

GREATER PORTLAND TRANSIT DISTRICT
Large-Sized Low Floor Transit Buses
RFP # 2022-002

ADDENDUM #4

DATE: March 8, 2022

The attention of firms submitting proposals for the work named in the above Invitation is called to the following modifications to the documents as were issued.

The items set forth herein, whether of clarification, omission, addition and/or substitution, shall be included and form a part of the bidder's submitted material and the corresponding contract and/or purchase order when executed. No claim for additional compensation, due to lack of knowledge of the contents of this Addendum will be considered.

ALL PROPOSERS ARE ADVISED THAT RECEIPT OF THIS NOTICE MUST BE DULY ACKNOWLEDGED, EITHER ON THE PROPOSAL FORM OR BY THE INSERTION OF THIS SHEET, SIGNED, AND SUBMITTED WITH YOUR PROPOSAL.

Addendum No. 4 to the GPTD RFP #2022-002: Large-Sized Low Floor Transit Buses, is hereby acknowledged.

COMPANY NAME:

SIGNED BY:

PRINT NAME &
TITLE

Greater Portland Transit District
RFP #2022-002
ADDENDUM #4

Please see attached for a revised “FORM 1” and additional responses to Approved Equals Requests.

**FORM 1
COST PROPOSAL AND SIGNATURE PAGES**

BASE ORDER

ITEM #1

4 (four) 35' Heavy Duty Low-floor Diesel, Estimated Order Date *April, 2022*

PRICE EACH \$ _____

IN WORDS _____

TOTAL \$ _____

ITEM #2

3 (three) 35' Heavy Duty Low-floor Diesel, Estimated Order Date *September, 2023*

PRICE EACH \$ _____

IN WORDS _____

TOTAL \$ _____

ITEM #3

4 (four) 35' Heavy Duty Low-floor Diesel, Estimated Order Date *September, 2024*

PRICE EACH \$ _____

IN WORDS _____

TOTAL \$ _____

TOTAL FOR BASE ORDER OF BUSES \$ _____

APPROVED EQUALS REQUEST FORM

New Flyer of America
Proposer/Vehicle Manufacturer

RFP Part IV Section Number 06 Section Title DRIVETRAIN

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

AE Number 26 PDF Page Number 65 Attachment No

Specification Language

Flexible lines may be Teflon hoses with braided stainless steel jackets except in applications where premium hoses are required and shall have standard SAE or JIC brass or steel, factory crimped, swivel, end fittings.

Request for Approval

New Flyer requests approval to provide flexible air lines which are manufactured by Manuli and come equipped with plated steel fittings.

GPTD Response:

Approved Denied Noted

Comments:



Signature of GPTD Official

3/3/22

Date

APPROVED EQUALS REQUEST FORM

New Flyer of America
Proposer/Vehicle Manufacturer

RFP Part IV Section Number 07 Section Title SUSPENSION

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

AE Number 32 PDF Page Number 69 Attachment No

Specification Language

Kneeling

The bus shall kneel at a maximum rate of 1.25 inches per second at essentially a constant rate.

Request for Approval

New Flyer requests approval to provide a system which kneels and raises at approx. 2" per second at essentially a constant rate. The rate of kneeling and rising are tied together with factors such as governor pressure regulation as well as total air volume of the system and requires a balance to meet all requirements.

New Flyer's system has been designed to meet real world settings. New Flyer could meet the rate of kneeling as specified, but at a cost of increased time for kneeling to bump stop as well as increased time to raise back to acceptable levels to resume service. The perceivable difference between 2" per second and 1.25" per second is very minimal and during normal bus service is believed to be best suited.

GPTD Response:

Approved Denied Noted

Comments:


Signature of GPTD Official

3/3/22
Date

**FORM 17
APPROVED EQUALS REQUEST FORM**

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part	III	Section Number	18.	Section Title	CONTRACTOR DBE PROGRAM COMPLIANCE
			DISADVANTAGED BUSINESS ENTERPRISES; SMALL AND MINORITY BUSINESSES		

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

The Contractor agrees to report its DBE participation obtained through race-neutral means throughout the period of performance.

