



# Bid Solicitation Update

## Subject: Additional Bidder Inquiry Responses Solicitation Attachment Revisions

DATE: February 15, 2017

IFB: 23043 BID OPENING DATE | TIME: March 7, 2017 | 11:00 AM

GROUP | TITLE: 37700 | Pipe, Tubing, Accessories & Parts – Plastic Based (Statewide)

### OGS DESIGNATED CONTACTS:

**Maria MacGilfrey** (Primary)  
Contract Management Specialist  
maria.macgilfrey@ogs.ny.gov

**Jose DeAndres** (Secondary)  
Contract Management Specialist II  
jose.deandres@ogs.ny.gov

**Brandy Alden** (Tertiary)  
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**Jamie Nusbaum** (Tertiary)  
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edward.nusbaum@ogs.ny.gov

The Office of General Services (OGS) has given careful consideration to the inquiries received regarding Invitation for Bids (IFB) 23043 during the second Inquiry Period that ended on February 10, 2017. Answers to the inquiries can be obtained at the Procurement Services Bid Calendar at:

<http://nyspro.ogs.ny.gov/content/finding-bid-opportunities>.

All inquiries are verbatim as received by OGS.

In addition to publishing responses to the inquiries, OGS has made revisions to Solicitation Attachment 1 – Price Pages (Revised February 15, 2017), which is being released along with the responses to the inquiries. A summary of the revisions is set forth below. The summary of revisions is provided as a convenience. Bids submitted will be evaluated based on the revised Solicitation documents.

### Attachment 1 – Price Pages (Revised February 15, 2017)

1. The Core List item descriptions for Items 1 through 6 and 14 under Tab C Lot 1 Worksheet have been revised to clarify that couplers are not to be included in Core List item prices. In addition, a notation has been added beneath the pricing table indicating that Core List pricing shall not include the cost of any couplers or fittings.

All other terms and conditions of the Solicitation remain unchanged. All Bids shall be considered on the basis of this amendment.

If submitting a Bid, this letter should be signed, attached hereto, and made a part of your Bid.

Bid of (Company): \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Signature of Bidder: \_\_\_\_\_

Printed Copy of Signature: \_\_\_\_\_ Date: \_\_\_\_\_



# Bid Solicitation Update

## Subject: Bidder Inquiry Responses Additional Bidder Inquiry Period Solicitation Revisions

**DATE:** February 2, 2017

**IFB:** 23043      **BID OPENING DATE | TIME:** March 7, 2017 | 11:00 AM

**GROUP | TITLE:** 37700 | Pipe, Tubing, Accessories & Parts – Plastic Based (Statewide)

### OGS DESIGNATED CONTACTS:

**Maria MacGilfrey** (Primary)  
Contract Management Specialist  
[maria.macgilfrey@ogs.ny.gov](mailto:maria.macgilfrey@ogs.ny.gov)

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**Jamie Nusbaum** (Tertiary)  
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The Office of General Services (OGS) has given careful consideration to the inquiries received in regards to Invitation for Bids (IFB) 23043 during the Inquiry Period that ended on December 30, 2016. Answers to the inquiries can be obtained at the Procurement Services Bid Calendar at:

<https://nyspro.ogs.ny.gov/content/finding-bid-opportunities>.

All inquiries are verbatim as received by OGS.

In addition to publishing responses to the inquiries, OGS has made revisions to the Solicitation documents, which are being released along with the responses to the inquiries. A summary of the revisions is set forth below. The summary of revisions is provided as a convenience. Bids submitted will be evaluated based on the revised Solicitation documents.

Due to the breadth of changes made to the Solicitation documents, OGS will be allowing a second round of inquiries. The second round of inquiries are due February 10, 2017.

