

**MTA - NEW YORK CITY TRANSIT  
2 BROADWAY  
NEW YORK, NY 10004**

**DIVISION OF MATERIEL  
[web.mta.info/nyct/procure/nyctproc.htm](http://web.mta.info/nyct/procure/nyctproc.htm)  
[Vreplies@nyct.com](mailto:Vreplies@nyct.com)**

**0000210953**

**NOTICE  
-OF-  
ADDENDUM**

**ADDENDUM #2**

**BID OPENING/DUE DATE: 7/20/2018**



July 09, 2018

**ADDENDUM NO. 2**  
**Contract No. SSE 210953**  
**REPAIR AND RETURN OF SUBWAY CAR TRUCK FRAMES**

**New Bid Opening Date: Friday, July 20, 2018**

**TO ALL PROSPECTIVE BIDDERS:**

You are hereby notified of the following changes to the contract:

**BIDDERS ARE ADVISED OF A NEW BID OPENING DATE – Friday, July 20, 2018.**

- **Please remove Page 1 of the existing Information for Bidders and replace it with the revised Page 1 of the Information for Bidders attached. (See also a redlined version attached indicating the changes via this addendum.)**
- **Please remove Page 1 of the existing Bid document and replace it with the revised Page 1 of the Bid document attached. (See also a redlined version attached indicating the changes made via this addendum.)**

The following questions were received and the answers to the questions are hereby made part of the contract:

Q.1 Whose responsibility is it to pick up and deliver each truck frame, NYCT or the Contractor?

***Ans. 1 The Contractor shall be responsible for pick-up and delivery to and from locations specified in Article 104 of the Specific Contract Provisions. NYCT will be responsible for loading/offloading the frames at the designated pick-up and delivery points.***

Q.2 On the fabricated truck, in order to repair the motor mount weld failure, will NYCT provide detailed fabrication drawings?

***Ans. 2 No, NYCT does not have drawings for the fabricated truck frames.***

Q.3 Will NYCT provide their historical Magnetic Particle Test data for each truck?

***Ans. 3 No, NYCT does not have the historical Magnetic Particle Test data.***

Q.4 Will NYCT provide traming procedures and dimensions?

***Ans. 4 Yes, tram is checked by measuring the diagonal and longitudinal distances between reference points on the axle bearing housing. The truck frame assembly, when loaded through normal load paths, shall maintain the axles parallel to within 0.09 inches (2.29 mm) at the journal centers, and shall limit the difference between diagonally opposed bearing locations to 0.20 inches (5.1 mm). These limits shall apply both at the AW0 load***

*and a load condition of 130% of AW3. All frames shall have tram marks above and below (where applicable) each journal bearing location, locate within 0.005 inches (0.13 mm) of the true position.*

Q.5 As NYCT procedures reference “the reduced wall thickness cannot be less than 3/32” of the nominal dimensions”, will NYCT be providing data showing nominal thickness?

*Ans. 5 Upon award, NYCT will make available additional drawings to the Contractor.*

Q.6 To allow bidder to estimate property insurance costs please advise of replacement cost for both a fabricated and a cast truck frame.

*Ans. 6 The approximate cost for fabricated and cast truck frames range from \$150,000-\$175,000.*

Q.7 Can NYCT please provide the approximate weight of the frames?

*Ans. 7 Cast Iron truck frames range from 3,725-4,000 pounds depending on the car class. Fabricated truck frames range from 2,550-4,825 pounds depending on the car class.*

Q.8 The Technical Specification, Section 3.1 sites, "Personnel performing Magnetic Particle inspections shall be trained by an experienced certified NDT Level I personnel in accordance with MCD 11-02 requirements." Will NYCT accept trained and qualified personnel under ASNT SNT-TC-1A Magnetic Particle Examination Level II as an alternate?

