



City of Seattle

Dept. of Finance & Administrative Services (FAS)
Capital Development & Construction Management (CDCM)

REQUEST FOR STATEMENTS OF QUALIFICATIONS For On-Call Engineering Services Miscellaneous and Specialty MEP & Controls Engineering Projects RFQ# CDCM 2017-01

Submittals due by 2:00 p.m. PST, February 15, 2017

| Schedule of Events | Date |
|--|-------------------------------|
| RFQ Release | January 23, 2017 |
| Deadline for Questions | January 31, 2017 |
| Sealed Submittals Due to the City | By 2PM PST, February 15, 2017 |
| Submittals screened & notification of interview selections | February 22, 2017 |
| Interviews (optional) | March 1-3, 2017 |
| Announcement of Selected Consultant(s) | March 7, 2017 |

The City reserves the right to modify this schedule at the City's discretion. Notification of changes will be posted on the City procurement website or as otherwise stated herein.

Contact:

RFQ Program Manager: **Jeremy Nichols**

Delivery Address:

| Courier and Hand Delivery – Physical Address | US Post Office – Mailing Address |
|---|---|
| ATTN: Jeremy Nichols Seattle Municipal Tower Dept. of Finance and Administrative Services Capital Development & Construction Mgt. Division 700 Fifth Ave., Suite 5200 (floor 52) Seattle, WA 98104 | ATTN: Jeremy Nichols Seattle Municipal Tower Dept. of Finance and Administrative Services Capital Development & Construction Mgt. Division P.O. Box 94689 Seattle, WA 98124-4689 |

Unless authorized by the RFQ Program Manager, no other City official or employee may speak for the City with respect to this solicitation. Any Consultant seeking information, clarification, or interpretations from any other City official or City employee is advised that any such information is used at the Consultant's own risk. The City will not be bound by any such information, clarification, or interpretation. Following the submittal deadline, Consultants shall continue to direct communications only to the City's RFQ Program Manager, who will send out information to responding firms as decisions are concluded.

1. Purpose and Background

The City of Seattle Department of Finance and Administrative Services (FAS), Capital Development and Construction Management Division (CDCM) seeks Mechanical and Electrical Engineers to provide professional

services for general facilities projects located throughout Seattle. Selected firms may be large or small, with various areas of specialty. CDCM is pursuing on-call contracts with engineering firms especially for those scopes of work for which the skills of a full design team are not needed.

CDCM is responsible for conducting public works projects and associated planning and studies for government and other owned and managed facilities of the City of Seattle. The portfolio of City-owned real estate has around 100 facilities including City Hall, the Seattle Justice Center, the Seattle Municipal Tower, police precincts, fire stations, shops and yard facilities, and other miscellaneous buildings. CDCM uses on-call contracts to address a volume of emergent needs for a variety of projects and clients in a timely manner. These contracts are used for a variety of projects including, but not limited to, specialty programs (vehicle fleets, health and social services, emerging technologies, etc.), design and engineering for projects with construction administration, preliminary engineering, building and project evaluation, option analyses, site assessments, cost estimating, master planning. Upon contract execution, individual projects and scopes of work will be developed and authorized by CDCM on an as-needed basis, according to available City funding. For consultants selected for on-call contracts, *specific projects, their exact scope of work, and the fee and schedule for the work will be determined by mutual agreement between the City and the consultant and issued by Letter of Authorization (LOA) to spend down the respective contract. Any such LOA will also detail the City's project manager assigned to the work.*

CDCM anticipates executing multiple contracts for terms of five (5) years each. The value of each contract will be based on the services available from the successful firms and will depend on how many firms are selected for contracts. *Qualified minority- and women-owned business are strongly encouraged to submit.*

2. Scope of Services

This RFQ seeks a variety of engineering consultants to perform:

MEP Services. Successful consultants will demonstrate qualifications to perform any or all of the following: mechanical, electrical and controls engineering. Responding consultants should indicate expertise in one or any combination of these trades. Sample scopes of work may include mechanical, electrical, or controls engineering studies, analysis, evaluation, monitoring, recommendations, design, plans, specifications and estimates, plan review, permitting, reports, construction administration and inspection, expert witness, detailed design of controls systems for new facilities, renovations, or retro-commissioning efforts; review of existing controls systems/sequences of operation; creation of detailed logic diagrams using non-proprietary symbols; creation of ladder diagrams of hardwired components; and other professional services related to mechanical, electrical, and DDC control systems design and operation.

