

New York State Office Of General Services
New York State Procurement
Corning Tower Building
Empire State Plaza
Albany, New York 12242
<http://www.ogs.ny.gov>

PURCHASING MEMORANDUM

BID SOLICITATION UPDATE #3

RFP NUMBER: 22726

DATE: December 12, 2013

GROUP: 40200 – HELICOPTER AND RELATED SERVICES (NYSP and Authorized Users)

PLEASE ADDRESS INQUIRIES TO DESIGNATED CONTACTS:

Beverly Moore
Contract Management Specialist2

BID OPENING: DECEMBER 19, 2013

Donald Greene
Director
ps_aa_helicopters@ogs.ny.gov

SUBJECT: Helicopter and Related Services RFP Amendments and Responses to Inquiries

TO PROSPECTIVE BIDDERS:

The above referenced Request for Proposal (RFP) has been amended to include the changes outlined below. Amendments are reflected below and in the RFP document. The amended RFP can be found at the following link:

<http://ogs.ny.gov/purchase/biddocument/22726BID.ASP>

Additionally, Office of General Services and New York State Police have given careful consideration to the inquiries received in regards to the Helicopter and Related Services RFQ (22726). A summary of inquiries and responses are included in the document named "Bid Inquiries and Responses #2" which can be found at the following link.

<http://ogs.ny.gov/purchase/biddocument/22726BID.ASP>

The following summary of amendments is provided as a convenience. A bidder is required to review the information below, modified Request for Proposal and Bid Inquiries and Responses documents.

RFP MAIN DOCUMENT:

1. The following Section 6.2.1 is added to this RFP:

6.2.1 Specific Testing and Inspection Procedures for Helicopters Purchased by NYSP For Helicopter(s) purchased by NYSP, the following procedures shall apply.

1. "Fly Away Factory Inspection". Upon completion of the base helicopter and receiving FAA certification, an acceptance flight and an acceptance evaluation are required before transfer of title and registration to NYSP and payment of the "Fly Away Factory" amount (the helicopter purchase price less the amount allocable to the upfit of the base helicopter). This interaction will entail the following minimum steps:

a. NYSP will deploy two assigned pilots to Contractor's location for the purpose of conducting an "Acceptance Flight" to ensure the helicopter complies with performance criteria previously outlined in the RFP specifications and demonstrated during evaluative flights. The goal is to ensure product conformance before taking title. Factory pilots will be provided by the Contractor at no charge to facilitate this process.

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b. NYSP will deploy two assigned mechanics to Contractor's location for the purpose of conducting an "Acceptance Evaluation" to ensure the helicopter complies with mechanical/airworthiness criteria previously outlined in the RFP specifications. Factory technicians will be provided by the Contractor at no charge to facilitate this process.

c. Under ideal circumstances, it is anticipated that this process will require two, 2-hour flight periods, over two days. Unforeseen product concerns or weather issues may lengthen that time frame or the number of acceptance flight hours.

d. Upon acceptance of the base helicopter pursuant to this process, Contractor shall invoice NYSP for the Fly Away Factory amount, less the agreed upon value of any NYSP helicopter to be traded in as part of the transaction. Upon the transfer of title and possession of the trade in helicopter, if any, and receipt of payment of the invoiced amount, Contractor shall transfer title to the base helicopter to NYSP. Notwithstanding the transfer of title, Contractor shall fully indemnify NYSP pursuant to section 74 of Appendix B to the Contract while the helicopter is in the possession or control of Contractor, its agents, employees, partners or subcontractors.

2. Custom / Up-fitters Inspection - upon completion of "Fly Away Factory Inspection," any necessary, additional third party component up-fitting, will be the responsibility of the Contractor. This includes repositioning the helicopter, fuel and logistical requirements. Upon completion of the system/component install (before final delivery and payment) NYSP shall:

a. Deploy two assigned pilots and mechanics to Contractor's location for the purpose of conducting a Post-Up-fitters "Acceptance Flight and Evaluation" to ensure the helicopter and system/components comply with performance criteria previously outlined in the RFP specifications.

b. The objective is to ensure product conformance and targeted, system synergy, before taking final possession. Factory pilots will be provided by OEM at no charge to facilitate this process, if requested by NYSP.

c. Upon acceptance of the system/component install and other necessary upfitting, NYSP shall take final possession of the helicopter, and Contractor shall invoice NYSP for the balance due to Contractor pursuant to the Contract.

