

40524-23254 School Buses (Statewide) Consolidated Q&A Response

Q#	IFB Section Reference	Question	OGS Response
1	General	How do we get a copy of this presentation again?	A copy of the Pre-Proposal Conference Webinar PowerPoint presentation is available on the solicitation website: https://ogs.ny.gov/procurement/biddocument/23254bid
2	General	Is it the intent of this IFB to offer AU's the ability of multiple options for purchasing School Buses?	Yes.
3	General	Are the vehicles being requested in this IFB Buy America Requirement?	This IFB does not contain Buy America requirements.
4	1.1 C Overview	Would NYS Grant an exception so that the (REDACTED) Product can be represented in the areas that the factory has granted distributorships for currently - and should the rest of the counties be amended at a future date, THEN amend the bid to accommodate the resulting consortium?	No, Award of an Item shall be made only to a Bidder (see Section 1.11 <i>Definitions</i>) that has the ability to deliver the applicable Item on a statewide basis to Authorized Users in all sixty-two (62) NYS counties (See IFB Section 1.1 <i>Overview, C</i>).'
5	1.11 Definitions	Regarding the "Build Sheet," will OGS accept the body and chassis as one line item in the Build Sheets?	The definition of "Build Sheet" does not identify the format of information to be provided. Information provided needs to meet the requirements set forth as specified in IFB Section 1.11 <i>Definitions</i> .
6	1.11 Definitions	Regarding "NYS Contract Price(s)," it asks for pricing to include "all other incidentals normally included with providing a School Bus." Does this include the cost of titling and registering new school buses delivered off this contract?	In accordance with 3.13.2 (2) <i>Condition on Delivery</i> , The Contractor shall Include the forms required to apply for a NYS title and license. All title papers shall be properly prepared and executed. The Authorized User is responsible for the titling and registration of the purchased School Bus and all associated fees. See amended language in Section 5.5 <i>Procurement Instructions for Authorized Users</i> : G. The Authorized User is responsible for the titling and registration of the purchased School Bus and all associated fees.

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7	1.2 Scope	<p>There is a strict technical difference between "charger" and "Electric Vehicle Supply Equipment". (EVSE) A charger can be provided as an option with the bus. By requiring a bidder to deliver an electric school bus without a charger because it is "related to EVSE" may render the vehicle inoperable.</p> <p>Can a charger be delivered with the bus?</p> <p>If it is not listed as an additional OEM option, it should at the very least be eligible to be delivered as a third-party system, similar to what is currently performed with camera systems and two-way radios.</p>	<p>Please see amended IFB Section 1.2 <i>Scope</i> and 1.11 <i>Definitions</i> which have been revised to define Electric Vehicle Supply Equipment (EVSE).</p> <p>Section 1.2 <i>Scope</i> [...In addition, the following products are excluded from the scope of this Contract: 1. Leasing of a School Bus; 2. Electric Vehicle Supply Equipment (EVSE) and related items which are external to the bus; and 3. Installation of Electric Vehicle Supply Equipment]</p> <p>Section 1.11 <i>Definitions</i> "Electric Vehicle Supply Equipment (EVSE)" shall refer to electric vehicle charging hardware, software, network services, related equipment or infrastructure that is external to the school bus.</p>
8	1.2 Scope	<p>EV charging/infrastructure is excluded. Is charging & site evaluation for infrastructure for these vehicles state aidable?</p>	<p>State aid for EV charging and charging infrastructure is outside the scope of this IFB.</p>
9	1.2 Scope	<p>Why would charging stations and related equipment be excluded from the scope of this contract? Shouldn't it be treated the same as a two way radio or camera system? Can this be considered as a short term solution until an infrastructure plan is in place?</p>	<p>Please see amended IFB Section 1.2 <i>Scope</i> and 1.11 <i>Definitions</i> which have been revised to define Electric Vehicle Supply Equipment (EVSE).</p> <p>Section 1.2 <i>Scope</i> [...In addition, the following products are excluded from the scope of this Contract: 1. Leasing of a School Bus; 2. Electric Vehicle Supply Equipment (EVSE) and related equipment which is external to the bus; and 3. Installation of Electric Vehicle Charging Stations]</p> <p>Section 1.11 <i>Definitions</i></p>

