CONTRACT SOLICITATION NOTICE/PROJECT OVERVIEW**

**MTA-C&D IS NOW ADVERTISING FOR THE FOLLOWING:**

**SSE EVENT#: 0000353714**

**OPENING/DUE DATE: 07/02/2021**

**TYPE OF SOLICITATION: RFP**

**DOCUMENT AVAILABILITY DATE: 05/21/2021**

**SOLICITATION TITLE:** A46030 Request for Qualifications for Design Build Services for Improvements on the Flushing Line

**DESCRIPTION:** The Metropolitan Transportation Authority (“MTA”), by and through the MTA Construction & Development Company (“MTA C&D”), will be issuing a two-step Request for Proposals (“RFP”) seeking entities interested in providing Design-Build Services for Improvements on the Flushing Line (the “Work”). In the first step, MTA C&D will issue a Request for Qualifications (“RFQ”) seeking Respondents who are qualified and prepared in all respects to perform the Work on schedule and within budget. In the second step, MTA C&D will issue an RFP to the Respondents determined by MTA C&D to be qualified in the first step. Respondents with current contracts to perform work on MTA projects must be in good standing and satisfactorily progressing work on such contracts to be deemed qualified to participate in the solicitation for the Contract. It is anticipated that the Contract will be funded in whole or in part by Federal grants.

Funding: 100% FTA                      Goals: 22.5% DBE    Est \$ Range: Over \$100M

**\*\*\* PLEASE SEE THE ATTACHED PROJECT OVERVIEW FOR ADDITIONAL INFORMATION\*\*\***

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| <b>(X) PRE-BID CONFERENCE LOCATION:</b><br>There will be an informational meeting for this procurement to be held on the date, time, and location specified in the RFQ. See Paragraph 6 on the attached Project Overview for information on how to obtain the RFQ documents. | <b>DATE:</b> | <b>TIME:</b> |
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| <b>( ) SITE TOUR LOCATION:</b> | <b>DATE:</b> | <b>TIME:</b> |
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**FOR MORE INFORMATION, PLEASE CONTACT:**

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| <b>PROCUREMENT REPRESENTATIVE:</b> Christina Nickolas | <b>EMAIL:</b><br>christina.nickolas@nyct.com |
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**REQUIREMENTS TO PARTICIPATE**

**DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER:** ALL VENDORS MUST HAVE A DUN & BRADSTREET DUNS NUMBER IF THEY WISHTO PARTICIPATE IN THIS PROCUREMENT. VENDORS WHO DO NOT HAVE A DUNS NUMBER CAN REGISTER ONLINE AT [WWW.MYDND.COM](http://WWW.MYDND.COM). TO OBTAIN ONE FREE OF CHARGE. YOU MUST STATE THAT THE NUMBER IS REQUIRED FOR SAM (SYSTEM FOR AWARD MANAGEMENT)

**SYSTEM FOR AWARD MANAGEMENT (SAM):** VENDORS ARE ALSO REQUIRED TO REGISTER WITH SAM, A FEDERAL VENDOR DATABASE USED TO VALIDATE VEDNDOR INFORMATION, BEFORE REQUESTING BID DOCUMENTS. YOU CAN VISIT THEIR WEBSITE AT [www.sam.gov](http://www.sam.gov) TO REGISTER. A DUNS NUMBER IS REQUIRED FOR REGISTRATION.

**\*\*\*\*\*WE CANNOT PROCESS DOCUMENT REQUESTS WITHOUT A MTA BIDDER/SUPPLIER NUMBER. PLEASE ACCESS THE MTA VENDOR PORTAL, [WWW.MYMTA.INFO](http://WWW.MYMTA.INFO), TO REGISTER AS A BIDDER\*\*\*\*\***

**A46030 – Design-Build Services for Improvements on the Flushing Line****Project Overview****1. Introduction to the Flushing Line Project**

MTA seeks to retain the services of a qualified design-build team (the “Design-Builder”) to perform the design and construction Work for Contract A46030, which calls for state of good repair improvements at the 61st Street-Woodside Station, replacement of existing escalators at the 61 Street-Woodside Station and the 74th Street Broadway Station, and striping and painting and the repair of structural defects between 48th Street and 72nd Street in the Borough of Queens (the “Project” or “the Work”). MTA C&D intends to award the design-build contract (the “Design-Build Contract”) at the conclusion of the RFP process.

