SUBJECT: **RFQ-DESIGN-BUILD SERVICES FIRE STATION#S: 36, 64 AND 65**

BID # **CDB-0127-19** OPEN DATE: **04/17/2019**

COMPETITIVE SEALED PROPOSAL EVALUATION COMMITTEE

KIND AND BASIS OF CONTRACT:
CONSTRUCTION – DESIGN/BUILD- REQUEST FOR QUALIFICATIONS

AGENCY: **DEPARTMENT OF PUBLIC WORKS**

BASIS OF AWARD: **EVALUATION CRITERIA**

NUMBER OF BIDS INVITED: 5 NUMBER RECEIVED: 6 OTHER: 0

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to reject Hager Construction Company for not meeting the minimum requirement of completing a vertical project with a minimum cost of $2,500,000.00 within the last five (5) years.

The remaining five (5) proposals received for evaluation were found to be responsive, interested, qualified and available to provide the services required by the RFP. Based on the above the following firms listed alphabetically were determined to be the most qualified. The ranking of first, second and third designates the order of qualification of these firms to perform the required services:

3) Auld & White Constructors- 92.75
2) The Haskell Company- 95.00
1) The Stellar Group- 98.50

Pursuant to Section 2.6 – Award of Contract of the RFP, recommend approval to move forward to presentation/interviews before CSPEC.

Attachments: Recommendation Memo, Scoring Matrix, Bid Tabulation, Vendor Rejection Letter/Email, Section 2.6

BUYER Marilyn Laidler
MARILYN LAIDLER

RESPECTFULLY SUBMITTED
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: **Robin G. Smith, P.E., Chief, Engineering & Construction Management**

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF CSPEC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING_____ MEMBERS DISAPPROVING_____ DATE:_____

_____ _____ OTHER_____

_____ _____

_____ _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE _____

APPROVED_____ DISAPPROVED: _____

OTHER: _____

SIGNATURE OF AUTHENTICATION _____

City of Jacksonville, Florida

Lenny Curry, Mayor

Department of Public Works
Engineering & Construction Management Division
214 N. Hogan Street, 10th Floor
Jacksonville, FL 32202
(904) 255-8762
www.coj.net

ONE CITY. ONE JACKSONVILLE.

June 17, 2019

TO: Gregory W. Pease
Chief of Procurement

FROM: John P. Pappas, P.E.
Director

SUBJECT: CDB- 0127-19 – CSPEC-Presentation-
Fire Station #s 36, 64 and 65

Six submittals were received from the City's Request for Qualifications (RFQ.) Hager Construction Company was rejected for not meeting the minimum requirement of completing a vertical project with a minimum cost of $2,500,000.00 within the last 5 years. The remaining five submittals have been reviewed and ranked. Based on the averaged score, the following firms listed alphabetically were determined to be the most qualified of those submitting qualifications. The ranking of first, second, and third designates the order of qualification of these firms to perform the required services.

3. Auld & White Constructors, LLC
2. The Haskell Company
1. The Stellar Group, Inc.

In accordance with the RFQ requirements, oral interviews are to take place in front of the Evaluation Committee and under the observation of CSPEC. We anticipate needing twenty minutes for each presentation.

The evaluation committee for this proposal is as follows:

William J. Joyce, P.E., Director of Operations, Department of Public Works
Keith Powers, Chief of Operations, Jacksonville Fire & Rescue

Accordingly, we request your approval to schedule the oral interviews for CDB-0127-19 for Fire Station #s 36, 64 and 65.

JPP/lw

cc: William J. Joyce, P.E., Director of Operations, Department of Public Works
Keith Powers, Chief of Operations, Jacksonville Fire & Rescue

