

Dauphin Island Sea Lab/Mobile Bay National Estuary  
Program

Fowl River Marsh & Shoreline Restoration Project  
Mobile County, Alabama

Request for Qualifications

OWNER:

Dauphin Island Sea Lab/Mobile Bay National Estuary Program

ENGINEER:

Environmental Science Associates  
5404 Cypress Center Drive, Suite 125  
Tampa, FL 33609



October 14, 2022

**DAUPHIN ISLAND SEA LAB/MOBILE BAY NATIONAL ESTUARY PROGRAM  
FOWL RIVER MARSH & SHORELINE RESTORATION PROJECT**

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**ADVERTISEMENT OF REQUEST FOR QUALIFICATIONS  
DAUPHIN ISLAND SEA LAB/MOBILE BAY NATIONAL ESTUARY PROGRAM  
FOWL RIVER MARSH & SHORELINE RESTORATION PROJECT  
MOBILE COUNTY, ALABAMA**

**NOTICE TO CONTRACTORS:**

Sealed qualification packages will be received by Mobile Bay National Estuary Program (OWNER), attention Roberta Swann, 118 North Royal St. Suite 601, Mobile, AL 36602 until **2:00 P.M. (CDT), Friday, November 11, 2022.**

The Dauphin Island Sea Lab/Mobile Bay National Estuary Program (OWNER) is seeking qualification packages from marine contractors for phased, thin-layer placement of sediment to nourish the marsh spits in Fowl River. The work will be completed in up to three (3) phases over a five-year period allowing the marsh vegetation to recover after each phase between thin-layer placements. The project extents span from Shroul Marsh Spit at Oxford Road, down-river to the spit opposite of Bellingrath Gardens at Bebee Point Drive. The work will place thin-layer sediment (6'-8" thick) in phased applications over the five (5) priority marsh spits identified in the Fowl River Watershed Management Plan. In addition to the marsh nourishment, the shorelines will be stabilized with a combination of rip rap sill and timber wave screen. Once the qualification process is complete, the base bid and any bid alternates will be issued to the qualified list of respondents with Phase 1 of the work to be completed between January 1, 2023, and May 1, 2024.

The full Request for Qualifications is available in electronic form at <https://www.mobilebaynep.com/watershed/Fowl-River-Watershed> under "Latest Uploads." All questions about the meaning or intent of the qualifications process must be submitted to the Mobile Bay National Estuary Program) in writing by **2:00 P.M. (CDT) Friday, October 28, 2022**, to be considered.

Sealed qualification packages will be received by the OWNER until **2:00 P.M., Friday, November 11, 2022.** All packages either mailed or hand delivered will be received by the Dauphin Island Sea Lab/Mobile Bay National Estuary Program at 118 N. Royal St., Suite 601, Mobile, AL 36602 where they will be opened publicly. All packages received after 2:00 P.M. CDT of the day specified above will be returned unopened. An electronic version of the qualifications package, in PDF format, on Flash-Drive, CD or DVD, shall be submitted, along with three (3) printed, paper hard copies.

**Pre-Qualification Meeting**

Please be aware that the OWNER will hold a **mandatory, virtual PRE-QUALIFICATION MEETING on Tuesday, October 25, 2022 at 11:00 a.m. CDT through Zoom**, which will be open for all interested parties to attend. Respondents must coordinate with Jason Kudulis, [jkudulis@mobilebaynep.com](mailto:jkudulis@mobilebaynep.com); 251-459-8872 for access to the Zoom Call. The OWNER and ENGINEER will be in attendance to answer questions and explain the intent of the Qualifications & Bid Process.