**2. Contracting Methodology**

The Design-Build Contract will be awarded as a lump sum price design-build contract with certain components of the Work to be paid on a fixed unit price to the Shortlisted Respondent, in its capacity as a Proposer under the RFP, that submits the Proposal that MTA C&D determines, in its sole discretion, to offer the best value based on an evaluation of qualitative factors, as well as cost and schedule, following the two-step solicitation process. This method of procurement is intended to encourage development of innovative designs, planning and logistics while also optimizing schedule and the sharing of risks related to the Work.

**3. Key Project Elements**

The key elements of this Project are: state of good repair work, replacement of existing escalators with new escalators, and striping, painting, and structural defects repairs.

**4. Project Scope/Description**

The Work at 61<sup>st</sup> Street-Woodside Station includes restoration of the existing track bed and repairs to the existing track support structure, reconstruction of the island platforms with new platform edges and ADA boarding areas, and structural repairs throughout the Station to column bases, mezzanine support hangers, mezzanine wall, floor, and ceiling, and other station components. In addition, the Work includes the replacement of five existing stairwells and one escalator. Coordination with Long Island Railroad will be required for the Work at this Station. Next, the Work at 74<sup>th</sup> Street-Broadway Station is for the replacement of three existing escalators. Lastly, overcoating Work will be performed on the Flushing Line, which consists of surface preparation, removal of paint, lead, and other substances, application of new paint, and repairs to structural defects at the track level.

**5. Procurement Process**

The procurement process will consist of two steps: (i) the Request for Qualifications; and (ii) the Request for Proposals as described in further detail below.

- A. This Step 1, the RFQ, invites interested teams (each, a “Respondent”) to submit statements of qualifications (“SOQs”) that detail, among other things, preparedness to formally submit a proposal (“Proposal”) for the Contracts and qualifications to perform the Work.



## Construction & Development

- B. MTA C&D will evaluate all SOQs received in accordance with the criteria set out in the RFQ. Based on its evaluation, MTA C&D will select Respondents (the “Shortlisted Respondents”) that it has deemed, in its sole discretion, to possess the capability, capacity, and experience necessary to undertake and successfully complete the Work. Only the Shortlisted Respondents will be eligible to participate in the second step of the procurement process, the Request for Proposals (“RFP”).
- C. In Step 2, MTA C&D will issue the RFP to invite the Shortlisted Respondents as proposers (“Proposers”) to submit Proposals. MTA C&D will evaluate each Proposal received in accordance with the RFP requirements and select the Proposal that, in MTA C&D’s sole discretion, represents the best value to MTA C&D. While price will be a factor in the evaluation, other qualitative factors such as design and technical approach will also be considered. Additionally, schedule will be a major determinative element in awarding the Design-Build Contract.
- D. The RFP will provide specific instructions on the submission requirements, the evaluation factors, and rating guidelines.
- E. Prior to issuing the RFP, MTA C&D may, in its discretion, issue a draft of the RFP to the Shortlisted Respondents to solicit feedback. MTA C&D reserves the right to conduct one-on-one discussions with each Shortlisted Respondent to obtain such feedback.
- F. During Step 2, MTA C&D will offer a stipend to Shortlisted Respondents that submit Proposals that are responsive to the RFP requirements but are not awarded the Contracts.

### 6. RFQ Availability

The RFQ documents will be made available to all prospective Respondents on or about May 21, 2021. In order to obtain the RFQ documents, prospective Respondents will need to complete and submit the order form available on the MTA’s website by clicking the “Document Order Form” link.

