

OpenCape, Corp RFP# 2010-09-001 Questions & Answers

1.	<p>Q. Does OpenCape have an example agreement document for Consultants to review prior to submission of the RFP response?</p> <p>A. No, the Agreement is in the process of being drafted and will be available to finalists during the interview phase.</p>
2.	<p>Q. Please explain OpenCape’s understanding of the term “Non-binding cost estimate”.</p> <p>A. If a Respondent submits a proposal to OpenCape, the Respondent is agreeing to do business with OpenCape, at a minimum, at the pricing and cost estimate set forth in the Respondent’s proposal. As noted in the RFP, OpenCape anticipates the need to interview finalists where clarification may result in modifications of the original response. During these interviews, the finalist Respondents may propose modified cost estimates. These modified cost estimates will be considered non-binding until accepted by OpenCape through the selection of the winning Respondent. All modifications to cost estimates during this process must be documented, explaining the reason for the modifications. .</p>
3.	<p>Q. Does OpenCape have agreements in place with the existing Pole owners for use of their poles?</p> <p>A. Negotiations with Pole owners are ongoing. The successful Respondent will assist in these negotiations as part of the Scope of Work, as more particularly set forth in Section 4.3 of the RFP.</p>
4.	<p>Q. Has OpenCape secured letters of support from the State and local highway agencies, and Federal, State and local environmental agencies for this project?</p> <p>A. OpenCape is working closely with the Massachusetts Broadband Institute (MBI), a quasi-public entity with access to state agencies and specific enabling legislation related to rights of way and broadband deployment (<i>see</i> http://www.massbroadband.org). OpenCape is also working with the Information Technology Department (ITD), Executive Office of Public Safety and Security (EOPSS), and the Massachusetts Department of Transportation, Highway Division. See 6 below for environmental agencies.</p>
5.	<p>Q. Does OpenCape have agreements in place to provide the Consultant with access to Central Offices, the Regional Collocation Center, microwave towers and anchor institutions?</p> <p>A. All of these agreements are in process. OpenCape is currently applying to become a Competitive Local Exchange Carrier (CLEC) with the Department of Telecommunications and Cable (DTC) and has begun discussions for access to Central Offices. OpenCape has a partnership with Barnstable County to advance the project, and will be participating in a competitive process to gain access to a County-owned building that OpenCape intends to renovate into a Regional Collocation Center. Anchor institutions and tower owners are supportive and cooperative.</p>
6.	<p>Q. Has an Environmental Assessment been prepared for the entire project? If so, is it available for review during the preparation of this RFP’s response? If an Environmental Assessment has not been completed for the project, will the awarded consultant be responsible for completing an Environmental Assessment & obtaining a <i>Finding of No Significant Impact (FONSI)</i>?</p>

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	<p>A. OpenCape submitted its Final Environmental Assessment (EA) to the National Telecommunications and Information Administration on September, 15, 2010 after the review of two previous drafts. The EA is currently under review by the NTIA for a FONSI determination. OpenCape will post the EA to its web site in the near term.</p>
7.	<p>Q. Is OpenCape’s environmental engineering firm, Horsley Witten, responsible for acquiring all environmental permits/approvals for the project?</p> <p>A. Horsley Witten(HW) will obtain all environmental permits and approvals for the project and the Respondent will obtain all non-environmental permits, licenses and approvals. In those cases where there is an overlap, (e.g. the Respondent is applying for a road access permit in a town that requires an local wetland review despite the EA exemption) the Respondent would coordinate with HW to obtain the environmental approval as part of the permitting.</p>
8.	<p>Q. The preparation of detailed drawings for special permits is duplicated in 4.3 Licensing and Permitting, and 4.4 Engineering tasks in the RFP’s Scope of Work. Please make a determination of which task this work should be covered under.</p> <p>A. Section 4.3, Item 4 is where we would expect to see that information, however, respondents will not be penalized if they include it in either or both sections.</p>
9.	<p>Q. Who will be responsible for paying for license, permit, easement, first-year pole and conduit rentals, third party, etc. fees during the Design Engineering Phase of the project?</p> <p>A. Those costs will be the responsibility of OpenCape.</p>
10.	<p>Q. Will an onsite office be required during the Design Engineering Phase of the project?</p> <p>A. No, however, the successful Respondent’s staff must be available for weekly project meetings and to answer questions as needed.</p>
11.	<p>Q. If any construction materials, such as fiber optic cable, are required to be ordered in advance of construction, who will be responsible for payment?</p> <p>A. No construction materials are to be purchased under this RFP.</p>
12.	<p>Q. Are the existing Pole Owner’s make-ready costs included in the Design Engineering Phase or the Construction Phase of the project?</p> <p>Q. In Appendix C (Pricing Proposal) the cost of licensing and permitting are to be provided by the Respondent as a single fixed cost. These costs are highly variable if they include any type of make ready work done by either the utility or Verizon in this case if some of the cable placement has to occupy communications space for any reason. Open Cape has stated the majority of the fiber cable is to be placed in the power gain space, however also stated it may in some areas of the routes be exposed to make ready charges in the communications space. Given the variability of these costs, a Respondent providing a fixed cost to open Cape is going to build in the risk of the make ready charges. Will Open Cape consider a “pass through” of the actual make ready charges in this scenario?</p>