## **INSTRUCTIONS TO RESPONDENTS**

### **1. Project Description**

The Mobile Bay National Estuary Program (OWNER) is seeking a pre-qualifications package for a multi-phased project for the transportation and thin-layer placement of approximately 35,000 cubic yards of fill from the USACE Blakely Dredged Material Management Site to the five priority spits on Fowl River. The primary spits include Shrou, Perez Point, Lightcap, Tapia and Bellingrath from Oxford Road south to Bebee Point Drive in Theodore, Alabama. The sediment may be placed by wet or dry methods of material management; however, the contractor must not impact nearby submerged aquatic vegetation beds or violate Alabama state water quality standards. This project will also include placement of up to 19,000 linear feet of coir logs/hay bales for sediment containment, up to 1,500 tons of rip rap in a nearshore sill at Shrou and Bellingrath and up to 5,500 linear feet of timber breakwater at the locations shown in the plans at each spit to protect the thin-layer of sediment while the marsh vegetation recovers. All work will comply with the USACE standards for in-water work for sea turtles and manatees. The project area is known nesting habitat for the Red-bellied turtle (*Pseudemys alabamensis*), therefore placement of thin-layer sediment may be limited from May 1 through November 1, each year. The first phase of work on Shrou Spit, Perez Point Marsh Spit, Lightcap Marsh Spit, Tapia Marsh Spit and Bellingrath Marsh Spit to be completed between January 1, 2023 and May 1, 2023. Note: Construction timeline is contingent upon award of permits and permit conditions.

### **2. Location of Project**

The project is within Fowl River, in Mobile County, Alabama, along the five (5) priority spits Shrou, Perez Point, Lightcap, Tapia and Bellingrath. Work areas and boundaries are delineated within the project drawings.

Construction access will be carefully coordinated after the pre-qualification process is complete between the RESPONDENTS, OWNER, and private residential interests. The BIDDER will take full responsibility to restore all work areas to pre-existing conditions. It is additionally noted that Fowl River is a highly utilized navigable waterway which will remain open to navigation throughout construction. The BIDDER must make every effort to minimize adverse construction impacts to the residential properties and the public use of the River.

### **3. Time of Completion**

Upon the OWNER's Notice-to-Proceed, work on Phase 1, including mobilization of equipment and placement of sediment, rock, and timber wave screens may begin January 1, 2023 and shall be completed by May 1, 2023. Optional Phase 1 construction schedule is between November 1, 2023 and May 1, 2024. Optional Phase 2 would likely be November 1, 2025 through May 1, 2026 and Optional Phase 3 is projected to be November 1, 2027 through May 1, 2028. Optional phases will be executed at the discretion of the OWNER. Note: Construction timeline is contingent upon award of permits and permit conditions.

