



STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION

**REQUEST FOR PROPOSALS # 40100-PBMC0001  
REGION 3 NORTH AND 40100-PBMC0002 REGION 3  
SOUTH  
AMENDMENT # 1  
FOR PERFORMANCE BASED MAINTENANCE  
SERVICES**

DATE: 10/27/23

**1. State responses to questions and comments in the table below amend and clarify this RFP.**

Any restatement of RFP text in the Question/Comment column shall NOT be construed as a change in the actual wording of the RFP document.

SECTION	QUESTION / COMMENT	STATE RESPONSE
	Will the Department please provide its 5-year workplan and estimated completion dates of relevant construction contracts?	There is a 3-year work program listed on the TDOT Project Management website ( <a href="https://www.tn.gov/tdot/pm/highway-program.html">https://www.tn.gov/tdot/pm/highway-program.html</a> ) that outlines the projects through fiscal year they will be let to Construction. We do not have the year that these contracts will be completed.
	During our network surveys, our team observed an area on I-840 and I-65 near exit 31 ("Floating South") that is currently being used as a laydown yard. Will the contractor be permitted to use this site to store equipment?	TDOT will allow the contractor to use adjacent land to the "Floating South" lot. The contractor's area must have a gate and lock off which is to be separate from the TDOT lot/gated area. Costs and maintenance of gate, fencing, and grading for the contractor's area will be the responsibility of the contractor.
	Is the contractor permitted to use the shoulder when responding to incidents and accidents?	Yes, and the contractor must have the appropriate safety lighting and decals. This section will be revised accordingly in an upcoming amendment.
	Is the contractor permitted to use authorized vehicle turnarounds?	Yes
	Will the Department accept Scorpions as TMAs?	Yes
	Will the Department please clarify in what, if any, situations the contractor would be responsible for	Lane blocking vehicles or debris should be moved to the shoulder of the roadway. Vehicles that are already existing on the shoulder of the roadway will be tagged by

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	relocating vehicles from the ROW?	law enforcement and will be removed through their process.
	Although guardrail is not included in the listed "backlog" requirements, our survey team observed significant damage to existing guardrail throughout the network. Will the Contractor be responsible for remediating existing non-compliant guardrail?	No, TDOT will be responsible for all damaged guardrail through the transition date.
	Will the Department please provide a structure inventory for each contract area as well as NBIS reports and work priorities?	NBIS reports are updated once a year and are uploaded on the PBMC webpage ( <a href="https://www.tn.gov/tdot/engineering-operations-division/pbmc.html">https://www.tn.gov/tdot/engineering-operations-division/pbmc.html</a> ).
	Will the Department please provide the customer service log for the past two years?	A statewide work request log from the past two years has been posted to the PBMC webpage ( <a href="https://www.tn.gov/tdot/engineering-operations-division/pbmc.html">https://www.tn.gov/tdot/engineering-operations-division/pbmc.html</a> ). The data will need to be filtered based off relevant counties.
SOS 19.3	Frontage roads are listed as excluded from maintenance responsibilities. Please clarify.	Roadways not associated with interstate travel on interstate right-of-way are not part of these maintenance contracts. All maintenance of those areas will be the responsibility of the relevant agency.
SOS 22	The RFP requires the Contractor to pursue all FHWA reimbursement. This is unusual and may not be possible – typically DOTs seek reimbursement through FHWA. Consider revision.	The contractor is responsible for documenting all work for reimbursement standards. It will be the responsibility of the contractor to get the paperwork ready for TDOT to provide to FHWA for reimbursement. The contractor will not be seeking reimbursement directly. This section will be revised accordingly in an upcoming amendment.
SOS 22.1	Please consider removing or reducing the \$40,000 minimum for a single incident to be additive to the cap.	The Department will not be reducing this amount.
Lane Blockage 2022 PDF	Will the Department please clarify why the two roadways, SR 155 and SR 386, are highlighted yellow under the roadway column?	SR 155 and SR 386 are not included within the Scope of Services for these contracts.
RFP	Is there a preference for the 6 paper copies of the	3 ring binder or bound format would be preferred. Loose paper is not desired.

