

ADDENDUM No. 1 TO RFP No. 01

(RFP No. 01 Issued by Rourkela smart City Ltd, Dated 13-02-2017)

Addendum date- 21-03-2017

For Selection of Project management Consultant for Area Based Development projects in Rourkela:

This addendum No-1 is issued to Clarify/Modified the following Clauses in above mentioned RFP document in view of various issues raised by intending bidders in the course of Pre Bid Discussion. The Clarifications/Modifications listed hereunder supersedes the provisions made in RFP document and to be read along with RFP document. In case of conflict of any provisions in RFP with the provision made in this Addendum, this addendum provision shall prevail.

Please note that Consortiums have been allowed and therefore under qualifying documents to be submitted, a consortium agreement has to be included. The format for the same shall be published separately. Further, in case of Consortiums, bidding details asked in qualifying documents are to be submitted for each member separately.

The Bid Submission date is revised to **12-04-2017** and Technical bid opening will be done on **13-04-2017 at 11 AM.**

Clarification/Modification to RFP document are as Under:

S.No	Reference in the RFP Document	Existing clause in RFP	Query / suggested modification	Response/ Modified clause
1.	Clause-6.2 Section 1	If a company/firm does not meet the Eligibility Criteria individually, then such company/firm shall not be entitled to form a consortium. If any company/firm forms a consortium with another company/firm to submit a Proposal, then the Proposal submitted by such consortium shall be rejected and all the members of the consortium shall be disqualified. However, a company/firm will be allowed to use credentials of any other companies/firms belonging to the same corporate group and/or utilizing the same brand name/logo to meet the	i) Given the nature of the assignment and its multi - faceted objectives requiring a good mix of management and technical skill-sets, request to kindly allow firm-level consortiums between firms that meet the eligibility criteria individually, and that add value to the overall project objectives. ii) A Bidder would only go for a consortium for the assignment if it is individually unable to satisfy the eligibility criteria. It is therefore requested to relax this clause and allow the Bidder to form a	Consortium is allowed subject to the following conditions: <ol style="list-style-type: none">1. Consortium can have maximum two members including Lead member.2. One of the members should have registered office/branch office in Odisha with a minimum turnover of 50 lakhs3. Above mentioned local member of the consortium must execute work of value equal to or

		<p>technical and financial eligibility criteria and for marking under the technical evaluation, provided sufficient documentary proof is submitted with the bid proposal.</p>	<p>consortium/associate to completely fulfil the eligibility irrespective of fulfilment of the criteria as an individual firm. Kindly consider.</p> <p>iii) Smart City is a very diverse project which need experience in multiple sector and also to bring international experience we request RSCCL to allow consortium so that complimentary skill, international experience can be brought. This will help in submitting a competitive bid. Consortium has been allowed in all SMARTCITY PMC tenders.</p> <p>We suggest following for binding offer</p> <p>a. Consortium member will be jointly and severally responsible for the project.</p> <p>b. Each consortium member should meet atleast 2 of the category A, B or C.</p> <p>c. It is advisable to bring or weightage should be given to International Experience. Since Smartcity is a new initiative this will help in bringing best international experience and practices</p> <p>d. Maximum 2 consortium member to be allowed including Lead member.</p>	<p>more than 25% of Total Contract Value”</p> <ol style="list-style-type: none"> 4. Consortium member will be jointly and severally responsible for the project. 5. The lead member needs to meet financial eligibility criteria individually. 6. The technical eligibility criteria can be fulfilled jointly by consortium members. 7. The eligible assignment of both members of the consortium will also be considered for scoring during evaluation of technical proposal. <p>Clause-6.2 stands modified as above.</p>
2.	Clause-6.4.3 TOR(Sec 6)	<p>Team Leader- cum programme management expert (To be permanent Employee of the</p>	<p>i) We would request for flexibility in this context, with external/contractual appointments being allowed for the entire</p>	<p>The RFP conditions already allow the same. The relevant condition in the RFP is reproduced below:</p>