3. Consultant Qualifications

Consultant must demonstrate their qualifications in the following areas:

The following are minimum qualifications and licensing requirements that the Consultant must meet in order to be eligible to submit a RFQ response. Submittals must clearly show compliance to these minimum qualifications. Those that are not clearly responsive to these minimum qualifications shall be rejected by the City without further consideration:

1. Current license to do business in the State of Washington and the City of Seattle.
2. Current Engineer license(s) registered in the State of Washington capable of stamping plans in the disciplines selected by the Consultant.
3. 5 years previous experience successfully providing similar services to public agencies.
4. 5 years previous experience with facilities of similar scale, type, or function to the facilities listed in this RFQ.
5. Two (2) references each from owners and contractors that have worked with the responding Consultant in the last two years, for a total of four (4) references. The list must include contact name, phone number, and name, address and description of projects.

4. Contract Form

The City has included its boilerplate contract terms with this solicitation to allow potential consultants the opportunity to get familiar with the City's *non-negotiable* terms prior to investing time into submitting for this work. The City will not modify provisions mandated by Federal, State or City law.

Please note fees for Basic Design Services, which include Pre-Design / Programming, Schematic Design, Design Development, Construction Documents, Bidding, Construction Administration, and Closeout are negotiated using the *State of Washington Office of Financial Management A/E Fee Schedule* (<http://www.OFM.wa.gov>) effective June 2015 for projects starting design with a Maximum Allowable Construction Cost (MACC) greater than one million dollars. Additional Services are negotiated based on consultant hourly rates that shall not exceed the State fee schedule for architects and engineers.

Materials Available with this Solicitation

1. City of Seattle Consultant Contract Boilerplate ver. Dec. 8, 2016 - FYI
2. Exhibit: Fingerprinting Protocol for Certain City Facilities – FYI
3. Exhibit: Consultant Questionnaire including Equal Benefits Compliance Declaration (*mandatory form*)
4. Exhibit: Consultant Inclusion Plan (*mandatory form*)

The City will post these materials as separate documents in this solicitation along with this RFQ on the City's procurement website www.ebidexchange.com/seattle. *Please note mandatory forms must be included in your package at time of submittal.*

5. Instructions and Requirements

This section details the City's instructions and requirements for your submittal. The City reserves the right at its sole discretion to reject the submittal of any Consultant that fails to comply with the instructions and/or requirements.

Registration into City Registration System: If you have not previously completed a one-time registration into the City of Seattle Registration system, register at: <http://www2.seattle.gov/ConsultantRegistration/>. The City expects all firms to register and all subconsultants on a design team to register. Women- and minority- owned firms are asked to self-identify. If you need assistance, please call Steven Larson in City Purchasing and Contracting Services (CPCS) at 206-684-4529.

Communications with the City: All communications concerning this RFQ should be submitted in writing to the RFQ Program Manager listed on page 1 prior to the deadline for questions indicated on page 1. It is the responsibility of the interested Consultant to receive responses to questions and to learn of any addenda, responses, or notices issued by the City. The City will issue any such notices via the solicitation posting on www.ebidexchange.com/seattle. Note: Some third-party services decide to independently post City of Seattle solicitations on their own websites. The City does NOT guarantee that such services have accurately provided submitters with all the information published by the City and encourages those interested in this solicitation to use the City's procurement site listed in this paragraph.

Licensing and Business Tax Requirement: Any resultant contract may require the additional licensing listed below. The Consultant needs to meet all licensing requirements that apply to their business immediately after contract award or the City may reject the Consultant. Companies must license, report and pay revenue taxes for the Washington State business License (UBI#) and Seattle Business License, if they are required by the laws of those jurisdictions. The Consultant should carefully

consider those costs prior to submitting, as the City will not separately pay or reimburse those costs to the Consultant.

Seattle Business Licensing and associated taxes:

