



QUESTIONS & RESPONSES #04

RFP or RFQ / TITLE **071198 | WAPATO CREEK BRIDGE & CULVERT REMOVAL**

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SUBMITTAL DUE DATE **July 21, 2020 @ 2:00PM (PST)**

Q&A ISSUE DATE **July 16, 2020**

PROPOSER QUESTIONS	PORT RESPONSES	RFP/ RFQ Section
<p>We were wondering how the Port came up with a Substantial Completion time of 160 calendar days (approx.. 5.25 months); when the precaster (Concrete Tech) has a backlog of over 6 months? Will the project be awarded such that the contract time will not start until we have a firm delivery date of the precast slabs?</p>	<p>The contract time starts at contract execution per section 00 52 00. The Port has no comment on the number of available suppliers or their perceived backlog.</p>	
<p>Can you please request clarification from the project manager on the below requirement as it says "appropriate to the Contractor's Profession and Work". It appears they want a cyber policy and it's not clear why they would want that for this project. 4. Technology Professional Liability Errors and Omissions Insurance appropriate to the Contractor's profession and Work hereunder, with limits not less than \$2,000,000 per occurrence. Coverage shall be sufficiently broad to respond to the duties and obligations as is undertaken by the Contractor in this contract and shall include, but not be limited to, claims involving infringement of intellectual property, copyright, trademark, invasion of privacy violations, information theft, release of private information, extortion, and network security. The policy shall provide coverage for breach response costs as well as regulatory fines and penalties as well as credit monitoring expenses with limits sufficient to respond to these obligations. The Policy shall include, or be endorsed to include, property damage liability coverage for damage to, alteration of, loss of, or destruction of electronic data and/or information "property" of the Port in the care, custody, or control of the Contractor.</p>	<p>The Port uses a Web-based Construction Management system that the successful contractor and Port will use for this project (RE: Division 01, Section 01 31 23). The required policy is based on the Contractors use of the system</p>	

<p>Reference Spec Section 00 73 16-1.03.D.1 (page 00 73 16 - 2). Our subcontractors for this project would most likely not have a Marine GL Policy or a standard GL policy which covers vessels. Due to the nature of this project neither the General Contractor or Subcontractors will be using any vessels. It is requested you remove the requirement of "no marine exclusions that will remove coverage for either vessels or work done by or above or around the water".</p>	<p>This lanugage "no marine exclusions that will remove coverage for either vessels or work done by or above or around the water" is hereby stricken.</p>	
<p>Reference Spec Section 00 73 16-1.03.D.2.c (page 00 73 16 - 2). Auto coverage does not include Personal Injury Liability as it is covered by General Liability Insurance. We request that you remove this requirement as part of the auto coverage.</p>	<p>The requirement for "Personal Injury Liability" coverage per Section 00 73 16-1.03.D.2.c is hereby stricken.</p>	
<p>Reference Spec Section 00 73 16-1.03.D.4 (page 00 73 16 - 2). Technology Professional Liability is not typically carried by our subcontractors for this type of project. The General Contractor will have some extent of this covered by a Cyber Liability Policy but this specification requirement goes beyond a Cyber policy. Based on the scope of work required on this project please remove this requirement and substitute the requirement of a standard Cyber Liability Policy.</p>	<p>This will not be removed per the Q/A above regarding the same subject.</p>	
<p>Does the Port have any information regarding historic flows of Wapato Creek? This information would help us determine the size of pump that is required to bypass the creek.</p>	<p>Average monthly flow data is not available for Wapato Creek. Note, the creek is tidally influenced, therefore while the creek typically flows between 1 to 2 feet in depth depending on the time of year, the tide increases the depth by 6 to 8 feet daily.</p>	