ADDENDUM NO. 2

Request for Qualifications for
Professional Engineering and Legal Services for Southern Sewer Expansion and
Indian Waters Septic-to-Sewer Projects

Solicitation No. 20-RFQ-07

To: Prospective Respondents

From: Beau Keene, P.E., Director of Public Works

Date: May 28, 2020

This second addendum is being issued to respond to the following questions which were submitted subsequent to the issuance of the first addendum:

QUESTION: The City’s RFQ 20-RFQ-07 appears to contemplate that a response from a licensed Florida professional engineering firm would need to include a licensed Florida attorney as a subconsultant to the engineering firm for the project. If that is the intent, is there concern that this would set up a conflict of interest for the attorney who would be working for and taking direction from the engineering firm? Historically, attorneys and engineers have stayed in their technical lanes so as not to create and concerns regarding their respective professional practice areas. Additionally, the engineering firm’s professional liability insurance would not cover the activities of the attorney which would seem to present a concern for both the City and the engineering consultant. Would the City consider separate contracts for the engineer and the attorney with the engineer serving in a coordination role for the project?

RESPONSE: The City will negotiate an independent agreement for legal services with the successful engineering consultant’s partnering law firm that is identified within the SOQ submittal; engineering services and fees related to the attendant coordination efforts will be scoped during the negotiation phase.
QUESTION: COASTAL requests clarification related the following:

5. Generalized Scope of Services: Subconsultant legal and real property title search services for the development and implementation of a special assessment program of funding of the wastewater capital assessment programs for each of the two distinct projects. Services can be expected to include a determination of allowable costs, the proper method of cost apportionment, development of all required legal documents for implementation, and general legal advice on property and assessment-related issues. Additionally, these services may include legal assistance in obtaining real property interests for project implementation and legal assistance in financing.

COASTAL suggests for professional liability purposes, that legal services be contracted directly within the City of Crystal River. COASTAL can add legal services to our team organizational chart but due to professional liability issues associated with Client/Attorney privileges would not be able to contract with them as a subconsultant; therefore, would it be possible to scope the required legal assistance with the Attorney directly with the City of Crystal River?

RESPONSE: Yes; see response to the above question.

QUESTION: In reference to the subject-mentioned proposal due June 25, are there any forms that need to be completed with our submission?

RESPONSE: As referenced within the solicitation, SOQ submittals shall be prepared in conformance with the “Format and Content of Statement of Qualifications Submittals” section of the RFQ. Within that section, no specific forms are required to be provided.