Capital Area Transportation Authority

AMENDMENT NO. 1 TO SOLICITATION
LARGE (40' & 60') BUS PURCHASE

1. AMENDMENT NO:	2. SOLICITATION NO:	3. SOLICITATION NAME:	4. AMENDMENT DATE:
1	RFP 2018-104	Large Bus Purchase	February 21, 2018

5. ISSUED BY

Capital Area Transportation Authority
Purchasing and Contracts Department
4615 Tranter Street
Lansing, MI 48910

PLEASE NOTE: Contractor is required to sign this document and return it with the bid/proposal/quote.

6. DESCRIPTION OF AMENDMENT:

a. Questions and Answers to clarifying questions, attached.

b. Pricing Schedule, attached.

c. CATA Procurement Protest Procedures, attached.

d. All other terms and conditions remain unchanged.

NAME / TITLE OF OFFEROR (Type or Print)	COMPANY NAME
(Signature of person authorized to sign)	(Date Signed)

February 21, 2018

Capital Area Transportation Authority
Request for Proposal 2018-04
Large Bus Purchase

CATA has received multiple inquiries requesting clarification for the above listed RFP. In order to ensure all potential vendors have accurate information regarding these quotes, CATA has answered the questions submitted that it believes to be pertinent to providing a complete proposal. All other questions and Approved Equals will be answered by March 27, 2018 as listed in the Schedule of Activities.

Q. Will CATA split the award between 40 and 60 foot manufacturers?

A. No, CATA will not split the award.

Q. t } µ o d } v •] Œ] v o µ] v P v -]Œ š]v (Œ] š] •] v] š Œ] µ š _ X diesel and hybrid buses?

A. No.

Q. Would CATA consider including an option for multiple awards across years (as opposed to awarding all base order and options to one OEM)?

A. No.

Q. Do we have to be ISO 9000 certified?

A. This certification is preferred, but CATA will not require it.

Q. In section 1 ' U] š] •] v] changes will be made in the RFP after such changes/answers are] • š Œ] µ š _ X

a. Do you expect bidders to provide a fully compliant offer?

b. If so, should the first element of the Selection Criteria (1M) be removed?

A. Yes, CATA expects vendors to provide a complaint offer to the best of their ability. The selection criteria detailed in 1M will not be removed.

Q. In order for all bidders to provide the same comparable pricing format, we highly recommend the issuance of an official pricing schedule.

A. A pricing schedule has been attached.

Q. Our current review of the technical specifications and d [• • Œ ‹µ • š (}Œ ‰‰Œ}À ‹µ o presentation currently seems important. Subsequently, we are requesting an additional 3 weeks to provide the information which would bring the RFA/Question due date to the 27th of March.

A. CATA will not extend the timeline. Written questions from vendors and approved equals are due to CATA on March 6, 2018 @ 2:00PM EST. The schedule of activities was written based on vendors' responses to inquiries regarding the estimated timeline needed to provide a complete proposal.

Q. For item B15 of Appendix A, we are kindly requesting to receive the protest procedure for quick access.

A. d [• ‰Œ}š • š ‰ŒŒ}}Œ}Œ}•

Q. /v •}u • •U]v šZ •‰](] š]}v•U]š]•]v] š šZ š ^Y •Z oo •µ i š ‰‰Œ}À o_ }Œ ^Y (}Œ d }[À •Œ_ÀÀ]v there is no mention to be presented at Approved Equal, is CATA expected the proposer to present these items with the proposal or at the pre production meeting?

A. CATA expects the vendors to submit the request at the time the written questions and approved equals are submitted.

Q. It is clear to us that CATA requires pricing on diesel and hybrid bus. To us, all other optional items are not considered mandatory.

A. Yes, as stated in the RFP CATA is requiring pricing and specifications for both diesel and hybrid bus.

Q. As part of the selection criteria, a reference to the production schedule set forth in the specifications. We were unable to locate the information, should we understand that we can provide our best delivery option to CAT[• M

A. Please refer to the RFP, Section 27.0, Bus Production. Vendors should use this information to determine a proposed production schedule.

Q. While references are made to FTA regulations and clauses, we request your confirmation that this procurement is subject to FTA funding.

A. Yes, bus orders are contingent on available federal funding.

Q. In regards to payment terms, we understood the step payment process 80-20%. We wish to obtain your confirmation that payments are to be made within 30 days of the delivery and the balance will be paid within 30 days following the acceptance of the vehicles.

A. Yes.

VENDOR PRICING FORM

Capital Area Transportation Authority
Request for Proposal 2018 -104
Large Bus Purchase

NOTE: The following is a pricing schedule that should be included in any proposal submitted in response to the above named RFP.