### REVISIONS TO IFB DOCUMENT (REVISED FEBRUARY 2, 2017)

1. The top of Page 1 has been revised to reflect Solicitation revision date.
2. Page 1 has been revised to reflect current list of Designated Contacts.
3. References to the following revised Attachments have been revised throughout the Solicitation to reflect the most recent versions
  - a. Attachment 1 - Price Pages (Revised February 2, 2017)
  - b. Attachment 3 – Encouraging Use of NYS Businesses (Revised February 2, 2017)
  - c. Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017)
4. Various defined terms in Section 1.14, *Definitions* and Appendix B have been capitalized throughout the document.
5. References to subcontractors has been changed to Dealers in several places throughout the Solicitation in the interest of consistency with the defined term for Dealer in Section 1.14, *Definitions*. This includes revising the title of Section 2.1, *Use of Dealers*.
6. Section 1.1, *Overview*: section has been renamed as the scope information has been combined with Section 5.2, *Scope*.
7. Section 1.1.1, *Overview*: reference to Section 2 has been removed from the second paragraph.

8. Section 1.1.2, *Timeline*: section has been renamed as the scope information has been combined with Section 5.2, *Scope*.
9. Section 1.8, *Bidder Inquiries*: revised title of clause and language to reflect a second round of Bidder inquiries and reference to revised version of Attachment 6 – Bidder Inquiries Form (Revised February 2, 2017).
10. Section 1.9, *Key Events/Dates*, has been revised to reflect the release of OGS responses to initial inquiries, due date for second round of inquiries, and a new bid opening date resulting from second postponement.
11. Section 1.13, *Order of Precedence*, has been revised to more accurately reflect to more accurately reflect how any conflict among the documents will be resolved both during the solicitation process and resultant Contract.
12. Section 1.15, *NYS Contract Reporter*, has been added.
13. Section 2.2, *Core List Items & Pricing*: Paragraph 1 has been revised to provide more descriptive information regarding the types of Products that are sought for the Core List, which is Smooth Interior Corrugated Polyethylene Pipe in the sizes specified, that shall meet the requirements of AASHTO M294, Type S or Type SP.
14. Section 2.3, *Non-Core (or Catalog) Items & Non-Core (Catalog) Discount Rate*: Paragraph 1 has been revised to provide more descriptive information regarding the types of Products that are sought for the Non-Core List, which include other Smooth Interior Corrugated Polyethylene Pipe sizes not listed under the Core List, as well as Polypropylene Pipe, Perforated Corrugated Polyethylene Underdrain Tubing, and Corrugated Interior Polyethylene Pipe Products that meet the scope and specification requirements of the bid.
15. Section 2.4, *Product Line Catalogs*: revised to clarify that Bidder may list all proposed Product Line Catalogs in Attachment 1 – Price Pages (Revised February 2, 2017), Worksheet B.
16. Section 2.5, *Commercial Price List*: revised to reflect reference to new Bid Submittal Instructions Section 3.6, to provide further clarity on the format for the electronic file required for the Commercial Price List, to clarify that the Commercial Price List must contain List Prices for all Products and be the most recently published version at the time of the bid opening date, and to clarify that Bidder may list all proposed Product Line Catalogs in Attachment 1 – Price Pages (Revised February 2, 2017), Worksheet B.
17. Sections 2.6.1 and 2.6.2 have been combined into one clause titled Section 2.6.1, *Additional Prompt Payment and Volume Discounts*. The clause has also been revised to reflect that any prompt payment or volume discounts should be entered in the space provided in Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017).
18. Section 3, *Procurement Process and Submission Requirement*: has been replaced in its entirety and is now titled, Section 3, *Bid Submittal*.
19. Section 4.2, *Method of Award*: a new paragraph has been added under subsection 4.2.2.1 to clarify that Bidder must bid on all Core List items in order for their bid to be considered responsive.
20. Section 4.2.2.4, *Reasonableness of Price*: has been replaced in its entirety.
21. Section 4.2.4, *Product Evaluation*: revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment.
22. Section 4.3, *Notification of Award*: last sentence referring to a tentative award has been removed. A tentative award will not be made; this additional step has been removed and instead the successful bidder will be presented with a final contract document to be executed as a final step in the contract consummation process.
23. Section 5.1, *Technical Specifications*: has been revised to reflect the most recent version of the NYSDOT Standard Specification (January 2017), including the provision of a new hyperlink to the specifications.
24. Section 5.2, *Scope*: has been revised to consolidate information from Section 1.1.2 and provide further clarity on the Products required.
25. Section 5.3, *Contents*: second paragraph has been revised to correct the reference to Section 1.10, Web Site Access Errors.
26. Sections 5.5, Core List Specifications and 5.6, Non-Core List Specifications: have been revised to provide further clarity specify that the Core List should consist of Products meeting DOT Specification 706-12; and the Non-Core List Items shall consist of Products meeting DOT Specifications 706-08, 706-13, and 706-14.

