

Item 1: If a Bidder elects to bid more than one region or contract type, the Bidder should prepare and submit a separate Proposal for each contract and region bid.

Item 2: Questions and Answers

1. A) Do we need to provide with a bid bond? Or would this be done for each individual project awarded? B) On the bid adjustment factor, do we put our cost labor rates?

Answer:

A) There is no bid bond at the time of Bid. When required for a Job Order, the Contractor shall provide a Payment and Performance Bond equal to the Job Order Price. If required for a Job Order, the Contractor will be reimbursed for the cost of the Payment and Performance Bond up to 2% of the Job Order Price. Any amount over that percentage shall be included in the Contractor's Adjustment Factor. NYSED anticipates that Payment and Performance Bonds would only be required in a small percentage of the Job Orders.

B) The Adjustment Factor are the Bidder's proposed adjustment to the Unit Prices contained in the Construction Task Catalog[®]. The Adjustment Factors shall be an increase or decrease to all the Unit Prices listed in the Construction Task Catalog[®]. For example, 1.1000 would be a 10% increase to the Unit Prices and 0.9500 would be a 5% decrease to the Unit Prices. Refer to pages 00-1 to 00-6 of the Construction Task Catalog[®] for a detailed explanation of the business and construction costs that are to be included in the Adjustment Factor.

2. Does the NYSED issue Job Order Contracting for elevator maintenance & repair?

Answer: No. Elevator Maintenance and Repair is not included in the scope of work for the US Department of Education's Emergency Assistance to Non-Public Schools (EANS) program.

3. M/WBE Utilization plan is part of Bid submission (item # 4), we cannot find any format for MWBE plan. Do you have a format, or we make our own?

Answer: The Bid submission requires the Bidder submit an MWBE Contracting Plan. The RFP states, "Provide the Bidder's plan to meet or exceed the M/WBE participation goals set forth in this Contract. Provide examples of past contracts in which the M/WBE goals were achieved and how the Bidder intends to meet the goals set for in this RFP."

There is no template. The MWBE Contracting Plan is a narrative prepared by the Bidder plus any support documentation the Bidder deems necessary. For the submission of Bids, Bidders shall prepare and submit an MWBE Contracting Plan in accordance with the RFP.

With each Job Order, the Contractor shall submit an MWBE Utilization Plan and other required forms and documentation identifying the subcontractors that are to be used and their respective certifications.

4. Page 9 of RFP document says, only up to 2% of bonding cost will be reimbursed. The current bonding cost at present is 2.5% for small individual projects less than 1 Mil. Can this be modified at your end or we have to adjust in bidding factor?

Answer: In accordance with the RFP, Bidders will be reimbursed for the cost of Payment and Performance Bonds up to 2% of the Job Order Price.

5. Do we have to utilize the Gordian platform to bid to this project? – just asking because all paperwork is to be sent to the State directly.

Answer: Submit Bids in accordance with the instructions provided in the section titled, “Instructions for Submitting an Electronic Bid.” Gordian’s JOC management software will be utilized after Contracts are awarded and used for the procurement of individual Projects.

6. What is that fee for?

Answer: The JOC System License Fee includes access to Gordian’s proprietary JOC Software and JOC Applications, cost data, and Construction Task Catalog® which shall be used by the Contractor for the purpose of fulfilling its obligations under this Contract, including the preparation and submission of Job Order Proposals, Price Proposals, subcontractor lists, and other requirements specified by NYSED. The JOC System License Fee shall be included in the Contractor’s Adjustment Factors.

7. It is my understanding that we don’t require bid bonds during this bid, but we will during other projects, correct?

Answer: There is no bid bond at the time of Bid. When required for a Job Order, the Contractor shall provide a Payment and Performance Bond equal to the Job Order Price. Contractors will be reimbursed for the Payment and Performance Bond up to 2% of the Job Order Price.

8. Is there a bid bond we would have to submit with the proposal? Other than the performance and payment bond that is on a job order to job order basis.

Answer: There is no bid bond at the time of Bid. When required for a Job Order, the Contractor shall provide a Payment and Performance Bond equal to the Job Order Price. Contractors will be reimbursed for the Payment and Performance Bond up to 2% of the Job Order Price.

9. Is the Construction Task Catalog available for review? I did not see it listed on the RFP site.

Answer: Under the section titled “Construction Task Catalog® and Technical Specifications,” the last sentence states, To access the Construction Task Catalog® and Technical Specification, use [this link](#).”

Click on the hyperlink titled “this link” to access the [Construction Task Catalog® and Technical Specifications](#).

10. Are prevailing wage rates required for employees working on site?

Answer: Prevailing wage rates are not required for employees working on site.

11. May a contractor bid on just one Region, or will the Contract apply to all Regions?

Answer: The Contractor may bid on just one region.

There is a provision where the Contractor may perform work in a different region. Refer to the RFP section titled “Geographic Are of Work,” where it states, “If a Contractor assigned to a different region is unable to perform work, NYSED may request the Contractor to perform work in such different region. If the Contractor performs work for such different region, it shall be at the Contractor’s competitively bid Adjustment Factors, then in effect. The Contractor may decline work outside its designated region.”