



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division

Annise D. Parker

Mayor

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July 13, 2011

SUBJECT: Letter of Clarification No. 7
HVAC Operation and Maintenance Services for the Houston Airport System (HAS)

REFERENCE: Request for Proposal (RFP) S33-T23961

TO: All Prospective Respondents

This Letter of Clarification is issued for the following reasons:

1. To revise a response provided for question no. 6 in Letter of Clarification No. 6 and to provide a response to additional vendor questions as shown on page 2 of this document.

When issued, Letter(s) of Clarification shall automatically become a part of the solicitation documents and shall supersede any previous specification(s) and/or provision(s) in conflict with the Letter(s) of Clarification. It is the responsibility of the respondent to ensure that it has obtained all such letter(s). By submitting a proposal on this project, respondents shall be deemed to have received all Letter(s) of Clarification and to have incorporated them into this RFP. If you have any questions or if further clarification is needed regarding this solicitation, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Conley Jackson".

Conley Jackson
Senior Procurement Specialist
City of Houston, Strategic Purchasing Division
832-393-8733

Cc: S33-T23961 Solicitation File

Partnering to better serve Houston

Council Members: Brenda Stardig Jarvis Johnson Anne Clutterbuck Wanda Adams Mike Sullivan Al Hoang Oliver
Pennington Edward Gonzalez James G. Rodriguez Stephen C. Costello Sue Lovell Melissa Noriega C.O.
"Brad" Bradford Jolanda "Jo" Jones **Controller: Ronald C. Green**

| ID# | Question | Response |
|-----------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6. Revised July 13, 2011 | Ref. – general. Are the incumbent employees subject to a Union/Collective Bargaining Agreement? If so, please provide agreement itself or information as to how to access. If no agreement is in place, are offerors required to pay only prevailing wages? | Offeror's are required to pay State of Texas prevailing wages. The rates can be located at: http://www.texasbuildingtrades.org/prevailing_wage.asp |
| 1. | Ref. – Clarification Letter No. 5, Q&A # 7. If this contract effort does fall under the Davis Bacon Act (DBA) with regards to payscale requirements, please confirm each wage classification for required listed staffing positions indicated in the RFP. For, the referenced publications seem to apply to Building Construction/Repair & Engineering (Professional Services) Contracts only and not maintenance type contracts. Considering this, if this work is subject to the DBA, please provide a copy of the applicable General Decision and/or prevailing wages. | This contract does fall under the Davis Bacon Act (DBA). The DBA requires that each contract over \$2,000.00 to which the United States or District of Columbia is a party for the construction, alteration, or repair of public buildings or public works shall contain a clause setting forth the minimum wages to be paid to various classes of laborers and mechanics employed under the contract. Under the provisions of the Act, Contractors or their subcontractors are to pay workers employed directly upon the site of the work no less than the locally prevailing wages and fringe benefits. Therefore, The Davis Bacon Act will apply to pay scale requirements for those job scopes utilized on project (such as Electrician) that are listed in Document 00821-1 through 00821-13. The office of Small Business Development & Contract Compliance SBDCC is available as a resource for pay scale requirements upon receipt of those listed staffing positions in question. Maintenance projects are considered as a repair project and DBA does apply as detailed above and Section 1.01 of Document 00821-1. |
| 2 | <p>I have a question on one area of the response to questions with respect to the Davis Bacon Act. Chapters 2258 Document 00821-3 on the Business Opportunity Site addresses only construction labor rates not any of the labor trades involved in this RFP. Please provide or direct us to the correct trade labor rates for the position descriptions show in the RFP. I have looked at all of the sections in the City website and could not fine them.</p> <p>On another note. It was stated at the Pre-bid meeting that this project would not be certified payroll. Davis Bacon to our understanding requires a certified payroll. IS this correct?</p> | <p>An electrician is an identified RFP job scope that is listed on the 00821-3 building wage schedule. Schedule 00821-3 apply to building construction and repair projects as listed in section 1.01 of schedule. Maintenance projects are classified as repair projects. Any other job scopes such as mechanics, technicians, and administrative staff whether clerical or supervisory are not part of this schedule.</p> <p>Unfortunately, the SBDCC office is not in the position time or labor wise to research entire RFP to identify position descriptions. However, they can be contacted and will provide guidance on any identified labor position in question once labor position has been identified by concerned party.</p> <p>Not in all cases. The Davis Bacon Manual Part 4 E (Payroll Practices and Reports) only requires that a certified copy of weekly payrolls be submitted to the contracting agency that has a construction contract. Repair/Maintenance contracts do not require a certified payroll.</p> |