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			Electric Vehicle Supply Equipment (EVSE) – shall refer to electric vehicle charging hardware, software, related equipment or infrastructure that is external to the school bus.
10	1.4 Key Event Dates	Will NYSOGS consider extending the submission due date at least 3-4 weeks more from the current due date in order to ensure that the proper information is provided in the IFB response after the Pre-bid Conference?	The Bid Opening date has been changed to August 11, 2022 (See revised Section 1.4 <i>Key Event Dates</i>).
11	1.4 Key Event Dates	Type A chassis manufacturers, Ford and General Motors (Chevy) have cut production and delayed the release of pricing to school bus OEMs. Additionally Ford and General Motors (Chevy) have not consistently honored pricing throughout the year. This significantly affects school bus manufactures' ability to provide pricing as there is no available pricing structure. Will OGS delay bid opening until all Type A Chassis manufactures release pricing to school bus manufactures?	The Bid Opening date has been changed to August 11, 2022 (See revised Section 1.4 <i>Key Event Dates</i>). OGS declines to delay the bid opening further based on the unavailability of pricing from the manufacturer at this time.
12	1.4 Key Event Dates	if there is a delay in question responses, will the bid opening be delayed?	The Bid Opening date has been changed to August 11, 2022 (See revised Section 1.4 <i>Key Event Dates</i>).
13	1.4 Key Events/Dates - Bid Opening Date	Due to GM and Ford delaying their 2023 pricing until mid July and Ford E series in October 2022, we respectfully request the Bid opening date be extended until after prices are given.	OGS declines to make the requested change.

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14	2 Bidder Qualifications	Can out-of-state dealers be bidders?	Yes, out-of-state dealers can be bidders, however, in accordance with Section 2.2 <i>Other Qualifications</i> , Bidders may be required to demonstrate that they are in compliance with applicable Standards, Codes, Rules and Regulations including but not limited to the New York State Vehicle and Traffic Law (NYSVTL), and that Post-delivery service at businesses authorized by the School Bus and Optional Equipment OEMs is available within New York State (See Section 3.15 <i>Post Delivery Service</i>).
15	2 Bidder Qualifications 4.3 Bid Content	A) Once a dealer (bidder) becomes a Contractor, does their OEM become a Subcontractor? B) If so, does the OEM need to fill out all required documents related to Subcontractors, such as EEO-100?	A) No. An OEM refers to an original equipment manufacturer and is not a subcontractor. B) No. The OEM will only need to complete Attachment 9 <i>Supplier/Manufacturer's Certificate</i> which is submitted with the bid per Section 4.3 <i>Bid Content</i> .
16	2 Bidder Qualifications	In order to be eligible for award do I need to meet all of the requirements in Section 2?	Yes. Please see amended Section 2 <i>Bidder Qualifications</i> : [...Bidder is advised that the State's intent in having the requirements listed below is to ensure that only qualified and reliable Contractors perform the work of the resulting Contract. Bidder shall have the burden of demonstrating to the satisfaction of Procurement Services that it can perform the work required. Procurement Services retains the right to request any additional information pertaining to the Bidder's ability, qualifications, financial capacity, financial stability, and procedures used to accomplish all work under the resulting Contract as it deems necessary to ensure safe and satisfactory work. Failure to meet the requirements in Section 2 may render a bid non-responsive and disqualified from receiving an award. A Bidder shall meet the following qualifications:]
17	2 Bidder Qualifications	A) Does a bidder need to have a dealership in NYS to bid on this IFB? B) And if so does it need to be a third-party entity and an existing dealership?	A) Please see IFB Section 2.1 <i>Bidder Type and OEM Certification</i> which states that Bids shall be accepted only from an authorized Dealer of an OEM for School Buses. In addition, in accordance with Section 2.2 <i>Other Qualifications</i> , Bidders may be required to demonstrate that they are in compliance with applicable Standards, Codes, Rules and Regulations including but not limited to the New York State Vehicle and Traffic Law (NYSVTL), and that Post-delivery and warranty service at businesses authorized by the School Bus and Optional Equipment OEMs is available within New York State (See Sections 3.14 <i>General Warranty Requirements</i> and 3.15 <i>Post Delivery Service</i>).

