

## Kellogg Resiliency Project – Supplemental Questions and Answers (Revised January 5, 2024)

1. Would FSSD consider extending the proposal submittal timeline by 2-weeks?
  - Yes – Please see below revised schedule

Project Schedule Milestone	Key Dates
Request for Proposals issued	Monday December 4, 2023
Optional Pre-Proposal Site Visit and Meeting	Thursday December 14, 2023 at 10:30 am *RSVP to ryamamoto@fssd.com
Due date for Proposing team questions	Thursday January 4, 2024
Due date for Proposals	Wednesday January 24, 2024
Interviews (if held)	Thursday January 30, 2024
Award of Contract by District Board of Directors	Monday February 26, 2024

2. Has the District considered how the proposed treatment wetlands might require modifications to their NPDES permit and if so, do they need the consultant team to manage that process with the RWQCB?
  - The project site is owned by the City of Suisun City. We don't expect any change to the City's RWQCB stormwater permit (MRP 3) as a result of this project. The Kellogg Resiliency Project is separate and independent of the District's proposed Community Treatment Wetlands located at the FSSD Wastewater Treatment Plant, which might require modifications to the District's NPDES permit.
3. What is the contracting timeline and what, if anything, could the district do to allow us to start work if there are contracting delays? (up to you if you want to ask this publicly)
  - We anticipate the contract award by the District Board of Directors on February 26, after which the District will provide a notice to proceed once the contract is executed. Any work done by the consultant prior to the award and execution of the contract would be undertaken at the risk of the consultant.
4. Can FSSD provide the underground utility data for School Street, Kellogg Street, and cross streets between them, where GSI improvements could potentially be implemented?
  - We plan to share the best available utility data with the selected consultant team, but aren't able to do so at this time.
5. Future levee adaptation pathways – can proposers assume that FSSD will provide additional long-term / strategic planning direction to the consultant for evaluating potential long-term levee expansion/improvement options?
  - Proposers should assume they will be thought-leaders and partners with the City and FSSD in developing a long-term strategic planning direction for how the Kellogg

Resiliency project connects to other local and regional projects and adapts to accommodate future conditions.

6. Optional Regional Alternative Compliance Program (RAC) development task (FSSD 12/19/23 Answers - Item 22):

- Can FSSD further define “setting up” the RAC? Does this mean writing a RAC plan for submittal to the RWQCB and other agencies for review/approval? Or, should this task also include full development and implementation of the new RAC (including all regulatory and stakeholder engagement, review, response to review, and approval steps)?
  - i. We recommend the optional task include all the necessary steps to fully implement a Regional Alternative Compliance program for the Solano Stormwater Alliance. This optional task would only occur if the initial feasibility analysis (conducted as part of the BODR) suggests it is a viable and cost-efficient strategy for our region and the project.
- Will the proposed budget for the optional RAC development task be included in the overall project budget that FSSD will be scoring during proposal evaluation?
  - i. No
- Is the optional RAC development task to be funded by the same grant source as the base project?
  - i. Yes
- Does the optional RAC development task have the same implementation schedule goals as the base project (complete February 2026)?
  - i. Yes

7. Can proposers assume project specifications can utilize the more current CSI Master Format (Divisions 0 through 48) for this project? The design can be delivered using the CSI Division 0-17 as described in the RFP, however using the more current format may result in more efficient development of the project specifications.

- Proposers can assume use of either format. The District preference is for what is listed in the RFP, though we are open to discussing pros/cons of each during design.

8. Please confirm if Terraphase Engineering, Inc. is eligible to perform the final engineering design, since they prepared the 30% design package that was provided as a reference for the RFP.

- Terraphase Engineering, Inc. is eligible to perform the final engineering design, however, like all of our consultant selection processes, there is no incumbent advantage, and we welcome any interest or questions you might have about the project and opportunity.

9. Is the Compensatory Mitigation proposal the same as a Mitigation and Monitoring Plan? Does the Compensatory Mitigation proposal include the preparation of a Mitigation and Monitoring Plan?

- At this stage, proposers can assume the Compensatory Mitigation proposal includes a Mitigation and Monitoring Plan.

10. Is the CESA permit you anticipate for the project a Section 2081(b) Incidental Take Permit?

- We will look to the selected consultant to advise on this question.

