

Electronic Questions and Answers

General

Question: In order to price the jobs effectively my firm would like to have our project manager drive around and get a visual of the debris. How might a potential bidder obtain a permit to get into the affected areas to assess the damage?

Answer: Bidders should contact Jonathan Wallace, Division of Purchase and Property, at 609-341-2976 to request access to restricted areas from the State Police.

Question: Are there any TDMA sites identified yet? Or, will this be the contractor's obligation to identify and receive permission to use prior to start of work?

Answer: No TDMA sites for waterway debris removal have been identified as of this time. The Department of Environmental Protection (NJDEP) has identified some potential sites along the coast.

Question: How far offshore do the debris removal zones extend?

Answer: This RFQ does not apply to off-shore areas.

Question: Permits should be the responsibility of the Owner. Will this be changed?

Answer: No, this will not be changed.

Question: What are the expected distances from the dredge areas to the placement areas for purposes of pricing logistics?

Answer: The NJDEP anticipates that most sand will be dredged from back bay areas and will be placed on beaches. In those cases, the distance between dredge sites and placement areas likely will be less than 1 mile. If the NJDEP selects inland areas for placement of sand, then the maximum distance would be approximately 3 miles.

Question: When does the sand material become the property of the Owner?

Answer: The State of New Jersey owns all storm-related debris in waters of the State.

Question: Is this a prevailing wage contract? If so, please provide the wage rates.

Answer: No, this is not a prevailing wage contract.

Question: Please define damage to private or public property that the Contractor shall be responsible for as a result from its performance of work pursuant to this Contract. If existing structure were damaged by Sandy, then how is the existing damage going to be documented in order for the Contractor to avoid being penalized for previous damage?

Answer: The State's debris monitor and/or Project Manager will document conditions prior to debris removal.

Question: Please provide the approximate designated water depths for the waterways inside the various debris removal zones.

Answer: Prior to the storm, Barnegat Bay depths ranged from less than 1 foot to over 30 feet, with the majority of the Bay in the range of 3 to 8 feet. The NJDEP estimates that prior to the storm, over 80% of the Bay was less than 5 feet deep.

The State has not designated water depths for either dredging or debris removal. Debris removal and dredging will comply with FEMA eligibility requirements, including any requirements relating to depth.

Question: How soon after submitting a proposal will the Contractor be notified if they have been selected to submit a best and final proposal?

Answer: The State cannot provide a firm date by which it may select Bidders to submit Best and Final Offers.

Question: Are there any requirements / restrictions on the type of dredge equipment utilized?

Answer: Use of side-casting dredge equipment is prohibited unless approved in advance in writing by the NJDEP. For dredge equipment that is typically used in New Jersey, please refer to the NJDEP's Dredging Technical Manual referenced in Paragraph 3.6.6 of the RFQ.

Question: Who will make the final determination of what debris is removed?

Answer: The State of New Jersey shall make such determinations in collaboration with the Contractor, the debris monitor, FEMA and the State's Project Manager.

Question: What is the process for determining which debris is removed in which manner?

Answer: The process for determining which debris will be removed will be established by the State's Project Manager. The Contractor is responsible for determining the method and manner of debris removal operations. See Paragraph 3.1 of the RFQ.

Question: What is the Contractor's responsibility for identifying debris to be removed?

Answer: The Contractor's responsibility for identification of debris is set forth in the RFQ at paragraph 3.6.1 (General Requirements).

Question: When will the Contractor be notified of the location of all the debris to be removed?

Answer: Once the Contractor is given notice to initiate work within a Zone the Contractor will mobilize to the Zone and assess waterway debris utilizing, among other things (e.g., shorelines surveys, side-scan sonar) information available in the RFQ and the NJDEP's Waterway Debris Resources webpage, the Contractor will present the State's Contract Manager with a plan for debris removal in the Zone. The Contractor is responsible for identifying debris to be removed.

Question: The RFQ states that "The State Contract Manager will issue an initial task order and provide the contractor with a prioritized list of debris to be removed by Zone." Please clarify.

Answer: The State Project Manager or the State Contract Manager will issue an initial task order and will direct the Contractor in debris removal priorities.