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			B) Pursuant to Section 2.1 <i>Bidder Type and OEM Certification</i> , Bids shall be accepted only from an authorized Dealer of an OEM for School Buses. Bidders must meet the requirements of the IFB at the time of bid submittal.
18	2 Bidder Qualifications	Regarding "Dealer(s)," does the bidder (dealer) need to have a DMV license in New York State prior to bid submission?	Please see IFB Section 2.1 <i>Bidder Type and OEM Certification</i> which states that Bids shall be accepted only from an authorized Dealer of an OEM for School Buses. In addition, in accordance with Section 2.2 <i>Other Qualifications</i> , Bidders may be required to demonstrate that they are in compliance with applicable Standards, Codes, Rules and Regulations including but not limited to the New York State Vehicle and Traffic Law (NYSVTL), and that Post-delivery and warranty service at businesses authorized by the School Bus and Optional Equipment OEMs is available within New York State (See Sections 3.14 <i>General Warranty Requirements</i> and 3.15 <i>Post Delivery Service</i>).
19	2.1 Bidder Type and OEM Certification	Does the bidder (OEM) need to have a dealer license in the State of NY to provide an IFB response?	Please see IFB Section 2.1 <i>Bidder Type and OEM Certification</i> which states that Bids shall be accepted only from an authorized Dealer of an OEM for School Buses.
20	2.1 Bidder Type and OEM Certification	If a dealer's license is required do we have to have a dealer established prior to submitting the IFB response?	Bidders must meet the requirements of the IFB at the time of bid submittal.
21	2.2 Other Qualifications	Are Sections 3.14 <i>General Warranty Requirements</i> and 3.15 <i>Post-Delivery Service</i> included in the Bidder Qualifications?	<p>Yes. Please see amended Section 2.2 <i>Other Qualifications</i>:</p> <p>OGS reserves the right to request any additional information regarding a Bidder's abilities, qualifications and procedures as it deems necessary to ensure safe and satisfactory work under a Contract. This includes but is not limited to the following:</p> <ol style="list-style-type: none"> 1. Evidence of Bidder's capacity to process and ship the volume of orders required by Authorized Users on a statewide basis, either as a single entity Bidder, or as a Consortium. For a Consortium bid, each vendor participating in the Consortium may be requested to provide evidence of its capacity to process and ship the volume of orders required by Authorized Users in the NYS counties that it has been designated within the Consortium; 2. References that demonstrate the ability of Bidder(s) to provide School Bus(es) similar in scope to the size, nature and complexity of the applicable Item(s); 3. Documentation to demonstrate Bidder(s) are in compliance with Section 3.2 <i>Standards, Codes, Rules and Regulations</i>;

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			<p>4. Documentation to demonstrate Bidder(s) ability to meet the delivery requirements set forth in Section 3.13 <i>Delivery</i>;</p> <p>5. Documentation to demonstrate Bidder(s) ability to meet the warranty and service requirements set forth in Sections 3.14 <i>General Warranty Requirements</i> and 3.15 <i>Post-Delivery Service</i>.</p> <p>6. OGS reserves the right to investigate or make any inquiry into the capabilities of Bidder to properly perform under any resultant Contract.</p>
22	3.13.3 Post Delivery Inspection	What is the time limit for an Authorized User to perform the Post Delivery Inspection and be able to “reject the School Bus”?	Per Appendix B §34 <i>Title and Risk of Loss for Products Other Than Technology Products</i> : [...Products shall not pass from the Contractor to the Authorized User until the Products have been received, inspected and accepted by the receiving entity. Acceptance shall occur within a reasonable time or in accordance with such other defined acceptance period as may be specified in the Contract or Purchase Order.]
23	3.13.4 (1) Liquid Damages	Due to the supply chain issues and the chassis availability we ask that the Liquid damages clause be removed as we cannot control the completion of the buses due to supply chain issues.	OGS declines to make the requested change.
24	3.13.5 Default on Delivery	Due to supply chain issues and chassis availability, we ask that Default on Delivery section be removed, as we cannot control the completion of the buses.	OGS declines to make the requested change.
25	3.13.6 (1) Liquidated Damages	Due to the supply chain issues and the chassis availability, we ask that the Liquidated damages clause be removed as we cannot control the completion of the buses due to supply chain issues.	OGS declines to make the requested change.
26	3.13.6 Liquidated Damages	With the uncertainty of availability of chassis, can we remove this section due to the inability of us to control delays in the event of chassis shortages?	OGS declines to make the requested change.