ab

Bid: CDB-0127-19 DESIGN BUILD SERVICES- FIRE STATION NUMBERS 36, 64 AND 65

Contractor Names		EXPERIENCE, COMPETENCE IN APPROACH TO DESIGN AND CONSTRUCTION OF SIMILAR DB PROJECTS	PAST PROFESSIONAL ACCOMPLISHMENTS AND PERFORMANCE	AVAILABILITY OF ADEQUATE PERSONNEL, EQUIPMENT AND FACILITIES	RECENT, CURRENT AND PROJECTED WORKLOAD	OVERALL WILLINGNESS TO MEET TIME AND BUDGET REQUIREMENTS FOR THE PROJECTS	THE VOLUME OF CURRENT AND PRIOR WORK PERFORMED FOR USING AGENCIES SHALL BE CONSIDERED A MINUS FACTOR	FINANCIAL RESPONSIBILITY	LOCATION	QUALITY CONTROL PLAN (DESIGN & CONSTRUCTION)	TOTAL POINTS	Average
Stellar	Reviewer 1	30	20	10	5	10	5	10	5	5	100	**98.50**
	Reviewer 2	29	19	10	5	9	5	10	5	5	97	
Haskell	Reviewer 1	30	20	10	5	9	2	10	5	5	96	**95.00**
	Reviewer 2	28	19.5	10	5	9	2.5	10	5	5	94	
Auld & White	Reviewer 1	30	20	10	5	10	0	8	5	5	93	**92.75**
	Reviewer 2	28	20	10	5	9	0.5	10	5	5	92.5	
Acon	Reviewer 1	25	20	10	5	10	3	10	5	1	89	**89.50**
	Reviewer 2	28	19.5	10	5	9	3.5	5	5	5	90	
STG	Reviewer 1	25	15	10	5	10	5	9	3	5	87	**85.50**
	Reviewer 2	26	18	10	5	9	5	5	1	5	84	

MANDATORY PRE-BID CONFERENCE: APRIL 1, 2019 @10:00 AM PRE-QUAL: VERTICAL

TITLE:	RFQ- DESIGN BUILD SERVICES FOR FIRE STATION#S: 36, 64 AND 65	STELLAR GROUP, INC	ACON CONSTRUCTION CO., INC.	STG CONTRACTING GROUP, INC.	HAGER CONSTRUCTION CO.	THE HASKELL COMPANY	AULD & WHITE CONSTRUCTORS, LLC
BID NO.	CDB-0127-19 (PW)						
OPEN DATE:	APRIL 17, 2019 @ 2:00 PM						
BUYER:	MARILYN LAIDLER, PURCHASING ANALYST						
No. Invited: (5)	No. Received (6) No Bids: (0)						
ITEM	DESCRIPTION						
	MINIMUM REQUIREMENTS						
1	THE CONTRACTOR PARTICIPATING IN THE DESIGN BUILD TEAM MUST HAVE COMPLETED A VERTICAL PROJECT WITH A MINIMUM COST OF $2,500,000.00 WITHIN THE STATE OF FLORIDA IN THE LAST FIVE (5) YEARS	YES	YES	YES	NO	YES	YES
2	THE CONTRACTOR SHALL PROVIDE CURRENT PROOF OF ALL BUSINESS LICENSES REQUIRED BY LOCAL, STATE AND FEDERAL LAW AS APPLICABLE	YES	YES	YES	YES	YES	YES
3	PROPOSERS ARE REQUIRED TO BE PRE-QUALIFIED WITH THE CITY IN VERTICAL CATEGORY. PROPOSERS ARE REQUIRED TO MEET THE PROVISIONS CONTAINED WITHIN FLORIDA STATUES 287.055 TO BE CLASSIFIED AS DESIGN BUILD FIRM AND BE AUTHORIZED TO ENTER INTO A DESIGN-BULID CONTRACT IN THE STATE OF FLORIDA, ETC.	YES	YES	YES	YES	YES	YES
4	MUST HAVE ABILITY TO OBTAIN AND MAINTAIN LIABILITY INSURANCE AS REQUIRED BY CITY OF JACKSONVILLE AND MUST SUBMIT WITH THEIR RESPONSE AS SIGNED AFFIDAVIT FROM THEIR INSURANCE PROVIDER.	YES	YES	YES	YES	YES	INSURANCE CERTIFICATE INCLUDED SIGNED AFFIDAVIT FROM INSURANCE PROVIDER NOT RETURNED
5	BIDDER MUST POSSESS A LOCAL BUSINESS TAX CERTIFICATE, IF APPLICABLE	YES	YES	YES	YES	YES	YES
	CONFLICT OF INTEREST:	YES	YES	YES	YES	YES	YES
	JSEB PARTICIPATION:	YES	YES	YES	JSEB VENDOR	YES	YES
	ADDENDUM(S) (1,2,3 ,4,5,6)	YES	YES	YES	YES	YES	1,2, AND 3 ONLY

Laidler, Marilyn

From: Laidler, Marilyn
Sent: Thursday, May 23, 2019 8:57 AM
To: info@hagerconstructioncompany.com
Cc: Laidler, Marilyn
Subject: CDB-0127-19 RFQ- Design Build Services for Fire Stations# 36, 64 and 65
Attachments: CDB-0127-19 BID REJECTION LETTER HAGER CONSTRUCTION.pdf

Hello,
Attached is the bid rejection letter for project referenced above this email will serve as notification of receipt.