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	<p>A. OpenCape will expect the selected Respondent to negotiate the lowest possible make ready costs on OpenCape’s behalf. The make ready costs will be paid by OpenCape to the pole owners.</p>
13.	<p>Q. How will out-of-scope services be reimbursed? Can a Time and Material Rate Schedule be included in the RFP response?</p> <p>A. Respondents are encouraged to provide other pricing alternatives in addition to the pricing matrix provided in the RFP.</p>
14.	<p>Q. If a consultant is awarded the OSP Field Data Survey, Licensing, Permitting, and Engineering services, is this consultant then excluded from being considered for providing construction management and inspection services during the Construction Phase of the project?</p> <p>Q. Does responding to, and being awarded the contract under this RFP (OSP Engineering and Permitting) in any way exclude the Respondent from bidding any of the other Open Cape RFP’s as they are issued?</p> <p>A. No, Respondents are encouraged to bid on any and all RFPs which match their capabilities.</p>
15.	<p>Q. In regards to the Bore under the canal – is this to be included in our engineering. Permitting & Licensing pricing or is it being handled as a separate project?</p> <p>Q. Has Open Cape negotiated any type of agreements for bridge conduit access rights? If not, can Open Cape provide any level of status on any discussions with the Corps of Engineers, or other federal or state entities regarding conduit access on the respective bridges? This is a particularly important issue due to the costs of any directional boring under the canal.</p> <p>A. The bore under the canal is the subject of on-going negotiations between OpenCape and the Army Corp of Engineers. It will require a separate and extensive permitting and environmental process. The successful Respondent will join OpenCape and Horsley Witten in those discussions, but will not be responsible for costs associated specifically with the directional bore permitting process. However, costs associated with engineering the fiber cable to the location demarcated as the ‘Bore Site’ and recovering the fiber cable and continuing the route exiting the ‘Bore Site’ will be the responsibility of the successful Respondent. In regards to crossing the bridges, OpenCape has had discussions with the Army Corp of Engineers regarding rights to cross the canal using the railroad bridge. Likewise, OpenCape continues to pursue rights to cross the Cape Cod Canal via either the Sagamore or Bourne bridges’ conduit banks. Again, OpenCape would expect the successful Respondent to join and add their experience to those discussions, but would not be expected to Respondent bear the costs associated with these unique crossings.</p>
16.	<p>Q. Will there be site surveys scheduled (prior to bid submittal) for the lateral end point locations, or has initial engineering been completed to indicate what the exact entrance conditions are to each location (i.e. Aerial, Underground, trenching, existing conduit, interior conduit and pathway?)</p> <p>A. Preliminary observation and analysis has been completed to each ‘Anchor Institution location listed in Appendix A to the RFP. The EA includes the anchors. No site surveys</p>