4. Key Contacts

*OWNER:*

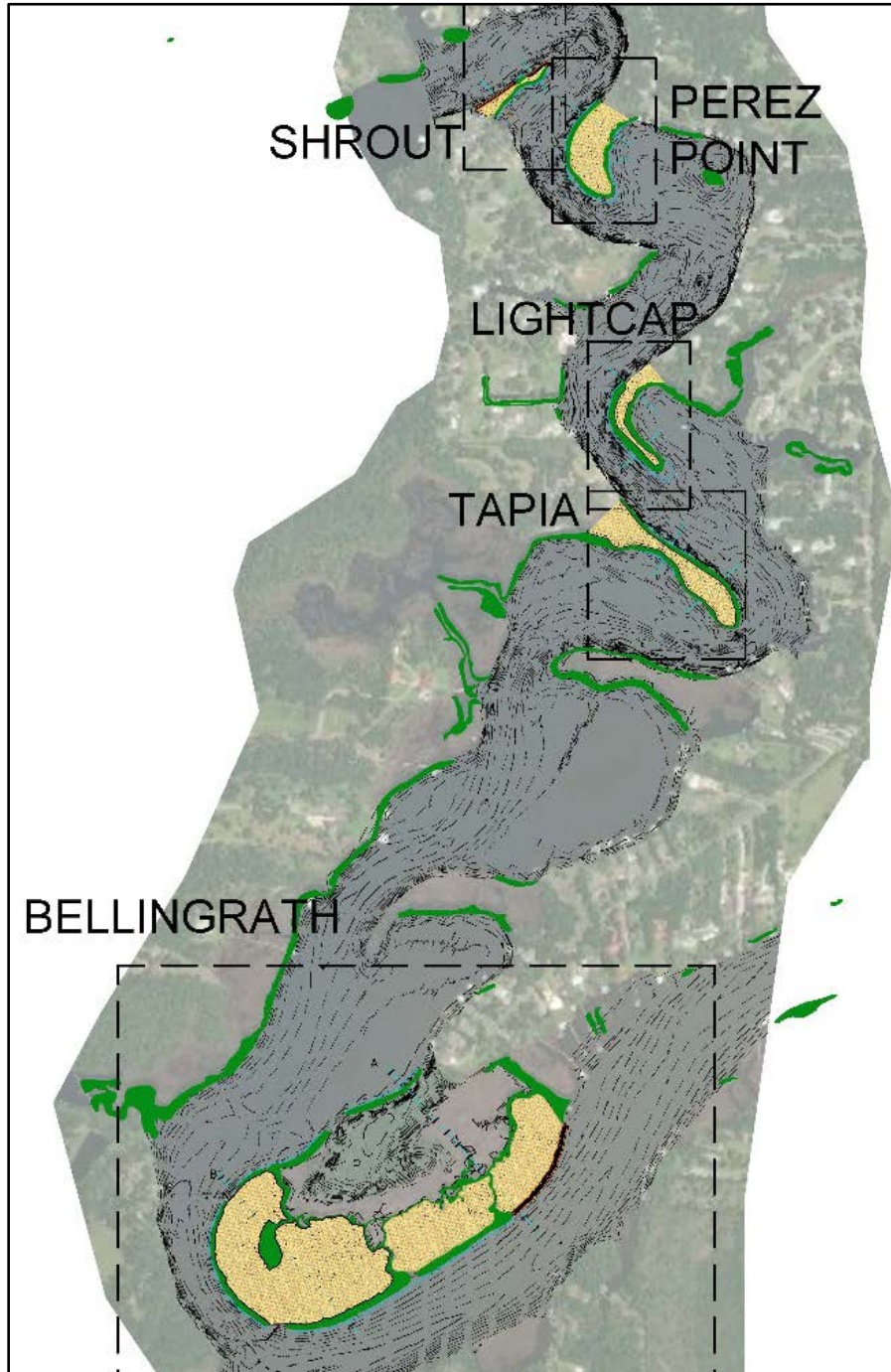
Dauphin Island Sea Lab/  
Mobile Bay National  
Estuary Program  
118 N Royal St., Suite 601  
Mobile, AL 36602

*OWNER'S CONTACT*

Mr. Jason Kudulis  
Project Manager  
(251) 459-8872  
jkudulis@mobilebaynep.com

*ENGINEER:*

Bryan Flynn, P.E.  
Environmental Science Associates  
5404 Cypress Center Drive, Suite 125  
Tampa FL 33609  
(772) 633-5300  
[bflynn@esassoc.com](mailto:bflynn@esassoc.com)



The DISL/MBNEP selection team will evaluate the Respondents on this project based on the satisfactory presentation of the following elements in their submittals:

No pricing data should be submitted, nor will it be considered when evaluating the qualifications packages. This is strictly an evaluation to pre-qualify contractors prior to the issuance of a construction request for bids.

## 5. RFQ Submittal Requirements

Submissions shall meet the following requirements:

- Submissions shall consist of a cover letter and the information outlined in Section 6, Qualification of Respondents.
- The cover letter shall be no more than one standard letter size page, text size no smaller than size 12 font, and shall clearly indicate the name, title, email address and telephone number of the submitting firms' primary contact.
- An electronic version of the cover letter, the information outlined in Section 6 – Qualification of Bidders, and attached forms, in PDF format, on Flash-Drive, shall be submitted along with three (3) printed paper copies.