Question: Please state the process in which the Contractor receives final acceptance for debris removal and sand screening / placement items.

Answer: See Section 3.6.18 of the RFQ (page 24) – Verification of Debris Removal.

Question: Will there be a variation in estimated quantities clause?

Answer: The State is not estimating quantities as part of this RFQ.

Question: Can you specify the navigable waterways in which the debris removal Contractor will be operating?

Answer: The RFQ is not limited to waterways that are used for particular purposes.

Question: Can the resumes be counted as required documents instead of being counted as part of the 50 pages of the proposal?

Answer: Resumes can be included in an Appendix and will not count toward the 50 page limit.

Question: Can you provide a current list of Approved NJDEP offloading sites?

Answer: The NJDEP has not yet approved any Offloading Sites. The State is currently focusing its effort on publicly-owned boat ramps and marinas as Offloading locations. Information on publicly-owned boat ramps and marinas is available on the NJDEP Waterway Debris Resources website at: <http://www.nj.gov/dep/special/hurricane-sandy/wwdebris.htm>

Question: Can you provide the total square miles or acres for each zone and miles of total shore line?

Answer: Estimated acreage of each Zone is set forth below. These numbers are only estimates and are subject to change.

| Zone Name | Zone Number | Acres |
|-------------------------------|-------------|--------|
| Metro | 1 | 18,777 |
| Raritan Bay | 2 | 33,087 |
| Monmouth County Tidal Streams | 3 | 2,103 |
| Barnegat Bay North | 4 | 4,758 |
| Mid Barnegat Bay A | 5 | 6,073 |
| Mid Barnegat Bay B | 6 | 24,809 |
| Southern Barnegat Bay | 7 | 12,927 |
| Little Egg Harbor A | 8 | 14,597 |
| Little Egg Harbor B | 9 | 20,346 |
| Great Bay | 10 | 19,295 |
| Southern Zone | 11 | 60,875 |

The areas were calculated by GIS. In estimating area, the following delineations were made:

- Zone 1: For purposes of estimating area, the NJDEP computed the area of inland waterways.
- Zone 2: For purposes of estimating area, the NJDEP drew a random boundary from the northern tip of Sandy Hook due west.
- Zone 3: For purposes of estimating area, the NJDEP computed the area of the Manasquan River watershed.
- Zones 4-10: For purposes of estimating area, the NJDEP computed the area of inland waterways for each Zone.
- Zone 11: For purposes of estimating area, the NJDEP computed the area of inland waterways on the eastern shore, the area of inland waterways along Delaware Bay and the area from the Delaware Bay coast line to a distance of 1000 feet into the Bay (randomly selected).

Question: The RFP states removal of debris from coastal and tidal waters, does this include removal of debris from the Atlantic side of the zones, and if so, how far out from the coast line?

Answer: The RFQ does not include removal of debris from the Atlantic Ocean.

Question: There are a number of regulated areas that will be encroached upon to facilitate the debris removal (CAFRA, Coastal Wetlands, Waterfront Area, etc.), can we assume that all of the debris removal work (including temporary staging areas) will be performed using a combination of Emergency Permits or has that requirement been waived by the State?

Answer: The NJDEP will issue emergency permits.

Question: If Emergency Permits are to be used, will the selected contractor be required to file the "post issuance" permit applications?

Answer: Yes.

Question: Which of the many Bureaus at NJDEP will be responsible for reviewing and approving the plan for avoiding and minimizing impacts/injury to natural resources?

Answer: Office of Dredging and Sediment Technology (with input from the Division of Fish & Wildlife and State Historic & Preservation Office), Division of Land Use Management (Bureau of Tidelands Management), and Solid & Hazardous Waste Program.

Question: Are the sand berms on the beaches in Ortley Beach, Seaside Heights, Seaside Park, Mantoloking, Lavallette, and the like, included in this contract? If so, what are you going to do with all the sand? Will it be screened and placed back on the beach? If it's part of another contract, which one?

Answer: It is not clear what the bidder is asking. Removal of sand from beaches is not included in this RFQ.

Question: What will be done with the sand washed up on private property?

Answer: This RFQ does not apply to removal of terrestrial debris.