*Ans. 8 No, NYCT will not accept any variation to the established specifications. The Contractor shall comply with the specifications in its entirety.*

Q.9 We respectfully request clarification to the scope of work regarding responsibility and cost allotment for – Receipt, handling, loading and unloading of subway car truck frames at NYCT-Coney Island Overhaul Shop.


*Ans.9 The Contractor shall be responsible for the receipt, handling, and transportation to and from the Coney Island Shop and/or 207<sup>th</sup> Overhaul Shop. NYCT will be responsible for loading/offloading the frames at the designated pick-up and delivery points.*

Q.10 Can NYCT provide a copy of the attendance sheet?

*Ans. 10 Please see attached attendance sheet from the Pre-Bid/Site Tour.*

**All other conditions remain unchanged. “Reminder: Be sure to attach this addendum to your bid or acknowledge it in the place provided in Bidder’s Proposal. Failure to do so may result in rejection of your bid.”**

Sincerely,



Malgorzata Motykiewicz  
Senior Director, Procurement  
Materiel Division

Contract Number: SSE 210953

Title: The Repair and Return of Subway Car Truck Frames

Procurement Representative: Anthony Iannitelli

Telephone No: (646) 252 - 6188

Bid Opening Date and Time: 07/20~~13~~/18, 2:00 p.m. Local Time  
(hereinafter referred to as the "Bid Opening")

If the boxes below are checked, the appropriate Schedules are attached and are hereby incorporated into the Contract Documents: (Schedules not so checked are not required and are not incorporated herein, even if attached.)

**LIST OF SCHEDULES**

	<u>DESCRIPTION</u>	<u>INCLUDED (if checked)</u>
Schedule A	Insurance Requirements	<input checked="" type="checkbox"/>
Schedule B	Site Inspection/Pre-Bid Conference	<input checked="" type="checkbox"/>
Schedule G	Rider to Contract Documents	<input checked="" type="checkbox"/>
Schedule H	Executive Order No. 177 Certification Addressing Institutional Polices and Practices Pertaining to Discrimination and Harassment	<input checked="" type="checkbox"/>
Schedule J	Responsibility Questionnaire	<input checked="" type="checkbox"/>
Schedule K	Minority and Women-Owned Business Enterprise Submission Requirements – Bid	<input checked="" type="checkbox"/>
Schedule L	New York State Contract Provisions - Construction	<input type="checkbox"/>
Schedule Q	Bonding Requirements and Forms of Bonds	<input checked="" type="checkbox"/>
Schedule T	Participation Opportunities for New York State Certified Service-Disabled Veteran-Owned Businesses – No Goals	<input checked="" type="checkbox"/>
Schedule W	Compliance with NYS State Finance Law Sections 139-j and 139-k	<input checked="" type="checkbox"/>
Schedule X	Federal Drug and Alcohol Testing Requirements	<input checked="" type="checkbox"/>
Schedule Y	Diesel Emission Reduction Act (DERA) Requirements	<input type="checkbox"/>
Schedule Z	Office of the State Comptroller Review and Approval	<input type="checkbox"/>

**Contract Number: SSE 210953**

**Title: The Repair and Return of Subway Car Truck Frames**

**Procurement Representative: Anthony Iannitelli**

**Telephone No: (646) 252 - 6188**

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Schedule Z	Office of the State Comptroller Review and Approval	<input type="checkbox"/>