3. At least 30 days before the commencement of a Fly Away Factory Inspection, Contractor and NYSP shall develop a mutually agreeable written testing plan to facilitate the procedures addressed herein. Contractor shall be responsible for all costs associated with the above referenced testing and inspections, provided that NYSP shall be responsible for the cost of transportation, food and lodging for its personnel involved in the testing and inspections.

Nothing in the language herein precludes Authorized Users other than NYSP from requiring different inspection, testing or acceptance procedures, or a different payment or milestone structure, for helicopters purchased under the Contract."

2. The following paragraph replaces the 3rd paragraph to section 4.3 Method of Award of Contract in the original issued RFP:

(3rd paragraph now reads)

The State reserves the right to cancel the Contract if the Contractor does not obtain a FAA standard air worthiness certificate within the Normal or **Transport** category for the proposed helicopter model by July 31, 2014.

3. The following new subsection F is added to section 7.1 of the RFP:

F. Section 64 (Interest on Late Payments) is deleted and replaced with the following:

a. State Agencies. Upon acceptance of a helicopter, maintenance, training or parts, or as otherwise provided by the Contract, Contractor may invoice for payment. The required payment date shall be thirty (30) calendar days, excluding legal holidays, from the receipt of a proper invoice, as determined in accordance with State Finance Law §179-f(2) and 2 NYCRR Part 18. The payment of interest on certain payments due and owed by Agency may be made in accordance with State Finance Law §§179-d et. seq. and the implementing regulations (2 NYCRR §18.1 et seq.).

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b. By Non-State Agencies. Upon acceptance of a helicopter, maintenance, training or parts, or as otherwise provided by the Contract, Contractor may invoice for payment. The required payment date shall be thirty (30) calendar days, excluding legal holidays, or as mandated by the appropriate governing law from the receipt of a proper invoice. The terms of State Finance Law Article 11-A apply only to procurements by, and the consequent payment obligations of, State Agencies. Neither expressly nor by any implication is the statute applicable to Non-State Agency Authorized Users. Neither OGS nor the State Comptroller is responsible for payments on any purchases made by a Non-State Agency Authorized User.

c. By Contractor. Should the Contractor be liable for any payments to the State hereunder, interest, late payment charges and collection fee charges will be determined and assessed pursuant to Section 18 of the State Finance Law..

It is the responsibility of the bidder to incorporate all changes into their proposal documents.

All other terms and conditions of the bid solicitation remain unchanged. All proposals shall be considered on the basis of all amendments.

All RFP documents, including this update, may be obtained on the OGS Online Bid Calendar page at:
<http://ogs.ny.gov/Purchase/BidCalendarLV.asp>

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PURCHASING MEMORANDUM

BID SOLICITATION UPDATE #2

RFP NUMBER: 22726

DATE: November 20, 2013

GROUP: 40200 – HELICOPTER AND RELATED SERVICES (NYSP and Authorized Users)

PLEASE ADDRESS INQUIRIES TO DESIGNATED CONTACTS:

Beverly Moore
Contract Management Specialist2

BID OPENING: DECEMBER 19, 2013

Donald Greene
Director
ps_aa_helicopters@ogs.ny.gov

SUBJECT: Helicopter and Related Services RFP Amendments and Responses to Inquiries

TO PROSPECTIVE BIDDERS:

The above referenced RFP has been amended to include the changes outlined below. Amendments are reflected below and in Attachment 1 – Helicopter Specifications document. The amended Attachment 1 – Helicopter Specification document can be found at the following link:

<http://ogs.ny.gov/purchase/biddocument/22726BID.ASP>

Additionally, Office of General Services and New York State Police have given careful consideration to the inquiries received in regards to the Helicopter and Related Services Request For Proposal (22726) during the inquiry period that ended on November 8, 2013 at 5:00 PM EST. A summary of inquiries and responses are included in document named “Bid Inquiries and Responses” which can be found at the following link.

<http://ogs.ny.gov/purchase/biddocument/22726BID.ASP>

The following summary of amendments is provided as a convenience. A bidder is required to review the information below and the modified Attachment 1 – Helicopter Specifications document.

1. RFP MAIN DOCUMENT:

Section 2.2.2 – SUBMISSION OF ELECTRONIC MEDIA

State deletes the fourth bullet completely (*Completed Attachment 5 – Customer Reference Form from two (2) customers (in sealed envelope as outlined in Section 3.5 Customer References Requirements)*), these can only be included in the hard copy Submission as described in Section 2.2.1 Submission of Hard Copy.

