

Attachment 11 - Bidder Questions Form

All questions should be submitted using this form, citing the applicable Solicitation document name and document section. The completed form must be emailed to ogs.sm.PS.HeavyEquip@ogs.ny.gov by the date and time indicated in Key Events/Dates. Questions submitted after the deadline indicated may not be answered. Bidders are strongly encouraged to submit questions as soon as possible. If Bidder intends to submit a Bid that deviates from the requirements of the Solicitation in any way, the proposed deviations should be submitted during the Questions period so that they may be given due consideration prior to the submission of Bids. See Bid Deviations for additional information. Answers to all questions of a substantive nature will be provided in the form of a question and answer document, which will be posted to the OGS website and will not identify the Bidder asking the question. Notification of this posting will be released through the NYS Contract Reporter.

Solicitation Document Name	Document Section (Number & Name)	Question	OGS Response
N/A	N/A	Looking at the Intent to Bid form it says #2) NYS Workers' Compensation and NYS Disability as referenced w/in Attachment 2 Insurance Requirements. Attachment 2 states: Workers' Compensation and Disability Benefits - At the time of bid submission and updated in accordance with the requirements of this Attachment". I just want to make sure we can supply this with our bid response because I am not sure we can have it prepared for April 2nd. Can you please confirm this is okay.	<p>As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 2.0 - Bidder Qualifications, " For this solicitation, a complete Intent to Bid should be submitted on or before the date and time indicated in the Key Events/Dates section and must be submitted prior to the Bid Opening Date. Failure to submit an Intent to Bid on or before the date and time indicated in the Key Events/Dates section or a complete Intent to Bid may result in your company's bid being disqualified from an award."</p> <p>As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 1.5 - Intent to Bid and Attachment 12 - Intent to Bid, "OGS reserves the right to seek clarifications regarding any of the required Intent to Bid documents. OGS will advise all entities that submitted an Intent to Bid of their pre-qualification status via the email address provided with the Intent to Bid. Submission of these forms in no way obligates your company to submit a bid.". Please see Piggyback Contract Opportunity (Revised April 18, 2025) Sections such as 1.1 - Overview, 2 - Bidder Qualifications, 4.7 - Content, for additional information regarding the eligibility requirements for this opportunity.</p>
N/A	N/A	<p>Given this is piggyback Sourcewell and NASPO, will you require direct bidding action from us/Bidder A, or do you use the master contract to obtain the information you need for the bid? Just want to make sure I understand the process fully.</p> <p>I emailed ITServiceDesk@osc.ny.gov to obtain a NYS Vendor Identification Number, please let me know if this is not correct.</p>	<p>Yes, direct bidding action is required by companies who hold a contract under Sourcewell Contract Number 011723 for Heavy Construction Equipment with Related Attachments and Technology and/or NASPO ValuePoint Contract for Heavy Construction and Industrial Equipment, resulting from Solicitation # OK-MA-192-23 . As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 1.1 - Overview "...a prospective Contractor ("Bidder" or "Vendor") who holds a current Sourcewell Master Contract, or a NASPO Master Contract, and/or an existing Contract under an OGS Centralized Piggyback Contract Award is not automatically eligible for a Contract award...If an entity wishes to hold a Contract under Award 23345 they should submit a bid for this Piggyback Contract Opportunity."</p> <p>No. OGS will not use the master contract to obtain the information that is needed for the Bid.</p> <p>Emailing ITServiceDesk@osc.ny.gov to obtain a NYS Vendor Identification Number is incorrect. As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.2 - NYS Vendor File Registration, "...the Bidder and any authorized resellers who accept payment directly from the State, must be registered in the New York State Vendor File (Vendor File) administered by the Office of the State Comptroller (OSC)...If the Bidder is not currently registered in the Vendor File, the Bidder must request assignment of a Vendor ID from OGS. Bidder must complete the OSC Substitute W-9 Form (http://www.osc.state.ny.us/vendors/forms/ac3237s_fe.pdf) and submit the form to OGS in advance of Bid submission. Please send this document to the Designated Contact identified in the Solicitation... OGS will initiate the vendor registration process for all Bidders and authorized resellers...For more information on the Vendor File please visit the following website: https://osc.state.ny.us/vendors/".</p>