Section 1

Reference: Paragraph 1.1, Pages 2-4

Issue: On pages 2-3 the RFQ states, "Zones are described below in order of decreasing priority." Then the zones are listed as follows: North Region- Zones 1 and 2; Central Region- Zones 3, 4, 5, 6, and 7; and South Region- Zones 8, 9, 10, and 11. On pages 3-4 the RFQ lists Priorities and groups Zones as follows: Priority A- Zones 4, 5, 8, and 9; Priority B- Zone 6; Priority C- Zones 2, 3, and 7; and Priority D -Zones 1, 10, and 11. These two descriptions seem to conflict with each other.

Question: Can the State please clarify the priority of zones?

Answer: The description of the Regions and Zones set forth on pages 2-3 lists the zones in geographical order only (north to south).

The description of the Zones set forth in the list on pages 3-4 lists the Zones in order of priority.

Reference: Side Scan Sonar.

Issue: Utilization of this equipment in areas that are relatively small in size.

Question: Will the State accept an alternative "daily rate" for Sonar Vessels in areas that are "small" i.e., 500 acres or less?

Answer: No.

Reference: Side Scan Sonar

Issue: Progress

Question: Will there be a "waiting period" after the waters have been through the Side Scan Sonar process before vessel(s) can be removed?

Answer: The State has not designated a waiting period.

Reference: Side Scan Sonar

Issue: Post construction sonar survey

Question: Will a post construction sonar survey be required; and if so are we to include it in our yardage price?

Answer: See Paragraph 3.6.18 of the RFQ.

Reference: N/ A

Issue: Priority

Question: Will the State set "Priority areas" for vessel removal operations? If so how will this be accomplished, i.e., targets, grids, waterways?

Answer: The State's debris removal priorities are set forth in Paragraph 1.1 of the RFQ. The State has not established priorities for types of waterway debris removal, but the State Project Manager may do so in collaboration with the NJDEP and the Contractor after the contract is awarded.

Reference: Pricing

Issue: Partially submerged vs. fully submerged vessels

Question: It appears the expectation is for the Contractor to not differentiate a price between partially submerged and fully submerged vessels, is this correct?

Answer: Yes, that is correct.

Reference: Private Property
Issue: Vessels stranded on private property.

Question: In the 11 zones identified, what percentage of the waterway debris, wreckage, vessels & vehicles is located on privately owned submerged land?

Answer: At this time, the NJDEP has not quantified the percentage of waterway debris that is located in waters of the State that overlies lands that the State has transferred to private parties pursuant to riparian grants. State law allows the State to remove abandoned vessels from public land or waterways or private property. N.J.S.A. 12:7C:9(b)(1).

Reference: Private Property
Issue: Right of Entry

Question: What methods will NJDEP use to inform the contractor of privately held submerged land parcels that cannot be entered?

Answer: To the extent that this is required, the State Contract Manager or State Project Manager will notify the Contractor in writing.

Reference: Private Property
Issue: Right of Entry

Question: Does the NJDEP have approved eligibility for removal and disposal of debris, wreckage, vessels and vehicles from FEMA for all privately owned areas of submerged land?

Answer: State law allows the State to remove abandoned vessels from public land or waterways or private property. N.J.S.A. 12:7C:9(b)(1). With respect to other types of waterway debris, the State does not have approved eligibility.

Reference: Private Property
Issue: Right of Entry

Question: Will the NJDEP secure Right of Entry/Hold Harmless forms from all private owners of submerged land in the 11 zones before work commences?

Answer: State law allows the State to remove abandoned vessels from public land or waterways or private property. N.J.S.A. 12:7C:9(b)(1). With respect to other types of waterway debris, the State is working with FEMA to ensure that the State has authorization to enter privately-owned submerged tidelands.

Reference: Private Property
Issue: Hold Harmless

Question: Will the awarded contractor(s) be included in the Hold Harmless document from actions other than negligence brought by private owners of submerged lands in the 11 zones?

Answer: No.

Reference: Private Property

Issue: The zones extend inland to the extent of the FEMA produced New Jersey Interim High Resolution Surge Areas, which will include many thousands of privately held land parcels.