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27	3.14 General Warranty Requirements	Paragraph C, "The warranty period for all coverage shall begin on the date the School Bus is accepted by the Authorized User or put in service, whichever occurs later." Warranty must begin upon acceptance of the School Bus to align with manufacturers offered warranty.	OGS declines to make the requested change.
28	3.15 Post-Delivery Service	Is there a requirement to have an authorized OEM brick and mortar/established OEM service center in NYS to bid?	Per Section 3.15 <i>Post Delivery Service</i> : [Post-delivery service at businesses authorized by the School Bus and Optional Equipment OEMs must be available within New York State for Product provided under the Contract. Post-delivery service shall be performed in a modern, properly equipped service shop. Repair shops located in New York State must be registered with the New York State Department of Motor Vehicles.]
29	3.17 Replacement Product and Product Additions	Will the winner of the Award be able to add more options of School Bus model on a later date?	Please see Section 3.17 <i>Replacement Product and Product Additions</i> for information on the process of adding new products to an existing award.
30	3.17 Replacement Product and Product Additions	If our company is awarded the NY SOGS School Bus and we would like to add additional school bus options. Would we need to submit an application for the new design to get the model approved by NY SOGS?	Please see Section 3.17 <i>Replacement Product and Product Additions</i> for information on the process of adding new products to an existing award.
31	3.18 Service/Technical Bulletins and Recalls	<p>A) Is the expectation of this paragraph for the dealer to supply the Contract manager with all written Service & Technical publications?</p> <p>B) If yes, can we register the Contract manager to receive them in the same manner as the Authorized Users?</p>	<p>A) Yes. Please see revised section 3.18 <i>Service/Technical Bulletins and Recalls</i>:</p> <p>The Contractor must immediately notify the applicable Authorized User and Procurement Services Contract manager of any service/technical bulletins and recall notices that Contractor is aware of pertaining to School Buses. Notification shall be made on a continual basis to keep applicable Authorized Users and the State informed regarding improvements, changes and/or problems concerning Authorized User owned vehicles and their component parts.</p> <p>B) Yes.</p>

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32	4.14 NYS Reserved Rights	Paragraph 24. Although reserved, is the expectation to release all awards at the same time and not stagger them?	OGS expects to make all awards at the same time but reserves the right to make awards on a staggered basis as OGS deems necessary.
33	4.2 Format of Bid Submission	For USB flash drives, what file format should the flash drive be formatted? (example: exFAT32, FAT32)	The USB flash drive should be compatible with the Windows operating system.
34	4.2.1 Consortium Bid	When submitting a Consortium Bid, besides attachment #1 & #10, are any documents to be completed by all consortium members?	Please see amended IFB Section 4.2.1 <i>Consortium Bids</i> : [...For a complete Consortium bid (see Section 2.3 <i>Consortium Bids</i> , and 4.6 <i>Bid Pricing Submittal</i> , Paragraph F), all documents listed in Section 4.3 <i>Bid Content</i> , with the exception of Attachment 1 - <i>Specifications and Pricing</i> , must be submitted by each vendor participating in the Consortium bid. A Consortium bid should be submitted in one (1) bid package, with separately bound documents for each participating vendor, labeled with its full legal business name, enclosed within. See Section 4.6 <i>Bid Pricing Submittal</i> for additional information regarding submitting Consortium bid pricing on Attachment 1 - <i>Specifications and Pricing</i>]
35	4.2.1 Consortium Bids	When submitting a Consortium Bid, besides attachment #1, are any documents to be completed by all consortium members?	Please see amended IFB Section 4.2.1 <i>Consortium Bids</i> : [...For a complete Consortium bid (see Section 2.3 <i>Consortium Bids</i> , and 4.6 <i>Bid Pricing Submittal</i> , Paragraph G), all documents listed in Section 4.3 <i>Bid Content</i> , with the exception of Attachment 1 - <i>Specifications and Pricing</i> , must be submitted by each vendor participating in the Consortium bid. A Consortium bid should be submitted in one (1) bid package, with separately bound documents for each participating vendor, labeled with its full legal business name, enclosed within. See Section 4.6 <i>Bid Pricing Submittal</i> for additional information regarding submitting Consortium bid pricing on Attachment 1 - <i>Specifications and Pricing</i>]
36	4.2.3 NYS DOT Approval Number	What happens if a bidder does not have a NYSDOT floorplan number, submits an application, but is rejected approval?	Please see IFB Section 4.2.3 <i>NYS DOT Approval Number</i> .
37	4.2.4 Additional Supporting Documentation	Regarding the Contractor-Published Pricelist, it asks for "the Contractor's complete Product Line." Does this include Products that are not being bid on?	Yes, the Contractor's Published Price List includes the complete Product Line However, in accordance with Section 4.2.4 b and c <i>Additional Supporting Documentation</i> the OEM Data Books and Bidder-Published Pricelists (Contractor-Published Pricelists) submitted with the bid are limited to the chassis and body model offered.
38	4.2.5 Alternate Bids	How do we bid an alternate bid for a product?	Alternate bids shall be submitted in accordance with IFB Section 4.2.5 <i>Alternate Bids</i> .