Question, Clarification or approved equal:

GILLIG is a manufacturer of heavy-duty transit vehicles and complies with the Federal regulations 49 CFR Part 26 governing the utilization of DBE/WBE material supplier firms. We submit the DBE/WBE information directly to the FTA for their review utilizing the FTA required reporting documents and schedules.

We request confirmation that our attached DBE Certification meets the requirement of this section and that additional and separate DBE reports for monitoring is not required for this procurement.



FY 2022 DBE-MBE Certification of Compl

GPTD Response:

Approved: Denied: Noted:

Comments:

DBE certification meets requirements of contract.

Signature of GPTD Official

3/17/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part N/A Section Number N/A Section Title N/A

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

N/A

Question, Clarification or approved equal:

GILLIG will require the In Service Date (ISD) of each bus delivered within 60 days after bus acceptance. GILLIG and our sub component suppliers are required to establish a warranty start date for each bus delivered under this contract and the ISD is required prior to filing any type of warranty claim. There are time limits to purchase and file for extended warranties which may be required per the Agency contract. The In Service Date is required to purchase any type of extended warranty at the quoted cost without penalties.

If no In Service Date is reported to GILLIG within 60 days after bus acceptance the In Service Date will automatically begin 60 days after bus acceptance.

GILLIG requests concurrence.

GPTD Response:

Approved: Denied: Noted:

Comments:

Signature of GPTD Official

3/17/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part II Section Number 11. Section Title C. SPECIAL PROVISIONS
INSURANCE

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

The Contractor shall maintain in effect during the term of this Contract, including any warranty period, at its own expense, at least the following coverage and limits of insurance:

Question, Clarification or approved equal:

GILLIG requests deletion of the requirement to maintain insurance for vehicles during the warranty period, which may extend for many years after delivery of the vehicles. The Warranty Coverage section of the contract documents would cover the vehicles as required and is administered by our Service Warranty Department.

GPTD Response:

Approved: Denied: Noted:

Comments:



Signature of GPTD Official



Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part	II	Section Number	16.	Section Title	C. SPECIAL PROVISIONS
			ACCEPTANCE		
			OF		
			EQUIPMENT		

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

Within twenty-five (25) calendar days after arrival at the point of delivery designated by GPTD, the equipment shall undergo the GPTD's tests.

Question, Clarification or approved equal:

GILLIG requests revision of this section to the current industry standard:

Within **fifteen (15)** calendar days after arrival at the point of delivery designated by GPTD, the equipment shall undergo the GPTD's tests.

GPTD Response:

Approved: Denied: Noted:

Comments:



Signature of GPTD Official

3/7/22
Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part II Section Number 6. PAYMENT Section Title C. SPECIAL PROVISIONS

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

GPTD shall make a final payment for all withholdings within forty-five (45) calendar days of receipt of a final proper invoice and upon:

- Delivery and acceptance of all Contract deliverables, including manuals and other documentation required by the Contract, excluding training; and
- Receipt of all Contractor certifications as required by law and/or regulations; and
- Completion of post-delivery audits required under the Contract.

Question, Clarification or approved equal:

GILLIG requests revision of the above section to read:

GPTD shall make a final payment for all withholdings within **thirty (30)** calendar days of receipt of a final proper invoice and upon:

- Delivery and acceptance of all Contract deliverables, including manuals and other documentation required by the Contract, excluding training; and
- Receipt of all Contractor certifications as required by law and/or regulations; and
- Completion of post-delivery audits required under the Contract.

GPTD Response:

Approved:

Denied:

Noted:

Comments:

Signature of GPTD Official

3/17/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part II Section Number 11. Section Title C. SPECIAL PROVISIONS
INSURANCE

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:
ENTIRE INSURANCE SECTION

Question, Clarification or approved equal:

GILLIG maintains and pays the premiums for insurance of the types and limits it deems sufficient for its protection through the manufacturing process, and through delivery and acceptance at GPTD property.