## 6. Qualification of Respondents

6.1 To demonstrate qualifications to perform the Work, all RESPONDENTS shall submit:

a) Appendix A must be filled out completely and returned with the RESPONDENT'S Qualification Package.

b) License to perform marine construction in the State of Alabama. All BIDDERS, bidding in amounts exceeding that established by the State Licensing Board for General Contractors, must be licensed under the provisions of Title 34, Chapter 8, Code of Alabama, 1975, and must show evidence of license before bidding, or bid will not be received or considered by the ENGINEER; the BIDDER shall show such evidence by clearly displaying his or her current license number on the outside of the sealed envelope in which the proposal is delivered.

c) Documentation demonstrating the RESPONDENT'S compliance with the qualifications listed below:

- i. RESPONDENT must have at least five (5) years of experience in the construction of similar projects of this size or larger in Gulf of Mexico coastal waters (AL, FL, MS, LA & TX).
- ii. RESPONDENT must have successfully constructed, as prime CONTRACTOR, at least five (5) projects similar in scope to this project. Please provide project descriptions for these five (5) projects including:
  1. Project location
  2. Project goals
  3. Project manager/supervisor/superintendent
  4. Project photo(s)
  5. Quantity of materials
  6. Methods of construction

7. Project budget: initial bid and cost at completion
  8. Project completion date, and whether it was completed on time
- iii. RESPONDENT must provide good recommendations from at least three (3) clients for similar work including thin-layer sediment placement, and/or placement of rock and/or construction of timber structures on the Gulf of Mexico coastal waters.
  - iv. The RESPONDENT'S manager/supervisor/superintendent must be qualified and experienced in similar projects in all categories. Please provide resumes for all key staff.
  - v. RESPONDENT must be able to provide evidence of authority to conduct business in the jurisdiction in which the project is located.
- d) A list of major pieces of construction equipment owned or leased/rented by the RESPONDENT,
  - e) Proposed method of completing the work.

The OWNER reserves the right to reject Qualification Packages from RESPONDENTS that are unable to meet the listed required qualifications or may not provide a minimum standard of work quality expected of the OWNER.

## 7. Submittal and Deadline

It is the sole responsibility of the entity submitting a response to this RFQ to ensure actual delivery of their submittal prior to the deadline. Submissions must be received prior to the deadline by physical delivery (mail, courier, overnight or in person). Submissions received after the deadline will not be considered.

**Email or facsimile submissions will not be accepted.**

Qualifications Package must be submitted by **2:00pm CST on November 11, 2022**, in a sealed envelope marked "Fowl River Marsh Restoration & Stabilization Project", with the name of the RESPONDENT and their Contractor License Number clearly visible on the outside of the envelope.

Address for Submittal is: **Mobile Bay National Estuary Program at 118 N. Royal St., Suite 601, Mobile, AL 36602**

### 8.1 Submission of Qualifications Package

Qualifications Packages shall be submitted at the time and place indicated in the Advertisement for Bids and shall be included in an opaque sealed envelope, marked with the Project title and name and address of the RESPONDENT and accompanied by a complete set of Qualifications Documents. If the proposal is sent through the mail or other delivery system, the sealed envelope shall be enclosed in a separate envelope with the notation " QUALIFICATIONS PACKAGE ENCLOSED" on the face thereof.

9. Copies of Qualification Documents

- 9.1 Complete sets of the Qualification Documents may be obtained from the MBNEP website, under “latest uploads.” <https://www.mobilebaynep.com/watershed/Fowl-River-Watershed>
- 9.2 Complete sets of Qualification Documents shall be used in preparing the RESPONDENT’s Qualification Package; the OWNER/ENGINEER assumes no responsibility for errors or misinterpretations resulting from the use of incomplete sets of Qualification Documents.
- 9.3 OWNER/ENGINEER, in making copies of Qualification Documents available on the above terms, do so only for the purpose of Qualification of BIDDERS for the Work and do not confer a license or grant for any other use.