2. ATTACHMENT 1 – HELICOPTER SPECIFICATIONS

The following paragraph has been added to the Instructions on page 1:

In addition to its general right to seek clarification specified in the RFP, the State reserves the right to seek clarification from a Bidder after initial review of their Attachment 1 – Helicopter Specifications for any blank space in the Bidder Confirmation, Manufacturer Name and Model Number columns. If a Bidder responds to such a clarification request with a “No” for a blank space in the Bidder Confirmation column, or does not respond within three (3) business days from the State’s written request for clarification, Bid will be disqualified as non-responsive.

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3. ATTACHMENT 1 – HELICOPTER SPECIFICATIONS UPDATES:

Index No. 75	Helicopter shall have two (2) MFDs (One (1) MFD is acceptable, provided stand-by instruments are capable of providing full time display of heading, altitude and attitude to the Pilots In Command) integrated with weather radar, navigation data, TCAS, hoist camera, moving map system, satellite weather, thermal imaging systems, and include the capability to display Doppler hover and search pattern data.
Index No. 86	Helicopter shall have two (2) Radar Altimeters, one at each pilot and co-pilot station or one (1) radar Altimeter which displays on both pilot and co-pilot stations.

It is the responsibility of the bidder to incorporate all changes into their proposal documents.

All other terms and conditions of the bid solicitation remain unchanged. All proposals shall be considered on the basis of this amendment.

All RFP documents, including this update, may be obtained on the OGS Online Bid Calendar page at:
<http://ogs.ny.gov/Purchase/BidCalendarLV.asp>

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PURCHASING MEMORANDUM

BID SOLICITATION UPDATE

RFP NUMBER: 22726

DATE: October 30, 2013

GROUP: 40200 – HELICOPTER AND RELATED SERVICES (NYSP and Authorized Users)

PLEASE ADDRESS INQUIRIES TO DESIGNATED CONTACTS:

Beverly Moore
Contract Management Specialist 2

BID OPENING: DECEMBER 19, 2013

Donald Greene
Director

ps_aa_helicopters@ogs.ny.gov

SUBJECT: Bid Opening Postponement, Updates to Section 1.6 Key Events/Dates of the RFP and Notice of Pre-Bid Conference and Trade-In Helicopter Appraisal Session materials to the OGS Online Bid Calendar

TO PROSPECTIVE BIDDERS:

The tentative schedule for this RFP has been modified in the table below. This schedule is subject to change. Note the bid opening has been postponed to **THURSDAY, DECEMBER 19, 2013**.

Event	Date	Time
RFP Release	Friday, October 18, 2013	N/A
Intent to Submit a Proposal	Tuesday, October 22, 2013	5:00 PM (EST)
Pre-Bid Conference Registration Deadline	Friday, October 25, 2013	5:00 PM (EST)
Pre-Bid Conference	Tuesday, October 29, 2013	10:00 AM (EST)
Trade-In Helicopter Appraisal Session Location: NYSP Aviation Unit Albany Airport (ALB)	Tuesday, October 29, 2013	1:00 PM (EST) – 4:00 PM (EST)
Closing Date for Inquiries	Friday, November 8, 2013	5:00 PM (EST)
Responses to Written Inquiries Provided	Wednesday, November 20, 2013	N/A
Proposal Submission Deadline / Bid Opening	Thursday, December 19, 2013	11:00 AM (EST)
Proposed Model Performance Evaluations Location: NYSP Aviation Unit Albany Airport Station (ALB)	Monday, January 6, 2014 – Friday, January 31, 2014	To Be Scheduled
Clarifications and Cost and/or Technical Proposal Revisions (if needed)	Monday, February 3, 2014 – Thursday, February 13, 2014	To Be Scheduled
Revisions to Proposals Due	Wednesday, February 26, 2014	5:00 PM (EST)
Tentative Award Notification	Friday, March 7, 2014	N/A

It is the responsibility of the bidder to incorporate these changes into their proposal documents.

All other terms and conditions of the bid solicitation remain unchanged. All proposals shall be considered on the basis of this amendment.

All RFP documents, including the Pre-Bid Conference and Trade-In Helicopter Appraisal Session materials, may be obtained on the OGS Online Bid Calendar page at: <http://www.ogs.ny.gov/Purchase/BidCalendarLV.asp>

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