

Pete Ricketts, Governor

ADDENDUM ONE QUESTIONS and ANSWERS

Date: August 17, 2015

To: All Bidders

From: Dianna Gilliland, Buyer
AS Materiel State Purchasing

RE: Addendum for Number ITB 5090 OF
to be opened August 28, 2015 at 2:00 p.m. Central Time

Questions and Answers

Following are the questions submitted and answers provided for the above mentioned Invitation to Bid. The questions and answers are to be considered as part of the Invitation to Bid. It is the Bidder's responsibility to check the State Purchasing Bureau website for all addenda or amendments.

QUESTIONS	ANSWERS
1. 6.D. What constitutes acceptance of the purchase order?	By the vendor signing and submitting the Invitation to Bid (ITB), the vendor accepts all potential contracts and purchase orders created by the submitted ITB.
2. 6.D. How does a vendor refuse a purchase order because the delay delivery will cause the vendor to lose money?	<p>If the vendor refuses to accept a purchase order, a Vendor Performance Report may be completed and reviewed. After receipt of two (2) unsatisfactory Vendor Performance Reports, the State may cancel the contract with the vendor and may exclude the vendor from bidding the next vehicle season.</p> <p>If the vendor determines purchase orders with a future delivery date at the high end of the delivery date set by the vendor on the ITB is detrimental to the vendor's business, the vendor has the right to not bid.</p>

Pete Ricketts, Governor

QUESTIONS	ANSWERS
<p>3. 6.D. Can the vendor charge daily interest for storage of vehicles that are delay delivery?</p>	<p>No. Per State Statute §81-2404, a creditor may only charge interest if payment is not made for goods delivered or services rendered within the 45 days after delivery.</p> <p>81-2404. Creditor; charge interest; when. Any creditor of an agency not receiving payment in full for goods delivered or services rendered within the forty-five-day or sixty-day time period, whichever is applicable, may charge the agency interest on the unpaid principal balance at the rate specified in section <u>45-104.02</u>, as such rate may from time to time be adjusted. Interest charges shall begin to accrue on the thirty-first calendar day after (1) the date of receipt by the agency of the goods or services or (2) the date of receipt by the agency of the bill for the goods or services, whichever is later, and shall terminate on the date on which payment in full of the amount due is made. Each agency shall pay the interest charge upon request unless the bill is the subject of a good faith dispute between the agency and the creditor. No claim by a creditor for interest charges shall be allowed unless the agency is requested to pay the interest charges within ninety calendar days from the date on which payment in full is due.</p>
<p>4. 6.D. What consequences will the state put on the vendor that refuses a purchase order, that has a delay delivery date?</p>	<p>If the vendor refuses to accept a purchase order, a Vendor Performance Report may be completed and reviewed. After receipt of two (2) unsatisfactory Vendor Performance Reports, the State may cancel the contract with the vendor and may exclude the vendor from bidding the next vehicle season.</p>
<p>5. 6.D. Will the state award a contract to another vendor if a bidder checks, no or alternative, on bid submission?</p>	<p>Every answer to a term with a Yes/No response will be evaluated to determine the impact on the State. Such alternatives may have the potential to exclude a vendor from award consideration.</p>
<p>6. Page 19 right to audit i. What conditions would the state audit?</p>	<p>All State contracts necessitate the use of public funds and must have policies in place to evaluate that such funds are being used properly. To do this, all contractors are subjected to have their financial records reviewed for compliance with contract terms and conditions.</p>

Pete Ricketts, Governor

QUESTIONS	ANSWERS
7. Page 19 right to audit i. What would the state want to look at a dealerships Ledgers, cancelled checks, deposit slips, bank statements, journals, insurance documents, payroll documents, timesheets?	These are components of the financial audit that may be needed.
8. Page 19 right to audit i. will the state award a contract to another vendor if a bidder checks, no or alternative, on bid submission?	Every answer to a term with a Yes/No response will be evaluated to determine the impact on the State. Such alternatives may have the potential to exclude a vendor from award consideration.

This addendum will become part of the ITB and should be acknowledged with the Invitation to Bid.