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	Technical Proposal to be submitted as loose paper, 3-ring binder, or other bound format?	
	Does TDOT have an engineer's estimate for either the North or South project, inclusive of phased maintenance services, and shareable with the industry?	TDOT does not provide engineer's estimates prior to the award of the contract. Such information is confidential pursuant to Tenn. Code Ann. 10-7-504.
SOS 3	What is considered the effective date of the Contract?	The effective date of the contract will be upon execution. The contractor's obligation to begin maintenance activities will begin ninety (90) days after the effective date.
SOS 15	How many TDOT construction projects within the ROW limits, greater than one calendar year, are anticipated during the five-year term of the contract?	There is a 3-year work program listed on the TDOT Project Management website ( <a href="https://www.tn.gov/tdot/pm/highway-program.html">https://www.tn.gov/tdot/pm/highway-program.html</a> ) that outlines the projects through fiscal year they will be let to Construction. We do not have the year that these contracts will be completed. TDOT does not determine the length of contracts until closer to contract let period.
SOS 18.5	Are all individual traffic control plans for each segment of work required to be signed and sealed by a licensed PE registered in Tennessee?	No, all daily and planned activities are to conform to MUTCD standards for traffic control.
SOS 19.2	Please confirm contractor is responsible for maintaining the parking lot (asphalt or concrete pavement) for rest areas, welcome centers, and weigh station ramps?	Yes, the contractor is responsible for maintaining the parking lot for rest areas, welcome centers, and weigh station ramps. This follow along with the interstate portion pertaining to the tonnage exceptions.
SOS 28.1 Table 8	Certain impact attenuator models and/or parts are not physically available within 14 days unless these components are maintained in a stockpile. Will TDOT provide a time extension for repairs on impact attenuator units or parts that are not readily available due to supply chain issues outside the contractors control if the contractor provides a statement of availability?	The contractor is required to initiate the repair and work is to be completed within 14 days of the contractor receiving the part. Yes, TDOT would consider a time extension pending verification from the supplier.
SOS 31.1.1.1	Will Tier 2 or Tier 3 unit prices be subject to an any	No

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	bituminous index adjustment?	
SOS	What is the "Error! Reference source not found" statement in the SOS document?	This is an error and will be corrected in an upcoming amendment
	Are there any existing maintenance contracts that will continue providing maintenance service after the start date of this contract? If so, please provide details of scope, term, etc.	The only two maintenance contracts are listed in the Scope of Services and posted to the PBMC webpage ( <a href="https://www.tn.gov/tdot/engineering-operations-division/pbmc.html">https://www.tn.gov/tdot/engineering-operations-division/pbmc.html</a> ). These are the mowing contract for Davidson County and the sign contract CNX313.
	Will TDOT provide the PBMC contractor any field office, lay-down yard or real estate to utilize during the term of the contract?	The only consideration would be for a possible laydown yard in which the contractor provides their own gate and fencing.
	Does the scope include or require any landscaping area maintenance services?	No.
SOS 32	Will TDOT allow more time for full-width mowing cycles to be accomplished versus the swath mowing cycles? Currently both are required to be finished in 20 working days but require different effort levels?	No.
	Can TDOT provide a detailed list of the bridge inventory including bridge type, square footage of deck, # of spans, etc.?	This information is posted on the TDOT Structures webpage ( <a href="https://www.tn.gov/content/tn/tdot/structures.html">https://www.tn.gov/content/tn/tdot/structures.html</a> ) and is updated annually.
	Is there a discrepancy in language for the bond requirement between section 9 of the SOS requiring 12-month coverage, and page 5 of the Pro Forma requiring bonding for the full contract amount?	This is an error and will be revised in a future amendment.
	Would TDOT consider extending some of the phased maintenance services with a 6-month time frame to a longer duration (12 month maximum) or	TDOT finds the 6-month time frame to be appropriate. TDOT will not consider a staggered start date for the 6-month time frames.

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	would TDOT consider allowing some of the phased services with a 6-month duration to have a staggered start date?	
SOS 19.5.5	Please define "Area of Operations" as used in paragraph two of this section.	In each incident location, the Contractor shall provide, at a minimum, two skilled highway maintenance workers and two unskilled laborers during assigned maintenance activities and other non-emergency activities, when not engaged in Emergency response. Failure to maintain an adequate staffing level may result in a formal vendor complaint from the Department. This section will be revised accordingly in an upcoming amendment.
	Will the Department please provide copies of relevant municipal agreements for any potential overlapping maintenance services for the networks?	There are no overlapping municipal agreements for the interstates.
	Will the Department please clarify the scope of the HELP program as it applies to incidents on the network and potential overlap with the PBMC contractor's responsibilities?	The HELP program will be the initial response with emergency traffic control. The contractor will be responsible for providing additional MUTCD traffic control as needed.
	Will the Department please clarify what maintenance activities are included and excluded related to overhead sign maintenance?	See Table 8 (Signs) of the Scope of Services for Performance Targets related to routine maintenance activities for signs.
SOS Table 3	In regard to annual inlet cleaning, if an inlet is inspected and meets all performance requirements set forth in Table 3, is any further action required by the contractor?	All locations in Section 30.2 must be cleaned annually. Table 3 references MQA Performance Target to be 70%.
	Will the Department please clarify if a TN Contractor's License is required prior to bidding or prior to contract award?	A Tennessee Contractor's License is required prior to contract award.
RFP 4.6	What are the specific insurance requirements and limits of liability?	Per the Pro Forma Section 5, "The Contractor shall be responsible for any and all injury or damage to persons or to property arising from the prosecution of the work and due to any act, omission, neglect or