11. Is there federal funding or a federal nexus for the project? If not, do you still want the proposal to include the preparation of a Section 7 Biological Assessment (combined for U.S. Fish and Wildlife Service and National Marine Fisheries Service) and a Section 106 Cultural Resources Evaluation?
- We will look to the selected consultant to advise on this question. The current funding is non-Federal funding from the State of California, but additional funding may be sought in the future that may include Federal funds.
12. Does the District own any other lands/property that have the potential for providing off-site mitigation for impacts to wetlands and riparian habitat?
- Possibly some land at FSSD's wastewater treatment plant site may have this potential, but we will look to the selected consultant to advise on this question.
13. Should proposers include preparation of a BCDC permit application?
- We will look to the selected consultant to advise on this question.
14. Are the green streets included in the project description for the CEQA document? If so, do the proposed locations of the green streets need to be evaluated for the CEQA document?
- At this time, the green streets are to be part of the project. We will look to the selected consultant to advise on this question.
15. Will FSSD prepare the RFP document and lead the bid effort for procurement of construction services for this project?
- The consultant will be responsible for preparing biddable construction documents, including plans and technical specifications. The District will provide standard front-end specifications, which the consultant may need to edit for project description, bid item descriptions, constraints, etc. The District will lead the distribution of bid documents, communication with bidders, and opening/award of bids. The consultant may be asked to respond to questions on the bid documents during the bid phase.
16. Should proposers include scope for identifying and advertising the project to potential contractors, or will FSSD lead posting/advertising the project to potential construction contractors?
- No; see response to Question 8
17. Are the specific locations for design of green street stormwater infrastructure improvements shown in the 30% design confirmed, or can FSSD confirm which locations / quantity of these improvements should be included in the proposal scope and cost development?
- The specific locations and number of green street stormwater features will need to be confirmed as part of the selected consultants scope of work.

18. Task 1 - Basis of Design Report describes submittal of draft and final Basis of Design Reports. When, in relation to the 50%/95%/Final-Bid/Issued for Construction iterations of the project design, are the draft and final Basis of Design Reports to be prepared and submitted? Does each design iteration include preparation of associated draft and final Basis of Design Reports?
- We will look to the selected consultant to advise on this question so that the timing of the draft and final Basis of Design Report optimally supports project success. Our initial thought is that the DRAFT BODR be produced prior to the 50% design.
19. Task 4, Supporting for Community Consultation item a): Can the District specify at which milestones/points of the project the three community meetings can be assumed to take place?
- We will look to the selected consultant to advise on this question so that the timing of the community consultations optimally supports project success.
20. Can FSSD specify where site lighting would be needed, and if there are specific lighting requirements?
- We will look to the selected consultant to advise on this question. The quantity and standard of lighting may depend on Suisun City's zoning of the site and its ultimate use.
21. Can FSSD specify the type of fencing to be installed, including the fencing adjacent to the northern boundary residences? How does FSSD envision the solicitation and incorporation of input from residents to support the selection/design and approval of the northern boundary fence details and final alignment?
- We will look to the selected consultant to provide technically viable fencing alternatives from which the adjacent project neighbors can select a preferred alternative.
22. Can proposers reference previous work for FSSD in the proposal where FSSD asks for experience with similar projects?
- Yes
23. Are there page limits to the proposal, either overall or for specific sections?
- No
24. Can we make revisions to the District's Agreement for Consulting Services?
- Submission of a proposal indicates acceptance by the firm of the conditions contained in the Request for Proposal, unless clearly and specifically noted in the proposal submitted and confirmed in the contract between the District and the selected consultant. Proposals can include specific requested changes to the standard contract, which the District will consider as part of the proposal review.
25. Can the Specific Approach and Draft Scope of work be the same information? If not, what is the difference between the Specific Approach and Draft of Scope of work?

- The Specific Approach is the consultant's opportunity to provide a narrative that outlines the strategy your firm takes to advising and guiding FSSD through the design process. The Draft Scope of Work should be a draft of a scope that would be attached to the Agreement for Consulting Services, which includes detailed tasks, assumptions, and deliverables .

26. Does the March 2026 deadline mark the end of the project?

- This deadline refers to the time in which the grant funding is currently set to expire.
- We expect the design of the project will be done well in advance of March 2026, and will be looking to identify creative solutions to phase or sequence the project in the event FSSD is not able to receive a grant extension, which we are seeking in parallel.
- We expect the consultant to develop a complete design that can be constructed in logical phases.
- We expect that some portion of construction will be completed by March 2026, but understand the timeline is not necessarily adequate to build the entire project.
- We think the funding volume is adequate to complete the project, but as the design details are fleshed out, there will be ongoing conversations about adequacy of funds.

27. What is FSSD's procurement process like? Should consultants schedule additional time for construction bidding?

- FSSD has an efficient bid process that assumes a 1-month bid period with award at monthly FSSD Board of Directors meetings.
- At a minimum, prospective consultants can assume a 2-month window for lawful public works contractor bid advertisement and construction contract Board award. This timeframe can be included in between the completion of design and permitting work, and the issuance of the Notice of Award to the construction contractor.

28. Are the low points in the channel a problem and creating water stagnation?

- The low points in the channel have only been a problem insofar as they lead to excessive vegetation growth, which is difficult to maintain.
- The higher priority concerns are more so the future sea level rise and flood risk (e.g., Bay Conservation and Development Commission Adapting to Rising Tides Maps) and fire access.

