

**OCD RESPONSES TO QUESTIONS
REGARDING RFP FOR NATURAL GAS VENTING AND FLARING**

1. Section I (Purpose). Please clarify the duration of the anticipated contract. Section I states that the procurement is “valid for one year from date of issue”, but Section IX on page 7 states that the contract period “shall last no longer than four years, including amendments.”

Response: OCD may use the RFP to procure services for a period of one year, and any contract arising out of the RFP may have a term not exceeding four years.

2. Section II (Qualified Offerors). This section states that “qualified Offerors must not work currently, have worked previously, or anticipate work in the oil and gas industry.” Given the potential prominence subcontractors may play under a resulting contract, please confirm that this restriction applies to all subcontractors.

Response: No portion of the services requested in the RFP may be performed by a subcontractor without prior written approval of OCD. OCD would apply the same restriction to a proposed subcontractor.

3. Section III.B.1 (Task Orders – Process).

a. Is pricing or a price list required to be included in the response to this RFP?

Response: No.

b. What type of Task Orders will be issued under an awarded PSA (*i.e.*, Fixed Price, Time & Materials)?

Response: OCD will determine the type of task order on a case-by-case basis in discussion with the selected Offeror.

5. Section IV.C.7.

a. Are the Reference Questionnaires (Attachment 1) included in the page limit (50 pages)?

Response: No.

b. Are the Campaign Contribution Disclosure Form (Attachment 2), Statement of Assurances Form (Attachment 3), and New Mexico Resident Vendor or Resident Veteran Business Preference Certificates included in the page limit?

Response: No.

c. Are subcontractors required to complete Attachments 2 and 3?

Response: No portion of the services requested in the RFP may be performed by a subcontractor without prior written approval of OCD. At the appropriate time, OCD may require a subcontractor to complete these attachments.

6. Section IV.C.9 (Proposal Format and Contents). Is a contractor required to have either or both the New Mexico Resident Vendor Veteran Business Preference Certificates in order to submit a response to this RFP?

Response: No. The certificates are required only to be eligible for preference points under the evaluation criteria.

7. Attachment 4, Paragraph 29(A) (Professional Services Agreement).

a. What is the comprehensive performance liability protection referenced in paragraph 29(A)(3) required? Please provide more information.

Response: OCD has determined that this insurance is not required.

b. Our general liability covers the liability set forth by the terms of the insurance policy, not per the terms of this contract. Is this acceptable?

Response: OCD will work with the selected Offeror to ensure that the insurance policy is adequate under applicable state law.