Marshall Modernization Progressive Design Build

RFP Q&A Matrix No. 1

Date Received	Document, Section, Page	Confidential (C) or Public (P)	Question	Final MDOT Response
11/7/2023	ITP 4.6	P	Is a negotiation phase allowed after the Selection is made as noted in Section 4.6 of the ITP?	MDOT expects limited negotiation after selection. If MDOT determines that negotiations are in the Project's best interest, it will notify the Selected Proposer of its decision to negotiate. The Validation Phase is not subject to negotiation. See changes to the RFP noted in Addendum 2.
11/7/2023	ITP 3.1.2	P	Section 3.1.2 of the ITP notes a signed statement is required attesting the Proposer has the prequalification requirements? Doesn't Attachment B already satisfy this requirement by having the bold statement at the end?	Attachment B is intended to satisfy the requirement of Section 3.1.2. If Proposer signs Attachment B, no other action is required to comply with Section 3.1.2.
11/7/2023	ITP 4.1	P	Section 4.1 first paragraph - suggest adding a reference to Section 6	No changes will be made to the RFP.
11/7/2023	ITP 5.2	P	Section 5.2 - what happens if the .pdf compiled is greater than 20mb. I could see these getting larger. Would MDOT want these submitted in email 1 and email 2 with the attachments = the combined submittal?	See changes to the RFP noted in Addendum 2.
11/7/2023	Contract 1.9	P	Section 1.9 - If federal funding is utilized, requirements will be incorporated. How will this occur if under one contract? Seems like the contract would be separate since you can't mix Davis Bacon and Prevailing Wage and state law prohibits the use of DBE.	MDOT does not anticipate federal funding on the Project.
11/7/2023	Contract 8.3.4D	P	Section 8.3.4 D - the provision requires inclusion of the Prompt Payment Special Provision (PPSP) in subcontract but also prohibits pay if paid clauses. The PPSP by its terms is a pay if paid provision so the provisions of this section are inconsistent. Will that provision be corrected?	See changes to the RFP noted in Addendum 2.
11/7/2023	Contract 13.1.1	P	Section 13.1.1 - Could the 5% amount for as-builts be transferred to the Construction Services Con Mod?	See changes to the RFP noted in Addendum 2.
11/7/2023	Contract 13.2.3.2	P	13.2.3.2 - Please verify the heading is correct.	See changes to the RFP noted in Addendum 2.

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11/7/2023	Contract 18.6	P	Section 18.6 - How will the interest rates be determined by the State Treasurer? Shouldn't there be a notification and allocation for days before interest is accrued?	See changes to the RFP noted in Addendum 2.
11/7/2023	Contract 21.1.2	P	Section 21.1.2 - Please include a standard of care provision. Does this end upon termination or Final Acceptance?	See Section 3.1.1 for the design standard of care language. Indemnity language does not have standard of care provisions.
11/7/2023	Contract 26.3	P	Section 26.3 Contract: The provision specifies the DB's sole remedy for negative impacts to the work by other contractors working on or near the site is to pursue claims against those other contractors. As the DB has no contract with those other contractors, this provision deprives the DB of any meaningful remedy. Will MDOT remove that provision from the contract because MDOT is the only party with the contractual or other authority to enforce rights against those other contractors?	Interference by other Contractors may now be added to the Risk Register. See changes to the RFP noted in Addendum 2.
11/7/2023	Contract General	P	Signatory page - Should this have reference to Progressive?	Yes. See changes to the RFP noted in Addendum 2.
11/7/2023	Exhibit B-1	P	1.1.2 - List only includes the other MDOT projects. Can others be added that are known (e.g. CMAR, MAEDA)	See changes to the RFP noted in Addendum 2.
11/7/2023	Exhibit B-2	P	2.2.2 - Table 1 - Are references to the Great Lakes-Upper Mississippi River Board supposed to be included?	Yes. No Changes will be made to the RFP.
11/7/2023	Exhibit B-7	P	Suggest OPCC be added to the acronym list	Agree. See changes to the RFP noted in Addendum 2.
11/7/2023	Exhibit B-7	P	7.2 - Preliminary Buildable Unit isn't a defined term.	This is a drafting error. See changes to the RFP noted in Addendum 2.
11/7/2023	Exhibit B-11	P	First paragraph is essentially the same as the first paragraph of 11.1.	Agree. See changes to the RFP noted in Addendum 2.
11/7/2023	General	P	Phase 4 of the project description states: complete improvements along M-96 between M-311 and 15 Mile Road. However, JN 217737 is from east of Eden Street to south of 15 Mile Road. Seems like Phase 4 would be from M-311 to Eden St or the POB of Phase 1.	See changes to the RFP noted in Addendum 2.
11/7/2023	General	P	Can MDOT share any relevant information they have about the Ford plant construction schedule and other projects in the area that may affect the Marshall Modernization PDB project.	There is no additional information at this time.

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11/7/2023	Contract 26.3	P	Interference from MDOT's other contractors (whether working on this project or on other projects) does not constitute a Relief Event. Exhibit B Section 1 identifies 3 other projects within the same corridor. What is the potential scope for interference from contractors working on these other projects, or from as yet unidentified contractors working on the Marshall Modernization? If there is potential for interference that is outside of PDB Contractor's control, we request the contract language to include such interference as a Relief Event.	Interference by other Contractors may now be added to the Risk Register. See changes to the RFP noted in Addendum 2.
11/7/2023	ITP 4.3	P	Confirm there is no price component in the Proposal scoring	Confirmed.
11/7/2023	RID	P	Request status of ongoing NEPA progress and will a delineation of the Environmentally clear footprint be made available to the proposers	NEPA will not be complete prior to Proposer selection. We don't expect to have a footprint available.
11/7/2023	RID	P	Is the scope indicated in the published traffic impact study a good representation of the anticipate scope of improvements? Will the Traffic Impact Study Appendices or other concept plan development be included as Reference Information Documents.	Yes, but MDOT is in the process of analyzing specific imporvements. This effort will continue through the Validation Phase. The TIS Appendices are publicly available on the Marshall Website. ChooseMarshall.com
11/7/2023	Exhibit B	P	Is the I-69/I-94 Interchange improvements anticipated to be included in Phase 2 of the Marshall Modernization Project or to be coordinated with the adjacent I-69 Design Build Easton and Calhoun Counties improvements.	I-69 DB Eaton and Calhoun counties will be complete by the time this project commences.
	ITP	P	Is the Wetland Design prequal needed for the Progressive Design Build Team? There are limited prequalified firms available to fulfill this requirement.	MDOT has modified the prequalifications, as noted in Addendum 2. The wetland design task will be completed by the GEC.