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N/A	N/A	<p>The legal entity name that holds the contract with NASPO and Sourcwell is as follows: Bidder A a division of Company A. Attached is our W-9. However, I know this isn't going to match what is currently in New York's system. We may need to have a call to discuss this further. I want to make sure we are aligned with how we need to operate moving forward.</p> <p>I've also attached a contract assignment and agreement amendment to our latest contract that we hold with the State of New York. This outlines the name change and difference in TIN's that we worked through recently.</p> <p>Can you please advise what next steps need to be done in order that we can appropriately respond to solicitations?</p>	<p>OGS Procurement Services may only enter into a Piggyback Agreement with the Legal Entity who holds the Master Contract. This means the Legal Entity Name and Federal Employee Identification Number (FEIN) of the Master Contract holder must match exactly with the name of the Bidder responding to this opportunity. The Legal Entity who holds the Master Contract must be registered in the NYS Vendor File and have their own NYS Vendor Identification Number that is assigned to the Legal Entity Name and FEIN combination. Further, the legal entity who holds the Master Contract needs to file a Vendor Responsibility Questionnaire via the New York State VendRep System.</p> <p>For more information on the Vendor File please visit https://osc.state.ny.us/vendors/.</p>
N/A	N/A	<p>Bidder A is interested in bidding on this solicitation by leveraging our master contract with Sourcwell/NASPO. Could you please confirm that we are eligible to bid with the intent to bid and Certificate of Insurance (COI) attached?</p>	<p>As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 1.5 - Intent to Bid and Attachment 12 - Intent to Bid, "OGS reserves the right to seek clarifications regarding any of the required Intent to Bid documents. OGS will advise all entities that submitted an Intent to Bid of their pre-qualification status via the email address provided with the Intent to Bid. Submission of these forms in no way obligates your company to submit a bid.". Please see Piggyback Contract Opportunity (Revised April 18, 2025) Sections such as 1.1 - Overview, 2 - Bidder Qualifications, 4.7 - Content, for additional information regarding the eligibility requirements for this opportunity.</p>
Piggyback Contract Opportunity	Section 4.7 - Content	<p>Confirming that if the checklist does not have an "X" under Original Also Required, then we do not need to submit hard copies. That being said, only the 1st page need to be printed out to be accompanied with the USBs for this solicitation</p>	<p>For more information on the Vendor File please visit https://osc.state.ny.us/vendors/.</p> <p>Correct. As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.7 - Content, "Documents that are not indicated as "Original Also Required" in the above table should not be submitted in paper format, and may not be reviewed by OGS if they are received.". Further, the table in Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.7 - Content Subsection A indicates an original version of the Page 1 of the Solicitation is required in addition to it being required as a PDF. As per the table in Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.7 - Content Subsection A the Page 1 of the Solicitation is the only original that is required to be submitted with the flash drives.</p>
Attachment 2 - Insurance Requirements	Section B	<p>Is it acceptable for Bidder A to pursue Insurance Option #3?</p>	<p>As per Attachment 2 - Insurance Requirements Section B - Insurance Requirements Bidders and Contractors have 3 Options to meet the Insurance Requirements. Bidders should use their discretion to decide which Option to meet the Insurance Requirements with.</p>
N/A	N/A	<p>The intent to bid says we need to submit a vendor responsibility questionnaire. I see a bidder information questionnaire. Do we need to include that to submit?</p>	<p>To enroll in and use the VendRep System, please refer to the VendRep System Instructions and User Support for Vendors available at the Office of the State Comptroller's (OSC) website at http://www.osc.state.ny.us/vendors/index.htm or to enroll, go directly to the VendRep System online at https://www.osc.state.ny.us/state-vendors/vendrep/vendrep-system.</p>
N/A	N/A	<p>NY OGS issued a Heavy Equipment Construction bid and it says that suppliers can respond with their NASPO or Sourcwell contracts... Is responding with a contract from a different cooperative contracting organization an option? Our supplier wants to respond with a contract they have with a different cooperative contracting organization, but doesn't know if they can.</p>	<p>No. As per Piggyback Contract Opportunity (Revised April 18, 2025) Sections such as 1.1 - Overview, 2 - Bidder Qualifications, 4.7 - Content, OGS will piggyback Sourcwell Contract Number 011723 for Heavy Construction Equipment with Related Attachments and Technology and NASPO ValuePoint Contract for Heavy Construction and Industrial Equipment, resulting from Solicitation # OK-MA-192-23 for this Phase.</p>
N/A	N/A	<p>I am looking for the link to register for the contract below [https://ogs.ny.gov/procurement/bid-opportunities] but cannot find it. Would it be possible to get assistance registering for this opportunity?</p>	<p>Please see Piggyback Contract Opportunity (Revised April 18, 2025) Sections such as 1.1 - Overview, 1.10 - Definitions, 2 - Bidder Qualifications, 4.2 - NYS Vendor File Registration, and 4.3 - NYS Vendor Responsibility for additional information.</p>