10. Examination of Qualification Documents and Site

- 10.1 Before submitting a qualifications package, each RESPONDENT must (a) examine the Qualification Documents thoroughly; (b) familiarize himself/herself with federal, state and local laws, ordinances, rules and regulations that may in any manner affect cost, progress or performance of the Work; and, (c) promptly notify the OWNER of all conflicts, errors, ambiguities or discrepancies which the RESPONDENT has discovered in or between the Qualification Documents and other related documents.
- 10.2 After the BIDDERS are qualified, upon request, OWNER will provide each BIDDER access to the site to conduct such investigations and tests as each BIDDER deems necessary for submission of its Bid.

11. Interpretations

All questions about the meaning or intent of the Contract Documents shall be submitted to OWNER (Mobile Bay National Estuary Program) in writing. Refer all questions to Jason Kudulis, Restoration Project Manager, phone: (251) 459-8872, e-mail: [jkudulis@mobilebaynep.com](mailto:jkudulis@mobilebaynep.com). Replies will be issued by Addenda on [www.mobilebaynep.com](http://www.mobilebaynep.com). Questions must be received by **2:00 P.M. (CDT), Friday, October 28, 2022**, to be considered.

Questions received after this date will not be answered. Only questions answered by formal written Addenda will be binding. Oral and other interpretations or clarifications will be without legal effect.

12. Subcontractors, etc.

- 12.1 The RESPONDENT must submit with the qualification package a list of the names and addresses of the RESPONDENT’S major subcontractors together with the services they will supply. These subcontractors will be subject to review as to their competency by the OWNER.

13. Disqualification of RESPONDENTS

- 13.1 One Qualifications Package: Only one package from a prime contractor, an individual firm, partnership or corporation under the same or under different names will be considered. If it is believed that a RESPONDENT has submitted more than one



proposal for the work involved, all packages in which such a RESPONDENT is interested will be rejected. **Use of multiple subcontractors is approved and subcontractors are allowed to be on multiple teams.**

13.2 Collusion Among Bidders: If there is evidence that collusion exists among the RESPONDENTS, the Proposals of all participants in such collusion will be rejected, and no participants in such collusion will be considered in future packages for the same work.

14. Modification and Withdrawal of Qualifications Package

Qualifications Package may be modified or withdrawn by an appropriate document duly executed (in the manner that a Qualifications Package must be executed) and delivered to the place where Qualifications Package are to be submitted at any time prior to the opening of Qualifications Package.

15. Minority Participation

It is the policy of the MBNEP to facilitate the establishment, preservation, and strengthening of small businesses and businesses owned by women and minorities and to encourage their participation in MBNEP's procurement activities. Toward that end, MBNEP encourages these firms to compete and encourages non-minority firms to provide for the participation of small businesses and businesses owned by women and minorities. Firms are asked, as part of their submission, to describe any planned use of such businesses. Please include in your proposal whether your firm or any of your sub-contractors is a minority owned business.

16. Open Trade

By submitting a response, the Respondent represents that he/she and the business entity he/she represents is not currently engaged in the boycott of a person or an entity based in or doing business with a jurisdiction with whom the State of Alabama can enjoy open trade, as defined in Act 2016-312.

17. Non-Discrimination

By submitting a response, the Submitter represents that he/she and the business entity he/she represents is compliant with all state and federal laws which prohibit discrimination on the basis of race, color, religion, age, gender, pregnancy, national origin, genetic information, veteran status or disability.

18. Immigration

By submitting a response, the Submitter represents that he/she and the business entity he/she represents is not in violation of federal immigration law and has not knowingly employed, hired for employment or continues to employ an unauthorized alien within the State of Alabama.

19. Non-Commitment of Funds

Any contract related to this proposed project is subject to the availability of funds and/or the needs of the Dauphin Island Sea Lab/Mobile Bay National Estuary Program (MBNEP), at its discretion, may or may not issue a construction contract as a result of this RFQ and/or a future request for

construction bids. Further, even in the event an initial selection is made by the MBNEP, no selection is final until full execution of a written agreement detailing an agreed upon scope of work. If the MBNEP deems, at its sole discretion, that a satisfactory agreement cannot be reached in accordance with an initial selection; the MBNEP reserved the right to proceed with efforts to make another selection based upon proposals submitted pursuant to this RFQ.