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	4.10 Bid Deviations		
39	4.2.5 Alternate Bids 4.10 Bid Deviations	How do we bid an alternate bid for a product? (ex. Ford Transit, Mini 308, MFSAB)	Alternate bids shall be submitted in accordance with IFB Section 4.2.5 <i>Alternate Bids</i> .
40	4.3 Bid Content	Can a narrative portion be included in the bid package or is the submittal limited to the items outlined in Solicitation Section 4.3 Bid Content?	Bids should be submitted in accordance with Section 4.3 <i>Bid Content</i> .
41	4.3 Bid Content, Attachment 8 - Report of Contract Usage & 6.17 Report of Contract Usage	Is the attachment 8 required to be submitted with IFB response?	No, for a list of documents required at bid submission, please see IFB Section 4.3 <i>Bid Content</i> . Attachment 8 - <i>Report of Contract Usage</i> is to be submitted by an awardee on a quarterly basis upon the commencement of the contract.
42	5.1 Method of Award	As long as we are reasonable bidder, would we be listed with our bid price that we provide?	Multiple awards will be made in accordance with Section 5.1 <i>Method of Award</i> .
43	5.1 Method of Award - Award Overview	Is the evaluation criteria established by OGS prior to bid opening to determine the contract award to responsible and responsive bidders explained in full in parts 5.2 and 5.3 or is there additional criteria?	Multiple awards will be made in accordance with Section 5.1 <i>Method of Award</i> .
44	6.1 Contract Terms and Extensions	".....up to five (5) years." Should it read "....up to 6 (six) years." since the bid is a 5 year plus 1 potential extension year?	No, the base contract term does not include the potential one (1) year extension.

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45	6.19 Contractor requirements and procedures for participation by NYS Certified Minority & Women Owned Business Enterprises & EEO for minority group members and Women	With regard to the WMDBE requirement, I didn't see a % goal, can a DBE FTA approval letter suffice as proof of all the DBE requirements on this IFB?	There are no M/WBE goals established for this IFB (See Section 6.19 <i>Contractor requirements and procedures for participation by NYS Certified Minority & Women Owned Business Enterprises & EEO for minority group members and Women</i>).
46	6.19 Contractor Requirements And Procedures For Participation By New York State Certified Minority- And Women-Owned Business, Part B Form EEO 100 - Staffing Plan	For Form EEO-100, the Solicitation states that the Contractor must "document the composition of the proposed workforce to be utilized in the performance of the Contract by the specified categories listed." Does this only apply to relevant workforce in New York, or all relevant workforce regardless of state of employment?	Form EEO-100 is used to indicate the staffing composition of those who will be performing a necessary function on this NYS contract no matter the geographical location of the staff.

