

Q. Is it absolutely imperative to submit Financial Statements in the first round of the RFP? If so, do you have the ability to sign a Confidentiality Agreement?

A. Pursuant to Section 13.5 Contents of Proposals of the RFP: With the exception of financials (see Section 5.2), all materials submitted in accordance with this RFP will become and remain the property of the Authority and will not be returned. All Proposals shall be considered public records, but may be deemed and treated as “closed” or “exempt” by the Authority, at the sole discretion of the Authority, pursuant to the Authority’s understanding and interpretation of the laws of the State of Missouri. All Proposal material may be treated as open records. The Authority cannot guarantee confidentiality of any materials during the evaluation process or at any other time. Thus, Proposals and communications exchanged in response to this RFP should be assumed to be subject to public disclosure.

Regarding Section 5.2 requirements, the Port Authority needs some sort of assurance that your firm has the financial wherewithal to operate the Municipal River Terminal. The intent of the financial statement requirement is to demonstrate to the Port Authority this capability. We would be willing to arrange to review the required materials at your office if you are concerned about release of this material to us. This would entail our Controller visiting your office to assess your most recent audited financial statements. We would still need the bank letters called for in this Section submitted in your proposal.