Vendor/Company: _____

BUS PRICING	Unit Price
40 ¶ + \ E Uus G %	
60 ¶ + \ E Uus G %	
40 ¶ ' L H Vus O %	
60 ¶ ' L H Vus O %	
Manuals	
Training	
Test Equipment & Special Tools	
Delivery Charges	
OPTIONAL PRICING	
Automatic Fire Suppression System	
Electric Assisted Power Steering	
Electrical Air Conditioning (Hybrid Only)	
Installation of CATA vinyl decals, logos, readings, and bus numbers	
3 U L F L Q J I R U ' U±Fixed U ¶ V 6 H D W	
3 U L F L Q J I R U ' U±Swivel U ¶ V 6 H D W	
Pricing for Pedals ±Fixed	
Pricing for Pedals ±Adjustable	

PROCUREMENT PROTEST PROCEDURES

GENERAL

Protests will be accepted from prospective bidders or offerors whose direct economic interest would be affected by the award of a contract or by failure to award a contract.

The CATA Purchasing Manager will consider all protests or objections filed in a timely manner regarding the award of a contract, whether submitted before or after award. If the protest is oral and the matter cannot be otherwise resolved, written confirmation of the protest will be requested. Protest submissions should be concise, logically arranged, and clearly state the grounds for the protest. Protests must include at least the following information:

- Name, address, and telephone number of protester.
- Identification of the solicitation or Contract number.
- A detailed statement of the legal and factual grounds of protest, including copies of relevant documents.
- A statement as to what relief is requested.

Protests must be filed with CATA in accordance with its procedures and time requirements. The protest to CATA must be complete and contain all the issues that the protester believes relevant. Failure to include an issue in the protest to CATA will preclude raising the issue to FTA, if the protest is appealed to that agency. Following an adverse decision by CATA, the protester may file a protest with FTA under certain limited circumstances listed in paragraph below, if the Contract is being funded by an FTA grant.

PROTESTS BEFORE AWARD

Bid protests regarding restrictive specifications or alleged improprieties in the solicitation must be submitted in writing three (3) working days prior to bid opening or closing date for receipt of proposals. If the written protest is not

received by the time specified, award may be made in the normal manner unless the Purchasing Manager, upon investigation, finds that remedial action is required, in which event such action should be taken. Oral protests not followed up by a written protest will be disregarded.

Notice of a protest and the basis therefore will be given to all bidders or offerors who have a reasonable prospect of receiving an award. In addition, when a protest against the making of an award is received and the Purchasing Manager determines to withhold the award pending disposition of the protest, the bidders or proposers whose bids or proposals might become eligible for award should be requested, before expiration of the time for acceptance of their bids or proposals, to extend the time for acceptance (with consent of sureties, if any) to avoid the need for re-advertising. CATA will provide a written response to each material issue raised in the written protest.

Where a written protest against the making of an award is received in the time specified, award will not be made prior to five (5) working days after resolution of the protest or, if a protest has been filed with FTA while the protest is still pending, unless CATA determines that:

(1) The items to be procured are urgently required;

(2) Delivery or performance will be unduly delayed by failure to make award promptly; or

(3) Failure to make award will otherwise cause undue harm to CATA or the Federal Government.

If award is made, the Purchasing Manager will document the file to explain the need for an award, and will give written notice of the decision to proceed with the award to the protester and, as appropriate, to others concerned.

PROTESTS AFTER AWARD

A protest after award must be made in writing and received by the Purchasing Manager within three (3) working days after the posting of the Notice of Award is made to participating bidders. Protests will only be considered for reasons other than restrictive specifications or alleged improprieties in the solicitation.

APPEALS OR REQUESTS FOR RECONSIDERATION

Appeals and requests for reconsideration must be sent to the CEO within five (5) working days after issuance of a final decision by the Purchasing Manager. The CEO will issue his decision within ten (10) working days after receipt.

PROTESTS TO FTA

Under certain limited circumstances, an interested party may protest to FTA the award of a Contract pursuant to an FTA grant. FTA's review of any protest will be limited to:

- A CATA failure to have or follow its protest procedures, or its failure to review a complaint or protest; or
- Violations of Federal law or regulation.

Time for Filing

(1) Protesters shall file a protest with FTA not later than five (5) working days after a final decision is rendered under CATA's protest procedure. In instances where the protester alleges that CATA failed to make a final determination on the protest, the protesters shall file a protest with FTA not later than five (5) working days after the protester knew or should have known of CATA's failure to render a final determination on the protest.

(2) CATA shall not award a contract for five (5) working days following its decision on a bid protest except in accordance with the provisions and limitations. After five (5) working days, CATA shall confirm with FTA that FTA has not received a protest on the Contract in question.

Submission of Protest to FTA

A protestor must exhaust all administrative remedies with CATA by following the protest procedures to completion, before appealing to FTA.

(1) Protests to FTA should be filed in accordance with FTA Circular 4220.1F (as periodically updated) with the FTA Regional Office. A concurrent copy of the protest must be sent to CATA.

(2) The protest filed with FTA shall:

- Include the name and address of the protestor.
- Identify the CATA project number and the number of the Contract solicitation.
- Contain a statement of the ground for the protest and any supporting documentation. This should detail the alleged