



**Minnesota Department of Transportation**  
**TH 10/32 Design-Build Project**  
**S.P. 1401-150**

Date Responded: 6/23/04

RRFC#: RRFC004

**Clarification #4**

| Comment No.                | Volume & Section                | Question or Comment   | Response  | Included in Addendum |
|----------------------------|---------------------------------|---|---|----------------------|
| 4-1                        | Section 3.7.3 - Legal Structure | This section requires that we provide documents that allow the Submitter and Major Participants to conduct business in the State of Minnesota. If an organization is used in which the Submitter organization is the prime contractor and Major Participants are subcontractors, and all have current contracts with the Minnesota Department of Transportation -- does this demonstrate that all can conduct business in the State of Minnesota? If so, would a statement to that effect fulfill this requirement? | Yes, if the Submitter and all Major Participants have current contracts with Mn/DOT, this would demonstrate the ability to conduct business in Minnesota. Other documents that would be acceptable are: Certificate of Good Standing from Minnesota Secretary of State or copies of articles of incorporation for the Submitter and each Major Participant.   |                      |
| 3-1R further clarification | 3.3.3.a                         | For a project of \$8.5 million, is the contractor's project manager required to be on site for the duration of the project or would it be permissible that he be available and accessible at all times through cell phone/computer for the duration of the project?   | <i>The Contractor's Project Manager will not be required to be on site at all times. The Contract will allow an Approved designee as follows: The Contractor shall at all times provide Contractor's Project Manager, Approved by Mn/DOT, who (i) will have full responsibility for the prosecution of the Work, (ii) will act as agent and be a single point of contact in all matters on behalf of Contractor, (iii) will be present (or its Approved designee will be present) at the Site at all times that Work is performed, and (iv) will have authority to bind Contractor on all matters relating to the Project. This will be clarified in an addendum.</i> |                      |