		Company)	project duration. This would enable firms to select best fit resources and enable ease of mobilization of experts.	<i>"If not an employee of the company/firm at the bidding stage, S/he should be the employee of the company/firm before signing of the contract"</i>
3.	Clause-6.4.3 TOR(Sec 6)	Minimum qualification for CVs to be evaluated: Urban Design position Master's Degree in Urban Design / Architecture	i) Request to allow Bachelor's of Architecture in lieu of additional and relevant urban design experience	Allowed. Bachelor's of Architecture added under minimum qualification Clause-6.4.3 stands modified as above
4.	Clause-6.4.3 TOR(Sec 6)	Deputy Team Leader cum Construction Manager (To be permanent Employee of the Company)	Same as above	The RFP conditions already allow the same. The relevant condition in the RFP is reproduced below: <i>"If not an employee of the company/firm at the bidding stage, S/he should be the employee of the company/firm before signing of the contract"</i>
5.	Clause-6.4.3, TOR(Sec 6)	Communication & Branding Specialist – <ul style="list-style-type: none"> • Bachelor's degree in Public Relations/ Communications/ Journalism • Master's degree preferred in English/ Journalism • PG Degree / Diploma in PR, Advertising & Marketing 	i) The Qualification of the Communication & Branding Expert may kindly be modified as: "Master's degree preferred in English/ Journalism /Mass Communication or PG Degree / Diploma in PR, Advertising & Marketing"	Modification allowed. Qualification required is: <ul style="list-style-type: none"> • Bachelor's degree in Public Relations/ Communications/ Journalism • Master's degree preferred in English/ Journalism/ Mass Communication • OR PG Degree / Diploma in PR, Advertising & Marketing Clause-6.4.3 stands modified as above

6.	Clause-2.4 (h) Schedule of Bidding Process. Section 1	Last Date of submission of Proposals, 31st March 2017 by 3:00 PM	i) We would request to allow at least 15 working days between the date of issue of pre-bid responses and the submission deadline. ii) Time extension of 2 weeks may be granted for preparation of a comprehensive Proposal from the date of issue of Minutes of the Pre-Bid Meeting.	Allowed. Revised date shall be notified separately
7.	Clause-17. Qualification Documents, Technical Proposal Format and Content (C) - (V) (Section 1)	(v) If applicable, undertaking from the Key Experts in the format set out in Form TECH-5.	i) We would request to allow undertaking signed by authorized signatory (Bidder representative).	Undertaking can be signed by authorized signatory (Bidder representative). Clause-17 stands modified as above
	FORM TECH-4, Page#80	In case the proposed Key Expert is not an employee of the Bidder as on the proposal due date, the undertaking must also contain the details about his/her availability for the duration of the Contract, in the format set out in form TECH-5.		
8.	Clause:27(ii)- Technical Eligibility Criteria (Section 1)	Technical Eligibility: To demonstrate the Bidder's technical eligibility, the Bidder should over the past 10 (ten) years preceding the Proposal submission date, demonstrate experience in successfully completing the assignments as providing Project Development and management/project Design & Supervision/ Project Design, Supervision and Management consultancy services for at-least one project from Category (A), two projects from category	i) Request to kindly allow sharing credentials of ongoing projects as well, especially long-term engagements that have continued to create high value for the clients.	Credentials of ongoing Assignments shall be considered subject to the following condition: 1. 60% of the ongoing assignment shall be complete as on the Proposal Due Date 2. The bidder must provide the work order for assignment and Statutory Auditor's certification of 60% receipt of consulting fee for the

		(B) and consultancy services for at least one project from Category (C).		assignment . Assignments involving Project Design, Supervision and Management consultancy shall only be considered for evaluation.
			ii) The clause states that successfully completed assignments shall be considered for eligibility. It is requested that the on-going Projects may also be considered under technical eligibility. Kindly consider.	Project Development and management/project Design & Supervision mentioned in clause stands deleted. Clause- 27(ii) stands modified as above
			iii) Kindly clarify whether Projects involving only Design/DPR and only Construction Supervision/ Project Management Consultant services shall also be considered? If not, the same may also be considered separately under eligibility. Kindly consider.	
9.	Section - 1: Instruction to Bidders, "Eligibility Criteria", Sub-para - "Technical Eligibility", Clause 27 Footnote on projects to be evaluated	Please note that an assignment can be demonstrated only once under any of these categories for showing specific experience of the Bidder although it might qualify under more than one categories. In case of an assignment demonstrated under two categories, client shall consider the assignment experience under any one of the demonstrated categories at its discretion.	i) While this might favour smaller project credentials to be better scored, it would be disadvantageous to firms with large multi-sectoral projects catering across the specified sub-sectors (and that would be more relevant in the context of the present assignment as against standalone projects in each sector). Request to kindly reconsider this requirement, or allow for differential scoring between larger integrated projects vis-a-vis smaller standalone projects.	Clause modified to the extent that: If any assignment clearly gets covered under more than one category the same can be demonstrated under both categories and will be considered for evaluation.
		As per RFP, an assignment can be	It is requested to relax this clause and allow the	Allowed. Same as above.

