

STATE OF ALASKA RFP NUMBER 190000022

AMENDMENT NUMBER 5



Department of Natural Resources
Support Services Division
Procurement Section
550 W. 7th Avenue, Suite 1330
Anchorage, Alaska 99501

THIS IS NOT AN ORDER

DATE AMENDMENT ISSUED: October 31, 2018

RFP TITLE: Online Bidding and Auction System for Division of Oil & Gas

RFP CLOSING DATE AND TIME: 2:00 p.m. on November 6, 2018

This amendment is for informational purposes only and need not be returned to the State.

The following changes/additions are required:

1. **Question:** In section 3.11 it states that Joint Ventures are not allowed. It might actually make a lot of sense if a local company could partner with a larger international company. Do you know if there could be a possibility of another amendment to the RFP to have you consider a joint venture proposal from us?

Response: The state **will not** allow Joint Ventures for this RFP. However, the state **will** allow subcontractors. **Revise paragraph 3.10**, Subcontractors, in the RFP to read:

3.10 Subcontractors

Subcontractors may be used to perform work under this contract. If an offeror intends to use subcontractors, the offeror must identify in the proposal the names of the subcontractors and the portions of the work the subcontractors will perform.

If a proposal with subcontractors is selected, the offeror must provide the following information concerning each prospective subcontractor within five working days from the date of the state's request:

- complete name of the subcontractor;
- complete address of the subcontractor;
- type of work the subcontractor will be performing;
- percentage of work the subcontractor will be providing;
- evidence that the subcontractor holds a valid Alaska business license; and
- a written statement, signed by each proposed subcontractor that clearly verifies that the subcontractor is committed to render the services required by the contract.

Notwithstanding the approval of any subcontract, the primary contractor shall be solely responsible for the satisfactory performance of all subcontractors and subcontracted services and for the compensation of all subcontractors.

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The primary contractor shall be and remain liable for all costs and damages to the Department of Natural Resources caused by negligent performance or non-performance of the subcontracted services and shall indemnify, defend and hold harmless the State, its officers, employees, and agents from and against any such claims or failures by subcontractors.

An offeror's failure to provide this information, within the time set, may cause the state to consider their proposal non-responsive and reject it. The substitution of one subcontractor for another may be made only at the discretion and prior written approval of the Division of Oil and Gas Project Manager.

2. **ADD** the following question to paragraph 5.02 in the RFP and 5.02 on the Proposal Evaluation Form attached to the RFP:

e. If a subcontractor will perform work on the contract, how well do they measure up to the evaluation used for the offeror?

3. **Question:** If the Online Bidding & Auction system hosted in Tier III / IV data centre outside US, can be proposed?

Response: Yes, however if an offeror proposes to have the system hosted in a Tier III/IV data center outside of the US they must comply with the provisions shown in the RFP with regards to requesting a waiver prior to the deadline for receipt of proposals shown in paragraph 3.08 and human trafficking shown in paragraph 7.04 of the RFP.

4. **Question:** Will experience with the Government Agencies outside USA be considered?

Response: Yes.

5. **Question:** We wish to know if 2 different entities, one being located in US & other outside US, can join hands (form a consortium) and use their respective credentials to bid for this opportunity to qualify under the pre-qualification criteria set in the RFP document?

Response: Refer to the response to question #1 in this amendment. Subcontractors will be allowed; joint ventures will not be allowed.

6. **Question:** Amendment 4 to this RFP at the top of the page states that this amendment needs to be returned to DNR, however #2 of the body of the amendment states that the amendment needs to not be returned to the state. Which does DNR want? Please clarify.

Response: The response shown in the body of Amendment 4 is the correct answer. Amendment 4, as are Amendments 1, 2, and 5, are informational only amendments and do not need to be returned to the state. Amendment 3, which is a Mandatory Return amendment, must be returned to the state as specified within the amendment.

7. **Important Note:** Due to the upcoming holidays, staff work schedules, and need to have a contract in place before January 1, 2019, DNR does not intend to extend the Deadline for Receipt of Proposals beyond November 6, 2018.

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No further questions asked regarding this RFP or the amendments issued to it will be addressed unless the question concerns obvious defections or objectionable material within the RFP.

8. There are no further changes to this RFP at this time. This amendment is for informational purposes only and need not be returned to the State.

//SIGNED COPY ON FILE//

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*****END OF AMENDMENT 5 TO RFP 190000022*****