

**Tampa-Hillsborough County Expressway Authority
Notice of Request for Proposal for Design-Build Services for the
South Selmon Capacity Project
RFP/Contract No. O-0622**

Notice is hereby given that the Tampa-Hillsborough County Expressway Authority (the “Authority”) is inviting Expanded Letters of Interest (“ELOIs”) from design-build firms (“Proposers”) to render design-build services to the Authority for the South Selmon Capacity Project (the “Project”) as further described below and in the Request for Proposal (“RFP”). The scope of work for this design-build Project includes the furnishing of all investigations, design services, permitting, coordination, construction activities, materials, equipment, machinery, labor, and the necessary final approved construction documents to complete this Project in accordance with the requirements stated in design-build contract. The Authority has established one thousand eight hundred (1800) calendar days to achieve Final Acceptance for the Project, commencing from the issuance of the Notice to Proceed.

OBTAINING THE RFP: This Notice is only a brief summary of the RFP requirements and the Project requirements and is being provided for the Proposer’s convenience. On and after August 26, 2022, the full RFP (including Attachments and Forms) and the Reference Documents for this Project are available from the Authority on an external hard drive at no cost to the Proposer. The Reference Documents for this Project include documents exempt from public disclosure as provided by Section 119.071(3)(b), Florida Statutes. **Thus, in order to receive the complete RFP to propose on this Project, Proposers MUST complete the Authority’s Exempt Documents/Security System Plan Distribution Form and schedule an appointment with Shannon Bush, the Authority’s Contracts and Procurement Manager (Procurement@tampa-xway.com) to obtain the hard drive containing the complete initial RFP and Reference Documents.** The Authority’s Exempt Documents/Security System Plan Distribution Form shall be executed by the Proposer’s authorized representative, or, if the Proposer is not an architect or engineering firm, the Proposer’s Project engineer who will be identified in its ELOI may execute the Authority’s Exempt Documents/Security System Plan Distribution Form on behalf of the Proposer. **Anyone obtaining a hard drive from the Authority will be required to show a valid form of picture I.D., their business card, and, if applicable, documentation exhibiting their Florida professional engineering license number (such as a business card with their license number).** Only one hard drive will be issued to each potential Proposer. **ELOIs will not be accepted from firms who have not obtained the complete RFP through the Authority and executed the Authority’s Exempt Documents/Security System Plan Distribution Form; such firms will be rejected as nonresponsive.**

Any Addenda or other notifications regarding the RFP will be posted to the Authority’s website <https://www.tampa-xway.com/procurement/> and DemandStar at <https://network.demandstar.com/>. Proposers are responsible for monitoring the Authority’s website throughout the entire procurement process.

All Questions related to the Project or RFP Should Be Addressed To:
Shannon Bush at Procurement@tampa-xway.com
Please reference RFP No. O-0622

SUMMARY OF THE PROJECT: The Authority has issued the RFP to solicit competitive proposals from Proposers for the South Selmon Capacity Project, from west of Himes Avenue to east of Florida Avenue in Hillsborough County. The following is a general description of the Work to be performed under the Contract Documents.

The Authority requires improvements to the Selmon Expressway from west of Himes Avenue to east of Florida Avenue, which will provide for a 6-lane section by widening the existing roadway to the outside,

and which will ultimately accommodate a future 8-lane section without further outside widening. The proposed typical section consists of three 12-ft. lanes, a 5-ft. outside shoulder, and an 18-ft. inside shoulder in both directions.

Construct at initiation of construction work a temporary 8-ft. fence with fabric covering on the east side of the Selmon Expressway along the entire length of limited access right-of-way as a dust, debris and visual barrier.

Remove existing barrier wall, reconstruct and widen roadway approximately 9-ft. to the outside in both directions. Construct a new retaining wall with a concrete barrier wall/noise wall (8-ft.) to accommodate the widening. The existing median barrier wall will remain. The concrete barrier wall/noise wall (8-ft.) shall be constructed along the entire Project length in both directions from the beginning of the Project to west of the Hillsborough River.