1. If you have a “physical nexus” in the city, you must obtain a Seattle Business license and pay all taxes due before the Contract can be signed. License must be maintained through the life of any resulting contract.
2. A “physical nexus” means that you have physical presence, such as: a building/facility located in Seattle, you make sales trips into Seattle, your own company drives into Seattle for product deliveries, and/or you conduct service work in Seattle (repair, installation, service, maintenance work, on-site consulting, etc.).
3. We provide a Consultant Questionnaire Form in our submittal package items later in this RFQ, and it will ask you to specify if you have “physical nexus”.
4. All costs for any licenses, permits and Seattle Business License taxes owed shall be borne by the Consultant and not charged separately to the City.
5. The apparent successful Consultant(s) must immediately obtain the license and ensure all City taxes are current, unless exempted by City Code due to reasons such as no physical nexus. Failure to do so will result in rejection of the submittal.
6. Self-Filing. You can pay your license and taxes on-line using a credit card <https://dea.seattle.gov/self/>
7. For Questions and Assistance, call the Revenue and Consumer Protection (RCP) office which issues business licenses and enforces licensing requirements. The general e-mail is rca@seattle.gov. The main phone is 206-684-8484, or call RCP staff for assistance (Anna Pedroso at 206-615-1611, Wendy Valadez at 206-684-8509 or Brenda Strickland at 206 684-8404).
8. The licensing website is <http://fas/SLIMBusinessInfo/Search/Search.aspx>
9. The City of Seattle website allows you to apply and pay on-line with a Credit Card if you choose.

State Business Licensing and associated taxes: Before any contracts are signed, you must have a State of Washington business license (a State “Unified Business Identifier” known as a UBI#). If the State of Washington has exempted your business from State licensing (for example, some foreign companies are exempt and in some cases, the State waives licensing because the company does not have a physical presence in the State), then submit proof of that exemption to the City. All costs for any licenses, permits and associated tax payments due to the State as a result of licensing shall be borne by the Consultant and not charged separately to the City. Instructions and applications are at <http://www.dol.wa.gov/business/file.html> and the State of Washington Department of Revenue is available at 1-800-647-7706.

Federal Excise Tax: The City is exempt from Federal Excise Tax (Certificate of Registry #9173 0099K exempts the City).

Consultant Responsibility to Provide Full Response: It is the Consultant’s responsibility to provide a full and complete written response in its submittal, including all mandatory forms, which should not require interpretation or clarification by the RFQ Program Manager. The Consultant is to provide all requested materials, forms and information. The Consultant is responsible to ensure the materials submitted properly and accurately reflect the RFQ specifications and offering. During scoring and evaluation (prior to interviews, if any), the City will rely upon the submitted materials and shall not accept materials from the Consultant after the RFQ deadline. However this does not limit the right of the City to consider additional information (such as references that are not provided by the Consultant, but are known to the City, or past experience by the City in assessing responsibility), or to seek clarifications as needed by the City.

No Guaranteed Use: The City does not guarantee use of any contract(s) resulting from this solicitation. The solicitation may provide estimates of use; such information is for the convenience of the Consultant and does not serve as a guarantee of usage. The City reserves the right to make multiple or partial awards, to terminate contracts, and/or to order projects based on City needs. The City reserves the right to use other appropriate contract sources to obtain these services, such as State of Washington

contracts. The City may periodically re-solicit for new additions to the Consultant pool, to invite additional Consultants to submit for award. Use of such supplemental contracts does not limit the right of the City to terminate existing contracts for convenience or cause.

Cost of Preparing Submittal: The City will not be liable for any costs incurred by the Consultant in the preparation and presentation of submittals delivered in response to this RFQ.

Changes or Corrections in Submittal: Prior to the RFQ closing date and time, a Consultant may make changes to its submittal, if the change is initialed and dated by the Consultant. No change shall be allowed after the closing date and time. Consultants are responsible for errors and omissions in their submittals.

Withdrawal of Submittal: A submittal may be withdrawn by written request of the submitter, prior to the closing date and time. After the closing date and time, the submittal may be withdrawn only with permission by the City.

Rejection of Submittal and Rights of Award: The City reserves the right to reject any or all submittals at any time with no penalty. The City also has the right to waive immaterial defects and minor irregularities in any submittals.

Independent Contractor: The Consultant works as an independent contractor. Contract workers shall not be given City office space unless expressly provided for below, and in no case shall such space be made available for more than 36 months without specific authorization from the City Project Manager. The City will not provide space in City offices for performance of this work. Consultants are required to perform work from their own office space or in the field, as appropriate to the work.

Equal Benefits: Seattle Municipal Code Chapter 20.45 (SMC 20.45) requires consideration of whether submitters provide health and benefits that are the same or equivalent to the domestic partners of employees as to spouses of employees, and of their dependents and family members. The submittal package includes an "Equal Benefits Compliance Declaration" in the Consultant Questionnaire, which is the mandatory form on which you make a designation about the status of such benefits. If your company does not comply with Equal Benefits and does not intend to do so, you must still supply the information on the Declaration. Instructions are provided on the Declaration.

