

Group 01800 – Road Salt, Treated Salt, & Emergency Standby Road Salt (Statewide)

#	Solicitation Document Name	Document Section (Name or No.)	Page Number	Comment / Question / Bid Deviation	Response
1	Attachment 12 – <i>Delivery Schedule</i>	N/A	N/A	Is this document available in Excel Format?	An Excel version of Attachment 12 – <i>Delivery Schedule</i> has been added to the Bid Documents Files landing page. Please refer to the link is below for the new added document: https://www.ogs.ny.gov/purchase/biddocument/23134Bid.asp
2	Attachment 1 – <i>Intent to Bid</i>	Tabs 1 - 5	N/A	Are there multiple Lots up for bid? (Not verbatim).	There are four (4) Lots up for bid. In Attachment 1 – <i>Intent to Bid</i> , there are five tabs at the bottom of the Excel sheet. Please make sure to scroll through the tabs to see which Counties/Salt Types are up for bid. Tab 1: Instructions Tab 2: Lot I – Road Salt Tab 3: Lot II – Treated Salt Type 1 Tab 4: Lot III – Treated Salt Type 2 Tab 5: Lot IV – Emergency Standby Road Salt
3	Attachment 3 – <i>Encouraging Use of NYS Businesses</i>	N/A	2	Is there a second page to this document? The first and only page says 1 of 2.	There is only one page to Attachment 3 – <i>Encouraging Use of NYS Businesses</i> . The page number should read 1 of 1.
4	Phased Solicitation 23134 Main Document	Section 4.13 – <i>Electronic Bid Opening</i>	18	Will the entire list of prices by vendor per line item, be given? Or will only the low price and low vendor be given?	There will be no bid prices listed. OGS will provide a list of Bidders that responded to Phase 1 – <i>Bid Submittal</i> . Low prices will be made public when the award is published (September 1, 2018).

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5	Phased Solicitation 23134 Main Document	Section 6.12.10 – <i>Liquidated Damages</i>	29	How does OGS choose which fee is to be used? If a vendor is one day late, and if OGS feels the authorized user is justified, the Vendor would pay \$100.00? If the 1% method is used, is the 1% based the dollar amount of the outstanding open order, or the dollars amount of the entire order placed?	<p>The method chosen will be whichever calculation is greater in dollar value.</p> <p>Per Section 6.12.10 – <i>Liquidated Damages</i>, “The amount of damage that is sustained from a delay in daily delivery tonnage requirements and/or the established order completions period specified, is the greater of either...” of the two options.</p> <p>If the 1% method is used, the 1% deduction will be based on the value of the entire Purchase Order (or individual orders against blanket purchase orders).</p>
6	Phased Solicitation 23134 Main Document	Section 6.8 – <i>Minimum/Maximum Obligations</i>	25	For authorized users with multiple delivery sites, such as the NYS DOT, are the quantities grouped by lots? For example, if we are awarded 85,000 tons in Lot 1 for NYS DOT and 10,000 tons in Lot 2 for NYS DOT, do we treat those as two separate min/max or one min/max?	<p>The quantities are grouped by separate lots.</p> <p>The first paragraph of Section 6.8 – <i>Minimum/Maximum Obligations</i> has been revised. According to the revised language,</p> <p>“Authorized Users are obligated to take 70% minimum (50% minimum for solar salt) of their filed requirements during the contract period and Contractors are obligated to deliver up to 150% of the filed requirement for Road Salt and Treated Salt. However, Authorized Users with multiple delivery sites (e.g., NYSDOT, County Highways and NYS Thruway) shall have their minimum/maximum delivery quantities determined based on the sum of all their sites serviced by a Contractor per lot.”</p> <p>Please refer to the new revised Phased Solicitation main document.</p>
7	Phased Solicitation 23134 Main Document	Section 6.8 – <i>Minimum/Maximum Obligations</i>	25	After 12/31/19, does the contractor HAVE to continue to provide storage?	No, after 12/31/19, storage is not a mandatory requirement.

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8	Phased Solicitation 23134 Main Document	Section 1.4 – <i>Key Events/Dates</i>	8	What day will the reverse auction take place?	This is still to be determined. Bidders that respond to Phase 1 – <i>Bid Submittal</i> will be notified of the Reverse Auction date.
9	Phased Solicitation 23134 Main Document	Section 1.4 – <i>Key Events/Dates</i>	8	When will it be decided what day the reverse auction will take place?	The Reverse Auction date will be determined once Phase 1 – <i>Bid Submittal</i> is complete. Bidders that respond to Phase 1 – <i>Bid Submittal</i> will be notified of the Reverse Auction date.
10	Phased Solicitation 23134 Main Document	Section 4.16 – <i>NYS Reserved Rights</i>	19	X. “OGS reserves the right to accept sealed for any given Road Salt/Treated Sale line item via the Reverse Auction. In these instances, there will be no ranking displayed.” Is it the OGS intent to follow a sealed bid procedure on certain line items?	Reserved Right Part X allows OGS to, after Phased 1 – <i>Bid Submittal</i> (Intent to Bid), determine which items, if any, will be bid on through a sealed bid. In that case, sealed bids will be submitted through the same online EASiBuy software platform.
11	Attachment 12 – <i>Delivery Schedule</i>	N/A	N/A	Can this be formatted and re-released to vendors so it can be printed?	An Excel version of Attachment 12 – <i>Delivery Schedule</i> has been added to the Bid Documents Files landing page. Please refer to the link is below for the new added document: https://www.ogs.ny.gov/purchase/biddocument/23134Bid.asp
12	Phased Solicitation 23134 Main Document	Section 6.12.11 – <i>Buy Against</i>	31	Please explain why an authorized user would not be allowed to purchase white salt (if treated vendor is unable to deliver) from original vendor/treated vendor and would instead purchase white salt from a different vendor on the emergency contract?	Awardees, as a result of this Phased Solicitation, are expected to deliver the product for up to 150% of the filed requirements for each lot, and county awarded.
13	Phased Solicitation 23134 Main Document	Section 4.16 – <i>NYS Reserved Rights</i>	19	X. "OGS reserves the right to accept sealed bids for any given Road Salt/Treated Salt line item via the Reverse Auction. In these instances, there will be no ranking displayed." Is a vendor permitted to submit a sealed bid as opposed to participating in the reverse auction process? Why have an online auction if a bid price is accepted via sealed bid? When will the low prices be made public.	No, a bidder is not permitted to submit a sealed bid as opposed to participating in the Reverse Auction process. Sealed bids may be submitted through the online EASiBuy software platform if OGS determines it is necessary for an item. Low prices will be made public when the award is posted (September 1, 2018).