Construct 22-ft. post and panel noise wall along the eastbound exit ramp to the S. Willow Avenue and W. Platt Street intersection.

Match existing vertical profile grades and horizontal curvature for any widening that may occur on either the Selmon Expressway or ramps.

Mill and resurface full width mainline. Extend full width mill and resurface limits to provide for pavement restoration of all areas subjected to striping alterations during construction and within the Project limits in order to restore a clean final appearance at Project completion.

Construct Willow Interchange improvements including:

- Conversion of eastbound Selmon Expressway/Willow Ave single-lane off ramp to a two lane-off ramp.
- Conversion of westbound Selmon Expressway/Willow Avenue single-lane off ramp to a two-lane off ramp tying into the Willow Avenue/Cleveland Street intersection as one shared left-through lane, one exclusive through lane, and one shared through-right lane to create a fifth leg.
- Conversion of westbound Selmon Expressway/Plant Avenue single-lane ramp to a two-lane off ramp.

Construct drainage systems and stormwater management facilities to adequately drain the roadway. Work includes the replacement of the existing non-functional pump station and the addition of a gravity outfall control structure (for future connection to the City of Tampa outfall project) at the South Albany Pond. Drainage work shall be coordinated with the City of Tampa's South Howard Outfall drainage improvement project.

Anticipated Bridge Structures work on the Project includes the following: Bridge Removal, Construction of New Bridges with New Approach Slabs, Bridge Widening with Approach Slab Widening, Bridge Re-decking with New Approach Slabs, Recoating Existing Steel Bridges, New Approach Slabs, Independent Peer Review of Bridge Designs, and Details, Retaining Walls, modifications to existing Retaining Walls/Abutments/End Bents/End Bent Wingwalls/other structural elements and Bridge/Structure/Element Repairs.

Replace existing westbound Selmon Expressway bridge over Platt Street and Tampa Street On-ramp bridge to westbound Selmon Expressway as shown in the Concept Plans. Widen existing bridges as shown in the Concept Plans. Bridges are to be widened approximately 9-ft. to the outside in both directions with concrete barrier wall/noise wall (8-ft.) and inside widening is to be performed on those bridges where necessary to

maintain ingress and egress at the interchanges, or for temporary traffic control. Re-deck those bridges that have been identified in the Concept Plans

Design and construct wrong way driving countermeasures and infrastructure at all exit ramps within the project limits.

Construct signing and pavement markings as per Master Signing Plan and FDOT Standards requirements.

Construct new signals, intersection and ramp improvements at the W. Euclid Avenue entrance and exit ramps.

Construct new signal at the W. Bay to Bay Boulevard entrance ramps. Upgrade signal at the W. Bay to Bay Boulevard exit ramp.

Upgrade signals at the intersections of W. Brorein Street and S. Plant Avenue and E. Brorein Street and S. Morgan Street.

Construct all LED conventional highway lighting in median to provide lighting levels to meet FDOT requirements in conjunction with existing median lighting constructed as part of the South Selmon Safety DB Project. Provide temporary median light poles where required on bridges not widened in the median on this Project. The LED lighting or lighting control systems shall not operate at 915 MHz or otherwise interfere with the toll equipment on the Selmon Expressway.

Expand or replace the existing aesthetic lighting on the eastbound and westbound Hillsborough River Bridges to illuminate the widened structures similar to the existing structures. Luminaires shall be equivalent to the existing luminaires and compatible with the existing controller.