**BID OPENING INFORMATION**

CONTRACT NO. SSE 210953

OPENING DATE: 07/2013/18

LOCATION: 3 Stone Street  
New York, NY

TIME: 2:00 p.m.  
Local Time

- A. Bids must be made on this form which includes the Price Schedule. In order to be a responsive bid, all parts of the Bid must be submitted. **BIDDERS MUST ATTACH COPIES OF ALL ADDENDA ISSUED OR ACKNOWLEDGE RECEIPT THEREOF WHERE INDICATED IN THE BID. AN ADDENDUM WHICH CHANGES ANY PART OF THE BID MUST BE ATTACHED OR THE CHANGE OTHERWISE CLEARLY INCORPORATED IN THE BID.** The Authority, in its sole and absolute discretion, may treat a failure to annex or acknowledge receipt of Addenda or to attach any part of the Bid as a minor informality where the Addenda or portion of the Bid, as the case may be, is determined by the Authority not to be substantive in nature. The Authority may also treat any failure of the Bidder to fully complete any portion of the Bid as a minor informality.
- B. **Execution of Bid must be made in Paragraph Q, below.**
- C. See paragraph 3 of the Information for Bidders for instructions on submission of bids by mail.
- D. The undersigned Bidder, acknowledging that it has carefully examined the Bid Solicitation Package, offers to fully perform as set forth therein, at the price(s) stated in the Price Schedule attached hereto.
- E. The undersigned hereby designates the following office as its office for the purpose of receiving any written notice permitted or required to be served upon the Bidder by any provision of the Contract Documents, including Notice of Award of the Contract:

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

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

Telephone No. (    ) \_\_\_\_\_

Facsimile No. (    ) \_\_\_\_\_

Electronic Mail Address: \_\_\_\_\_

- F. **(Check where indicated below if the Bidder is a foreign corporation or entity, in which case the Bidder agrees to accept process as provided herein).** The undersigned, an individual or sole proprietorship, or a partnership, or government entity, or a non-profit organization, or a corporation not organized and existing under the laws of the State of New York, agrees that personal service of process in any action, suit or proceeding instituted by the Authority against the undersigned on or in connection with this Bid or the Contract may be made by certified or registered mail addressed to the undersigned at the address referred to in Section E above of this Bid, unless a different address within the State of New York be specified below, in which event service as aforesaid may be made

**BID OPENING INFORMATION**

CONTRACT NO. SSE 210953

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**0000210953**

**NOTICE  
-OF-  
ADDENDUM**

**ADDENDUM #1**

**BID OPENING/DUE DATE: 7/13/2018**



June 27, 2018

**ADDENDUM NO. 1  
Contract No. SSE 210953  
REPAIR AND RETURN OF SUBWAY CAR TRUCK FRAMES**

**New Bid Opening Date: Friday, July 13, 2018**

**TO ALL PROSPECTIVE BIDDERS:**

You are hereby notified of the following changes to the contract:

**BIDDERS ARE ADVISED OF A NEW BID OPENING DATE – Friday, July 13, 2018.**

- **Schedule H – Executive Order No. 177 Certification Addressing Institutional Policies and Practices Pertaining to Discrimination and Harassment – has been added to the Contract documents and must be submitted with the Bid submission.**
- **Please remove the existing Important Notice to Bidders and replace it with the revised Important Notice to Bidders attached.**
- **Please remove Page 1 of the existing Information for Bidders and replace it with the revised Page 1 of the Information for Bidders attached. (See also a redlined version attached indicating the changes via this addendum.)**
- **Please remove Page 1 and Page 9 of the existing Bid document and replace it with the revised Page 1 and Page 9 of the Bid document attached. (See also a redlined version attached indicating the changes made via this addendum.)**
- **Please remove Page 3 of the existing Table of Contents and replace it with the revised Page 3 of the Table of Contents attached. (See also a redlined version attached indicating the changes made via this addendum.)**

All questions that were submitted will be answered in subsequent addenda.

**All other conditions remain unchanged. “Reminder: Be sure to attach this addendum to your bid or acknowledge it in the place provided in Bidder’s Proposal. Failure to do so may result in rejection of your bid.”**

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Motykiewicz'.