		demonstrated only once under any of these categories for showing specific experience of the Bidder although it might qualify under more than one categories. In case of an assignment demonstrated under two categories, client shall consider the assignment experience under any one of the demonstrated categories at its discretion.	Bidder to use an assignment under other categories also, wherever eligible. Kindly consider.	Clause modified.
10.	Clause-27 (iii) Category A Assignment	<p>Category A Assignment For an assignment to qualify as a Category A Assignment, it should meet the following criteria:</p> <p>Experience in any following assignment(s) of which project cost should not be less than Rs. 500 (five hundred) crores and consultancy fees received for assignment shall not be less than Rs. 50 (Fifty) Lakhs:</p> <ul style="list-style-type: none"> i. Industrial Township ii. Special Economic Zone iii. Area/Sector Development iv. Integrated real estate development/ affordable housing 	<p>i) Bidder Understand that any one of following assignment(s) is required to meet qualification criteria under category A assignment</p> <ul style="list-style-type: none"> (i) Industrial Township (ii) Special Economic Zone (iii) Area/Sector Development (iv) Integrated real estate development/ affordable housing <p>Kindly confirm if Bidder's understanding is correct</p>	<p>1. Experience in ANY ONE of following assignment(s) of which project cost should not be less than Rs. 500 (five hundred) crores and consultancy fees received for assignment shall not be less than Rs. 50 (Fifty) Lakhs:</p> <ul style="list-style-type: none"> i. Industrial Township ii. Special Economic Zone iii. Area/Sector Development iv. Integrated real estate development/ affordable housing <p>Clause remains unchanged.</p>
			<p>ii) Kindly clarify what type of Projects are eligible for experience in Area/Sector Development.</p>	<p>2. Area/Sector Development refers to any particular sector of a city that may have been developed by the Consultant. For instance Water Supply, Waste Water, Solid Waste Management etc.</p>
			<p>iii) We request to Clarify Area/Sector development. We have done many projects</p>	

			globally under PAN city involving multiple components like Water Supply, Waste Water, Solid Waste Management. We understand these project will Qualify under Area/Sector Development.	
11.	Clause-27 (iii) Category B Assignment	<p>Category B Assignment For an assignment to qualify as a Category B Assignment, it should meet the following criteria:</p> <p>Experience in any following assignment (City level) of which projects cost should not be less than Rs. 100 (hundred) crores and consultancy fees received for assignment shall not be less than Rs.25 (Twenty Five) Lakhs Industrial Township</p> <ol style="list-style-type: none"> i. Water Supply system ii. Sewerage System iii. Urban Transport iv. Solid Waste Management v. Conservation of Heritage Buildings 	<p>Bidder Understand that any one of following assignment(s) is required to meet qualification criteria under category B assignment</p> <ol style="list-style-type: none"> (i) Water supply system (ii) Sewerage System (iii) Urban Transport (iv) Solid waste management (v) Conservation of Heritage Buildings <p>Kindly confirm if Bidder's understanding is correct</p>	<p>ANY ONE of given assignment(s) is required to meet qualification criteria under category B assignment</p> <p>Clause remains unchanged.</p>
12.	Clause-27 (iii) Category C Assignment	<p>Category C Assignment For an assignment to qualify as a Category C Assignment, it should meet the following criteria:</p> <p>Experience in any following assignment (City level) of which projects cost should not be less than Rs. 20 (twenty) crores and consultancy fees received for Section 1. Instructions to Bidders</p>	<p>i) Bidder Understand that any one of following assignment(s) is required to meet qualification criteria under category C assignment</p> <ol style="list-style-type: none"> (i) Solar City program (ii) Energy Efficiency Initiative plans (LED street lighting) (iii) Energy Efficiency Pumps (Water supply system or waste water system) (iv) Energy Supply 	<p>ANY ONE of given assignment(s) is required to meet qualification criteria under category C assignment</p> <p>Clause remains unchanged.</p>