Upon delivery of the transit vehicles, GPTD, as the new Legal Owner, would be responsible to obtain and pay the premiums for insurance of the types and limits it requires for its protection.

Attached is a copy of our Certificate of Liability Insurance for your information and approval.



2021-2022 Gillig LLC
COI.pdf

GPTD Response:

Approved: Denied: Noted:

Comments:

COI meets requirements of contract.

Signature of GPTD Official

3/17/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part II Section Number 6. PAYMENT Section Title C. SPECIAL PROVISIONS

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

If the manuals are not delivered with the acceptance of the last bus, 20% of the cost of the last bus will be withheld until all manuals are received by the GPTD.

Question, Clarification or approved equal:

GILLIG requests reduction of the retention to the current industry standard of two (2%) percent of the total cost of each delivered and accepted vehicle.

GPTD Response:

Approved:

Denied:

Noted:

Comments:

GP

Signature of GPTD Official

3/7/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part II Section Number 6. PAYMENT Section Title C. SPECIAL PROVISIONS

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

GPTD shall make payments for Buses at the unit prices itemized in the Contractor's Cost Proposal, unless otherwise agreed in writing by the parties, within forty-five (45) calendar days after the acceptance of each Bus and after the manufacturer has complied with the applicable FTA Post-Delivery Audit requirements of 49 CFR Part 663.

Question, Clarification or approved equal:

GILLIG requests revision of the above section to read:

GPTD shall make payments for Buses at the unit prices itemized in the Contractor's Cost Proposal, unless otherwise agreed in writing by the parties, within **thirty (30)** calendar days after the acceptance of each Bus and after the manufacturer has complied with the applicable FTA Post-Delivery Audit requirements of 49 CFR Part 663.

GPTD Response:

Approved:

Denied:

Noted:

Comments:


Signature of GPTD Official

3/17/22
Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part	II	Section Number	3. TITLE AND WARRANTY OF TITLE	Section Title	B. GENERAL PROVISIONS
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Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

Adequate documents for registering each Bus in Maine shall be provided by the Contractor not less than 10 Business days before delivery to GPTD...

Question, Clarification or approved equal:

GILLIG wishes to advise that each bus is invoiced separately within one week of leaving the GILLIG manufacturing plant for delivery to GPTD. This package will contain the invoice, weight slip, MSO (Manufacturers Statement of Origin) and any other documentation required for registration of the buses and will arrive shortly after the bus is delivered.

GPTD Response:

Approved: Denied: Noted:

Comments:

5 business days is minimum amount of time to provide documents before bus delivery.

(GP)

Signature of GPTD Official

3/17/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part	II	Section Number	8.	Section Title	B. GENERAL PROVISIONS
			SUSPENSION OF WORK		

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

GPTD may at any time and for any reason within its sole discretion issue a written order to the Contractor suspending, delaying or interrupting all or any part of the Work for a specified period of time.

Question, Clarification or approved equal:

GILLIG wishes to advise GPTD that GILLIG, if awarded this procurement, will manufacture the vehicles as required by the approved specifications. The production is under the direction of our President and governed by bargaining agreements (Teamsters/Painters).

GILLIG cannot allow outside parties the authority to suspend, delay, or interrupt all or any part of the work in our manufacturing facility on the production line at any time and for any reason. GILLIG will resolve any issues directly with GPTD to ensure that the finished product prior to delivery will meet with GPTD's approval.

GPTD Response:

Approved: Denied: Noted:

Comments:



Signature of GPTD Official



Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part I Section Number 1. GENERAL Section Title GENERAL INFORMATION AND BACKGROUND

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

However, the Proposer agrees that in no event will any increase in the pricing be more than three percent (3%) above the Proposer's pricing.

Question, Clarification or approved equal:

GILLIG requests approval to delete the (3%) PPI cap as a means of sharing the risk of high inflation that we have experienced recently based on unprecedented historical times. In no way would this cause GPTD to pay more than the inflation rate as any future option pricing would still be subject to the PPI calculation as specified and could not exceed the Labor Dept's published index. This request would allow a higher cap to be used only if it became necessary.