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N/A	N/A	Do you by chance know if Bidder A already has a New York State Vendor ID Number?	As per Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.2 - NYS Vendor File Registration, "...the Bidder and any authorized resellers who accept payment directly from the State, must be registered in the New York State Vendor File (Vendor File) administered by the Office of the State Comptroller (OSC)...For more information on the Vendor File please visit the following website: https://osc.state.ny.us/vendors/ ".
N/A	N/A	Can you clarify that payment is based on invoice date?	Yes. Piggyback Contract Template (Revised April 18, 2025) Section 2.12 - Contract Administrative Fee states, "Payments will be due quarterly in arrears and shall be calculated based on the date an invoice was provided to the Authorized User (see 2.11 Invoicing and Payment), for all invoices issued by the Contractor during the applicable quarter."
N/A	N/A	What if my company, along with my affiliated companies or subsidiaries, submitted one joint bid in response to either Sourcewell Contract Number 011723 for Heavy Construction Equipment with Related Attachments and Technology and NASPO ValuePoint Contract for Heavy Construction and Industrial Equipment, resulting from Solicitation # OK-MA-192-23; but Sourcewell or NASPO issued one Master Contract but made a separate posting on its website per subsidiary showing the Master Contract with a distinct price page under each of the subsidiary names –should my company submit one bid or a separate bid per subsidiary in response to this Phase of the Solicitation?	Your company should submit one bid in response to this Phase of the Solicitation. Pursuant to Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.6 - Format of Bid Submission, "If a Bidder, along with its affiliated entities, submitted one joint bid in response to a Master Contract Holder and the Master Contract Holder issued one Master Contract but made a separate posting on its website per affiliated entity showing the Master Contract with a distinct price page for each of the affiliated entity product lines, then the Bidder should submit one bid in response to this Phase of the Solicitation."
N/A	N/A	If I hold a Master Contract with both NASPO and Sourcewell which Master Contract should I submit a Bid Response under?	Pursuant to Piggyback Contract Opportunity (Revised April 18, 2025) Section 2 - Bidder Qualification, "If a Bidder holds both a Sourcewell Master Contract and a NASPO Master Contract, OGS, at its sole discretion, will determine which of Bidder's two Master Contracts will receive an award for a Piggyback Contract. As part of their Bid Submission, such Bidder must provide a comparison between its two Master Contracts highlighting differences in relevant areas, including scope, term, and pricing. Such Bidder may note their preference, if any, of the two Master Contracts to receive an award for a Piggyback Contract." See also Piggyback Contract Opportunity (Revised April 18, 2025) Section 4.7 - Content for additional submission requirements for such Bidders holding both a Sourcewell Master Contract and a NASPO Master Contract.