Upgrade ITS/Tolls connectivity to two (2) sets of 72-strand fiber trunk lines on each side of the Selmon Expressway. Furnish and install all infrastructure necessary for ITS/Tolls connectivity upon Project completion as per ITS Concept Plans, ITS Minimum Technical Requirements, and FDOT Standards. Existing ITS/Tolls connectivity shall be maintained at all times during construction. Replace Toll Gantries, Toll Infrastructure, etc. at eastbound Willow Interchange Exit Ramp, westbound Willow Interchange Entrance Ramp, at West Mainline Expressway eastbound and westbound between So. Plant Ave. and Hillsborough River; westbound Plant Avenue Exit Ramp and eastbound Plant Avenue Entrance Ramp. **Note: Toll Operations shall be fully maintained at all times during construction.**

It is the Authority's intent that the successful Proposer (the "Design-Build Firm") will submit BIM/CADD deliverables in addition to PDF plan sets for each design submittal, and as part of the As-Built Set deliverables, field conditions shall be incorporated into all BIM/CADD files for delivery as the as-built Asset Information Model (AIM).

The intent of the Authority for this Project is for the Design-Build Firm to continue the aesthetic theme of the Selmon West Extension (SWE) throughout the South Selmon Capacity Project. The Design-Build Firm shall propose colors and textures of structural and hardscape elements for Authority approval. The Design-Build Firm shall coordinate with the Authority throughout the Project design and shall propose at least two (2) options that continue the SWE theme, from which the Authority will select the one to be implemented.

Aesthetic enhancements underneath the bridge overpasses at Euclid Avenue and Willow Avenue shall include aesthetic lighting, landscape plantings, hardscape, and site furnishings.

The Design-Build Firm shall design and construct public space improvements underneath the bridge

overpasses at Bay-to-Bay Boulevard and MacDill Avenue (See R_17 – Bay to Bay Concept Final.pdf in the Reference Documents). Concepts that the Authority is evaluating include small/large dog park areas, flexible and/or recreational Spaces, parking, and pedestrian/bicycle accommodations. A final decision on what is to be constructed will be provided by the Authority prior to the ATC process.

Proposers are advised that the Project corridor runs through multiple residential neighborhoods which are in close proximity to the Selmon Expressway. The Design-Build Firm shall take this into consideration in its proposed design and construction of the proposed improvements, including but not limited to, providing special attention to noise abatement, sediment and dust control, and other measures to avoid and minimize adverse impacts to the community.

CURRENT SCHEDULE OF HIGHLIGHTED EVENTS: The full schedule is set forth in the RFP.

Event	Date
Advertisement Date	August 26, 2022
Pre-Submittal Conference	September 6, 2022 @ 9:30 am
Deadline for Questions/Request for clarification	September 29, 2022 @ 5 PM
Addendum release (if required)	TBD
Phase 1 ELOI Submittal Deadline	October 10, 2022
Evaluation Committee meets to evaluate ELOI	TBD
Posting of Shortlist	TBD
Shortlist firms declare intent to proceed	TBD
Board approval of Shortlist	November 14, 2022
Posting of Notice of Board approval	November 16, 2022

A non-mandatory Pre-Submittal Conference will be conducted at on September 6, 2022 at 9:30 am local time. The Pre-Submittal Conference may be attended via Zoom, see information on the Authority’s website or in-person at the THEA Office: 1104 East Twiggs Street Tampa, Florida 33602.

PROCUREMENT PROCESS SUMMARY: The Authority will conduct a two-phase procurement process. For Phase I, qualified Proposers must submit an ELOI to the Authority by the time and date required by the RFP. The ELOI will be limited to five (5) 8½"x11" pages with a minimum font size of ten (10). This design-build contract award shall be an **adjusted score type**.

ELOI SUBMITTAL PROCEDURE: The ELOI must be received by the Authority via mail or hand-delivery on or before the time and at the exact place provided for in the RFP. The ELOI will be limited to five (5) 8½"x11" pages with a minimum font size of ten (10). Times New Roman shall be the required font type. Note: Pass/Fail Criteria, Resumes, Organizational Chart and three (3) pages of Performance History with the Authority or other State or Local Government Agencies are not considered in the five (5) page count/limitation. Cover sheets, photos, charts, etc. or other documentation not specifically listed as exclusions will be considered in the page count limitation. Complete submission instructions, limitations, and requirements are set forth in the RFP.