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47	6.27 NYS Tax Law Section 5-A	If the bidder submitted ST-220-TD to the NYS Department of Taxation and Finance back in 2020, and subsequently submitted ST-220-CA to OGS back in 2020 for a different solicitation, is the bidder required to submit ST-220-TD to the NYS Department of Taxation and Finance again for this solicitation, and thus submit ST-220-CA to OGS again for this solicitation?	Bidders must file Form ST-220-CA, Contractor Certification to Covered Agency, certifying to OGS that they filed Form ST-220-TD with the Tax Department and that the information contained on Form ST-220-TD is correct and complete as of the date they file Form ST-220-CA. If there have been no changes to the information provided on a previously filed ST-220-TD, then the Bidder may Indicate on the ST-220-CA that "The contractor has previously filed Form ST-220-TD with the Tax Department in connection with (insert contract number or description) and, to the best of the contractor's knowledge, the information provided on that previously filed Form ST-220-TD, is correct and complete as of the current date, and thus the contractor is not required to file a new Form ST-220-TD at this time."
48	6.33 Drug and Alcohol Use Prohibited	Can you please clarify this statement. NYS law does not allow us to test for certain drugs any longer in our pre employment screening or random testing. A list of specific panels to be tested for would be best . Also, are office staff for instance to be held to the same requirement?	Section 6.33 <i>Drug and Alcohol Use Prohibited</i> prohibits Contractor's personnel from being " <u>impaired</u> by alcohol or drugs of any kind in the performance of the Contract" (emphasis added) and applies to all contractor's employees engaged in "performance of the Contract".
49	6.4 Pricing	Due to the Infationary pricing we have experenced over the past 12 months we would request a provision for a price excalation beyond the PPI. It is also suggested that there be a different index be used. The chassis and major components from which the product is manufactured is out of the dealers control. Bus manufacturer surcharges should be allowed to be passed through to the end user. Is it possible to change the frewquency of price	OGS declines to make the requested change.

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		increases and/or allow additional price increases which is a direct result of the manufacturer raising prices on vehicles that already have purchase orders attached.	
50	6.5.4 Price Adjustments	<p>A) Why did OGS continue to utilize a single month PPI?</p> <p>B) Does this allow OGS to propose base price increases every month?</p> <p>C) Is there a possibility to utilizing a bus/truck/transportaion index inseed of the PPI?</p>	<p>A) The single month metric outlined in IFB Section 6.5.4 <i>Price Adjustments</i> determines the PPI increase from the referenced month to the date of the applicable PPI adjustment.</p> <p>B) See revised Section 6.5.4A which has been amended as follows:</p> <p>[... The State reserves the right to modify or correct miscalculations or errors in the PPI Price Adjustment as set forth in this Section, or to change the schedule of the adjustments in order to either conduct additional or fewer price updates or to increase or decrease the frequency of updates (for example increase to a monthly basis or decrease to a bi-annual or annual basis) should market conditions so warrant.</p> <p>C) OGS agrees to utilize the requested index. See revised Section 6.5.4.A.1 <i>PPI</i>:</p> <p><i>1.PPI</i> <i>Series ID: WPU1413</i> <i>Not Seasonally Adjusted</i> <i>Group: Transportation Equipment</i> <i>Item: Truck and Bus Bodies</i> <i>(https://data.bls.gov/cgi-bin/srgate)</i></p>

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51	6.5.4 Price Adjustments	<p>Paragraph A, PPI Price Adjustment. An annual PPI is not sufficient as proven over the past two years. Although the IFB provides the State the right to enact an additional round of PPI it is at the States discretion. This seems unfair to the bidders. No industry should be asked to provide a static price for 12 months. Typically in our industry pricing is good for 30 days.....maximum 90, and that seems to be true in most industries. I can't imagine myself getting a price from a car dealer and going back 11 months later and getting the same price. We request a monthly or quarterly PPI adjustment.</p>	<p>Section 6.5.4.A <i>PPI Price Adjustment</i> has been amended to provide quarterly adjustments:</p> <p>[...On the 15th day after the end of each calendar quarter during the Contract term, beginning January 15, 2023, the Base Item, Additional Body Section, and Optional Equipment NYS Contract Prices shall be updated in accordance with the Producer Price Index (PPI) indicated below in Paragraph 1 <i>PPI</i>. Contract prices are firm until January 14, 2023.]</p> <p>Additional amendments have been made to the IFB document to support an increased PPI Price Adjustment frequency.</p>
52	6.5.4 Price Adjustments	<p>On Page 43 line 9 it states. "The State reserves the right to modify or correct miscalculations or errors in the PPI Increase as set forth in this Section, or to change the schedule of adjustments in order to conduct additional price updates or to increase the frequency of updates (for example on a bi-annual basis) should market conditions so warrant. With the current economic conditions as they are with quarterly OEM increases now being the norm how would the State make the determination that additional increases were warranted?"</p>	<p>Section 6.5.4.A <i>PPI Price Adjustment</i> has been amended to provide quarterly adjustments:</p> <p>[...On the 15th day after the end of each calendar quarter during the Contract term, beginning January 15, 2023, the Base Item, Additional Body Section, and Optional Equipment NYS Contract Prices shall be updated in accordance with the Producer Price Index (PPI) indicated below in Paragraph 1 <i>PPI</i>. Contract prices are firm until January 14, 2023.]</p> <p>Additional amendments have been made to the IFB document to support an increased PPI Price Adjustment frequency.</p>

