

## RFP QUESTION REQUEST FORM QR

PROJECT: I-75, Hamilton County

DB CONTRACT No.: DB1801

DATE: October 29, 2018

Question Number	RFP Book No. and Section ID	Question	Reserved for Agency Response
8-1	Contract Book 2 Table of Contents Insurance and Bonding Requirements Page 12 – G1	States, “Design-Builder shall maintain in full force.....all of the insurance coverage’s required under Design-Build Standard Guidance”. Then, Design-Build Standard Guidance 2.16. a Commercial General Liability says “Combined single limit per occurrence shall not be less than the dollar amount indicated in the contract.” Thus the question, what limit is TDOT requiring?	The Contractor shall provide proof of adequate and appropriate general liability insurance providing liability coverage in an amount not less than \$1 million dollars per occurrence and \$300,000 per claimant, naming the State of Tennessee as an additional insured. This is the standard minimum amount of general liability insurance coverage required in TDOT’s construction contracts.
8-2	Design Build Standard Guidance, Insurance 2.16	Professional Liability says, “The Design-Builder shall provide the Professional Liability (Errors and Omissions or “E&O”) Insurance through this Design consultant”. Then, Contract Book 2, G 1 says “The Design-Builder, being an independent contractor, agrees to maintain errors andn omissions insurance in such an amount (\$1,000,000.00 minimum) and form as agreeable to the Department. Thus the question, is the Design Builder required to carry Professional Liability as well as the Design Consultant? If so, is \$1,000,000.00 required limit?	No, the Design-Builder shall provide the Professional Liability (Errors and Omissions or “E&O”) Insurance through the Design consultant, as stated in the Design Build Standard Guidance at Section 2.16(a), Insurance.

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8-3	Contract Book 3 Table of Contents 7 Right-of-Way Page 41	Specifies “Fidelity Bond: The Design-Builder shall furnish a fidelity bond in the amount of \$250,000.00 with the State being made the insured for the period of time from the first offer to the owners until all tracts have a recorded deed or vouchers submitted for condemnation, in such a form as approved by the State. The bond shall indicate the State’s ROW project number (both Federal and State numbers if applicable)”. Thus the question, can they provide us a sample form?	There is no standard form for the fidelity bond, but the Department will post an example on the website
8-4	RFP Contract Book 3 Section 3 - Roadway	The Typical Section for I-75, STA 406+62.00 to 443+85.00 and the Proposed Layouts provided in the Functional Plans indicate that the existing pavement is to be widened were necessary to provide from 4 to 6 travel lanes with appropriate travel lane and shoulder tapers from 436+05 to 443+85 NB and from 439+95 to 443+85 SB. The Functional Plan Cross Sections indicate that existing pavement is to be widened to accommodate a future 5th lane from 436+05 to 443+85 NB and from 439+95 to 443+85 SB. Can the Department please clarify the scope of pavement widening required from STA 439+95 to 443+85 NB and SB?	Refer to Book 3 Section 3 page 12.  Widening from station 439+95 to 443+85 will include a future 5 <sup>th</sup> lane. Functional plans show lane configuration for Phase 1, which represents the work to be performed under this project. The ultimate number of lanes is shown in the Interstate Access Report (IAR)-Ultimate Design, which is to be completed under a future project.

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8-5	RFP Contract Book 3 Section 9 - Environmental	Has TDEC and the USACE accepted the jurisdictional determination of the water features as portrayed in the approved D-List Categorical Exclusion and in the TDOT Environmental Boundaries Report?	<p>The Department has not conducted a Preliminary Jurisdictional Determination (PJD) with the USACE or a water resource verification with TDEC on this project. The Design-Builder should be directed to Section 9 of the RFP which states, in part:</p> <p><i>“The Design-Builder is responsible to make sure all features from the Environmental Boundaries Report (EBR), provided by the Department’s Region 2 Environmental Tech Office, are field verified.”</i></p>
8-6	FORM QR Question/Answer 4-15	The response to Question 4-15 was that FORM QR will become part of the Contract and that the Department’s answers is contractually binding. What is the order of precedence of FORM QR and the responses (re: RFP Contract Book 2, Section L)?	Where conflict arises, the responses provided in the QR form supersede the original Contract Book 1, 2, 3, and any Addendum issued prior to the date an individual Q/R response is posted. Addenda issued after a posted Q/R response supersede any prior Q/R response.

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8-7	FORM QR Question/Answer 7-4	<p>The first paragraph on page 64 of RFP Contract Book 3 states that “the Design-Builder will maintain the existing number of lanes throughout construction “. SP108B states the temporary lanes closures on Spring Creek are only allowed during certain times and on certain days of the week with liquidated damages applied if the Design-Builder fails to comply. The response to Question 7-4 states that only two lanes of traffic are required to be maintained on Spring Creek during Phase 1 and 2. Based on this response, our understanding is that the Design-Builder is not required to maintain the existing number of lanes on Spring Creek and that closing two of the four existing lanes on Spring Creek will not be subject to the SP108B time restrictions and liquidated damages. Please confirm that our understanding is correct.</p>	<p>One lane in each direction (2 traffic lanes) on Spring Creek Road will be allowed only for activities shown in Phases 1 and 2 on the traffic control reference materials. Two lanes in each direction (4 traffic lanes) on Spring Creek Road will be required during all other phases of project construction. The language in Book 3 of the RFP will be revised to agree with the above response in a future addendum.</p>