SUMMARY OF THE PHASE 1 ELOI SUBMISSION REQUIREMENTS: Proposers are required to submit two categories of information in Phase 1: The Pass/Fail Criteria and the ELOI Scored Criteria. Below is only summary of those requirements. The complete details and requirements for the ELOI submission are set forth in the RFP.

Pass/Fail Criteria Summary: The pass/fail criteria are minimum criteria that a Proposer must meet and/or provide in order for its ELOI to be considered responsive.

A. Prequalification Requirements. Proposers are required to be prequalified in all work types required for the Project. The Technical qualification requirements of Florida Administrative Code (FAC.) Chapter 14-75 and all qualification requirements of F.A.C. Chapter 14-22, based on the applicable category of the Project, must be satisfied. The prequalification requirements are as follows:

Proposer shall submit proof that it is prequalified by the Florida Department of Transportation (FDOT or Department) under FAC 14.75 for professionals and under FAC 14-22 for contractors for the Work Classes identified below. A copy of the current Certificate of Qualification in each class shall be submitted with the ELOI. The Contractor (whether as the Proposer or as a Key Subcontractor) or Joint Venture members collectively, must be qualified in the advertised Construction Contractor Work Classes. The Contractor or Joint Venture cannot utilize subcontractors to meet the qualification requirements for the Construction Work Classes. Minor work classes may be accommodated using subcontractors as shown below. The Lead Design Firm must be qualified in at least one (1) of the advertised Professional Services Work Type requirements but may utilize subconsultants to meet the remaining advertised Professional Services Work Type requirements. All qualification requirements must be met prior to the deadline to submit the ELOIs. For Proposers submitting as a joint venture, see the additional requirements further stated in Section E, below.

Contractor (whether as the Proposer or as the Proposer's Prime Contractor) must be qualified under Rule, 14-22, Florida Administrative Code, in the following Construction Work Classes:

- 7 – Drainage
- 11 – Grading
- 17 – Intermediate Bridges

The following Minor Work Classes may be accommodated via use of Subcontractors:

- 8 – Electrical Work
- 10 – Flexible Paving
- 12 – Grassing, Seeding and Sodding
- 13 – Guardrail
- 38 – Roadway Signing
- 39 – Traffic Signal

Professional Services Firms (whether as the Proposer or as the Lead Design Firm) Must Be Qualified under Rule 14-75, Florida Administrative Code, in at least one of the following Work Types; Subconsultants may be utilized to meet the remaining Work Types:

- 3.1 – Minor Highway Design
- 3.2 – Major Highway Design
- 3.3 - Controlled Access Highway Design
- 4.1.1 - Miscellaneous Structures
- 4.1.2 - Minor Bridge Design
- 4.2.1 – Major Bridge Design – Concrete
- 4.2.2 – Major Bridge Design – Steel
- 5.4 – Bridge Load Rating
- 6.2 – Signal Timing
- 6.3 - Intelligent Transportation Systems Analysis, Design, and Implementation
- 6.3.1 – Intelligent Transportation Systems Analysis & Design

- 6.3.2 – Intelligent Transportation Systems Implementation
- 6.3.3 – Intelligent Transportation Systems Traffic Engineering Communications
- 7.1 - Signing, Pavement Marking & Channelization
- 7.2 – Lighting
- 7.3 - Signalization
- 8.1 - Control Surveying
- 8.2 - Design, Right of Way, & Const. Surveying
- 9.1 - Soil Exploration
- 9.2 - Geotechnical Classification Lab Testing
- 9.4.1 - Standard Foundation Studies
- 9.4.2 – Non-Redundant Drilled Shaft Bridge Foundation Studies
- 15 – Landscape Architect

B. Proof of Insurance. Provide evidence of the Proposer’s ability to provide the insurance coverage required in Form A_00X.04 – Insurance Requirements Coverages and Limits, either by means of an existing policy or other verifiable proof (such as an Agent/Broker commitment letter).