27. Section 5.7, *NYSDOT Materials Bureau - Approved Product Lists*: has been revised to include the most current NYSDOT Materials Bureau Approved Product Lists for DOT Specifications 706-12, 706-08, 706-13, and 706-14.
28. Section 6.1, *Mandatory Agreements and Certifications*: revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment; and section references to Section 7.5, *Administrative Reporting Requirements* and 6.9, *M/WBE Participation and Goals* were corrected.
29. Section 6.3, *New York State Vendor Responsibility Questionnaire For-Profit Business Entity*: last paragraph revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment.
30. Section 6.5, *Qualifications of Prospective Bidders*: revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment under the fourth bullet.
31. Section 6.6, *Insurance*: revised to correctly reference Attachment 4 – Insurance for insurance requirements; revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment; and designated contacts for insurance related questions have been added.
32. Section 7.1.1, *Product Delivery*: revised to correct the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment.
33. Section 7.1.1.1, *Purchase Order Instructions*: Section reference to Section 7.1.6 corrected in the last sentence.
34. Section 7.1.2.3, *Optional Dedicated Contract Website*: corrected section references to Section 8.14, *Internet Web Sites*.
35. Section 7.1.6.2, *Purchase Order Contents*: revised to provide further clarity.
36. Section 7.1.6.3, *Invoices*: revised to provide further clarity.
37. Section 7.1.8, *Method of Payment*: corrected section reference to Appendix B, §45, *Contract Invoicing*.
38. Section 7.1.13, *Warranties*: corrected section reference to Appendix B, §54, *Warranties*.
39. Section 7.1.15, *E-Mail & Telephone Contacts*: corrected section reference to Section 8.14, *Internet Web Sites*.
40. Section 7.3, *Price Adjustments & Updates*: the information pertaining to the sources which OGS will rely upon to research market trends for the purpose of reviewing requested price adjustments and updates has been revised to more accurately reflect data sources that are consistent with products that are within the scope of the IFB.
41. Section 7.6, *Contract Period and Renewals*: in the first paragraph, added clarifying language stating that approval of the contract shall be in accordance with Appendix B, §22, *Contract Creation/Execution*.
42. Section 7.6.3, *Cancellation for Convenience*: provision has been struck as it is covered in Appendix B, §43(b), *Termination for Convenience*.
43. Section 7.8, *New York State Purchasing Card*: title of the clause and reference therein revised to more accurately reflect the Appendix B provision and increased acceptance limit to \$85,000 instead of \$15,000; and corrected the title of Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017) and reference to the revised version of the attachment.
44. Section 8.1.3, *Appendix C*: corrected reference to Appendix C – Contract Modification Procedure.
45. Section 8.3, *Performance and Bid Bonds*: removed reference to Appendix B.
46. Section 8.6, *Use of Recycled or Remanufactured Materials*: the last paragraph has been removed. All Products offered shall be compliant with the American Association of State Highway and Transportation Officials (AASHTO) standards referenced in each of the respective DOT specification detailed in Sections 5.5 through 5.7.
47. Section 8.7, *Recycled Certification*: provision has been removed and all subsequent clauses in this section have been renumbered accordingly. All Products offered shall be compliant with the American Association of State Highway and Transportation Officials (AASHTO) standards referenced in each of the respective DOT specification detailed in Sections 5.5 through 5.7.
48. Section 8.12, *Encouraging Use of New York State Businesses in Contract Performance*: last paragraph removed.
49. Revised Attachment 1 – Price Pages (Revised February 2, 2017) worksheet references throughout the Solicitation Attachment 1 revisions.