Women and Minority Subcontracting: It is the policy of the City, as directed through Mayoral Executive Order 2014-03 and City ordinance, to provide maximum opportunity for the successful participation of minority- and women-owned firms. The City requires all submitters agree to SMC Chapter 20.42 and requires submitters to seek meaningful subcontracting opportunities and to supply a plan for including minority- and women-owned firms. As such, the solicitation requires you to submit a **Consultant Inclusion Plan**, which will become a material part of the contract should your firm be chosen. The Plan will be scored as part of your submittal and must be responsive in the opinion of the City, which means a meaningful and successful search and commitments to include WMBE firms for subcontracting work when applicable. *Give consideration to the types of trades you might typically partner with for scopes of work you have done in the past, and make every effort to select qualified WMBE subconsultants with whom to partner under this contract. Contact the RFQ Program Manager if you need assistance identifying WMBE firms.* The City reserves the right to improve the Plan with the winning Consultant before contract execution. Consultants should use whatever selection methods and strategies the Consultant finds effective for successful WMBE participation. At the request of the City, Consultants must furnish evidence of the Consultant's compliance, including documentation such as copies of agreements with WMBE subcontractor(s) either before contract execution or during contract performance. The winning Consultant must request written approval from the City for changes to the Inclusion Plan once it is agreed upon. This includes changes to goals, subconsultant awards and efforts.

Insurance Requirements: Formal proof of insurance is required to be submitted to the City before execution of the Contract, and the City will remind the apparent successful Consultant in the Intent to Award letter. The apparent successful Consultant must promptly provide such proof of insurance to the City in reply to the Intent to Award Letter. Contracts will not be executed until all required proof of insurance has been received and approved by the City. Consultants are encouraged to immediately contact their Broker to begin preparation of the required insurance documents, in the event the Consultant is selected as a finalist. Consultants may elect to provide the requested insurance documents within their submittal.

Any Consultant(s) selected from this solicitation will be required to provide the following evidence of insurance for the entire term of the contract:

- \$1,000,000 Professional Liability
- \$1,000,000 Commercial General Liability
- \$1,000,000 Auto Liability
- Must provide Workers Compensation

Ethics Code. Please familiarize yourself with the City Ethics code at http://www.seattle.gov/ethics/etpub/et_home.htm. Specific question should be addressed to the staff of the Seattle Ethics and Elections Commission at 206-684-8500 or via email: (Executive Director, Wayne Barnett, 206-684-8577, wayne.barnett@seattle.gov or staff members Kate Flack, kate.flack@seattle.gov and Mardie Holden, mardie.holden@seattle.gov).

No Gifts and Gratuities. Consultants shall not directly or indirectly offer anything of value (such as retainers, loans, entertainment, favors, gifts, tickets, trips, bonuses, donations, special discounts, work, or meals) to any City employee, volunteer or official, if it is intended or may appear to a reasonable person to be intended to obtain or give special consideration to the Consultant. An example is giving a City employee sporting event tickets to a City employee that was on the evaluation team of a solicitation to which you submitted. The definition of what a “benefit” would be is very broad and could include not only awarding a contract but also the administration of the contract or the evaluation of contract performance. The rule works both ways, as it also prohibits City employees from soliciting items of value from Consultants. Promotional items worth less than \$25 may be distributed by the Consultant to City employees if the Consultant uses the items as routine and standard promotions for the business.

Involvement of Current and Former City Employees. If a Consultant has any current or former City employee, official or volunteer, working or assisting on solicitation of City business or on completion of an awarded contract, you **must** provide written notice to City Purchasing of the current or former City official, employee or volunteer’s name. The Consultant Questionnaire within your submittal documents prompts you to answer that question. You must continue to update that information to City Purchasing during the full course of the contract. The Consultant is to be aware and familiar with the Ethics Code, and educate Consultant workers accordingly.

Contract Workers with more than 1,000 Hours. The Ethics Code has been amended to apply to Consultant company workers that perform more than 1,000 cumulative hours on any City contract during any 12-month period. Any such Consultant company employee covered by the Ethics Code must abide by the City Ethics Code. The Consultant is to be aware and familiar with the Ethics Code, and educate Consultant workers accordingly.

No Conflict of Interest. Consultant (including officer, director, trustee, partner or employee) must not have a business interest or a close family or domestic relationship with any City official, officer or employee who was, is, or will be involved in selection, negotiation, drafting, signing, administration or evaluating Consultant performance. The City shall make sole determination as to compliance.

