



RFP 24-04 – CONSTRUCTION MANAGER AT RISK

RESPONSES TO RFP QUESTIONS

05/01/2024

MUTD Responses are indicated in bold text below and questions are separated by section:

The deadline for questions has been extended to May 14th, 2024.

1. SOLICITATION NOTICE

Q. Page 8 Section 1.15A. Clarification: Davis Bacon and Montana Prevailing Wage Law are mentioned. Which one governs for this contract as they are substantially different.

A. The Contractor shall comply with all applicable provisions of the Davis Bacon and Related Acts, the Fair Labor Standards Act, the Montana Prevailing Wage Law and all other legislation affecting its employees. If the Davis Bacon Act and Montana Prevailing Wage Law conflict, federal law shall preempt state law. When prevailing wages differ, the higher of the two wages shall be used.

Q. Page 8 Section 1.16 Contract Type: It is mentioned that the contract would be a firm fixed price contract, however, Page 9 Section 2.1 Indicates a CMAR contract. Please confirm contract type.

A. This is not a fixed price contract; it is structured as Cost of Work Plus a Fee with a Guaranteed Maximum Price.

2. SCOPE OF WORK

Q. Wendel is listed as the overall designer and Architect of Record. At this time – are the other consultants determined? If so, can you share who the other consultants are (Civil, Struct, MEP, etc.)?

A. Currently, in addition to Wendel, we are working with DJ&A Consulting.

Q. Page 15 Note 30 indicates project will pursue LEED Gold. Page 26 Note 8 says the project may not pursue LEED and a determination will be made at 30% design. Should we assume the project will pursue LEED or not? This may affect our Cost Proposal.

A. We will pursue LEED Gold.

3. SUBMITTAL REQUIREMENTS

Q. Page 23 indicates proposal not to exceed 50 pages. Page 27 Note i3 indicates a 25 page limit. Please clarify?

A. The response page limit is 50 pages.

Q. Page 26 – Notes 5, 6, and 7 do not ask for a response. Please confirm no response is required for these sections.

A. No responses are required for sections 5, 6, and 7.

Q. Page 26 – Section G indicates “to provide a 25 page overall...”. Is this a 25 max or are we required to do exactly 25? Assuming this is also part of the overall page count?

A. The response page limit is 50 pages. Section g, Project Planning and Management, should be up to 25 pages of the 50-page limit. The 25-page limit for Project Planning and Management and the 50-page limit for the entire response are caps. Submissions are not required to reach these limits, just remain within them.

Q. Page 27 – Section H – Do sample forms and documents count towards page count?

A. Sample forms and documents do not count towards the page limit.

Q. Page 28 – Section J – A cost proposal is required. Please confirm that Sections K, L and M are the items to be included in the cost proposal? Are we to

develop a phased payment schedule as part of the submission or if awarded, during preconstruction.

A. Sections K, L and M should be included in the cost proposal. A phased payment schedule should be included with the proposal.

Q. Page 28 – Section K – The items listed from 1 to 7 are the responsibility of the CMAR for which we should base our Preconstruction price. However, elsewhere in the document there are multiple other items that are requested as part of Preconstruction services. Are we to provide the preconstruction cost proposal for only items 1 to 7 as listed or for all items mentioned elsewhere within the RFP document.

A. Items 1-7 are not an exhaustive list. The preconstruction cost proposal should include all items mentioned elsewhere within the RFP document.

Q. Page 29 – In the NOTE: section “Attachment 1” is listed. Can you please provide attachment 1?

A. Please disregard this note and Attachment 1, it was published in the RFP in error.

4. EVALUATION PROCESS & AWARD

Q. Page 29 – Criteria. Please confirm that no points will be given for item #4?

A. Item #4 Proposed Methodology is intended to be an additional qualification and descriptor for item #3 Project Approach, rather than its own criteria.

5. EXHIBIT B

Q. Exhibit B – Required Forms and Certifications. Exhibit B-5, part B cannot be filled out for Subcontractors at this time. Is this to remain blank for now and we are still to submit the document as part of the RFP response?

A. Exhibit B-5 may be submitted later; however, the contents of the form should be considered.