**APPENDIX A**

**INFORMATION REQUIRED OF RESPONDENTS  
GENERAL INFORMATION**

THE UNDERSIGNED RESPONDENT GUARANTEES THE TRUTH AND ACCURACY OF ALL STATEMENTS AND ANSWERS HEREIN CONTAINED. FAILURE TO COMPLY WITH THIS REQUIREMENT MAY BE CONSIDERED SUFFICIENT JUSTIFICATION TO DISQUALIFY A RESPONDENT. **ADDITIONAL SHEETS SHALL BE ATTACHED AS REQUIRED.**

1. Contractor's Name/Address \_\_\_\_\_
2. Contractor's Telephone Number: \_\_\_\_\_
3. Contractor's License Number: \_\_\_\_\_
4. Number of years as a Contractor in construction work of the type involved in this contract:  
\_\_\_\_\_
5. What is the last project of this nature that you have completed? \_\_\_\_\_  
\_\_\_\_\_
6. Have you ever failed to complete work awarded to you? If so, where and why:  
\_\_\_\_\_  
\_\_\_\_\_
7. Are you or your company currently the subject or target of any litigation or investigation? If so, please explain the circumstances.  
\_\_\_\_\_  
\_\_\_\_\_
8. List the names and titles of all officers of Contractor's firm: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
9. Provide the names of three references and contact information for whom you have performed work if of a similar nature to the proposed project. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
10. Have you ever sought additional or extra payment beyond the contract bid amount? If so, please provide details for the two most recent projects.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. List equipment you will purchase or rent to complete this project. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12. Who will you designate to supervise work at the construction site if you are awarded the contract for this project? Please provide resumes for supervising personnel.  
\_\_\_\_\_  
\_\_\_\_\_

13. Describe at least (5) projects completed by RESPONDENT most similar to the work being proposed at Fowl River. Provide a brief description of each project including the project name, project location, project type/goals, project manager/supervisor/superintendent, project photo(s), quantity of materials, methods of construction, project budget: initial bid and cost at completion, project completion date, and whether it was completed on time, the year(s) in which the work was performed, and owner name, address and telephone number. Said descriptions may be provided in any format convenient to RESPONDENT.

14. (a) Please state your bonding capacity per project.  
\_\_\_\_\_  
(b) Please state your total bonding capacity.  
\_\_\_\_\_  
(c) Please provide name, address and contact person of your bonding company.  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(RESPONDENTS)

Date: \_\_\_\_\_

Company: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Mailing Address:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**APPENDIX B - LIST OF SUBCONTRACTORS**

**DAUPHIN ISLAND SEA LAB/MOBILE BAY NATIONAL ESTUARY PROGRAM  
FOWL RIVER MARSH & SHORELINE RESTORATION PROJECT  
MOBILE COUNTY, ALABAMA**

The RESPONDENT **MUST** list below the name and address of each Subcontractor who will perform work under this Contract, and shall also list the portion of the work which will be done by such Subcontractor. After the opening of Bid Proposals, changes or substitutions will not be allowed unless approved by the Mobile Bay National Estuary Program after a request for such a change has been submitted in writing by the Contractor which shall include reasons for such request. Subcontractors must be properly licensed or hold a valid Certificate of Competency if applicable.

	<u>Work to be Performed</u>	<u>Subcontractor's Name/Address</u>
1	<hr/> <hr/>	<hr/> <hr/>
2	<hr/> <hr/>	<hr/> <hr/>
3	<hr/> <hr/>	<hr/> <hr/>
4	<hr/> <hr/>	<hr/> <hr/>
5	<hr/> <hr/>	<hr/> <hr/>
6	<hr/> <hr/>	<hr/> <hr/>

Note: Attached additional sheets if required.