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	<p>will be scheduled prior to RFP response due date. The successful Respondent will survey the locations and engineer the pathways to the various Anchor Institutions' DMARC .</p>
17.	<p>Q. Will site surveys be scheduled for the Towers and CO's?</p> <p>A. No. The Respondent should not require access to the towers to determine the basic survey requirements and engineering for the lateral to the tower in order to answer the RFP. The locations of the towers and COs are listed in Appendix A of the RFP. The towers are in open areas and the approaches to them can be accessed if so desired. No site surveys are anticipated for the COs.</p>
18.	<p>Q. What was the criterion used to determine the network route?</p> <p>A. A number of criteria were used, including the avoidance of environmentally or culturally sensitive areas, condition of the physical plant along the route, the proximity to economic, government, and education centers, central offices, and the Anchor Institutions listed in Appendix A, the safest route for redundant and diverse pathways, and the least expensive work environments.</p>
19.	<p>Q. Will follow up questions be allowed?</p> <p>A. Follow-up questions from those who met the original deadline for questions will be answered and published each Friday until October 21, 2010</p>
20.	<p>Q. Has Open Cape negotiated in any way, any type of regional attachment agreements (master agreements) with NSTAR, and/or any other utility in the footprint of the proposed network? The same question applies with regards to Verizon.</p> <p>A. OpenCape is working with each of the pole owners to create the best possible environment for rapid completion of field surveys and make ready completion, but OpenCape has not negotiated any type of regional attachment agreements with NSTAR or Verizon.</p>
21.	<p>Q. Can OpenCape provide the format the landbase would need to be delivered? If needed to be provided in DWG or DGN or will this landbase need to be maintained with ESRI shapefiles? Please clarify.</p> <p>Q. Page 12 Engineering Section 4.4 item 1; You mention to deliver the data in ESRI and DXF or DWG / CAD files. Has a standard format been selected? Can the data be delivered in a format that can be exported to ESRI?</p> <p>Q. Page 12 of the RFP states "Produce GIS files compatible with ESRI ArcView V10 – is OpenCape requiring shapefiles, Geodatabase, other file format for the ArcView-compatible deliverable?</p> <p>Q. In Section 4.4.6, it specifies files must be compatible with ArcView. Can this be further clarified, what other compatible file format would you accept, i.e. Google Earth, MapInfo, etc.</p> <p>The deliverable, as stated in the RFP, must be in properly constructed Excel spread sheets, also acceptable along with spreadsheets would be a format directly importable into ESRI ArcView such as shape files, ESRI Geodatabases and Google Earth</p>

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	<p>KML/KMZ files. Files which require conversion by OpenCape to achieve the required formats are not acceptable. The requirement for CAD files must be in either a DXF or DWG format. It will be difficult to create strand maps and splice points without the use of CAD software. Likewise it will be difficult to create the required point cloud of poles without the use of either a mutually agreed format for an excel spreadsheet or a properly projected ArcView format. The data required and the formatting specifics will be finalized as part of the contract negotiating process. However, the data deliverable must be provided in formats which DO NOT require OpenCape to perform file conversion.</p>
22.	<p>Q. Page 6 references Appendix F; will this Appendix need to be part of the RFP response or need to be filled out separately and returned to OpenCape?</p> <p>A. It should be filed with the RFP response.</p>
23.	<p>Q. Can OpenCape provide an example of the attribute sheets needed for data collection? Or a sample listing of the data for a given territory?</p> <p>Q. Section 4.2.4 has a complete survey form been provided by OpenCape, determined to be correct and complete, to avoid resurvey work due to missing data or “unasked” questions/data points.</p> <p>A. OpenCape expects to receive the required attributes from the pole owners in a few days. We will post them on the web-site as soon as they are available and send an email notification to all who submitted questions referring them to the web site.</p>
24.	<p>Q. Can OpenCape provide the naming convention for each pole data collection sheet and will this be based on territory?</p> <p>A. The data collection naming conventions will be governed by the requirements of the pole owners. As described in 23, above, data will be collected using these same conventions across the project. While surveying poles in the field with other pole owners, naming conventions will need to be coordinated to maintain communications. However, the data provided back to OpenCape should be the same throughout and in a form compatible with the attributes described under 23, above, when provided.</p>
25.	<p>Q. Will OpenCape provide the territory for each pole owner?</p> <p>A. The territory for Verizon is region-wide. The territory for National Grid is from Providence, Rhode Island to Westport, Massachusetts and from Brockton,, Massachusetts to the Plymouth Town Line. The remainder of the territory is within NSTAR’s service territory.</p>
26.	<p>Q. Will Exhibit C & D need to be a part and included on the RFP response?</p> <p>A. Yes</p>
27.	<p>Q. Will all questions from all respondents be shared?</p> <p>A. Yes</p>
28.	<p>Q. Is ice and wind loading be required for this bid?</p>