		<p>assignment shall not be less than Rs. 10 Lakhs</p> <ul style="list-style-type: none"> i. Solar City Program ii. Energy Efficiency Initiative plans (LED Street Lighting) iii. Energy Efficiency Pumps (Water supply system or waste water system) iv. Energy Supply 	<p>Kindly confirm if Bidder's understanding is correct</p> <p>ii) Energy Efficiency Pumps (water supply systems or Waste Water System:- We would like to suggest Energy Efficiency Pumps are product we would like to include experience in Energy Audit and Energy efficiency planning of Water Distribution or Waste Water System, this includes Energy Efficiency Pumps as well. This will bring the right experience in network audit, design and planning. As most of the systems are brown field in nature. Globally this is the bench mark. Consultant will evaluate the existing system and plan and augment the new system. We also request to consider experience in NRW reduction, AMI /SCADA for water metering under this category. Since Water SCADA and SmartMetering of Water Supply is an identified requirement of ADB project.</p> <p>iii) We understand this includes HT and LT Substation design, Distribution system ,Substation Automation System, Distributed Automation System, Smartgrid as well. Since Smart Metering and SCADA is an identified requirement of ABD we request RSCL to include experience in SCADA and Smart Metering to be included in Pre-Qualification and</p>	<p>Experience in Energy Audit, Energy Efficiency planning of water Distribution or waste water system shall be considered under (iii) of the clause. However, other criteria remain unchanged.</p> <p>Clause remains unchanged.</p>
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			Technical assessment.	
13.	Section-27: Eligibility Criterial	Category D Assignment	One of the key focus of Smart City is to reduce the greenhouse gas effect, self-sustainable, climate resilient, less use of natural resource etc. We suggest Category -D can be added Category D: The bidder should have Consulting experience in Climate Resiliency Study. Or this can be added in Category A.	RFP conditions shall prevail.
14.	Section - 6: Terms of Reference, Para – 6.3.2 Area Based Development, (Point V.)	Regarding Survey and Investigations	Regarding Survey and Investigations, kindly clarify whether: 1. We would like to know the status of Survey & Investigation, Hydrological studies for the preparation of DPR, whether this data is available or if fresh Survey & Investigations have to be carried out. 2. If Survey & Investigations are to be carried out, a suitable amount earmarked as Provisional Sums may be kept in the Bid 3. Kindly confirm the status of the Land acquisition required for various Projects	1. Suitable amount for all necessary Survey and investigations shall be provided at the time of execution. 2. Land acquisition per se is not required for any of the proposed projects. All land requirements shall be taken care of by the administration.
15.	Section - 6: Terms of Reference, Para – 6.3.2 Area Based Development, (Point VI and XIII.)	Review the available GIS maps and integrate to the possible extent to develop area wise spatial mapping on assets	Review the available GIS maps and integrate to the possible extent to develop area wise spatial mapping on assets.” 1. Kindly specify the how detailed the asset mapping has to be. Whether all existing and assets created are to be	1. All existing and assets created are to be mapped. All layers of data to the extent possible are to be integrated.

			<p>mapped and what details have to be captured?</p> <p>2. Whether high resolution Satellite imageries are available or have to be procured. If imageries are not available, what would be the resolution of the imageries to be procured?</p>	
16.	-	General	Whether EIA Clearance would have to be obtained for the Projects. Kindly clarify whether the Consultant shall be responsible for this Task? Since this is a time taking process; hence timelines would have to be decided accordingly.	EIA clearance may be required for certain projects. Suitable time adjustments if required shall be allowed on case to case basis. As DPR is in consultant scope; EIA clearance, if required, will be in consultant scope.
17.	Section - 3: Financial Proposal - Standard Forms	-	There is no provision of reimbursable items in the Financial Proposal.	The client shall provide basic office infrastructure including office space, electricity, Air conditioner, internet facility etc. All other expenses related to the consultants like boarding, lodging, travel, preparation of reports etc shall be taken care of by the bidder and to be covered in the offered fee.
18.	-	-	Provisional sum and Contingencies are non-competitive items. Separate amount for Provisional Sums and Contingencies may be specified to have fair competition in the Financial Proposal.	RFP Conditions shall prevail. There shall be no provisional sum and Contingencies as per the RFP.
19.	Section - 7: Standard Form of Contract, "SCC Clause	-	There is no provision for Advance Payment. Provision of 20% Advance Payment against equivalent BG	RFP Conditions shall prevail. Payment of 5% against inception report and

	43.1”,		may kindly be considered.	monthly payment to programme support team is already provided. No advance can be considered.
20.	Section - 7: Standard Form of Contract, “SCC Clause 43.1”,	-	What is the breakup of payment against “Activity 2: Preparation and Submission of Situation Analysis Report for Modules and its acceptance & approval by the Client on pro rata basis for each Module”.	It is clarified that there is No payment against this milestone.
21.	Section - 6: Terms of Reference, Para – 6.3.2 Area Based Development	-	What kind of support is expected post implementation of Project, kindly specify? Also, kindly specify the period of support anticipated from the Consultant.	After the implementation of Project, there shall be defect liability period of two years for the implementer of the project. During this period and till the contract period of consultant, the selected consultant shall provide necessary support for the successful implementation of the projects.
22.		General- International Bidder	One of the key requirements of Smart City program was to bring International Experience and expertise. Consortium has been allowed in all PMC tender and experience of parent company can be utilized. Black and Veatch India Private Limited is 100% owned subsidiary of BV Corp US. B&V India Private limited is operating in India for many years with registered office to fulfill India business regulatory requirement. The experts working in B&V India Private Limited works on all International project. The B&V India Private Limited has been registered in India to	RFP Conditions shall prevail.