Malgorzata Motykiewicz  
Senior Director, Procurement  
Materiel Division

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SCHEDULE Q – Bonding Requirements and Forms of Bonds

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Service-Disabled Veteran-Owned Businesses – No Goals

SCHEDULE W – Compliance with NYS State Finance Law Sections 139-j and 139-k (“Lobbying  
Law”)

SCHEDULE X – Federal Drug and Alcohol Testing Requirements

**SECTION VIII – EEO Package 1 - Minority/Women-Owned Business Enterprise ("MIWBE") - No Goals**

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**Contract Number: SSE 210953**

**Title: The Repair and Return of Subway Car Truck Frames**

**Procurement Representative: Anthony Iannitelli**

**Telephone No: (646) 252 - 6188**

**Bid Opening Date and Time: 076/1328/18, 2:00 p.m. Local Time  
 (hereinafter referred to as the “Bid Opening”)**

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**BID OPENING INFORMATION**

CONTRACT NO. SSE 210953

OPENING DATE: 076/1328/18

LOCATION: 3 Stone Street  
New York, NY

TIME: 2:00 p.m.  
Local Time

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

Telephone No. (     )    Facsimile No. (     ) \_\_\_\_\_

Electronic Mail Address: \_\_\_\_\_

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**PRICE SCHEDULE**  
**Contract No. SSE 210953**  
 (Standard Unit Price)  
**Line Item Award**

Item	Description	Estimated Quantity*	Unit Price (in words and figures)	Extended Price (in words and figures)
1	Repair of Cracked Subway Car Truck Frames (provide welding repair service for cracked subway car truck frame) <b>Cast Iron Trucks</b> as per Tech. Spec. 6013-PRCS-97  <u>(This is a lump sum price inclusive of all labor, material, pick-up, transportation and delivery costs and any and all other costs.)</u>	33	_____ _____ dollars and _____ cents (\$ _____ )	_____ _____ dollars and _____ cents (\$ _____ )
2	Repair of Cracked Subway Car Truck Frames (provide welding repair service for cracked subway car truck frame) <b>Fabricated Trucks</b> as per Tech Spec. 6014-PRCS-06  <u>(This is a lump sum price inclusive of all labor, material, pick-up, transportation and delivery costs and any and all other costs.)</u>	15	_____ _____ dollars and _____ cents (\$ _____ )	_____ _____ dollars and _____ cents (\$ _____ )
<b>TOTAL:</b>				

\*The above quantities are estimates used for bid evaluation purposes only. The Authority reserves the right to increase or decrease such amounts in its sole discretion.

**Total Gross Sum Bid (in figures and words) for Item 1:**

\$ \_\_\_\_\_

**Total Gross Sum Bid (in figures and words) for Item 2:**

\$ \_\_\_\_\_

**Bidder's Name:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**PRICE SCHEDULE**  
**Contract No. SSE 210953**  
 (Standard Unit Price)  
**Line Item Award**

Item	Description	Estimated Quantity*	Unit Price (in words and figures)	Extended Price (in words and figures)
1	Repair of Cracked Subway Car Truck Frames (provide welding repair service for cracked subway car truck frame) <b>Cast Iron Trucks</b> as per Tech. Spec. 6013-PRCS-97  (This is a lump sum price inclusive of all labor, material, pick-up, transportation and delivery costs and any and all other costs.)	33	_____ _____ dollars and _____ cents (\$ _____ )	_____ _____ dollars and _____ cents (\$ _____ )
2	Repair of Cracked Subway Car Truck Frames (provide welding repair service for cracked subway car truck frame) <b>Fabricated Trucks</b> as per Tech Spec. 6014-PRCS-06  (This is a lump sum price inclusive of all labor, material, pick-up, transportation and delivery costs and any and all other costs.)	15	_____ _____ dollars and _____ cents (\$ _____ )	_____ _____ dollars and _____ cents (\$ _____ )
<b>TOTAL:</b>				

\*The above quantities are estimates used for bid evaluation purposes only. The Authority reserves the right to increase or decrease such amounts in its sole discretion.

