

## ADDENDUM 1, QUESTIONS AND ANSWERS

Date: July 8, 2024  
 To: All Bidders  
 From: Dana Smith, Procurement Contracts Officer,  
 NDOT  
 RE: Addendum for RFP R404-24  
 to be opened July 22, 2024, at 2:00 p.m. CST

### Questions and Answers

Following are the questions submitted and answers provided for the above-mentioned solicitation. The questions and answers are to be considered as part of the solicitation. It is the responsibility of bidders to check the State Purchasing Bureau website for all addenda or amendments.

Question Number	RFP/ITB Section Reference	RFP/ITB Page Number	Question	State Response
1.	Section II	6	Would the State consider contracting for the equipment and services under the same terms of an existing agreement between the State and the Contractor, either by way of an extension, amendment, or using the existing terms as the basis to commence negotiations?	No, as there is no current agreement/contract for which NDOT would be able to utilize the same term in place. In addition, this is a new solicitation and terms may have changed since the last time this commodity and service were bid.
2.	Section III, G	16	Do we have to submit a Certificate of Insurance evidencing the requested coverage with our response?	No. The COI would be requested at the time of contract award to whomever NDOT determines to be the lowest responsible bidder.
3.			In keeping with our Vision Green sustainability initiatives and due to the geographical dispersity of team members, would you consider electronic submittal of the proposal package?	We do not have electronic means for submitting proposals currently.
4.			Would you allow the successful proponent to negotiate, in good faith, the terms and conditions of the contract upon being granted award of the project?	Yes. However please note, some of the state's terms and conditions are nonnegotiable due to the fact they are state law. In addition, a bidder would have to indicate in the boxes provided with each term, "Reject and Provide Alternative" and indicate in the "Notes/Comments" section

				what they are proposing within their proposal. Finally, the state retains the right to reject any or all proposed modifications to the terms and conditions, and move towards awarding to the next lowest responsible bidder.
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This addendum will be incorporated into the solicitation.