6. SUBMITTAL FORMAT

All submittals must be received into the City no later than the date and time given on page 1 except as revised by Addenda. The submitter has full responsibility to ensure the response is received by the City before the deadline. A response submitted or delivered after the time fixed for receipt will not be accepted unless waived as immaterial by the City given the specific fact-based circumstances. Submittals arriving after the deadline will be returned to the Consultant.

A. **Mandatory – Submittal Response:**

The Statement of Qualifications shall be 8-1/2" x11" in format, double sided, and no more than twenty five (25) pages (50 surfaces excluding covers or tabs) and should include:

- **Letter of Interest.** Letters are encouraged to state which disciplines the Consultants are interested in (mechanical, electrical, controls) and for which they are licensed.
- The identification of the members of your team. A description of the specific qualifications of the team and individuals as they relate to the proposed disciplines.
- Completed **Consultant Questionnaire** including *Equal Benefits Compliance Declaration and Consultant Inclusion Plan*. This will become a material part of this contract for any Consultant selected. NOTE: The mandatory forms will NOT count toward the overall page count of your submittal.
- **Executive Summary of Consultant Qualifications:** Provide a response (not exceeding two (2) pages (four surfaces) stating how you meet each Consultant Qualification listed in Section 3.
- The determination that you have met each qualification is made from these pages. The City's Program Manager is not obligated to check references or search other materials to make this determination.

B. The City requires four (4) submittals in hard-copy delivered to the City. Fax, e-mail and CD copies will not be accepted as an alternative to the hard copy requirement. Hard-copy responses should be in a sealed box or envelope clearly marked and addressed to the RFQ Program Manager, submittal title and number as noted on page 1. If not clearly marked, the Consultant bears all risk and responsibility of its submittal packet being misplaced and not properly delivered.

C. Submit as outlined above with all completed attachments. Failure to clearly and completely provide all information on forms provided and in order requested, may result in rejection as non-responsive.

Right to Reject Submittals

The City reserves the right to reject any and all submittals at any time with no penalty or to waive immaterial defects and minor irregularities in any submittal.

Submittal Disposition

All material submitted in response to this RFQ shall become the property of the City upon delivery to the RFQ Program Manager.

Negotiation

The City has significant and critical timeframes impacted by this work. The City shall initiate contract negotiations with the apparent successful consultant(s) and retains the option to terminate negotiations and continue to the next apparent successful consultant if contract negotiations are not progressing in a productive manner, at the sole determination of the City. As previously stated, for your information prior to submitting for this work, the City's standard contract terms and Conditions of Agreement are available in this solicitation on the eBid web site at <https://www.ebidexchange.com/seattle>.

7. SELECTION PROCESS

1. **Initial Screening:** The RFQ Program Manager shall first review submittals for initial decisions on responsiveness and responsibility. Those found responsive and responsible based on this initial review shall proceed to Step 2. Equal Benefits, a responsive Inclusion Plan, satisfactory past performance if applicable, satisfactory financial responsibility and other elements of responsiveness and responsibility will be screened in this step.
2. **Submittal Evaluation:** The City will evaluate submittals using the criteria specified below based on the qualifications detailed in Section 3. Responses will be evaluated and ranked or scored.

Evaluation Criteria:

| | |
|--|-----|
| Consultant Qualifications | 30% |
| Demonstration of quality and relevant work | 60% |
| Inclusion Plan | 5% |
| References | 5% |

3. **Interviews:** The City may interview top ranked firms that are considered most competitive. If interviews are conducted, rankings of firms shall be determined by the City, using the combined results of interviews and submittals. Consultants invited to interview are to bring the assigned Project Manager that has been named by the Consultant in the submittal, and may bring other key personnel named in the submittal.
4. **Professional References:** The City may contact one or more professional references that have been provided by the Consultant, or other sources that may not have been named by the Consultant but can assist the City in determining performance.
5. **Selection:** The City shall select the highest ranked Consultant(s) for award.
6. **A/E Contract Negotiations:** The highest ranked Consultant(s) will be asked to bring forward a fee schedule and pricing proposal for negotiation and discussion with the City based on the State fee schedule for architects and engineers. The City may negotiate any aspect of the proposal or the solicitation. The City does not intend to negotiate the base contract, which has been posted with this solicitation

Equivalent Scores: In the event the top two Consultants receive the same total score, the contract will be awarded to that Consultant who, in the opinion of the City, best meets the City needs.

8. AWARD AND CONTRACT EXECUTION

The RFQ Program Manager intends to provide written notice of the intention to award in a timely manner and to all Consultants responding to the Solicitation.

Daily Journal of Commerce advertisement dates:

January 23, 2017

January 24, 2017