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	A. Yes
29.	<p>Q. Will awarded contractor be allowed to use any percentage of sub-contractors to complete this project?</p> <p>A. Yes, but all subcontractors must be identified in the Respondent's response and comply with the requirements of the RFP. Absent the written consent of OpenCape, a Respondent will not be permitted to use any subcontractors who are not identified in the Respondent's response.</p>
30.	<p>Q, Page 12 Engineering Section 4.4 item 3; Can OpenCape provide an example of the work print package needed for this project?</p> <p>A. Detailed site drawings and permit detail drawings should be provided in both print and a format compatible with DXF or DWG. The sizes of these drawings should comply with the response shown in the question 31, following. The guiding principle will be based on the requirements of the permitting agency. Overview maps should be provided in ANSI E plots.</p>
31.	<p>Q. Page 12 Engineering Section 4.4 item 6; What size will the site drawings, permit details and overview maps be printed?</p> <p>A. At a minimum, strand maps are expected in ANSI B format. Permit details would be provided in ANSI B formats. Overview maps should be provided as ANSI E plots. It should be noted that the successful Respondent is also responsible for providing plots in the format required by the permitting or licensing organization.</p>
32.	<p>Q. Page 13 Engineering Section 4.4 item 8; OpenCape mentions an ultimate development of a geo-database, Can OpenCape clarify the end result of the geo-database i.e. oracle w/ sdo or sde?</p> <p>A. A Geodatabase is a graphical representation of the entire project with all its routes, poles, assets, anchor points, etc detailed as geographic entities. Underlying the graphical representations are various data elements which further describe the entity, ie; a point describing a 'pole' would have the location of the pole, the pole number, the owners of the pole, the condition of the pole, a photograph of the pole taken during the survey, etc. The primary purpose is as an intelligent management tool for the ongoing development, management and operation of the system as well as the owner's responsibility for asset management. A typical use might be in a NOC where it is used to identify the exact location of a trouble report, the number of reports from that location, the nearest repair crew, the assets located at that point and the parts required to bring the location back on-line. Respondents are encouraged to visit the ESRI web site and explore the capabilities and requirements of GeoDatabases.</p>
33.	<p>Q. Page 11 Field data Collection Section after item 7; If awarded the contract, will the checkpoint phase, will this be required for each territory?</p> <p>A. A representative number of poles surveyed from each will be combined to create the 300 pole sample.</p>
34.	<p>Q. Page 14 Proposal Format 5.4 Experience; OpenCape is requesting work experience with federal grant funded project. Will the work experience required need to be within the New</p>