**Attachment 1 – Price Pages (Revised February 2, 2017)**

1. Attachment 1 has been revised to reflect the attachment revision date.
2. The following worksheets have been removed and all subsequent worksheets renamed.
  - a. B – Pre-Bid Inquiries
  - b. D – Lot Reference
  - c. G – Additional Discount
3. Solicitation Section references have been revised to reflect revisions therein.
4. Worksheet ii: revised to reflect revisions made to Attachment 1.
5. The Item Description information under Worksheet C has been revised to more accurately reflect the Core List descriptions.
6. Additional Discount questions have been added to Attachment 5 - Bidder Information Questionnaire (Revised February 2, 2017).
7. Tab I – Application for Extraneous Terms has been struck. Bid exceptions shall be handled in accordance with Solicitation Section 3.2, *Bid Deviations*.
8. The worksheet titled “Additional Discounts” has been removed and those questions have been added to Attachment 5 - Bidder Information Questionnaire (Revised February 2, 2017). All subsequent worksheets have been renamed.

**Attachment 3 – Encouraging Use of NYS Businesses (Revised February 2, 2017)**

1. This attachment has been revised in its entirety.

**Attachment 5 – Bidder Information Questionnaire (Revised February 2, 2017)**

1. This attachment has been revised in its entirety.

**Attachment 6 – Bidder Inquiries Form (Revised February 2, 2017)**

1. This attachment has been revised to reflect corresponding revisions made to the Solicitation documents.

**Attachment 7 – Report of Contract Sales (Revised February 2, 2017)**

1. This attachment has been revised in its entirety.

All other terms and conditions of the Solicitation remain unchanged. All Bids shall be considered on the basis of this amendment.

If submitting a Bid, this letter should be signed, attached hereto, and made a part of your Bid.

Bid of (Company): \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Signature of Bidder: \_\_\_\_\_

Printed Copy of Signature: \_\_\_\_\_ Date: \_\_\_\_\_



# Bid Solicitation Update

**Subject: Additional Bidder Inquiry Period  
Second Postponement of Bid Opening Date**

**DATE:** January 24, 2017

**IFB:** 23043 **BID OPENING DATE | TIME:** March 7, 2017 | 11:00 AM

**GROUP | TITLE:** 37700 | Pipe, Tubing, Accessories & Parts – Plastic Based (Statewide)

**OGS DESIGNATED CONTACTS:**

**Maria MacGilfrey** (Primary)  
Contract Management Specialist  
maria.macgilfrey@ogs.ny.gov

**Jose DeAndres** (Secondary)  
Contract Management Specialist II  
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**Brandy Alden** (Tertiary)  
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**Jamie Nusbaum** (Tertiary)  
Assistant Director  
edward.nusbaum@ogs.ny.gov

Due to the breadth of changes being made to the Solicitation documents during the initial inquiry period ending December 30, 2016, the Office of General Services (OGS) will be allowing a second round of inquiries and postponing the bid opening date a second time from February 7, 2017 – 11:00 AM ET to March 7, 2017 – 11:00 AM ET.

In addition to publishing responses to the initial inquiries, OGS is making revisions to the Solicitation documents, which will be released simultaneously with the responses to the inquiries. The responses to the initial inquiries and accompanying revised Solicitation documents are scheduled to be released the week of January 30, 2017.