GPTD Response:

Approved: Denied: Noted:

Comments:

Agree to remove PPI cap on optional bus orders only.

GP

Signature of GPTD Official

3/7/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part 1 Section Number 1. GENERAL Section Title GENERAL INFORMATION AND BACKGROUND

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:
However, the Proposer agrees that in no event will any increase in the pricing be more than three percent (3%) above the Proposer's pricing.

Question, Clarification or approved equal:
GILLIG requests an increase in the PPI cap as a means of sharing the risk of high inflation and thus minimizing the bid price. In no way would this cause GPTD to pay more than the inflation rate as any future option pricing would still be subject to the PPI calculation as specified and could not exceed the Labor Dept's published index. This request would allow a higher cap to be used only if it became necessary. GILLIG requests approval of an (8%) per year cap, in lieu of the percentage specified above as a way of sharing the inflation risk while minimizing the bus bid price.

GILLIG has a previous request to delete the PPI cap, this request is being submitted as an alternate to that request.

GPTD Response:

Approved: Denied: Noted:

Comments:

See previous response

GP

Signature of GPTD Official

3/7/22

Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part _____ Section Number _____ Section Title NOTICE TO PROPOSERS

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

Proposers must submit two hard copies and one electronic copy of the Proposal.

Question, Clarification or approved equal:

GILLIG respectfully requests approval to submit our Proposal via a PDF on (3) USB drives or Email via a Box Link, the link will allow GPTD to view, download and print GILLIG's entire proposal. Below is a TEST link containing 1 test word document for your reference."

LINK: <https://GILLIG.box.com/s/ogzhos1sgg2o09nf0jh6zv4p8owb849k>

GILLIG has been advised that there is a major toner shortage due to the Covid-19 pandemic and supply chain issues that are currently being experienced worldwide. We have been advised that there will be no toner deliveries available to GILLIG for the foreseeable future and thus submitting our Proposal via hard copy would create a hardship.

GPTD Response:

Approved:

Denied:

Noted:

Comments:

One hard copy and one electronic copy is acceptable.



Signature of GPTD Official

3/7/22
Date

FORM 17
APPROVED EQUALS REQUEST FORM

GILLIG LLC

Proposer/Vehicle Manufacturer

RFP Part I Section Number 1. GENERAL Section Title GENERAL INFORMATION AND BACKGROUND

Describe Request. Include appropriate supporting documentation as outlined in the RFP:

Customer Specification Requirement:

Pricing for the optional buses must be included in the total proposal price, and must be priced based on the stated estimated time of order

Question, Clarification or approved equal:

In order to best serve the interest of GPTD and to assist in properly determining and comparing the base bid prices for this procurement, GILLIG requests use of the "Total Year One " price as the basis of the price evaluation.

For multi-year procurement the use of the Producer Price Index, Category 1413 WUP Truck and Bus Bodies (PPI 1413), is standard practice in the transit industry to adjust the price of future orders (years 2, 3, 4, and 5), based upon the change in economic conditions from the date of contract award to the date the option order is placed.

The use of the PPI 1413 avoids the need for bidders to make arbitrary inflation estimates which unnecessarily raises the option bus prices quoted, thereby increasing the total cost to GPTD. This price adjustment method allows for a mutual sharing of project risk; minimizes the bus bid price due to the removal of the need for bidders to make assumptions; provides you with an "apples to apples" comparison of Total Year One prices and provides for more responsible bids from potential suppliers that will assure a successful project completion. GILLIG requests approval to use the PPI 1413 to adjust prices for all option bus orders placed in years, 2, 3, 4, and 5.

GPTD Response:

Approved: Denied: Noted:

Comments:

Optional bus pricing has been removed from Form 1, Optional buses ordered will have PPI added to most recent order price.

(GP)

Signature of GPTD Official

3/7/22
Date