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	<p>England area and only federal grant funded projects?</p> <p>A. Respondents are encouraged to fully describe all relevant experience so the review team has the best picture of the Respondent's experience and capabilities.</p>
35.	<p>Q. Page 15 Identify any experience with Army Corp; would experience with the Army Corp. be a requirement for the project?</p> <p>A. No, but it is desirable.</p>
36.	<p>Q. There is no reference in the RFP for specifications regarding lighting, testing or otherwise provisioning the system, whereas a design is called for. What is your view on integrating or otherwise specifying performance requirements, active component makeup, and other such aspects of the system as designed, including specific component designation?</p> <p>A. The scope of this RFP is limited to route engineering, pole and conduit survey and permitting and licensing services to pole owners and other entities. Lighting, testing and provisioning are the subject of a future RFP for designing, building and operating the system .</p>
37.	<p>Q. Offshore (Dukes County) components are shown in the network diagram but are not mentioned in the RFP otherwise. How does this RFP address these aspects of the intended system?</p> <p>A. Martha's Vineyard is a wireless component only and not a part of this RFP, but will be the subject of portions of the upcoming design, build and operate RFP. Nantucket may be added to work required under this RFP as work performed under the out-of-scope provisions of the final contract.</p>
38.	<p>Q. On page 10 of the RFP, OpenCape requests that field data survey and make-ready must be completed by segment to support rapid hand-off. Has OpenCape determined what constitutes a segment (by town, network segment, other?) or will that be up to the vendor to develop and communicate with OpenCape?</p> <p>A. The fiber system is divided into 5 major segments;</p> <ol style="list-style-type: none"> 1. The segment from Providence to the Cape Cod side of the Cape Cod Canal, 2. The segment from Brockton to the Cape Cod side of the Cape Cod Canal, 3. The segment creating a loop from the Cape Cod Canal, through Falmouth, up to Hyannis, across to Barnstable, down to Sandwich and then, back to the Cape Cod Canal, 4. The segment from Hyannis to Yarmouth, Harwich, Chatham and Orleans, then back down to Brewster, Dennis and Barnstable, 5. The segment from Orleans to Eastham, Wellfleet, Truro and Provincetown.
39.	<p>Q. Will OpenCape provide the actual pole locations they desire to attach to (with the field surveyor confirming or recommending other poles in the field) OR will OpenCape simply</p>

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	<p>provide the general route (“down Elm street”) and it will be up to the field surveyor to determine which poles to attach to. (Our assumption is that we will be following the electric corridor as a starting point and deviate only when required).</p> <p>A. The route is firm as it has been submitted to the NTIA as the final path within the Environmental Assessment. The purpose of the engineering portion of this RFP is to determine which poles/conduits are to be used along that route. For that portion of the project passing through the NSTAR distribution system, it is anticipated the route will follow existing corridors and will run through the ‘electrical space’ on the street-distribution poles. In that portion of the project passing through the National Grid distribution system, work will be restricted to the ‘communication space’ on the poles. In all areas the field surveyor and engineer will recommend the attachment schedule.</p>
40.	<p>Q. How many pole owners does OpenCape anticipate will be involved within the project footprint?</p> <p>A. Three; NSTAR, National Grid and Verizon.</p>
41.	<p>Q. Is OpenCape requiring pole loading be carried out in a specific manner (loading thresholds, specific loading reports, etc.) or will this need to be determine based on the standards requirements of each major pole owner.</p> <p>A. The pole owners will determine pole loading as part of their own survey. Subject to the attributes to be provided as shown under question 23 above, poles surveyed under this RFP will not require pole loading analysis.</p>
42.	<p>Q. Are all the routes planned for the deployment listed in the RFP or could there be additional routes added? (notwithstanding alternate routes recommended by the field survey contractor)</p> <p>A. The routes and laterals are described in Appendix A and should be used for developing pricing relative to this RFP. Additional routes and laterals would be authorized via change orders and will be priced according to the schedule included in the final negotiated contract.</p>
43.	<p>Q. Is OpenCape aware of any specific Field Surveyor qualifications required to access/survey UG structures to determine available conduit and sizes? Will this need to be determined with each of the major UG structure and/or conduit owners to determine the type of personnel (linemen, certifications, etc.) they require to access their structures?</p> <p>A. The respondent should expect to discover and provide such data as part of their deliverables.</p>
44.	<p>Q. Does OpenCape have any metrics on the percentage or number of UG structures they anticipate will need to be accessed? (If so, can the vendor provide a separate cost for survey of these locations as they may include police detail, environmental testing, flushing/pumping, etc.?)</p> <p>A. No, It is the responsibility of the successful Respondent to provide this information as part of their deliverables under the contract.</p>