Bids submitted will be evaluated based on the revised Solicitation documents; therefore, Bidders are reminded to hold off on submitting Bids until receipt of inquiry responses and revised Solicitation documents. Bidders are also directed to hold off on submitting any additional inquiries until receipt of the responses to the initial inquiries and revised Solicitation documents.

All other terms and conditions of the Solicitation remain unchanged. All Bids shall be considered on the basis of this amendment.

If submitting a Bid, this letter should be signed, attached hereto, and made a part of your Bid.

Bid of (Company): \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Signature of Bidder: \_\_\_\_\_

Printed Copy of Signature: \_\_\_\_\_ Date: \_\_\_\_\_



# Bid Solicitation Update

## Bidder Inquiries and Bid Revisions Update

### Subject: Bid Opening Date Postponement Additional Designated Contact

DATE: January 6, 2017

IFB/RFP: 23043      BID OPENING DATE | TIME: February 7, 2017 | 11:00 AM

GROUP | TITLE: 37700 | Pipe, Tubing, Accessories & Parts – Plastic Based (Statewide)

#### OGS DESIGNATED CONTACTS:

**Maria MacGilfrey** (Primary)  
Contract Management Specialist  
maria.macgilfrey@ogs.ny.gov

**Jose DeAndres** (Secondary)  
Contract Management Specialist II  
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**Brandy Alden** (Tertiary)  
Contract Management Specialist I  
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**Jamie Nusbaum** (Tertiary)  
Assistant Director  
edward.nusbaum@ogs.ny.gov

Please be advised that OGS is currently still considering bidder inquiries and is also in the process of drafting necessary bid revisions. OGS anticipates issuing responses to bidder inquiries and bid revisions the week of January 16, 2017. Consequently, the bid opening date is being postponed from January 18, 2017 – 11:00 AM ET to February 7, 2017 - 11:00 AM ET. Additionally, please be advised that the list of OGS Designated Contacts for the IFB has been revised, adding an additional designated contact as noted above.

Bidders are again reminded to NOT submit any bid documents until after publication of OGS responses to bidder inquiries and receipt of revised bid documents. All bid submissions will be evaluated based on the latest versions of all bid documents.

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

#### To Prospective Bidders

If submitting a bid, this letter should be signed, attached to and made a part of your bid.

Bid of (Company): \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Signature of Bidder: \_\_\_\_\_

Printed Name: \_\_\_\_\_



# Bid Solicitation Update

## Subject: Revision/Clarification for Submitting Pre-Bid Inquiries

DATE: December 20, 2016

IFB/RFP: 23043 BID OPENING DATE | TIME: 01/18/2017 | 11:00 AM

GROUP | TITLE: 37700 | Pipe, Tubing, Accessories & Parts – Plastic Based (Statewide)

### OGS DESIGNATED CONTACTS:

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**Brandy Alden** (Tertiary)  
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Bidders please be advised that the procedure for submitting bidder questions, as originally stated in the subject Invitation for Bids, 1.8 PRE-BID INQUIRIES, has been revised. Bidders shall use Attachment 6 - BIDDER INQUIRIES instead of Attachment 1, Tab C to submit any bidder questions they may have.

OGS Procurement Services anticipates that bid revisions will be forthcoming when responses to bidder inquiries are released. Please do not submit any bid documents until after publication of OGS responses to bidder inquiries and accompanying revised bid documents. All bid submissions will be evaluated based on the latest versions of all bid documents.

Attachment 6 - BIDDER INQUIRIES can be found in the original Invitation for Bids at the following web site link:

<https://nyspro.ogs.ny.gov/content/finding-bid-opportunities>

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

### To Prospective Bidders

If submitting a bid, this letter should be signed, attached to and made a part of your bid.

Bid of (Company): \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Signature of Bidder: \_\_\_\_\_

Printed Name: \_\_\_\_\_