C. Proof of Bonding Capacity. Provide an acknowledgement by the Proposer’s Surety of the Proposer’s ability to provide 100% Performance and Payment Bonds for a minimum of two hundred and fifty million dollars (\$250,000,000) for a single project together with evidence for maximum single project bonding capacity and Proposer’s aggregate bonding capacity. The Surety must be rated no less than “A-” as to management and no less than “VIII” as to strength, by the latest edition of Best’s Insurance Guide, published by A.M. Best Company, Post Office Box 1107, Summit, New Jersey 07901. Information shall be provided by the Surety on behalf of the Proposer.

D. Claims Disclosure. Disclose all lawsuits, arbitrations and claims filed or raised by or against the Proposer over the last (5) years.

E. For Joint Ventures. Note that Proposers Submitting as a Joint Venture have additional requirements and approvals that must be met prior to submitting an ELOI. These details and requirements are set forth in the RFP.

ELOI Scored Criteria Summary: In addition to the Pass/Fail Criteria, all Proposers must provide four additional categories of information with their ELOI, which are summarized below. Three of these categories are scored.

- A. Cover Letter (not scored). A cover letter (limited to one (1) page and not included in the five (5) page limitation) signed by a person with authority to make legal commitments on behalf of the Proposer. The cover letter shall include the Proposer’s Statement of the following:
1. The full legal name, address and phone number of the legal entity that will contract with the Authority if awarded the design-build contract. Indicate all former names, if any, under which the Proposer has conducted business within the past ten years and the years of operation under each name.
 2. Name, address, email address, and telephone number of one (1) individual to whom all future correspondence and/or communications related to this solicitation and the Project will be directed.
 3. A statement declaring the type of business relationship the Proposer will use (i.e., a single company, joint venture or other form of business relationship). If the Proposer is a joint venture or partnership, the Past Performance History and Similar Design-Build Project Experience in Section (B) may be satisfied by the joint venture, partnership entity, or any member entity thereof).

- B. Past Performance History and Similar Design-Build Project Experience (15 points). Proposer shall submit a short narrative describing its past performance on three (3) similar projects of similar scope, complexity, and scale, including evaluations or grades with FDOT or similar agencies and letters of reference, or recommendations. It is preferred that the past performance history narrative include experience on all-electronic toll facility projects. Current contact information for each reference project must be provided for verification purposes. The past performance narrative is limited to three (3) 8½"x11" pages total. The evaluations or grades with FDOT or similar agencies and letters of reference, or recommendation are not included in the page limit. The additional three (3) pages will also not count toward the five (5) page limitation of the ELOI.
- C. Proposed Design-Build Firm Staffing and Organization Plan (15 points). Proposer shall provide a short narrative describing its staffing plan and coordination plan for the Project. Proposer shall indicate the availability of Proposer for the duration of the Project, as well as for all individual Key Personnel and any Key Subcontractors or Key Subconsultants (i.e. the Prime Contractor or Lead Design Firm (if not the Proposer) and any firms used to satisfy the Pass/Fail Prequalification Work Class and Work Type requirements). This narrative shall count toward the five (5) page limitation.

Additionally, Proposer shall include an Organization Chart and Resumes for Key Personnel, as detailed below.

Organization Chart. An organization chart shall be provided and shall not exceed one (1) 11"x17" page and is excluded from the five (5) page limitation. Describe the organizational structure and the role of each Key Personnel and any Key Subcontractors or Key Subconsultants used to satisfy the Prequalification Work Classes. Identify the current and projected availability of the identified Key Personnel and identify their current and anticipated level of commitment to other projects and work

Resumes for Key Personnel. Resumes are limited to one 8½"x11" page each. Resumes are not counted toward the five (5) page limitation. Resumes for each of the following twelve (12) Key Personnel positions, as applicable, shall be provided:

1. Construction Project Manager
2. Construction Design-Build Coordinator
3. Construction Superintendent
4. Design Project Manager
5. Design Roadway Engineer of Record
6. Structures Engineer of Record
7. Design Landscape Architect of Record
8. Utility Coordination Manager
9. Design BIM Manager
10. Civil BIM Coordinator
11. Structural BIM Coordinator
12. Toll Project Manager

*Note that proposed Key Personnel, Key Subcontractors and Key Subconsultants shall not be changed after submittal of the ELOI without written consent of the Authority. Failure to receive approval on such a change may result in the Proposal being declared non-responsive.