**Total Gross Sum Bid (in figures and words) for Item 1:**

\$ \_\_\_\_\_

**Total Gross Sum Bid (in figures and words) for Item 2:**

\$ \_\_\_\_\_

**Bidder's Name:** \_\_\_\_\_

**Date:** \_\_\_\_\_

# **NEW YORK CITY TRANSIT AUTHORITY**

## **Division of Materiel**

### **Schedule H**

#### **EXECUTIVE ORDER NO. 177 CERTIFICATION ADDRESSING INSTITUTIONAL POLICIES AND PRACTICES PERTAINING TO DISCRIMINATION AND HARASSMENT**

**\*\*Schedule H should be submitted with the Bid or Proposal and must be submitted prior to Contract award.\*\***

Contract No: SSE 210953

Description: Repair and Return of Subway Car Truck Frames

In accordance with Executive Order No. 177, the Authority requires that all Bidders, Proposers, Contractors and Consultants make the following Certification prior to the award of any Contract or Contract extension.

**CERTIFICATION**

The New York State Human Rights Law, Article 15 of the Executive Law, prohibits discrimination and harassment based on age, race, creed, color, national origin, sex, pregnancy or pregnancy-related conditions, sexual orientation, gender identity, disability, marital status, familial status, domestic violence victim status, prior arrest or conviction record, military status or predisposing genetic characteristics.

The Human Rights Law may also require reasonable accommodation for persons with disabilities and pregnancy-related conditions. A reasonable accommodation is an adjustment to a job or work environment that enables a person with a disability to perform the essential functions of a job in a reasonable manner. The Human Rights Law may also require reasonable accommodation in employment on the basis of Sabbath observance or religious practices.

Generally, the Human Rights Law applies to:

- all employers of four or more people, employment agencies, labor organizations and apprenticeship training programs in all instances of discrimination or harassment;
- employers with fewer than four employees in all cases involving sexual harassment; and,
- any employer of domestic workers in cases involving sexual harassment or harassment based on gender, race, religion or national origin.

In accordance with Executive Order No. 177, the Bidder/Proposer/Contractor/Consultant hereby certifies that it does not have institutional policies or practices that fail to address the harassment and discrimination of individuals on the basis of their age, race, creed, color, national origin, sex, sexual orientation, gender identity, disability, marital status, military status, or other protected status under the Human Rights Law.

Executive Order No. 177 and this Certification do not affect institutional policies or practices that are protected by existing law, including but not limited to the First Amendment of the United States Constitution, Article 1, Section 3 of the New York State Constitution, and Section 296(11) of the New York State Human Rights Law.

Full Legal Name of Certifying Entity: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of Person Certifying)

Name of Person Executing Certification: \_\_\_\_\_

Title of Person Executing Certification: \_\_\_\_\_

Date: \_\_\_\_\_, 20\_\_

The attention of all bidders and prospective bidders is hereby drawn to important provisions relating to the following requirements:

**EXECUTIVE ORDER NO. 177 CERTIFICATION**

This Contract is subject to **Executive Order No. 177, Prohibiting State Contracts with Entities that Support Discrimination**. Effective June 1, 2018, **before the Authority can award a Contract to a Bidder or Proposer, the Bidder or Proposer must have executed the certification contained in SCHEDULE H, EXECUTIVE ORDER NO. 177 CERTIFICATION ADDRESSING INSTITUTIONAL POLICIES AND PRACTICES PERTAINING TO DISCRIMINATION AND HARASSMENT.**

**SERVICE-DISABLED VETERAN-OWNED BUSINESS ENTERPRISE REQUIREMENTS**

This Contract is subject to Article 17-B of the New York Executive Law, and implementing regulations set forth in Subtitle G, Chapter I, Part 252 of Title 9 NYCRR. If Service-Disabled Veteran-Owned Business (SDVOB) subcontracting goals are assigned to this Contract, **SCHEDULE T-GOALS, PARTICIPATION OPPORTUNITIES FOR NEW YORK STATE CERTIFIED SERVICE-DISABLED VETERAN-OWNED BUSINESSES** and the **SDVOB PACKAGE**, containing SDVOB forms, are applicable. If no SDVOB subcontracting goals are assigned to this Contract, then **SCHEDULE T-NO GOALS, PARTICIPATION OPPORTUNITIES FOR NEW YORK STATE CERTIFIED SERVICE-DISABLED VETERAN-OWNED BUSINESSES** is applicable.

**MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES GOALS APPLY TO CHANGE ORDERS**

The Bidder's attention is directed to **SCHEDULE K-MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES SUBMISSION REQUIREMENTS-BID, PARAGRAPH C, GOALS**, setting forth the goals for Minority and/or Women-Owned Business Enterprises participation. The Bidder is reminded that as indicated in the Contract the goals expressed as a percentage of the Total Contract price include change orders issued pursuant to the changes provisions of this Contract.

**MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES REQUIREMENTS**

This Contract is subject to Article 15-A of the New York Executive Law (Section 310, et seq.) and implementing regulations set forth in Chapter XIV, Parts 140 to 145 of Title 5 NYCRR. The EEO, non-discrimination and reporting requirements under the Law and implementing regulations, as set forth in **SCHEDULE K-BID, PARAGRAPHS P, Q, R and T** apply to this Contract. For contracts with no MWBE goals the remaining provisions of **SCHEDULE K-BID** are not applicable. For Contracts with MWBE goals, all the provisions of **SCHEDULE K-BID** are applicable.

## **IMPORTANT NOTICE TO BIDDERS**

### **BID MISTAKE**

The Bidder's attention is directed to **Paragraph 15 BID MISTAKE of the INFORMATION FOR BIDDERS**, which requires the Bidder to provide written notice to the Authority of a claimed mistake or error in preparation of its Bid, within three (3) business days of the public Bid Opening.

### **ENCOURAGING THE USE OF NEW YORK STATE BUSINESS ENTERPRISES IN CONTRACT PERFORMANCE**

Please see the **SPECIAL IMPORTANT NOTICE TO BIDDERS**

### **METROPOLITAN TRANSPORTATION AUTHORITY VENDOR CODE OF ETHICS**

The Metropolitan Transportation Authority has revised its Vendor Code of Ethics (the "Code"), and all Bidders will certify in their Bid as per Paragraph M of the Bid regarding their receipt of the Code, that they will comply with its provisions, and will provide the Code to their employees and will obtain their employee acknowledgment of receipt. Additional information concerning these requirements is contained in Paragraph M. The revised Code has been included in the solicitation documents.

### **PAYMENTS VIA ACH**

The Bidder's attention is directed to **ARTICLE 108 PRICE TO INCLUDE / INVOICES AND PAYMENTS / PAYMENTS VIA ACH** of the **SPECIFIC CONTRACT PROVISIONS**, which provides that all payments to the Contractor under this Contract will be made by the MTA Business Service Center ("MTA BSC") via an Automated Clearing House ("ACH") designated by the MTA BSC.

### **COMPLIANCE WITH SECTION 1269-g OF THE PUBLIC AUTHORITIES LAW**

If this Contract includes elements of public work, **SCHEDULE L**, New York State Contract Provisions – Construction, will be appended. **SCHEDULE L** has been revised to include provisions implementing Section 1269-g of the Public Authorities Law, which requires both our contractors and their subcontractors to take affirmative steps to notify their employees of the relevant provisions of Chapter XIII of the State Finance Law (the New York False Claims Act) that are designed to protect the public from the filing of false claims and to provide a civil forum to commence actions relating to any such claim. Please be advised that material compliance with Section 1269-g is a material condition of payment for both contractors and subcontractors under this Contract. See **ARTICLE 7** of **SCHEDULE L** for the applicable provisions.

### **NEW YORK STATE EXECUTIVE ORDER 134**

In accordance with New York State Executive Order 134, the Authority is encouraging its Contractors/Consultants and their Subcontractors/Subconsultants and Suppliers, to select and procure environmentally preferred cleaning products. For more detailed information, including lists of approved "green" products see the New York State Office of General Services website: <http://www.ogs.state.ny.us/bldgadmin/environmental/ProductLists.html>.