

December 18, 2012

To: All Interested Bidders

Re: Disaster Debris Removal and Management RFQ - Addendum #3  
*Notification of Revised Bid Opening Date*  
*Addition of Subsection 3.7.17*  
*Revision of Subsections 3.2.1, 3.7.12, 3.7.1 and 3.7.6*  
*Revision of Attachment 1 – Price Proposal Form (Parts A, A-1 and B)*

The following constitutes **Addendum #3** to the above-referenced RFQ with the addition of Subsection 3.7.17 and the revision of Subsections 3.2.1, 3.7.1, 3.7.6, and 3.7.12 and Attachment 1 – Price Proposal Form.

### **NOTIFICATION OF REVISED BID OPENING DATE**

The bid opening date has also been changed to **Thursday, December 27, 2012 at 2:00 PM**. It is the bidder's responsibility to ensure that all changes are incorporated into the original RFQ.

### **ADDITION OF SUBSECTION 3.7.17**

Subsection 3.7.17 has been added to address the emergent removal of debris, exclusive of vehicles and vessels, in waterways located within the Contracting Entity's area of legal responsibility. Additional price lines have been added to Attachment 1, Part B to reflect the addition of this subsection.

### **3.7.17 REMOVAL OF WATERWAY DEBRIS**

The Contractor shall remove debris from waterways as directed by the Contracting Entity if the debris to be removed is located within the Contracting Entity's area of legal responsibility, the debris is not within another federal agency's jurisdiction; and removal of the debris is necessary to remove an immediate threat to life, public health and safety, or improved property; or to ensure the economic recovery of an affected community. Debris removed from the waterway of a Contracting Entity shall be taken directly to a designated TDMA for sorting. Transport of waterway debris from TDMA to final disposal site shall be charged according to the debris classification.

### **REVISION OF SUBSECTIONS 3.2.1, 3.7.1, 3.7.6 AND 3.7.12**

#### **Subsection 3.2.1**

Subsection 3.2.1 has been revised to clarify the reporting requirements of the State Operations Manager ("SOM"), who must report the tons and cubic yards of debris transported to each individual facility in the manner set forth in this subsection.

The revised Subsection 3.2.1 now reads: (additions in **bold**)

### 3.2.1 STATE OPERATIONS MANAGER (“SOM”)

The Contractor shall assign and provide a State Operations Manager (“SOM”) to report to the State Contract Manager for all regional contract coordination issues and to report to the Contracting Entity’s Debris Manager for coordination of all Contractor activities under Task Orders issued by that entity. The assigned SOM must be knowledgeable of all facets of the Contractor’s operations and have authority in writing to commit the Contractor. The SOM shall be on call 24 hours per day, seven days per week, and shall have electronic linkage capability for transmitting and receiving relevant contractual information and making arrangement for on-site accommodations. This linkage shall provide immediate contact via cell phone, fax machine, and have Internet capabilities. The SOM will participate in daily meetings and disaster exercises, functioning as a source to provide essential information. This position will not require constant presence; rather the SOM will be required to be physically capable of responding to the State Contract Manager, and to any assigned Debris Manager, within two hours of notification. The SOM shall provide the State Contract Manager with a daily report on each Municipality and County for whom the Contractor is performing work. This report shall include without limitation:

- Date that debris removal commenced;
- Volume or tons of debris removed in the prior 24 hour period;
- Volume or tons of debris removed on a cumulative basis to date of the report; and
- For the prior 24 hour period and on a cumulative basis, tons or cubic yards of debris:
  - Transported to a TDMA;
  - Transported from a TDMA to a disposal or recycling facility and **the tons and cubic yards of debris transported to each individual facility and** the name(s) of such facilities; and
  - Transported directly from the municipality to a disposal or recycling facility, **the tons and cubic yards of debris transported to each individual facility and** the name(s) of such facilities.
- Types and numbers of equipment operating.
- Estimated completion date of debris removal, including closure of any TDMAs.

#### **Subsection 3.7.1**

The eighth sentence in the first paragraph of Subsection 3.7.1, *General Requirements*, has been deleted. No other changes have been made to this subsection. The revised Subsection 3.7.1 now reads:

#### **3.7.1 GENERAL REQUIREMENTS**

The work shall consist of clearing and removing disaster generated debris as directed by the Contracting Entity. The general concept of debris removal operations includes multiple, scheduled passes of each site, location, or right-of-way. This will allow residents to return to their properties and bring debris to the right-of-way as recovery progresses. Every attempt should be made to sort debris by type at curbside. The Contracting Entities will prescribe the specific schedule to be used for debris pickup after ascertaining the scope and nature of the disaster’s impacts. TDMAs will be identified for the temporary storage and reduction of vegetative and woody debris only. Every effort should be made to avoid the use of TDMAs. The necessary emergency permits for all TDMA sites will be the responsibility of the State agencies and local government entities.

The Contractor will operate the TDMA's and only Contractor vehicles and others specifically authorized by the Contracting Entities will be allowed to use the sites. Designated drop-off sites may also be established. The Contractor will be responsible for removing all debris from those sites daily.

The Contractor shall be familiar with the requirements of District Solid Waste Plans, including flow control restrictions. The Contractor will be notified by the State or Contracting Entity in the event that flow control restrictions are waived or modified.