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		misconduct in its manner or method of prosecuting the work or due to its non-execution of the work or due to defective work or materials. 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."
	Will the PBMC contractor be given full access or read-only access to TITAN?	The PBMC contractor will be given read-only access.
	When are off-duty officers required? Will TDOT reimburse PBMC contractor for off-duty officers?	It is the responsibility of the contractor to determine when officers are required. No, there will not be a pay item for the cost of off-duty officers; this will be an incidental cost for traffic control.
RFP B.11	What is the definition of an "ancillary structure" according to RFP response B.11 on page 26?	An ancillary structure is any non-roadway or non-bridge structure, e.g. minor structures built to support the primary road and bridge structures such as guardrail, barrier walls, signs.
SOS 29.1	When were the last NBIS inspections performed for bridges, culverts, roadside sign structures and overhead sign structures?	There are various inspection timeframes for bridges. See the NBIS report for structures posted on the PBMC webpage ( <a href="https://www.tn.gov/tdot/engineering-operations-division/pbmc.html">https://www.tn.gov/tdot/engineering-operations-division/pbmc.html</a> ). TDOT does not have these inspection reports for culverts.
SOS 29.1	Will the department provide the most recent inspection reports for all structures on each RFB - North & South?	See response above.
SOS 29.2.2	Is the Inspection Team Leader an employee or representative of TDOT or is the inspection team leader a PBMC staff member?	The Inspection Team Leader could be a TDOT employee or other representative of TDOT.
SOS 29.2.4	At the end of this section, the last statement reads "The Contractor will not be required to perform non-routine bridge maintenance defined as follows:" Underneath this statement there is no additional verbiage. Is this an error or typo or does this statement apply to subsequent sections? If it applies to	This statement applies to subsequent sections, inclusive of sections through 29.2.8. This section will be revised accordingly in an upcoming amendment.

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	subsequent sections, is it inclusive of all following sections 29.2.5, 29.2.6, 29.2.7, 29.2.8? It is not clear the limits of what this statement applies to within the document.	
SOS page 16 General	Does the Lane Mile total provided include the ramps? (p.17 on South Contract)	No.
SOS 2.3	Is there an inventory of the AOP qualifying waterway crossings? Can the permits, or at least a representative example of a permit that can be provided to the prospective bidders?	TDOT does not have an inventory of the AOP waterway crossings. An example can be provided, but there are too many variables to provide an average example.
SOS 11.1	Is there a specific GRIT training for or by TDOT? If so, please provide link or information to the training session. If not, please confirm that GRIT training provided from any other DOT agency is acceptable.	No, the Project Manager is required to be competent with regard to all guardrail manufacturers that are listed on the QPL. This section will be revised accordingly in an upcoming amendment.
SOS 11.5.2	The link to the WZTC training options is not working properly. "This site can't be reached" Please revise or advise accordingly.	Link to be removed via upcoming amendment. The Work Zone Field Manual will be referenced on the PBMC webpage: <a href="https://www.tn.gov/tdot/engineering-operations-division/pbmc.html">https://www.tn.gov/tdot/engineering-operations-division/pbmc.html</a> .
SOS 33.3	South Contract, Table 14. only includes portions of Rutherford, Williamson, and Wilson Counties. How will sweeping in the other counties and routes in the contract area be handled? Will sweeping only be required as directed by the Engineer per Section 33.4 and not be assessed in the MQA (BI tool weighting is zero). Or will sweeping these other areas be performance based and included in the MQA assessment (scope Table 4 weighting = 0.1)? Or other? Please review and advise.	MQA Roadside Rating Criteria (Section 27.6.7 Table 4) will apply for these other counties AND could be directed by the Engineer as a prescribed item.
SOS 33.3	North Contract, Table 14 only includes prescribed sweeping for Davidson Co.	MQA Roadside Rating Criteria (Section 27.6.7 Table 4) will apply for these other

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	<p>How will sweeping in the other counties and routes in the contract area be handled? Will sweeping only be required as directed by the Engineer per Section 33.4 and not be assessed in the MQA (BI tool weighting is zero). Or will sweeping these other areas be performance based and included in the MQA assessment (scope Table 4 weighting = 0.1)? Or other? Please review and advise.</p>	<p>counties AND could be directed by the Engineer as prescribed.</p>
RFP 1.4.6	<p>The reference to Section 2.1 for details on the Notice of Intent to Respond does not exist in the RFP. Section 2.1 is the RFP Schedule of Events and does not list a Notice of Intent to Respond. It is assumed attendance at the mandatory pre-bid will satisfy this Notice. Please advise.</p>	<p>Language will be changed to in an upcoming amendment to:            "State shall convey all official responses and communications related to this RFP to the prospective Respondents that attended the Mandatory Pre-Response Conference (refer to Section 2.2)."</p>

2. **RFP Amendment Effective Date.** The revisions set forth herein shall be effective upon release. All other terms and conditions of this RFP not expressly amended herein shall remain in full force and effect.