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45.	<p>Q. Page 13 of the RFP states “Work collaboratively with the eventual Network Design and Build and Network Operation contractor to facilitate project completion. Does OpenCape have any expectations on the level of involvement or should the vendor make assumptions and work this into the “lump sum fixed price?”.</p> <p>A. The Respondent is encouraged to make assumptions based on their experience. If the Respondent needs to set parameters on what the extent of that involvement should be, they should do so in this section of their response. It is anticipated that the work described under this RFP and the work described under the upcoming design, build and operate RFP will occur in parallel for an extended period, and there will be requirements in the Contract to collaborate to keep the project on-time and on-budget.</p>
46.	<p>Q. Will OpenCape accept bids for the Field Data Survey portion of the work only or do all three components need to be part of the proposal (Field Data Survey, Permitting & Licensing, Engineering)?</p> <p>A. OpenCape is searching for a vendor who can provide the full range of services requested. However, responses addressing specific components of the RFP will be considered as OpenCape attempts to create a ‘best of breed’ solution.</p>
47.	<p>Q. Page 7 - Specifically what licenses and registrations are required for the Commonwealth of Massachusetts?</p> <p>A. The Respondent is responsible for identifying the permits, licenses, and registrations required to do business in Massachusetts in the Respondent’s trade or business.</p>
48.	<p>Q. In section 4.1 What is meant by “OpenCape intends to install fiber in the energy slot”. Is this on the poles?</p> <p>A. This applies to poles in the NSTAR portion of the route only. OpenCape is completing negotiations with NSTAR to use the energy slot of the poles.</p>
49.	<p>Q. What is the estimated number of underground permits required?</p> <p>A. OpenCape does not have an estimate. As part of the Scope of Work, the Respondent will need to determine the answer to this question.</p>
50.	<p>Q. Page 25 – Canal Crossing. Does OpenCape own or intend to own the crossing?</p> <p>A. OpenCape does not currently have rights to cross the Cape Cod Canal, but intends to obtain sufficient rights</p>
51.	<p>Q. Page 26 – What are the specific design and engineering requirements for the Microwave component?</p> <p>A. Other than the engineering, survey and licensing required to run laterals to the various antenna sites, the specifics of the wireless design will be a requirement of the upcoming design, build and operate RFP.</p>
52.	<p>Q. If the award is split between respondents as mention in section 3.3.8 (Page 5) of the RFP, will the areas (aka “segments”) be contiguous or a minimal amount of contiguous area be</p>

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	<p>specified. Can you please define/clarify the definition of a segment?</p> <p>A. As of this time, OpenCape has no template for dividing the project into segments for multiple vendors. OpenCape will not know the answer to this question until we receive the responses. OpenCape reserves the right to assemble a ‘best of breed’ solution to accomplish the goals of the grant.</p>
53.	<p>Q. Per the Project Timeline section 3.7, Final Engineering is due on March 25th includes Construction plans including slack locations, splice points, etc.</p> <p style="padding-left: 40px;">When will we know if we are using the primary or alternative paths?</p> <p>Q. Per the Project Timeline section 3.7, Final Engineering due on March 25th includes Construction plans including slack locations, splice points, etc.</p> <p style="padding-left: 40px;">Are we providing Final Engineering for both paths with only one going to be constructed?</p> <p>Q. On Page 21, are both the Primary and Alternates required to be surveyed, what scopes are required for the alternate path?</p> <p>A. Both paths must be surveyed in order to maintain options. Licensing, permitting, and engineering of only one path – preferably Primary, will be conducted. The surveys and completion of negotiations with pole and right of way owners will ultimately determine which path that will be. Respondents should break out these costs in appropriate ways to allow some flexibility.</p>
54.	<p>Q. Per the Project Timeline section 3.7, February 25th has Field Data Collection, Licensing, Permitting Complete and Draft Engineering documentation provided to OpenCape. Is OpenCape looking for the Licensing and Permit Applications only? Which does not include the following:</p> <p style="padding-left: 40px;">Construction Permits issued by Local and State Agencies</p> <p style="padding-left: 40px;">Pole Attachment Licenses issued by Telephone and Electric utilities – it should be noted the physical process of obtaining Licenses to construct will be difficult to meet by Feb. or March 2011</p> <p>A. Licensing and Permit Applications submission is the desired deliverable. The requirement for construction permitting should be identified for preparation and submittal during the upcoming design, build and operate RFP.</p>
55.	<p>Q. Who determines segments as related to the make ready under the General Requirements in section 4.1 paragraph 3?</p> <p>A. The pole owners will determine which poles have proper applications and acceptable survey data and will authorize crews to perform make ready as they see fit. OpenCape</p>

