



# Bid Solicitation Update #4

## Subject: Responses to Bidder Inquiries Revisions to Solicitation Documents

DATE: September 27, 2019

IFB/RFP: 23170                      BID OPENING DATE | TIME: October 10, 2019                      | 11:00                      AM

GROUP | TITLE: 23170 – Buses, Transit (Adult Passenger) (Statewide)

### OGS DESIGNATED CONTACTS:

Colleen Glynn-Piscitella                      | CMS 1                      | 518-486-3626                      | [Colleen.glynnpiscitella@ogs.ny.gov](mailto:Colleen.glynnpiscitella@ogs.ny.gov)

### RESPONSES TO SECOND ROUND OF INQUIRIES:

The Office of General Services (OGS) has reviewed the second-round of inquiries received for Transit Buses (Adult Passenger) (Statewide) Solicitation #23170.

Responses to the inquiries can be obtained at the Procurement Services Bid Calendar:

<https://ogs.ny.gov/procurement/bid-opportunities>

In addition to publishing responses to the inquiries, OGS has revised the following documents, which will be released simultaneously with the responses to the inquiries.:

- Solicitation #23170 (REVISED September 27, 2019),
- Attachment 1 – *Specifications and Pricing* (REVISED September 27, 2019).

### UPDATE TO BID SUBMISSION INFORMATION:

The Bid Opening date for this solicitation has been revised, and is now October 10, 2019 at 11:00 AM ET..

Bidders are directed to refer to the actual document and the responses to the inquiries for the specific language changes and clarifications. Bids submitted will be evaluated based on the revised Document(s).

***Failure to submit the final version of Attachment 1 – Specifications and Pricing, with the correct revision date as posted on the OGS website and announced via the NYS Contract Reporter, May result in the Bid being deemed non-responsive and in the disqualification of the Bid.***

The following two (2) versions of Attachment 1 – *Specifications and Pricing* are included with this update:

23170\_Attachment01\_SpecificationsPricing\_2019-09-27\_REDLINE (this version shows changes in red, and is for information only – do not submit with the bid).

23170i\_Attachment01\_SpecificationsPricing\_2019-09-27\_FINAL (this is the final version of Attachment 1 and is to be submitted with the Bid).

### BIDDER ACKNOWLEDGEMENT OF SOLICITATION UPDATES

All Bidders must acknowledge receipt and agreement to all Bid Solicitation Updates by answering “Yes” to question #19 on Attachment 6 - *Bidder Submission Checklist*.



# Bid Solicitation Update #3

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**Subject: Responses to Bidder Inquiries  
Revisions to Solicitation Documents**

**DATE:** September 17, 2019

**IFB/RFP:** 23170                      **BID OPENING DATE | TIME:** October 3, 2019                      | 11:00                      AM

**GROUP | TITLE:** 23170 – Buses, Transit (Adult Passenger) (Statewide)

**OGS DESIGNATED CONTACTS:**

Colleen Glynn-Piscitella    | CMS 1    | 518-486-3626 | [Colleen.glynnpiscitella@ogs.ny.gov](mailto:Colleen.glynnpiscitella@ogs.ny.gov)

**RESPONSES TO INQUIRIES:**

The Office of General Services (OGS) has reviewed the inquiries received for Transit Buses (Adult Passenger) (Statewide) Solicitation #23170.

**Responses to the inquiries can be obtained at the Procurement Services Bid Calendar:**

<https://ogs.ny.gov/procurement/bid-opportunities>

In addition to publishing responses to the inquiries, OGS has revised the following: Solicitation #23170 (REVISED September 17, 2019), Attachment 1 – Specifications and Pricing (REVISED September 17, 2019), and Attachment 6 – Bidder Submission Checklist (REVISED September 17, 2019). Revised documents will be released simultaneously with the responses to the inquiries.

**A summary of the revisions are provided on Pages 2 - 4 of this document.**

**UPDATE TO BID SUBMISSION INFORMATION:**

The Bid Opening date for this solicitation will be October 3, 2019.

**BIDDER ACKNOWLEDGEMENT OF SOLICITATION UPDATES**

All Bidders must acknowledge receipt and agreement to all Bid Solicitation Updates by answering “Yes” to question #19 on Attachment 6 - *Bidder Submission Checklist*.

All other terms and conditions of the Solicitation remain unchanged.

The summary is provided as a convenience. Bidders are directed to refer to the actual document and the responses to the inquiries for the specific language changes and clarifications. Bids submitted will be evaluated based on the revised Document(s).

**REVISIONS to Solicitation #23170 Buses, Transit (REVISED September 17, 2019)**

- Section 1.1 – **Bid Overview, subparagraph (C) has been revised to remove the multiple award language as follows:**

C. This IFB does not constitute an offer. OGS May, at its sole discretion, award Contracts as a result of this Solicitation. The commodity Contracts awarded as a result of this IFB for Transit Buses, Shall be **one (1) centralized Contract** for each Lot. The centralized Contracts awarded as a result of this Solicitation are for use by Authorized Users as defined in Appendix B §2, Definitions, which includes, but is not limited to, New York State agencies, political subdivisions, local governments, public authorities, public school and fire districts, public and nonprofit libraries, and certain other nonpublic/nonprofit organizations. See also Section 6.37 Non-State Agencies Participation in Centralized Contracts.