Thank you

Marilyn Laidler, Purchasing Analyst
Finance and Administration/Procurement Division
214 N. Hogan Street, 8th Floor
Phone (904) 255-8804
Fax (904) 255-8837
Rightfax (904)630-8288
Email: mlaidler@coj.net

CITY OF JACKSONVILLE

****** Please note that under Florida's very broad public records law, email communications to and from city officials are subject to public disclosure. ******

ONE CITY. ONE JACKSONVILLE.

City of Jacksonville, Florida

Lenny Curry, Mayor

Procurement Division
Ed Ball Building
214 N. Hogan Street, Suite 800
Jacksonville, Florida 32202

NOTIFICATION OF RECOMMENDED BID REJECTION

May 23, 2019

Hager Construction Company
2037 Gilmore Street
Jacksonville, FL 32204

BID# CDB-0127-19 **DATE OPENED: 2019-04-17**

TITLE: RFQ-DESIGN BUILD SERVICES FOR FIRE STATIONS#: 36, 64 AND 65

REASON FOR RECOMMENDED REJECTION:
Recommend approval to reject Hager Construction Company for not meeting the minimum requirement of completing a vertical project with a minimum cost of $2,500,000.00 within the last five (5) years.

IF YOU WISH TO PROTEST THE RECOMMENDED REJECTION OF THIS BID, PLEASE RESPOND IN ACCORDANCE WITH THE CITY OF JACKSONVILLE BID PROTEST PROCEDURES. THIS ACTION IS SCHEDULED FOR THE GENERAL GOVERNMENT AWARDS COMMITTEE MEETING ON THURSDAY, **05/302019** AT 1:00 PM. DIRECT ALL PROTEST TO THE RESPECTIVE BUYER/ANALYST, FACSIMILE NUMBER (904) 255-8837.

BUYER'S SIGNATURE: Marilyn Rudds

Laidler, Marilyn

From: Kim Bochnia <Kim@hagerconstructioncompany.com>
Sent: Thursday, May 23, 2019 9:32 AM
To: Laidler, Marilyn
Subject: Read: CDB-0127-19 RFQ- Design Build Services for Fire Stations# 36, 64 and 65
Attachments: Read: CDB-0127-19 RFQ- Design Build Services for Fire Stations# 36, 64 and 65

EXTERNAL EMAIL: This email originated from a non-COJ email address. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Item in Attach B	Item's Title	Maximum Number of Points
I	Experience, competence in and approach to the design and construction of fire stations or similar design-build projects	30
II	Past professional accomplishments and performance	20
III	Availability of adequate personnel, equipment, and facilities	10
IV	Current Workload	5
V	Overall willingness to meet time and budget requirements for the projects	10
VI	The volume of current and prior work performed for using agencies shall be considered a minus factor	5
VII	Financial responsibility	10
VIII	Location	5
IX	Quality control plan (design & construction)	5
Maximum Score		**100**

XI. ORAL INTERVIEWS

The Oral Interviews will have an additional value of thirty (30) points which will be added to the DBF Score from the evaluation of the SOQ. The three top-ranked DBFs from the SOQ Evaluation Process will be provided the criteria and scheduling information for the Oral Interviews. Final Ranking of the top three firms will be based upon the combination of scores combined from the SOQ Evaluation and the Evaluation of the Oral Interviews.

Attachment B– Evaluation Criteria

General:

Upon approval of the ranking of DBF responses under each category, the City shall conduct oral interviews for the top ranked firms in accordance with Section 287.055, F.S. The QES will again serve as the selection committee under the auspices of CSPEC. Separate criteria and schedules will be provided to the top ranked firms under consideration for the interviews.

At the conclusion of the ranking process, the City intends to select the top-ranked DBF as specified within this RFQ. The City intends to contract with the top-ranked DBF.

The City reserves its right to terminate the design build solicitation for any proposed project and transfer it for execution through the design-bid-build delivery method.

A DBF selected to receive a DCP for a specific project shall be required to retain all employees, consultants, sub-consultants, contractors, sub-contractors, and suppliers necessary for the proper execution of the project as it has been listed in the DBF SOQ submitted in response to this solicitation unless otherwise agreed between the parties and approved by the City.