- D. Design-Build Project Requirements, Design and Construction Criteria, and Critical Issues, including Aesthetics and Community Involvement (20 points). Provide a narrative, within the five (5) page

limitation, describing:

1. the Proposer's general understanding of the Project's Design-Build Project Requirements in Section IX and the Design and Construction Criteria in Section X.
2. the Proposer's understanding of the Project's goals, including any aesthetic, community, environmental, or sustainability goals.
3. what the Proposer believes are critical issues for this Project, including any specific issues related to Project aesthetics, community involvement, ramp redesign, underpasses, or interchanges.
4. the Proposer's outline for addressing such critical issues on this Project.
5. how Proposer views its role related to community outreach for the Project.
6. how Proposer intends to accomplish the Design-Build Firm's responsibilities set forth in Section O of Article X (Public Involvement), particularly regarding coordination with the Authority and its Public Information Consultant.
7. The Proposer's understanding of the Authority's All-Electronic Tolling (AET) operations and design of AET infrastructure for this Project.

CONSULTANT ELIGIBILITY AND CONFLICTS OF INTEREST: It is a basic tenet of the Authority's contracting program that contracts are procured in a fair, open, and competitive manner. The Authority requires that consultants representing the Authority must be free of conflicting professional or personal interests. In order to prevent potential conflicts of interest, the Authority will utilize the Florida Department of Transportation's (Department's) established guidelines to be followed by design consultants. Please familiarize yourself with the requirements of Procedure No.375-030-006, also known as: "Conflict of Interest Procedure for Department Contracts." By submitting an ELOI or Price Proposal as part of a Proposer's team or a Joint Venture, the design consultant certifies that they are in compliance with Procedure No. 375-030-006. This procedure is available at the following link: <https://network.demandstar.com/>

Further, a consultant firm, its affiliate, or subconsultant that is under contract with the Authority to provide Construction, Engineering, and Inspection (CEI) services on this Project cannot be a Proposer or a subconsultant to a Proposer. A contractor or design professional cannot team, as a prime, with other firms to submit more than one proposal in response to this procurement.

The following Firms participated in the development of the conceptual plans or Request for Proposal for this Project and are prohibited from proposing or participating with a Proposer to propose on this Project without approval from the Authority.

HNTB Corp.
Omni Communications, LLC
Tierra, Inc.
Element Engineering Group, LLC

The firms identified above may not represent a comprehensive list. Firms not listed above who performed services or who are later retained to perform services on this Project are also prohibited from proposing or participating with a Proposer to propose on this Project unless an exception is obtained from the Authority.

SHORTLISTED PROPOSERS: By the deadline specified in the RFP, Proposers are required to advise the Authority in writing of their intent to continue to Phase 2. Proposers that do not declare affirmatively

in writing by the stated deadline may not be eligible to continue on to Phase 2. Of the firms declaring their intent to move forward, the Authority intends to shortlist no fewer than three (3) if reasonably possible, and no more than five (5) firms that are the most qualified based on the evaluation and scoring criteria outlined for Phase 1. If less than three (3) qualified firms submit responses, the Authority, at its sole discretion, may elect to continue the selection process, reconvene the shortlisting meeting for reconsideration of the shortlist, or re-advertise the Project. Shortlisted Proposers will proceed to Phase 2.

PHASE 2 SUMMARY: In Phase 2 of the procurement, Shortlisted Proposers will be requested to provide a Technical Proposal and Price Proposal for the Project. The requirements for Phase 2 Technical Proposals and Price Proposal are described in the RFP. A Price Proposal Guaranty in an amount of not less than five percent (5%) of the Total Lump Sum Contract Amount shall accompany each Proposer's Price Proposal.