			<p>meet the India business regulatory requirement; all the share of BV India Private Limited is owned by BV Corp US, which clearly implies that BV India Private is an extension arm of BV Corp in India. It is not like other subsidiary companies where the Indian entity are not fully owned by the parent company and have shareholding in India or registered in Share market. If required B&V India Private Limited will submit B&V Corp US , Parent Company Gaurantee.</p>	
23.		General- Engineering and Design	<p>We recommend the PMC Consultant should have experience in Design and Engineering. Design and Engineering of the project shall be an essential requirement of PMC. The PMC will do bench marking of technology, ROI Calculation, Performance KPI derivation etc which should be a part of deliverable. This will avoid gap in construction and Design. PMC are neutral body and do right technical design and assessment which is vendor neutral and brings the best value to customer</p>	RFP Conditions shall prevail.
24.	Key Experts	Water SCADA and Smart Metering expert	<p>Water SCADA and Smart metering has been identified as key ABD requirement, this requires key experts with knowledge in Engineering, Design and PMC of Water SCADA and Smart Metering. We request RSCL to add "WATER SCADA and</p>	RFP Conditions shall prevail.

			SMART Metering expert" in key expert. a. Electrical/Instrumentation /Electronics BE with 10 year of experience b. Atleast 2 Water SCADA/AMI project experience of 20000 end points /customer base.	
25.	Key Experts	Power SCADA and Smart Metering expert	Electrical SCADA and Smart metering has been identified as key ABD requirement, this requires key experts with knowledge in Engineering, Design and PMC of Electrical SCADA and Smart Metering. We request RSCL to add "Electrical SCADA and SMART Metering expert" in key expert. a. Electrical/Instrumentation /Electronics BE with 10 year of experience b. At least 2 Power SCADA/AMI/DA project experience which involves HT/EHT/LT S/S or 20000 Meterig point.	RFP Conditions shall prevail.
26.	Clause-18(b) (Section 1)	Price Adjustment-There will be no price adjustment	Please consider price adjustment after contract period of 48 months, if delay is not attributable to consultants	The draft contract already allows price adjustment if delay is not attributable to consultants through a variation order in which any change to the Total Value of Contract needs to be mutually agreed. Please refer clause no. 29 and 14 of General Conditions of Contract in Standard Form of Contract. No modifications. RFP conditions shall prevail.
27.	Clause-18(c) (Section 1)	Amount payable to the consultant shall be subject to local taxation. Service tax shall be reimbursed to consultants.	We have considered Income Tax. Other taxes, as applicable to Rourkela may be specified please. Service Tax/GST and associated tax as	No specific tax with respect to Rourkela is in place as on date. Taxes as notified by Govt of India and State Govt. from time to time

			applicable shall be reimbursed to Consultant.	shall be applicable. Service tax/ GST as applicable shall be reimbursed to consultant.
28.	Clause-14(k) (Section 1) and Clause-31.1 (i) of Draft GCC (Section 7)	If Consultant propose for replacement of Team Leader in First Year, then the Penalty shall be 50% of Professional Fee quoted for Team Leader	In circumstances which are beyond the control of Consultant, if Consultant proposes for replacement of Team Leader in the First Year, then the Penalty shall be 10% of professional fee quoted for Team Leader, if the proposed Team Leader have similar or better qualification and experience. However, second substitution of Team Leader may not be allowed.	RFP Conditions shall prevail.
29.	Section 7, Clause 43.1, GCC- Remuneration to Consultant.	50% (Monthly Invoice) on actual man month on providing service and 40% (Milestone Invoice) on satisfactory completion of various deliverables and issue of Deliverable Acceptance Certificate)	The milestone for deliverable shall be modified/ corrected to suit the site condition as per prevailing condition, in consultation with the Client, Contractor and Consultants. Further, please provide 10% mobilization advance against a BG. Advance shall be given on interest@10% which shall be recovered in 6 equal installments and interest on 7 th bill.	RFP Conditions shall prevail.
30.	Section 7, Clause 29 , GCC- Liquidated Damages	For delay in performance, Consultant shall be liable to pay Liquidated Damage @0.5% per week of delay subject to a maximum of 10% of Contract Value.	For delay in performance, Consultant shall be liable to pay Liquidated Damage @0.5% per week of delay subject to a maximum of 5% of Contract Value, if delay is solely attributable to Consultant.	RFP Conditions shall prevail.