Question: Does the NJDEP intend for this contract to remove all debris and wreckage from the included privately held parcels and if so will the NJDEP secure the Right of Entry/Hold harmless forms from all private land owners prior to the commencement of work?

Answer: The State intends to remove waterway debris that is Eligible Debris (as defined in the RFQ). State law allows the State to remove abandoned vessels from public land or waterways or private property. N.J.S.A. 12:7C:9(b)(1). With respect to other types of waterway debris, the State is working with FEMA to ensure that the State has authorization to enter privately-owned submerged tidelands.

Question: Referring to RFQ, page 10, Section 3.1; the State seems to be looking for cost estimates after tasking, which contradicts the intent of the Cost Proposal Form. Please clarify? Would the State consider an alternative price proposal which provides daily or hourly equipment and personnel rates?

Answer: Bidders are to bid the prices on the attached Price Proposal Form. When the State issues a Task Order for a prioritized list for debris removal within a Zone, the contractor will provide a cost estimate for the actual work based on its bid prices.

No, the State is not seeking hourly equipment or personnel rates. Payments based on time and material costs are limited to work performed during the first 70 hours of actual work following a disaster event.

Reference: Section 3.2

Issue: Zone Operations Manager (ZOM)

Question: Does the state wish to have the Contractor(s) assign a separate ZOM to each of the 11 zones?

Answer: Yes.

Reference: RFQ Section: 3.6.5 and subsections, Pages 16-17

Issue: Section 3.6.5 lists debris categories as Vegetative Waste, Construction and Demolition ("C&D") Waste (Type 13C/Type 27A), White Goods/Household Appliances (Type 13), Scrap Metal, and E-waste. However, the subsections to RFQ Section 3.6.5 (i.e., 3.6.5.1, 3.6.5.2, 3.6.5.3, 3.6.5.4, and 3.6.5.5) don't match. They are as follows: 3.6.5.1 Vegetative Waste, 3.6.5.2 Construction and Demolition ("C&D") Debris, 3.6.5.3 Aggregate, 3.6.5.4 White Goods/Household Appliances, and 3.6.5.5 Scrap Metal.

Question: Are their requirements missing from the RFQ that must be addressed in our proposal response to this section (e.g., E-waste)?

Answer: The State has added Section 3.6.9 to the RFQ to include E-waste and has renumbered the following sections in the RFQ. In addition, a price line has been added to the revised Price Proposal Form to include E-waste.

Attachment A (Price Proposal Form)

Question: Waterway debris can be removed by two methods which carry significant different costs, either by land based equipment or by water based equipment. Would you consider breaking the line items down to account for these different operations?

Answer: No, Bidders must bid the price lines in the Price Proposal Form.

Issue: Sand Collection, Line 11

Question: What method of dredging is preferred for the removal of displaced sand from the waterway?

Answer: Use of side-casting dredge equipment is prohibited unless approved in advance in writing by the NJDEP. Other than that prohibition, the State has no preference for dredging methods. Dredging methods utilized must be cost-effective.

Issue: Sand Collection, Line 11

Question: Will the units of measure be calculated by Side Sonar Scanning (Lines 25-29), volumes showing before and after scan, for this line item?

Answer: For sand that is being placed on a beach, the volume will be measure in cubic yards (CY) and will be determined based on actual physical measurements. For sand that is pumped into marsh areas, the volume will be measured in CY and will be determined by before/after side-scan sonar.

Question: Price Proposal Form, Line 11- Sand Collection - How is sand collection measured and calculated for payment?

Answer: The sand collection is measured by cubic yards and miles.

Question: How does a contractor propose "all-inclusive, firm-fixed" pricing for debris that could be in significantly different water depths or marshlands within any particular zone?

Answer: Bidders should refer to the documents on the NJDEP Waterway Debris Resources website at: <http://www.nj.gov/dep/special/hurricane-sandy/wwdebris.htm> and answers to relevant questions posted herein.

Attachment F (TDMA Operation Guidelines)

Reference: TDMA Guidelines (Attachment F, aka Attachment 13)

Issue: Standards and/or Protocols. There are no specific protocols or standards mandated for soil or groundwater sampling, groundwater-monitoring wells or hazardous waste, ash, fuel storage areas sampling/monitoring.

