

ANSWERS TO SUBMITTED QUESTIONS (ROUND 2)

Q#	RFP Reference	Question	Answer
1	N/A	Please advise if any easements exist on-site. If so, please provide.	There are existing utility easements on the site. Easements will be provided to the awarded DBE firm.
2	Attachment 7 - Sample Agreement, Exhibit A, Section 1.74.2, Page 25	<p>“Therefore, any delay, including but not limited to supply chain delay, associated with any Disease, or derivative strain thereof, known to the Parties as of the Effective Date, or any federal, state, or local order relating thereto, shall not be considered a Force Majeure Event.”</p> <p>Please confirm that Force Majeure excludes currently known delays associated with a Disease and not unknown delays, even if those delays are caused by a Disease known to the Parties as of the Effective Date.</p>	Force Majeure excludes currently known delays associated with a Disease.
3	Attachment 7 - Sample Agreement, Exhibit A, Section 13.3.1, Page 57	The following language creates a heightened standard for our services. Our design services will be performed in accordance with the standard of care. Can the following be stricken from this article: Design Build Entity agrees to: (i) use its best skill and judgment in the performance of the Work of the design, construction, and Commissioning of the Project; (ii) furnish effective and efficient design, construction administration, construction coordination and supervision; (iii) furnish at all times an adequate supply of skilled labor and materials; (iv) use its best skills and expertise to coordinate its Work on the Project; and (v) perform the Work of the Project in the most expeditious and economical manner consistent with Judicial Council’s best interests and the Project’s purpose and objective.	Contract language will remain as-is.

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4	Attachment 7 - Sample Agreement, Exhibit A, Section 13.19.16, Page 83	<p>The JCC has every right to Stop the Work. If the cause of the stoppage is outside of the Design-Builder’s responsibility, its reasonable for the Design-Builder to be compensated for said stoppage. An example would be stoppages for COVID-19. We propose the following added verbiage to this article.</p> <p>When conditions of the Work, in the judgment of Judicial Council, present unreasonable risk of injury or death to persons or property damage, Judicial Council may direct Design Build Entity, at Design Build Entity’s sole expense if Design Build Entity is the cause of the condition, to close down the Work and not commence Work again until all dangerous conditions are eliminated.</p>	Contract language will remain as-is.
5	Attachment 7 - Sample Agreement, Exhibit A, Section 27.5.2.4, Page 159	Many building trade labor agreements do not allow for random pre-assignment testing. Please remove this requirement.	Contract language will remain as-is.
6	Attachment 9 – Performance Criteria Documents, Pages 110 and 118	Chapter 10.1 of the Criteria Documents provides a link to the Threat and Vulnerability Report however this link does not provide access to any document. Please provide Threat and Vulnerability Report for our review.	Threat and Vulnerability Report will be issued to the awarded Design-Build Entity. If there are specific questions regarding Security items, please submit an RFI.
7		Does the JCC have as-builts of the bridge? If so, please provide as-builts and associated reports.	Please refer to as-builts provided as part of Addendum 2.

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8	Attachment 9 - Performance Criteria Documents, Section 3.2 – Site Parameters and Utilities, Page 45	Can the JCC please provide the team with Railroad Operations Contamination: Covenant & environmental restriction on property documentation?	Please refer to Covenant & Environmental documentation provided as part of Addendum 2.
9		Please confirm if project site is or has been classified as a wetland?	Please refer to the updated EIR provided as part of Addendum 2.
10	Attachment 9 - Performance Criteria Documents	Please confirm an order of precedence project documents to help clarify variances identified in criteria requirements.	Additional clarification is needed to properly respond to this question. Please submit an RFI identifying specific variances identified.
11	Attachment 9 - Performance Criteria Documents Chapter 2: Space Program	Please confirm if the secure judges/ staff parking requires a separate access point from the secure yard that is depicted in the criteria concept. Can the secure parking area be accessed through the secure yard?	This will be discussed and reviewed with Judicial Council Security Operations Staff during the design phase.
12	Attachment 9 - Performance Criteria Documents Chapter 2: Space Program 2.3.13	Please clarify the required quantity of surface parking spaces for the project. The program indicates 17 secure spaces which is at variance with the concept site plan that indicates 11 spaces. Please confirm the required quantity of non-secure parking spaces.	A total of (160) surface parking spaces have been identified, (11) of which will be located in the secured parking area.
13	Attachment 9 - Performance Criteria Documents Chapter 2: Space Program 2.4.5	The concept plan and adjacency diagrams for the clerk area do not indicate a connection to the restricted circulation corridor. Please provide clarification on this access requirement for the clerks space.	This was discussed and accepted with the Court during the programming phase of the Criteria Development. This was implemented to have the (7 th) Courtroom located on the First Floor.
14	Attachment 9 - Performance Criteria Documents, Section 1.1: Executive Summary, Page 7	Has a traffic study been prepared for the Project considering the impacts of traffic changes to the intersections of E. Perkins and Hospital Drive or E. Clay and S. Main and beyond? If so, please provide.	A parking study was conducted by the previous design team in 2014. Please refer to Parking Study provided as part of Addendum 2.

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15	Attachment 9 - Performance Criteria Documents, Section 1.1: Executive Summary, Page 7	Please confirm the level of completeness of the bridge and if it was designed for the proposed traffic loads for this Project.	Bridge abutments, span, and wing walls have been completed. Bridge railing, sidewalks, and surface paving have not been completed. Utility connections have also not been completed at this time. Bridge was originally designed for proposed traffic loads for this project.
16	Attachment 9 - Performance Criteria Documents, Section 1.1: Executive Summary, Page 8	Please confirm if any utilities or offsite improvements are required to support the Depot building.	Existing Depot building is not included in the project scope.
17	Attachment 9 - Performance Criteria Documents, Section 3.1: Site Introduction, Page 41	Was the proposed FFE established in consideration with the Effective or Preliminary FEMA Flood Insurance Rates Maps (FIRM)? CCR 24 requires construction of buildings in the floodplain to be elevated 1-foot above the BFE, if the building is deemed 'critical' then the requirement is 2-feet above the BFE or the 50-year flood elevation.	Yes. Building does not fall under a “critical” building classification.
18	Attachment 9 - Performance Criteria Documents, Section 3.2: Site Parameters and Utilities, Page 44	The City of Ukiah Public Works website indicates the City has adopted the Santa Rosa and Sonoma County LID manual, please confirm the appropriate stormwater regulations.	Project will comply with all City and or County stormwater regulations as noted.