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53	6.5.4 Price Adjustments	What would be the State's process be to set forth bi-annual PPI increases in regard to notifying the vendors in advance that additional adjustments were going to be enacted?	See the OGS response to question number 52.
54	6.5.4 Price Adjustments	Would the Producer Price Index by Commodity-Transportation Equipment-WPU1413 Truck and Bus Bodies possibly be a consideration?	<p>OGS agrees to utilize the requested index. See revised Section 6.5.4.A.1 <i>PPI</i>:</p> <p><i>1.PPI</i> <i>Series ID: WPU1413</i> <i>Not Seasonally Adjusted</i> <i>Group: Transportation Equipment</i> <i>Item: Truck and Bus Bodies</i> https://data.bls.gov/cgi-bin/srgate)</p>
55	6.5.4 Price Adjustments	Due to the Inflationary pricing we have experienced over the past 12 months we would respectfully request a provision for a price escalation beyond the PPI. The chassis and major components from which the product is manufactured is out of the dealers and the body builders control. Offering a price for 5 years with only a PPI will potentially not cover the increase year over year.	OGS declines to make the requested change.

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56	6.8 Contract Payments	In past OGS contracts, payment as been required at delivery. Is this paragraph meant to change that practice? If so, a clear definition of payment terms needs to be supplied along with interest and or late payment fee guidelines.	Payment will be made in accordance with Section 6.8 <i>Contract Payments</i> and this language is unchanged from the previous Solicitation (Award 23000). Per Section 6.8 <i>Contract Payments</i> : [...When a School Bus is delivered the Authorized User shall process the invoice immediately for the full amount of the NYS Contract Price if, in its opinion, the School Bus is in compliance with the School Bus specifications in the Contract (see Section 3 <i>Specifications</i>), and the Purchase Order. However, if poor workmanship and/or minor deviations exist, the Authorized User may withhold up to 20% of the NYS Contract Price upon delivery and delay payment of the balance until the Contractor has made all necessary corrections. The Authorized User may withhold the full amount of the NYS Contract Price if, in its opinion, the School Bus contains major deviations from the School Bus specifications in the Contract (see Section 3 <i>Specifications</i>), and the Purchase Order. However, Contractor must be notified, in writing, of reasons for delay of payment.]. See also Appendix B Clause 15 <i>Late Payment</i> .
57	Attachment #1	There is no Add a Row Option as in contracts past. Will one be added?	Lot A Items include the "Capacity - Add One (1) Row of Seating" option in Attachment 1 <i>Specification and Pricing, PART 5: Non-Mandatory Optional and Base Equipment</i>
58	Attachment #1	<p>A) Why are Gasoline, LPG, CNG bids under the Diesel tabs?</p> <p>B) If my diesel bid isn't accepted or disqualified, what would happen to my other fuel type bids under the same Item?</p> <p>C) The industry, including Authorized users, accepted and understood the previous contract model where each item had a separate bid for each fuel source. We request revision to return to previous model.</p>	<p>A) These are additional fuel types that may be bid in addition to the required fuel type.</p> <p>B) In accordance with Section 4.2.2 <i>Attachment 1 – Specifications and Pricing</i>: [... Failure to provide a Base Item NYS Contract Price, Optional Equipment NYS Contract Price, or Additional Options NYS Discount for an Item may result in the bid being deemed non-responsive for that Item and may result in the disqualification of the bid for the applicable Item.]</p> <p>C) OGS declines to make the requested change.</p>