The Contractor shall provide equipment, operators and laborers for debris removal operations. The Contractor shall provide all labor and materials necessary to fully operate and maintain (including fuel, oil, grease, and repairs) all equipment under this contract. All rates are to be fully costed, inclusive of the cost of protective clothing (to include hardhats and steel-toed boots), fringe benefits, hand tools, supervision, transportation, traffic control and any other costs. During the course of this contract, and once operations have commenced, the Contractor shall not relocate any equipment or labor assets, including subcontractors, from one Contracting Entity to another without giving 24 hours advanced notice of the intended relocation to all affected parties. In addition to this requirement for advanced notice, the Contractor will complete all debris clearing, loading and hauling operations that have been started on any particular pass through a neighborhood. The debris, once loaded and removed from the public right-of-way or other public property, shall remain the property of the Contracting Entity, unless otherwise negotiated by the Contractor. Any revenue generated from the sale, recycling or disposal of disaster-generated debris shall accrue to the Contracting Entity. The Contracting Entity will provide TDMA's, to the extent they are available, for the Contractor's use in volume reduction efforts and recycling programs.

Work may include, but not be limited to:

- Constructing TDMA's, as required and directed, at locations selected or approved by the Contracting Entity
- Loading and hauling debris from public rights-of-way and public property to TDMA's, or authorized disposal facilities, and dumping
- Managing and operating the TDMA and loading debris reduction byproducts for hauling and disposal
- Performing debris by-product recycling programs, as negotiated and approved by the entities
- Hauling non-recycled debris and debris reduction by-products to an authorized disposal facility
- Providing traffic control during debris loading operations on public rights-of-way

Trucks or equipment designated for use under this contract shall not be used for any other work. The Contractor shall not solicit work from private citizens or others to be performed in the Contracting Entity during the period of this contract.

### **Subsection 3.7.6**

The second paragraph of Subsection 3.7.6 has been revised to stipulate that the Contractor must work with N.J. Department of Environmental Protection (NJDEP), as well as New Jersey-licensed Hazardous Waste Transporters and Licensed Site Remediation Professionals, to address

materials impacted by a release of hazardous substances. The revised Subsection 3.7.6 now reads: (additions in **bold**)

### **3.7.6 MATERIALS IMPACTED BY RELEASE OF HAZARDOUS SUBSTANCES**

Such materials shall be managed pursuant to the New Jersey Spill Act (as amended) and the regulations promulgated thereunder, as well as applicable NJDEP guidance for addressing such materials.

The methods of handling and transporting these wastes from the site are the responsibility of the Contractor. As needed, the Contractor shall work with New Jersey-licensed Hazardous Waste Transporters, **NJDEP** and Licensed Site Remediation Professionals in addressing materials impacted by a release of hazardous substances.

Except as otherwise required by applicable law, materials impacted by a release of hazardous waste or hazardous substances, once identified by private owners or State and local officials, must be segregated from other disaster-generated waste, stored separately, and ultimately transported to an appropriate permitted facility for treatment or disposition.

Persons responsible for hazardous substances at a site will be permitted to use knowledge of the material to conclude that the material is hazardous waste without conducting a toxicity characteristic leaching procedure (“TCLP”) analysis.

If hazardous or unknown materials such as lead, PCBs, solvents, pesticides, pool chemicals, industrial grade cleaning solutions, etc. are discovered during a demolition or cleanup, the materials should be staged separately and with secondary containment to collect leaks and prevent further mixing with other hazardous waste or incompatible chemicals. To the extent possible, the Contractor will assist with segregating the material from the rest of the demolition and cleanup.

### **Subsection 3.7.12**

Subsection 3.7.12 has been revised to provide bidders direction to understand the additional requirements pertaining to equipment used to transport waste as set forth in State administrative regulations. The revised Subsection 3.7.12 now reads: (additions in **bold**)

### **3.7.12 EQUIPMENT SIGNAGE**

Prior to commencing operations, the Contractor shall affix to each piece of equipment, signs or markings indicating the name of the owner/operator of the equipment and a unique equipment identification number. One sign shall be placed on each side of the equipment. For those trucks, trailers and other equipment intended to haul debris, the maximum volume, in cubic yards, of the load bed shall also be shown. Signs shall be maintained in an easily readable fashion for the duration of the work. Minimum letter size shall be 3 inches in height. **For equipment used to transport waste, additional requirements are found at N.J.A.C. 7:26-3.4(h).**

All other instructions, terms and conditions of the RFP shall remain the same.

## **REVISION OF ATTACHMENT 1 – PRICE PROPOSAL FORM (PARTS A, A-1 & B)**

The former Exhibit A-1, *Price Schedule Supplement for Vessel Removal* has been renamed as Part A-1, *Supplemental Price Schedule for Marine-Related Debris Removal*.

Attachment 1, Part A is amended to reflect the addition of a price line reference for Debris Removal from Waterway. Bidders are instructed to provide pricing in Part A-1 for removal of waterway debris on based on the distance from the waterway to the TDMA and on the amount of cubic yards per load.

Attachment 1, Part A-1 is amended to add price lines for the removal of waterway debris as referenced in Subsection 3.7.17 and Part A of Attachment 1. Bidders should note that these price lines only cover removal to a designated TDMA.

Attachment 1, Part B is amended to reflect the addition of price lines for resources related to the removal of debris from waterways.