OHIO TURNPIKE AND
INFRASTRUCTURE COMMISSION
682 Prospect Street
Berea, Ohio 44017
(440) 234-2081

REQUEST FOR PROPOSALS FOR A CUSTOMER SERVICE CENTER SYSTEM

RFP ISSUE DATE:
July 18, 2018

INQUIRY END DATE:
5:00 p.m. (Eastern) August 17, 2018

EXTENDED OPENING DATE:
2:00 p.m. (Eastern), September 14, 2018

Q&A NO. 5

ATTENTION OF RESPONDENTS IS DIRECTED TO:

ANSWERS TO QUESTIONS RECEIVED AFTER THE END OF THE INQUIRY PERIOD

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Q#324 As the RFP specs are currently written the potential time for the Performance bond to be in place could be upwards of 13 years (Completion of Phase 1, Phase 2, Warranty, 5 year Maintenance plus 5 potential option years) which is a bond requirement that is unattainable in the current Surety market place. The longest a Surety is willing to traditionally have a bond in place is roughly 10 years and for most Sureties they are not even willing to provide bonds for a possible 10 year term. Therefore, I'd like to request a change in the RFP specs to potentially decrease the length of the bond(s) being in place. Here are some options that would be potentially attainable in the current Surety marketplace:

Option 1: Require the $2,000,000 bond to cover Phase 1 and Phase 2 and the 1 year warranty period. Then require a separate $1,000,0000 Maintenance Bond for the 5 year maintenance term with annually renewable options after the initial 5 year to cover the potential five one year options on an annually renewable basis. One important requirement to this option is that an event of default for the initial $2,000,000 Performance bond cannot be the inability of the Contractor/Principal to obtain the subsequent maintenance bond.

Option 2: Require the $2,000,000 bond to cover Phase 1 and Phase 2, the one year warranty period and then the bond can be reduced down to $1,000,000 for 5 year initial maintenance bond. A new annually renewable bond can be required for the potential five 1 year maintenance options. One important requirement to this option is that an event of default for the Performance bond cannot be the inability of the Contractor/Principal to obtain the subsequent annually renewable maintenance bond.

A#324 Further clarifying the response to Q#190 in Q&A No. 4, either proposed option is acceptable. The failure to obtain successive bonds is default under the contract and the Contractor must remedy the default through acceptable means of securing its performance, but such default will not give rise to the surety's obligations under the bond.

Q#325 Based on your below response to Q&A 214, we are assuming that we can provide two pricing proposals:

1. **One based fully on onshore labor**
2. **One submitted to use a mix of onshore and offshore labor, but no offshore data storage (Waiver Request)**

Assuming also that we need to fill out the form "AFFIRMATION AND DISCLOSURE FORM EXECUTIVE ORDER 2011-12K Governing the Expenditure of Public Funds on Offshore Services" two times. One showing full US labor compliance and one that would show a combo with waiver request

A#325 The stated assumptions are correct. Further clarifying, the response to Q#214 erroneously used the word "shall" where "may" was intended. Respondents are welcome to submit proposal(s) to perform the services using exclusively onshore labor and alternative(s) seeking a waiver for using exclusively and/or partially offshore labor. Respondents must support each proposal alternative with a corresponding affirmation and disclosure form.