I. **EXPERIENCE, COMPETENCE IN, AND APPROACH TO THE DESIGN AND CONSTRUCTION OF VERTICAL OR SIMILAR DESIGN-BUILD PROJECTS (ABILITY OF PROFESSIONAL PERSONNEL) (30 Point Value)**

Provide concise information pertaining to professional qualifications, experience, and competence of the Design Build Team or individual firms of the Design Build Team as follows:

a. Identify the lead organization and primary members of the Design Build Team. Name the DBF with whom the City will be contracting and identify if this will be a partnership, corporation, joint venture, etc.
b. Provide an organizational chart of the DBF team describing the role and responsibilities of each team member. Identify all team members that are pre-qualified by the City as a Jacksonville Small Emerging Business.
c. Provide proof of insurance and bonding capacity adequate to complete projects. (Appendix item)
d. Provide proof of licensing including occupational license tax for all business entities and individual professional members of the DBF team. (Appendix item).
e. The DBF team must include at a minimum the following Key Individuals in order for the SOQ to be deemed technically responsive. Identify the Key Individuals and the business entities (firms) by which those individuals are employed. Provide a clear definition of the role and responsibility of each Key Individual relative to the member firm.
   i. Project Principal – The Project Principal (Director) shall be the primary person in charge of and responsible for delivery of the Project in accordance with the Design Build Contract requirements. The Project Principal must have full authority to make the final decisions on behalf of the DBF and have responsibility for communicating these decisions to the City of Jacksonville, Florida. The Project Principal must have at least ten (10) years of requisite experience and provide at least five representative projects.
   ii. Lead Design Professional – The Lead Design Professional shall be in charge of and responsible for all aspects of the design of the Project and shall be a Florida Registered Engineer or Architect or Landscape Architect. The Lead Design Professional shall have a minimum of ten (10) years of post-registration experience in design of vertical buildings or similar public or private facility projects, including five (5) years of supervisory experience. The Lead Design Professional shall have coordination and project management responsibilities over the Project Design Team.
   iii. Specialty Design Engineer, Architect, and Landscape Architect – The Specialty Design Engineers such as Civil, Traffic, Drainage, Structural, Electrical, as well as any other necessary design professional shall comprise the Project Design Team and be responsible for preparation of construction drawings, calculations and specifications in their respective specialty. Each Specialty Engineer and other design

professional shall be licensed in the State of Florida with at least five (5) years of post-registration design experience. Each design professional shall provide at least five representative projects.

iv. Construction Manager – The Construction Manager shall report directly to the Project Principal and shall be responsible for the overall coordination of projects at each vertical building including participation in the design and primary on-site responsibility for construction. The Construction Manager shall have at least five years' experience in this role and provide at least five representative projects while serving as a Construction Manager or Site Superintendent.

v. Design Quality Control Manager – The Design Quality Control Manager shall be responsible for assuring that the design of each project is in compliance with the requirements of the Design Build Contract. The Design Quality Control Manager shall be a Professional Engineer, Registered Architect, or Registered Landscape Architect licensed in the State of Florida and shall report directly to the Project Principal. The Design Quality Control Manager shall have at least 10 years of post-registration experience in design and construction. The Design Quality Control Manager will provide at least three (3) examples of requisite experience in this role.

vi. Construction Quality Control Manager – The Construction Quality Control Manager shall be responsible for assuring that all workmanship and materials are in compliance with the Design Build Contract Requirements. The Construction Quality Control Manager shall have at least ten (10) years of experience in building construction, utility construction, or other representative experience related to the project type offering. The Construction Quality Control Manager will provide at least three (3) examples or requisite experience in this role.

vii. All members and personnel of the Design Build Project Team shall hold licenses required for performing work on a specific project under the State of Florida or the City of Jacksonville law and ordinances including occupational tax licenses.

f. Provide information demonstrating that the DBF personnel possess the required minimum qualifications specified in Item Design Build Firm's design team shall have the necessary equipment and personnel to provide the design plans and specifications in a timely manner.

g. Provide one-page resumes of the Key Individuals and other personnel that the Design Builder considers critical to the successful completion of the Project including all team members discussed above in the appendix.

h. Each Construction Superintendent shall have at least 10 years of experience in supervising vertical buildings or similar construction projects.

i. Modification to the Design Build Firm's Team or Key Individuals and other personnel listed above is discouraged. The City will not approve requests for modification without justification. Examples of justification include changes in employment status, bankruptcy, inability to perform, organizational conflict of interest, or death of a team member. Replacement team members must be submitted to the City for approval demonstrating equivalent experience to the individual being replaced.

j. For the Project Principal, Lead Design Engineer, and Construction Manager compose a list of projects that they managed in the past. Each list shall consist of a brief description of each vertical building or similar project managed by each of them, name of the owner the work was performed for, the owner's representative's telephone number, total construction cost, duration of construction, and any unusual features.