- Section 1.2 – **Scope, Table 1: List of Lots and Number of Awardees, has been revised to remove the multiple award language as follows:**

Lot	Lot Description	Minimum Capacity [Ambulatory (A) plus Wheelchairs (WC)]	Number of Awardees
A	Low Floor Vehicle <10,000 lb.	4 Passenger [3A/1WC]	One (1) Statewide
B	High Headroom Wagon <10,000 lb.	7 Passenger [5A/1WC]	One (1) Statewide
C	High Headroom Wagon <10,000 lb. (Flexible Floor Plan)	7 Passenger [6A/1WC]	One (1) Statewide
D	Dual Rear Wheel Cutaway <22 ft.	9 Passenger [8A/1WC]	One (1) Statewide
E	Dual Rear Wheel Cutaway <22 ft.	11 Passenger [10A/1WC]	One (1) Statewide
F	Low Floor Cutaway	17 Passenger [15A/2WC]	One (1) Statewide
G	Dual Rear Wheel Cutaway >22 ft.	16 Passenger [14A/2WC]	One (1) Statewide
H	Dual Rear Wheel Cutaway >22ft. (Electric)	16 Passenger [14A/2WC]	One (1) Statewide
I	Medium Duty Cutaway (Alternate Fuels)	20 Passenger [18A/2WC]	One (1) Statewide
J	Conventional Style	24 Passenger [22A/2WC]	One (1) Statewide
K	Conventional Style	28 Passenger [26A/2WC]	One (1) Statewide
L	Low Floor (Front Engine)	25 Passenger [23A/2WC]	One (1) Statewide
M	Low Floor (Rear Engine)	35 Passenger [33A/2WC]	One (1) Statewide

- Section 1.4 – **Key Events/Dates** has been revised to include new dates:

EVENT	DATE	TIME
IFB Release	07/24/2019	N/A
Closing Date for First Round of Bidder Questions	08/08/2019	5:00 PM ET
OGS Procurement Services Responses to First Round of Bidder Questions	09/17/19	N/A
Closing Date for Optional Second Round of Bidder Questions	09/20/17	5:00 PM ET
OGS Procurement Services Responses to Second Round of Bidder Questions	09/27/19	N/A
Bid Opening / Due date for Bids	10/03/2019	11:00 AM ET
Contract Approval Date / Award Publish Date	12/22/2019 (tentative)	N/A

- Section 3.2 – **Standards, Codes, Rules, And Regulations, subparagraph (C)** has been revised to include new language:

C. Transit Buses Shall comply with Federal Motor Vehicle Safety Standards (FMVSS) 214 (applicable only to Lots A, B, C, and F), FMVSS 220 (applicable to Lots D, E, F, G, H, I, J, K, L, and M), Part 38 of the American’s with Disabilities Act (ADA), and NYS DOT regulations outlined under NYCRR Chapter VI, Article 3, Part 720-721 or any amendments thereto, except as relating to school buses. Unless otherwise stated, wheelchair lift/ramp equipped buses Shall be defined under NYCRR Part 720-721 regulations.

- Section 5.1 – **Method of Award** has been revised to remove the multiple award language as follows:

This IFB includes thirteen (13) Lots as specified in Section 1.2 Scope, and OGS intends to award to one (1) responsive and responsible Bidder in each Lot with the lowest Grand Total For Lot. OGS reserves the right to make award to either greater or fewer than one (1) responsive and responsible Bidder, if doing so is determined to be in the best interest of the State. Grand Total For Lot is calculated in accordance with Section 5.3 Grand Total For Lot Calculation, and is based on a combination of the Base Item Unit Price and Total Optional Equipment Evaluation Price, weighted by the Evaluation Quantity. The examples below in Section 5.2 Total Optional Equipment Evaluation Price Calculation and Section 5.3 Grand Total For Lot Calculation, indicate the calculations for each Lot. Included with the specifications for each Base Item is an Evaluation Quantity. This value is for evaluation purposes only and is based on historic sales and anticipated future needs. The Evaluation Quantity is NOT a guaranteed purchase under the resultant Contract(s). See also Section 1.3 Estimated Quantities.

- Section 6.19 – **Delivery Time, subparagraph (A)** has been revised to remove the reference to purchase and to include new language:

A. Delivery time Shall be expressed in number of calendar days required to make delivery after receipt of a Finalized Order (After Receipt of Order (“ARO”)). All Transit Buses Must be delivered within the number of calendar days previously agreed upon by the Contractor and Authorized User, after receipt of the Finalized Order by the Contractor and/or at the pre-production meeting (see Section 3.10 Pre-Production Meeting). Failure to deliver within the previously agreed upon time period Shall result in payment of liquidated damages in accordance with Section 6.21 Liquidated Damages,

unless the delay was not within control of Contractor or the reason for the delay has been determined to be reasonable by the Authorized User (see Paragraph D below).