Question: What are the specific protocols and/or standards that are to be followed according to the NJDEP for the abovementioned sampling/monitoring operations?

Answer: If groundwater and soil testing is required, testing shall comply with NJDEP technical guidance at <http://www.state.nj.us/dep/srp/guidance>.

Question: Can a list of interested bidders be provided?

Answer: The State will not know the bidders until the proposals are submitted.

Question: What is the expected timeframe for this contract to be awarded?

Answer: The State cannot provide a specific date for anticipated contract award but the State intends to award the contract(s) as soon as possible after the proposal submission date.

Reference: Pricing Issue: Partially submerged vs. fully submerged vessels

Question: It appears the expectation is for the Contractor to not differentiate a price between partially submerged and fully submerged vessels, is this correct?

Answer: Yes, this is correct.

Question: Referring to RFQ, page 10, Section 3.1; the State seems to be looking for cost estimates after tasking, which contradicts the intent of the Cost Proposal Form. Please clarify?

Answer: Bidders are to bid the prices on the attached revised Price Proposal Form. When the State issues a Task Order for a prioritized list for debris removal within a Zone, the contractor will provide a cost estimate for actual work based on its bid prices.

Question: Would the State consider an alternative price proposal which provides daily or hourly equipment and personnel rates?

Answer: No, Bidders are referred to the answer to the previous question.

Reference: Section 3.2

Issue: Zone Operations Manager (ZOM)

Question: Are resumes required for Zone Operations Manager(s) and if so will the resumes count against the 50 page restriction?

Answer: Bidders should submit a resume for the Zone Operations Manager(s) under Section 4.7 of the RFQ. Any resumes submitted by a Bidder can be placed in an Appendix will not count in the 50 page limit restriction.

Section 8

*Question: On page 35 of RFQ, Section 8.3 – State Project Manager – Is this a possible typo? Should first and second paragraphs be the State **Project** Manager rather than the State **Contract** Manager?*

Answer: Yes, this is an error. The first and second paragraphs of Section 8.3 should refer to the State Project Manager.

Attachments

Issue: The index of attachments key does not match the actual letter of the specific attachment in all cases.

Question: Can you supply a revised Index of attachments that corresponds exactly to each specific attachment?

Answer: The State will provide a revised Index of Attachments with corrected references to the specific documents.

Question: Within the RFQ reference is made to Attachment A “Price Proposal Form”, but when I downloaded the form from your website, The Price proposal form is labeled as “Attachment 1”. Is this the correct form which consists of just one page?

Answer: The Price Proposal Form labeled “Attachment 1” is the same Form as “Attachment A.” The State is providing a revised Index of Attachments.

Question: The Price proposal form appears to be customized for previous land based type of debris removal contracts but doesn't appear to allow for a contractor to be all encompassing in his potential pricing that might be experienced when assigned a task order. Would the State

consider throwing out this particular form and create a more detailed form or eliminate this requirement all together or allow the contractor to propose his own form that captures costs of his owned or leased equipment?

Answer: No, Bidders are required to use the Price Proposal Form included in the Attachment package.

Issue: Missing Line Items?

Question: Line Items 1-9 only request rates for removal and transport from the Offload to the Final Disposal location. Did the State inadvertently leave off line items for the removal & transport of vegetative and C&D debris from the water and loading it on a transporter in order to get it from the water to the Offloading location?

Answer: The State is issuing a revised Price Proposal Form including more price lines for removal and transport of vegetative and C&D debris.

Question: The Price Proposal form does not include any provision for mobilization, demobilization and equipment characterization. How does a contractor propose pricing for such mobilization, demobilization, and equipment utilization for a presently unknown quantity of work in a large geographic zone?

Answer: Bidders should refer to the documents on the NJDEP Waterway Debris Resources website at: <http://www.nj.gov/dep/special/hurricane-sandy/wwdebris.htm> and answers to relevant questions posted herein.

Question: Would the State consider an auditable, cost reimbursable, indirect quantity-indirect delivery, level of effort type contract for the efforts contemplated under the RFQ? Such contract arrangements already exist between the private sector and the U.S. Navy, and the U.S. Coast Guard.