II. PAST PERFORMANCE AND RECORD OF PROFESSIONAL ACCOMPLISHMENTS (20 Point Value).

Provide concise information describing:

1. For the DBF including the Design Build team, provide information demonstrating the firm's qualifications for performing work included in this RFQ. The information shall consist of a list of the Designer-Builder's project experience working together on vertical projects of similar type, size and complexity over the last five (5) years. Provide a separate list of design and construction projects performed by members of the DBF team for the City. (This information may be included in the appendices and will not be counted against the 25-page limit)

2. For each project listed, provide:
a. A brief description of the project,
b. Name of owner for whom the work was performed,
c. Name, title, and phone numbers of owner's representatives who can verify and discuss the firm's participation in these projects.
(This information may be included in the appendices and will not be counted against the 25-page limit.)

3. Provide brief answers and explanations to the following questions:
a. Has any member of the DBF team defaulted and/or been terminated on any project within the last (5) years?
b. In the past five (5) years, has any member of the DBF team been suspended, debarred, disqualified from bidding, or declared ineligible for work by any entity or are any such action pending against them?
c. How many contract claims were submitted in the past five (5) years by members of the DBF team and how were they resolved?
d. Does any member of the DBF team have active projects that are behind schedule? If so, why are the projects behind schedule?
e. Has any member of the DBF team been assessed erosion and sediment control violations and/or fines within the last five (5) years?
f. Within the last five (5) years, how many projects were constructed by the Design Builder's team that were completed three (3) or more months before the target completion date of these projects? Provide details.

4. Provide the current National Council on Compensation Insurance (NCCI) Experience Modification Rate (EMR) for each DBF team member and all major sub-contractors. Note that the minimum acceptable EMR rating cannot exceed 1.0. If the EMR rating submitted is more than 1.0, the respondent will be regarded as nonresponsive.

5. Provide DBF safety goals for the Project.

III. <u>AVAILABILITY OF ADEQUATE PERSONNEL, EQUIPMENT, AND FACILITIES</u> (10 Point Value).

Provide concise information pertaining to the DBF team's ability to provide adequate personnel, equipment, and facilities in order to provide required design, construction, and quality control services for the Project:
1. Provide the Team Organizational Chart listing available personnel, equipment, and facilities in the design, construction, and quality control activities.
2. Demonstrate the team's ability to commit necessary resources to successfully complete the Project.
3. Demonstrate project team's leadership capability and relevant management experience for the design, construction, and quality control requirements of the Project.
4. Demonstrate that the Design Build Team has at least two (2) Superintendent's currently on staff that has constructed at least one (1) vertical building in the state of Florida in the last three (3) years.

IV. <u>RECENT, CURRENT AND PROJECTED WORKLOAD</u> (5 Point Value)

Provide the number and size of the projects currently being performed. Discuss past ability to deliver projects on a timely basis under similar current workload conditions.

V. <u>OVERALL WILLINGNESS TO MEET BOTH TIME AND BUDGET REQUIREMENTS FOR THE PROJECTS</u> (10 Point Value).

2.4 Submission of Responses.

A. The location and deadline for submitting Responses is set forth in Section 1 of the RFQ. Contractors are fully responsible for meeting these requirements. Reliance upon mail or public carrier is at Contractor's risk. **Late proposals will not be considered.**

B. Contractor shall submit:

1) One (1) original signed version of its Response clearly marked as "ORIGINAL." The Response must be signed by an officer or employee having authority to legally bind Contractor.

2) Five (5) hard copies of the entire Response.

3) One (1) digital scanned copy (in pdf format) of entire Response, on a separate CD-ROM or flash drive. Large files may be scanned as several separate PDF files.

4) One (1) REDACTED scanned copy of the Response (if necessary pursuant to Section 2.12). This copy should be marked "Confidential – Trade Secret" or something comparable to alert the reader of Contractor's claim of a public records exemption.

All copies are to be placed in a sealed package. The outside must be marked with (i) the RFQ title and number, and (ii) Contractor's name, address, contact person, and telephone number.

It is the sole responsibility of each Contractor to assure all copies are EXACT duplicates of the original Response. Photocopies or CD copies will be used for the purpose of evaluating the Responses. Any information contained in the original Response which has not been transferred to the CDs or photocopies will NOT be considered. The original document will be used solely for official record keeping and auditing purposes.