D. Unless otherwise agreed-upon by the Authorized User, the Contractor Shall furnish the Authorized User with Written acknowledgement of the delivery date to the Authorized User at least fourteen (14) calendar days prior to shipment.

**Revision to Attachment 1 – Specifications and Pricing (Revised September 17, 2019)**

See Attachment 1 – Specifications Pricing\_2019-09-17\_REDLINE for revisions.

**Revision to Attachment 1 – Specifications and Pricing (Revised September 17, 2019)**

Attachment 1 – Specifications Pricing\_2019-09-17\_FINAL to be submitted with Bid.

**Revision to Attachment 6 – Bidder Submission Checklist (Revised September 17, 2019)**

Revised to omit: Question 11 ~~Did Bidder submit a completed Attachment 11 – Transit Bus Pre-Order Worksheet?~~



## Office of General Services Procurement Services

Corning Tower, Empire State Plaza, Albany, NY 12242 | <https://ogs.ny.gov/procurement> | [customer.services@ogs.ny.gov](mailto:customer.services@ogs.ny.gov) | 518-474-6717

# Bid Solicitation Update #2

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## **Subject: OGS Response to Bidder Questions**

**DATE:** September 13, 2019

**IFB/RFP:** 23170                      **BID OPENING DATE | TIME:** TBD                      | 11:00      AM

**GROUP | TITLE:** 23170 – Buses, Transit (Adult Passenger) (Statewide)

### **OGS DESIGNATED CONTACTS:**

Colleen Glynn-Piscitella   | CMS 1                      | 518-486-3626 | [Colleen.glynnpiscitella@ogs.ny.gov](mailto:Colleen.glynnpiscitella@ogs.ny.gov)

### **RESPONSES TO INQUIRIES:**

In accordance with the Bid Solicitation 23170 Buses, Transit (Adult Passenger) (Statewide) responses to questions and requests for clarification were due to be released on or about September 11, 2019.

OGS responses to questions and requests for clarification are now anticipated to be released on or about Tuesday, September 17, 2019, to all registered vendors via the New State Contract Reporter, and will be posted on the OGS Bid calendar at the following link: <https://ogs.ny.gov/procurement/bid-opportunities>.

### **UPDATE TO BID SUBMISSION INFORMATION:**

The Bid Opening date for this solicitation will be changed. It is anticipated that the amended date and time will be included in a Bid Solicitation Update when the responses to inquiries are released.

### **BIDDER ACKNOWLEDGEMENT OF SOLICITATION UPDATES**

All Bidders must acknowledge receipt and agreement to all Bid Solicitation Updates by answering “Yes” to question #19 on Attachment06: *Bidder Submission Checklist*.

All other terms and conditions of the Solicitation remain unchanged.



## Office of General Services Procurement Services

Corning Tower, Empire State Plaza, Albany, NY 12242 | <https://ogs.ny.gov/procurement> | [customer.services@ogs.ny.gov](mailto:customer.services@ogs.ny.gov) | 518-474-6717

# Bid Solicitation Update #1

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## **Subject: OGS Response to Bidder Questions**

**DATE:** August 27, 2019

**IFB/RFP:** 23170                      **BID OPENING DATE | TIME:** TBD                      | 11:00      AM

**GROUP | TITLE:** 23170 – Buses, Transit (Adult Passenger) (Statewide)

### **OGS DESIGNATED CONTACTS:**

Colleen Glynn-Piscitella    | CMS 1                      | 518-486-3626 | [Colleen.glynnpiscitella@ogs.ny.gov](mailto:Colleen.glynnpiscitella@ogs.ny.gov)

### **RESPONSES TO INQUIRIES:**

In accordance with the Bid Solicitation 23170 Buses, Transit (Adult Passenger) (Statewide) responses to questions and requests for clarification were due to be released on or about August 22, 2019.

OGS responses to questions and requests for clarification are now anticipated to be released on or about Tuesday, September 10, 2019, to all registered vendors via the New State Contract Reporter, and will be posted on the OGS Bid calendar at the following link: <https://ogs.ny.gov/procurement/bid-opportunities>.

### **UPDATE TO BID SUBMISSION INFORMATION:**

The Bid Opening date for this solicitation will be changed. It is anticipated that the amended date and time will be included in a Bid Solicitation Update when the responses to inquiries are released.

### **BIDDER ACKNOWLEDGEMENT OF SOLICITATION UPDATES**

All Bidders must acknowledge receipt and agreement to all Bid Solicitation Updates by answering "Yes" to question #19 on Attachment06: *Bidder Submission Checklist*.

All other terms and conditions of the Solicitation remain unchanged.