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	looks to the successful Respondent to expedite that process wherever possible.
56.	<p>Q. Have any rights of way been secured from NSTAR as related to section 4.3.3?</p> <p>A. In process. See Question 48.</p>
57.	<p>Q. Please further clarify/define the wording of “through project completion” as meant in 4.3.6 of the RFP. What date does this intended period end?</p> <p>A. The end date for the project is no later than January 31, 2013. Funding from OpenCape’s grant sources ends at that time.</p>
58.	<p>Q. Who will pay the application fees to the licensing authorities as related to section 4.3 Licensing and Permitting?</p> <p>A. OpenCape</p>
59.	<p>Q. Will the application fees be direct billed to OpenCape or passed through the Engineering firm?</p> <p>A. Direct billed to OpenCape</p>
60.	<p>Q. Will the following questions be detailed in the Network Design and Build Phase?</p> <p style="padding-left: 40px;">Will the actual Licensing and make-ready leading up to receiving the Pole Attachment License fall under the “Network Design and Build” phase? Not clearly defined in section 4.3.</p> <p>The task of license preparation, pole survey, make-ready coordination and expediting up to the point of receiving the license to attach, will remain the responsibility of work to be performed under this RFP. Once the actual license to attach is received from the pole owner, all subsequent work will fall under the tasks performed under the upcoming design, build and operate RFP. The hand-off point to the design, build and operate contractor will be at the point the license to attach is received.</p>
61.	<p>Q. Will the following questions be detailed in the Network Design and Build Phase?</p> <p style="padding-left: 40px;">Who will pay the Pole Attachment License make-ready fees? Not clearly defined in section 4.3.</p> <p>A. OpenCape</p>
62.	<p>Q. On Page 23, up to what point is Engineering required to entry of the CO, to the zero manhole?</p>

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	<p>Are diverse entries required? Are 2 paths required to the zero manhole? Is the -1 manhole acceptable? What are the connection details for the path to enter the Central Office?</p> <p>A. Engineering should be done to the zero manhole. Diverse entry points are highly desirable and should be planned for to the extent permitted by local conditions at each CO.. While the basic route to the CO's have been broadly defined and are shown in Attachment's A and B1 & B2, the engineering specifics remain as work to be performed under this RFP.</p>
63.	<p>Q. On Page 24, are diverse laterals needed into Anchor locations? What are the connection details for the path(s) to enter the Anchor Institutions?</p> <p>A. Diverse paths to anchors are not required. Details of the paths from the lateral to the Anchor's DMARC are to be provided as work under this RFP</p>
64.	<p>Q. Are any and all of the fees that respondent would be responsible for nonrecurring, and terminate in a manner so that recurring fees will be paid by the winner of another subsequent RFP?</p> <p>A. All recurring fees associated with licensing and permitting will be the responsibility of OpenCape.</p>
65.	<p>Q. What is the dispute resolution process should attachment rework/resurvey work be needed/performed due to network configuration changes or needs by the subsequent builder or RTNO operator?</p> <p>A While the dispute resolution process will be set forth in more detail in the Contract and will be subject to negotiation between OpenCape and the successful Respondent, it is currently anticipated that any disputes under the Contract would be subject to binding arbitration in accordance with the Commercial Arbitration Rules of the American Arbitration Association.</p>
66.	<p>Q. Are prevailing wages required? If so what are the labor categories and wages that need to be used?</p> <p>A. Prevailing wages are to be used. The Respondent will need to determine the correct categories for the labor classes required to do the work described in this RFP.</p>