2.5 Evaluation of Statement of Qualifications.

A. City will determine the qualifications, interest and availability of Design-Build Firms by reviewing all SOQ Responses and by conducting formal interviews of selected Design-Build Firms that are determined to be the best qualified based upon evaluation of the SOQ Responses.

B. The determination of which Design-Build Firms are "best qualified" will be based upon the evaluation criteria set forth in this RFQ on Attachment B, which criteria includes qualifications in accordance with Section 287.055, F.S. , and Part 7 of Chapter 126, Ordinance Code.

C. Before making an award, City reserves the right to seek clarifications, revisions, and information it deems necessary for the proper evaluation of the SOQ Responses. Failure to provide any requested clarifications, revisions or information may result in rejection of the SOQ Responses.

D. City reserves the right to accept or reject any and all SOQ Responses, or separable portions thereof, and to waive any minor irregularity, technicality, or omission if City determines that doing so will serve City's best interests. City may reject any Response not submitted in the manner specified by the RFQ.

2.6 Award of Design-Build Contract.

A. The process for contract award is set forth in Section 287.055, Florida Statutes, and Jacksonville Ordinance Code Chapter 126, Part 7. Generally, City will evaluate, select and rank, based on the highest to lowest evaluation score, three Design-Build Firms determined

based on the evaluation to be the most qualified and advantageous to the City of Jacksonville, and conduct formal interviews with the each of the three-top ranked Firms. The relative importance (i.e., maximum scoring points) assigned to the Evaluation Criteria is set forth on Attachment B.

B. The three top-ranked Design-Build Firms will be scheduled for interviews before CSPEC, regarding their qualifications, organization, development documents, and ability to furnish the required design-build services in accordance with Section 287.055, F.S. and Chapter 126, Part 7. Once the interviews are completed, the CSPEC will forward their recommendation of rankings (first, second, and third ranked Firms) to the Mayor's Office for approval.

C. Once the City has obtained approval of the rankings, the City shall negotiate with the highest ranked Firm for professional design services pursuant to Section 287.055(5), F.S., at compensation which the City determines is fair, competitive and reasonable for the Project. Should the City be unable to negotiate satisfactory compensation with the highest ranked Firm, the City will terminate negotiations with the highest ranked Firm. The City shall then undertake negotiations with the second highest ranked Firm for compensation which the City determines is fair, competitive and reasonable for the Project. Should the City be unable to negotiate satisfactory compensation with the second highest ranked Firm, the City will terminate negotiations with the second highest ranked Firm. The City shall then undertake negotiations with the third highest ranked Firm, and should the City be unable to negotiate satisfactory compensation with the third highest ranked Firm, the City may terminate this RFQ and reissue the RFQ in its sole discretion. Notwithstanding this 2.6(C), pursuant to Section 2.2 above, the City reserves the right to cancel or reissue this RFQ at any time in its sole discretion.

D. Once the City has negotiated satisfactory compensation for professional design services with one of the three top-ranked Design-Build Firms, the CSPEC will forward a recommendation to the Mayor's Office for a Design-Build Contract award, whereby the Design-Build Firm and the City may subsequent to the execution of the Contract, negotiate via a two-step approach payment for the preliminary design (60%) performed by Design-Builder for a Specific Project based on the Design Criteria Package, and then the guaranteed maximum price (GMP) and guaranteed completion date (GCD) for each Specific Project and incorporate such terms into the Contract by written amendments executed by the parties.

E. City may make an award within sixty (60) days after the date of the Responses are due, during which period the Responses shall remain firm and shall not be withdrawn. Any Response that expresses a shorter duration may, in City's sole discretion, be accepted or rejected. If award is not made within sixty (60) days, the Response shall remain firm until either the Contract is awarded or City receives from Contractor written notice that the Response is withdrawn. [Note: Withdrawal of a Response may be requested within 72 hours (excluding State holidays, Saturdays and Sundays) after the date and time Responses are due. City will not accept an amended Response after the date and time Responses are due.]

F. Except as may otherwise be expressly set forth in the RFQ, City intends to award one contract, but reserves the right to reject all Responses.

G. Based on the evaluation results, City shall electronically post a notice of intended award at City's website. Please contact the Contact Person if you are uncertain of City's website address or if you experience problems accessing it. Any person who is adversely affected by the decision shall file with City a notice of protest in accordance with the Protest provisions of the RFQ. City does not intend to provide tabulations or notices of award by telephone.