BASIS OF AWARD: The Authority shall publicly calculate an adjusted score for the Shortlisted Proposers based on their Technical Proposals and Price Proposals using the formula set forth in the RFP. The intended selected Proposer will be the responsive and responsible Proposer whose adjusted score is lowest. The Authority's Board of Directors will review the recommendation of the Evaluation Committee and will make a final determination.

DESIGN-BUILD CONTRACT: The Authority intends to enter into a lump sum contract with the successful Proposer for the Project. Prior to the deadline for Technical Proposals, the Authority will issue to the Shortlisted Proposers a draft of the design-build contract to be entered into by the Authority and the successful Proposer. The terms and conditions of the design-build contract are fixed price. The Design-Build Firm's submitted Price Proposal shall be its Total Lump Sum Contract Amount for completing the scope of Work as detailed in the Procurement Documents, the design-build contract, and its Technical Proposal.

STIPEND: Only Shortlisted Proposers not selected for the design-build contract and who execute the Authority's Design-Build Stipend Agreement will be eligible for the stipend **The stipend amount is \$500,000.** The stipend will only be payable under the terms and conditions of the Design-Build Stipend Agreement, the RFP terms, and the following requirements:

- The Shortlisted Proposer must submit responsive Technical and Price Proposal in Phase 2 in order to be eligible for a stipend.
- The Shortlisted Proposer who is awarded the design-build contract is not eligible for a stipend.
- The Shortlisted Proposer must execute with original signatures and have delivered to the Authority within one (1) week after the Shortlist protest period, four (4) originals of the Authority's Design-Build Stipend Agreement. Terms of the Design-Build Stipend Agreement are non-negotiable. A fully executed copy of the Design-Build Stipend Agreement will be returned to the Proposer.

CONE OF SILENCE: Any communication directly or indirectly to seek to encourage any specific result in connection with an Authority selection process, including but not limited to, written communications, any and all forms of electronic communications or messaging, including social media, oral communications either in person or by telephone, initiated by a Proposer or through a lobbyist, agent or third person, to any Authority employee and/or Committee/Board member who is a member of any committee constituted for the purposes of ranking submissions, making recommendations or making an award, is prohibited from the time that the procurement is released to the time that the award is made. However, the Authority's Procurement Manager or its designee may initiate communication with a Proposer in order to obtain information or clarification needed to develop a proper and accurate evaluation related to this procurement.

From the date of the Advertisement until a Notice of Award is posted, all communications (except for communications at the Pre-Submittal Conference, Pre-Proposal Meetings, ATC review or as otherwise

explicitly stated in the Procurement Documents) relating to this procurement or Project, shall be made by sending to the following Authority email address: Procurement@tampa-xway.com

SMALL BUSINESS ENTERPRISE ASPIRATION GOAL: THEA's Small Business Enterprise (SBE) Policy requires nondiscrimination on the basis of race, color, national origin, and gender in its employment and contracting practices and encourages the solicitation and utilization of SBE's. It is the policy of the Authority to encourage the participation of small businesses and disadvantaged business enterprises ("SBE") in all facets of the business activities of the Authority, consistent with applicable laws and regulations. Firms proposing for this Project shall aspire to have design and construction contract costs performed by SBEs. Although not a contract requirement, the Authority believes that the aspiration goal can realistically be achieved based on current availability of SBEs. The Authority further believes that the goal can be achieved through race neutral means, using standard competitive procurement processes. Firms agree to apply their best efforts to utilize qualified SBE's as vendors, contractors, subcontractors, and consultants for the Project.

COMPLIANCE WITH NONDISCRIMINATION STATUTES AND AUTHORITIES: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21; The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects); Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), (prohibits discrimination on the basis of sex); Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27; The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age); Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex); The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not); Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 -- 12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38; The Federal Aviation Administration's Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex); Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations; Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100); Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq).

INSPECTOR GENERAL: The Proposer agrees to comply with section 20.055(5), Florida Statutes, and to incorporate in all subcontracts the obligation to comply with section 20.055(5), Florida Statutes.