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59	Attachment #1 & IFB	Conflicting information regarding LED Vs. Incandescent lights. Can we get specifics as to what lights are required.	<p>For gasoline, diesel and electric Items LED lights are a base item specification.</p> <p>For gasoline and diesel items Incandescent lights are included under Attachment 1 <i>Specifications and Pricing</i>, PART 4: <i>Optional Equipment Specifications and Pricing</i>.</p> <p>For electric Items, please see revised Attachment 1 <i>Specifications and Pricing</i> which has been revised to remove incandescent lights from PART 4: <i>Optional Equipment Specifications and Pricing</i> and move them to PART 5: <i>Non-Mandatory Optional and Base Equipment</i>.</p>
60	Attachment 1 - Part 4: Optional Equipment Specifications and Pricing: Child Presence Check/Alarm	Request for OGS to consider accepting the following Compatible Equivalent: Child CheckMake System Model EP1 Plus.	NYDSOT finds the Child CheckMake System Model EP1 Plus to be an acceptable compatible equivalent.
61	Attachment 1 - Part 4: Optional Equipment Specifications and Pricing: Roof Ventilator/Emergency Exit	Request for OGS to consider accepting the following Compatible Equivalent: Transpec Model 1970.	NYSDOT does not find the Transpec Model 1970 to be an acceptable equivalent as the equipment has been discontinued by the current manufacturer of the product.
62	Attachment 1 – Specifications and Pricing, NYC title 17 regulation requirement - Floor: Type B, C and D buses	Our company's type D school bus floor utilize steel tubing which is more stronger than 14 gauge steel. And also BYD school bus uses the most advanced monocoque body school bus. The body adopts closed ring structure, similar to the structure of the bird's nest, the whole body participates in the load, so that the stiffness and strength of the vehicle is much stronger than ordinary non-monocoque body and semi-monocoque body. As the	Vehicles provided pursuant to this contract will need to meet Federal Motor Vehicle Safety Standards and 17 NYCRR 720.4(B)(2)(c) as they apply to school bus floor construction.

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		structure comes a whole piece, when impact any point, it can quickly disperse the force, the whole body absorbs the energy of impact. We would like to ask for approval for this item.	
63	Attachment 1 - Type C school - Bidder input worksheet for Lot C (Item 1-D): Type C, 28 Pupil Conventional Front-Engine Bus	Our company's type C school is flat head and also the two motors are in rear wheel hubs, do we meet this requirement?	No. Please review the definition of a "Type C" as defined in IFB Section 1.11 <i>Definitions</i> . The vehicle you describe does not have a hood and front fender assembly. In the event the vehicle is not powered by an internal combustion engine, the location of the motor is not addressed in the "Type C" definition.
64	Attachment 1 Specifications and Pricing	A) Why is Electric broken out into a separate item for each lot? B) Is it possible to bid gasoline/propane/cng as a separate item, as opposed to with diesel?	A) Separate Items have been provided for electric vehicles to encourage bidding. B) No, it is not possible to bid these fuel types as a separate item, OGS declines to make the requested change.
65	Attachment 1 Specifications and Pricing 1.2 Scope	A) Electric Bus is bid separately for each Item. If Electric is a separate "fuel type" other than Diesel, then Gasoline and LPG should be bid the same way as Electric. B) Why is this not the case for Diesel, Gasoline, and LPG for Lots C & D? If it is not listed as a separate item, does an alternative bid need to be submitted for each fuel type other than diesel because of powertrain?	A) Separate Items have been provided for electric vehicles to encourage bidding. B) For the Items that require either diesel or gasoline fuel types, a bidder may propose additional fuel types (See Attachment 1 – <i>Specifications and Pricing</i> , Part 1 <i>Instructions</i> on the individual item tabs).

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66	Attachment 4 - Insurance Requirements	Does the bidder (dealer) need to have New York State Disability Insurance and Worker's Compensation Insurance if the bidder (dealer) does not have employees located in New York State?	The requirement to have coverage will depend on the individual bidder's circumstances. An instruction manual clarifying the New York State Workers' Compensation Law requirements is available for download at the New York State Workers' Compensation Board's website, http://www.wcb.ny.gov . Once on the site, click on the Employers/Businesses tab and then click on Employers' Handbook (Please refer to Attachment 4 <i>Insurance Requirements</i> and Section 6.16 <i>Insurance</i>).
67	Attachment 4 & 6.16 Insurance	Attachment 4 - Insurance Requirement, is this form required to be submitted with IFB response or is this for information purpose only to be referenced if awarded?	Attachment 4 is not required to be submitted; however, Bidders are required to provide proof of compliance with Attachment 4 - <i>Insurance Requirements</i> at the time of bid submittal in accordance with Attachment 4. (See Attachment 4, 13, B.)
68	Attachment 5 - Bidder Information Questionnaire	How does the bidder certify the IFB questionnaire?	Attachment 5 - <i>Bidder Information Questionnaire</i> does not need to be certified.