Answer: No, the State will not consider a level of effort type contract for this RFQ.

Question: Under the Price Proposal Form, lines #9, "White Goods Removal to Disposal Site" and #10, "Freon Management"; within units, it shows costs required to be proposed on a unit basis. What is considered as "the unit"? Absent knowing where the unit is located (i.e. dry, submerged, marshland); how does the contractor propose pricing?

Answer: Bidder is referred to Section 3.6.5.4 of the RFQ defining the types of appliances considered "white goods." Bidders are to provide pricing for removal from waterways, not dry land.

Question: Is attachment 1, Price Proposal Form limited to land transportation costs for lines 1-29, and that all incidental costs will be negotiated separately at the time of a specific task order?

Answer: No, Bidders are to bid all-inclusive prices for the quantities noted on the revised Price Proposal Form.

Question: Can a contractor only propose pricing for all zones within one or two of the geographic regions? Is a bid for less than three geographic regions unresponsive?

Answer: A Bidder must bid all lines for all Zones or be deemed nonresponsive.

Issue: Line 30 Operation of a vehicle/vessel aggregation site.

Question: Would the State consider adding to the Unit description "Per day and per unit" i.e. per vessel/vehicle per day as using per day only does not cover the varying requirements based on the number of vessels/vehicles recovered?

Answer: No, the State will not adding consider a per day usage description to the revised Price Proposal.

Issue: There is no haul out pricing for any of the line items.

Question: Will the state consider adding a line item to load and transport from the TDMA to the final disposal site?

Answer: Yes, the State is issuing a revised Price Proposal Form.

Issue: Transport sand from TDMA back to beach 3.6.6 SAND Sand that has been determined through analytical testing to be uncontaminated and is otherwise suitable for placement on beaches shall be restored (e.g., screened) by the Contractor to pre-storm beach quality. The Contractor may be directed by the State to transport the sand to a designated beach.

Question: There is no line item to transport sand from the TDMA back to beach; how will this cost be covered?

Answer: Bidder is referred to Price Lines 12 to 15 entitled "Uncontaminated Sand Transport."

Question: Price Proposal Form, Measure of Distance - Is the distance just measured for transportation by road, or does this include distance via marine transportation also?

Answer: Bidder is referred to the price lines in which the distances noted are defined

Question: Price Proposal Form, Verification of Debris Removal - Will there be a line item for Identification of Debris to be removed?

Answer: Yes, Bidders are referred to revised Section 3.6.18 of the RFQ and the revised Price Proposal Form for information regarding Pre-Removal Assessment.

Question: If TDMA is required, I do not see pricing from offloading site to TDMA, and then from TDMA to final disposal?

Answer: The State is issuing a revised Price Proposal Form with additional price lines.

Question: On Attachment 1: Pricing Proposal Form, at the bottom of the page it refers to "Total State price is the single price that bidder would offer, per price line, for all Zones in the State". I do not see where a column for "single state price" has been added to the price proposal form?

Answer: The State has added a column for a "single state price" to the revised Price Proposal Form.

Question: On the Pricing Proposal Form, line item 1-8, this price is broken down by distance from offloading site to final disposal. Shouldn't this be from debris location to final disposal? We have not been given the exact area or length of each zone, therefore we do not know how far the debris will have to travel over the water to the offloading site. Therefore, line items 1-8 should be total distance the debris has traveled from original debris removal location to final disposal.

Answer: Bidder is referred to the revised Price Proposal Form which has the following distance measures: Offload to TDMA; TDMA to final disposal and Offload to final disposal.

Question: Will the pre-sonar services to identify debris be included in this RFP as a required task, and if so, will they be paid by the acre under pricing line items 25-29? Or does this need to be included in the cubic yard rate for debris removal?

Answer: The State is issuing a revised Price Proposal Form with additional price lines for Pre-Removal Assessment.

Question: Under pricing line items 25-29, Verification of Debris Removal, will this be paid by the acre? If this will not be paid by the acre, will it be included in the cubic yard rate for debris removal?

Answer: Bidder is referred to the revised Price Proposal Form pricing lines 25-29 in which price per acre is the stated unit.