29. What are different considerations or conversations underway about the north and south fence lines surrounding the property?

- On the north side of the project, there is currently a new fence-retaining wall proposed. On the south side of the project, the existing fence line will need to be shifted 17feet south, to align with the surveyed edge of the city's property.
- We expect to share technically feasible fence alternatives with the community, so they can be part of the fence selection process and balance aesthetic and wildlife viewing values.

30. What are the consultants expected to do to help with community outreach?
- Technical and non-technical presentations, non-technical exhibits for the public, and review of proposed community meeting agendas, materials and/or surveys.
  - FSSD will lead on direct engagement with community members and facilitation of meetings.
31. Are the green stormwater infrastructure (GSI) features in the 30% design part of the project? Have any sediment trapping or trash capture elements been considered as part of the watershed management strategy?
- Yes, these are elements we want to bring forward into future design phases, especially to address the surface irregularities and drainage issues in the neighborhood adjacent to the project site. There has not been direct outreach to homeowners potentially directly affected by these bioretention features, which could affect the location and number of features. Similarly, if the overall project cost need to be trimmed, the extent of GSI could be something that is reduced to save money.
  - To date, no sediment trapping or trash capture elements have been considered as part of the project.
  - Additional design development is needed for the GSI features, including the need for liners, detailed survey information, etc.
32. What are the extents of the survey? Does FSSD have any geotechnical reports or additional information on the existing conditions that can be provided?
- FSSD has an existing topographic survey for the city owned property, but it does not include a road survey (in context to implementing green streets).
  - Regional geotechnical data is available but we don't have any site-specific data. Geotechnical investigation should be part of the scope if consultant feels it is needed.
33. What is the art component of the scope?
- Something that is initially visible for the community from outside the site, that can help raise awareness, along with helping in the vision of this project, could possibly be included in the project. The design of the art feature would be carried out by an artist, not the consultant, but the consultant would be expected to consider space for art/outreach/education into the design of the facility.
34. The RFP mentions an educational element to the public. What should consultants consider in fulfilling this design initiative? How do you reconcile this initiative if there is only a consideration of future potential access?
- The design should create a vision for the site, delegating space(s) with this intent in mind.
35. What are the goals in regard to life expectancy and cycle to the project?
- The Sea Level Rise risk reduction target is 2050. We expect the consultant team to review the design assumptions, potentially also in light of forthcoming Ocean Protection Council (OPC) guidance.
  - Goals include:
    - i. Innovative and creative solutions to address short term immediate effects balanced with long term benefits and ability to adapt to new information. The transition / adaptation pathways could be included in the BODR.

- ii. Looking for solutions that could be replicable to other bayshore locations, like the nearby Mulberry Stormwater Pump Station (in close proximity to Suisun City Hall).
36. Does the grant have 'Buy American' Requirements?
- No
37. What was some of the community feedback from previous outreach efforts?
- The main concern/driver is fire access and protection. This neighborhood had a devastating 2020 fire and fire / emergency vehicles had difficulty accessing the site to stop the fire. Another concern is that if this site is available for public access, it would encourage the homeless population to live around the area. Another concern was the ongoing ability of the neighbors to view and interact with the marsh.
38. What is the process for reimbursement with the grant?
- Direct reimbursement. The grant agreement is in the RFP, and is going through the SRF office.
39. How will the City of Suisun City play a role in the design?
- The City is an important stakeholder to the project because they own and maintain the land. City staff will participate in project meetings, as available, and review design deliverables.
40. Will future flow monitoring be required?
- No
41. DBE, SBE guidelines?
- No
42. Is there a special way expenses are paid out, considering this is grant funded? Are expenses paid out by milestone achieved or per a percentage?
- It will be direct reimbursement.
43. Does FSSD have interest in exploring a Design-Build approach to the project? If so, are there contractors FSSD has experience working with?
- Yes. Design-Build is not something FSSD has experience with directly, but we are interested/open to exploring how it might be used on this project to address the time constraints.
  - There aren't specific contractors we can recommend for this work at this time.
44. Regarding the BODR subtask to 'Evaluate potential for establishing a Regional Alternative Compliance program, like Contra Costa County<sup>1</sup>, based on water quality treatment benefits provided by this project', what level of detail are you expecting?
- Suggest including an initial evaluation/feasibility analysis as part of the BODR and an Optional Task for setting up a program for the Solano Stormwater Alliance.
45. Can the Specific Approach and Draft Scope of work be the same information? If not, what is the difference between the Specific Approach and Draft of Scope of work?
- One narrative that outlines the assumptions and deliverables will be sufficient.

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<sup>1</sup> <https://www.sanpabloca.gov/2685/Regional-Alternative-Compliance>