



**QUESTIONS AND ANSWERS
RFP # 9158 FOR ACC-1 RTP I/O SUBSYSTEM REPLACEMENT PROJECT**

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No.	Questions	Answers
1.	How will liability be handled – will the consultant be held liable for the work done by the general contractor?	<p>Liability will be allocated according to each party’s contractual responsibilities and applicable California law. Although this project requires a higher level of construction-phase involvement by the consultant – such as directing wire determination/re-termination activities and leading I/O testing – the consultant remains responsible only for the professional services it provides.</p> <p>The general contractor retains responsibility for furnishing labor and materials; performing the physical installation work; and all construction means, methods, sequencing, and site safety. The consultant is responsible for the accuracy and adequacy of its technical direction, wiring documentation, and testing procedures, consistent with the standard of care for licensed engineers.</p> <p>This increased involvement does not shift the contractor’s responsibilities or create liability for the consultant for the contractor’s performance. Each party remains liable only for its own negligent acts, errors, or omissions, in accordance with California Civil Code § 2782.8 and the indemnity and insurance provisions in the Sample Agreement.</p>
2.	Would the awarded consultant be allowed to bid on the later construction project?	The consultant would be prohibited from submitting a bid for the construction services because the scope of services for this RFP requires the consultant to help prepare the bid solicitation documents for those same construction services.