### 7. Evaluation of SOQs

As described in more detail in the RFQ, SOQs will be evaluated to establish a shortlist of qualified Respondents. MTA C&D anticipates using a pass/fail process that incorporates qualitative assessments to evaluate the SOQs. Each Respondent’s SOQ will be evaluated on a pass/fail basis for compliance with the SOQ submittal requirements, including:

- A. completeness and responsiveness of the SOQ;
- B. experience;
- C. past performance with regard to:
  - i. quality of work
  - ii. schedule compliance
  - iii. meeting DBE goal requirement
- D. organization and key personnel;
- E. project understanding and approach;
- F. responsibility; and
- G. financial strength.

Evaluations will include qualitative assessments where a Respondent may be deemed to fail (and not be shortlisted), even if the Respondent was responsive to the terms of the RFQ.

## **8. Experience and Performance of Respondent Teams**

- A. During the RFQ process, MTA C&D will identify Respondents, that include a Lead Contractor and Lead Designer, with:
  - i. experience in successfully managing, designing, and constructing projects of size, type and complexity similar to the Contract;
  - ii. a record of completing contracts on time and within budget;
  - iii. technical and management experience and expertise to plan, organize and execute the design and construction and assure the quality and safety of the Work; and
  - iv. qualified key personnel with experience managing and performing work in active rail and transit station environment, including without limitation, to project managers, construction managers, design consultants, safety managers, quality managers, and schedulers.
  
- B. The background and experience for the Lead Contractor and Lead Designer shall be demonstrated on at least two (2), but no more than four (4), Reference Projects of similar size, type, and complexity in excess of \$20 million with:
  - 1. project delivery using design-build contracting; and
  - 2. experience in railroad and transit infrastructure construction; or
  - 3. project delivery in a major metropolitan area within North America.

## **9. General Limitations on Respondent Team Membership**

- A. Subject to Section 10 below, and in addition to any other restriction or qualification on Respondent team membership and on the inclusion of Major Participants and Key Personnel:
  - i. with the exception of the Designer:
    - 1. no Major Participant shall participate on more than one (1) Respondent team;
    - 2. no Affiliate of any Major Participant shall participate on another Respondent's team;
    - 3. Affiliated entities shall not participate on separate Respondent teams;
    - 4. no firm that employs one or more of the individuals named as Key Personnel on one (1) Respondent team may serve any role on another Respondent team; and
    - 5. no individuals serving a Key Personnel role on one (1) Respondent team may serve any role on another Respondent team.
  
- B. Respondents and Major Participants that are not selected as a Shortlisted Respondent are not restricted under this Section solely on the basis of having been a member of such unsuccessful Respondent team. Following the public announcement identifying the Shortlisted Respondents, members of each unsuccessful Respondent team (including Major Participants) may seek to join the team of a Shortlisted Respondents, subject to the restrictions set forth herein.

## **10. Limitations on Exclusivity**

Designers or their Affiliates, which are not prohibited from participating on more than one (1) Respondent team under Section 9, may participate on more than one (1) Respondent

team subject to compliance with the following requirements in order to protect the integrity of the procurement process:

- a. The engagement of a Designer or any of their Affiliates by two (2) or more Respondent teams shall be subject to: (i) the disclosure to all relevant Respondent teams that such entities and personnel are engaged by another Respondent team; (ii) the institution of Information Barriers acceptable to MTA C&D; and (iii) the prohibition of any such entity and their personnel sharing information (or being asked by a Respondent team to share information) regarding the procurement, and the Design-Build Contract.
- b. If a Respondent elects to non-exclusively engage two (2) Designers for its SOQ, MTA C&D will treat such Designers as a Joint Venture. However, if MTA C&D determines that such arrangement does not represent a true Joint Venture and is not in the best interests of the RFQ and/or performance of the Work, MTA C&D may, in its discretion, require the Respondent to: (i) demonstrate that such arrangement reflects a true Joint Venture arrangement appropriate for Contract A46030; and/or (ii) finalize the engagement of one (1) but not both Designers with the revised engagement documented as an Organizational Change either under the terms of this RFQ or the equivalent terms of the RFP. In addition, Shortlisted Respondents and Proposers will be permitted, at their own initiative, to finalize the engagement of one (1) Designer, but not both Designers with the revised engagement documented as an Organizational Change either under the terms of this RFQ or the equivalent terms of the RFP.