



CAPE FEAR PUBLIC TRANSPORTATION AUTHORITY
(WAVE TRANSIT) WILMINGTON, NC
INVITATION FOR BIDS #09-06

**30/35/40 FOOT LOW FLOOR, PARALLEL HYBRID ELECTRIC DIESEL PROPULSION SYSTEM,
SERIES HYBRID ELECTRIC DIESEL PROPULSION SYSTEM AND DIESEL
ADDENDUM 3**

Date of addendum: May 5, 2009

Reason for Addendum: Approved/Equals, Forms and Additional Changes

Addendum issued by: Albert Eby, Director

Distribution: Chris Dabbs, NABI
John Richardson, Daimler Bus
Butch Sibley, Gillig
Deirdre Fenelon, Gillig
Joel Abraman, New Flyer
Adrian Graca, New Flyer
Mike Amman, El Dorado Bus
Lance Hill, Carolina Thomas Bus
Jennifer Matthews, DesignLine
John Walsh, National Bus Sales
Lee Morris, Nova Bus
Nancy Painter, NCDOT-PTD
Debbie Collins, ITRE

1. Page 9 Section 1.1.2 - Scope

The anticipated number of buses to be purchased are as follows:

- A minimum of 30 up to approximately 350 Low Floor Diesel Buses
- A minimum of 15 up to approximately 65 Low Floor Hybrid Electric Diesel Propulsion System Buses.

2. Page 10 Section 1.1.4 - Solicitation Schedule

Bids are due 5:00 p.m. May 18, 2009

Bid Opening 10:00 a.m. May 19, 2009

3. Page 10 Section 1.1 - Solicitation Data. Add new Sub-section

1.1.5 Indefinite Quantity

This is an indefinite delivery, indefinite quantity contract. The minimum number of buses to be purchased under this contract is 45, of which 14 will be ordered under the initial purchase orders issued under the contract. The maximum number of buses expected to be purchased under this contract is 415. Orders under the contract maybe placed at any time from issuance of the contract to a date five years after issuance of the contract. Orders for all equipment are subject to the availability of funding.

4. Page 30 Section 2.2.5 - Parties And Changes In Parties. Add new Sub-section

2.2.5.4 Assignability

The Procuring Agency reserves the right to unilaterally assign the right to purchase any or all of the buses available under this contract to another public agency or agencies from the time of issuance through the end of the contract (5 years). This assignment, should it occur, shall be

agreed to by the Procuring Agency and the Contractor. Once agreed, each agency with the assigned quantity will enter into its own contract and be solely responsible to the Contractor for obligations to the buses assigned. The Procuring Agency shall incur no financial responsibility in connection with contracts issued by another public agency. The public agency shall accept sole responsibility for placing orders or payments to the Contractor. Orders for all equipment are subject to the availability of funding. See Section 1.1.5 for Indefinite Quantity availability.

5. Page 32 Section 2.2.10 - Contractor Reporting Requirements.

The attached, REQUIRED CONTRACT PROVISIONS FOR ARRA shall be included as part of the bid/contract.

6. Bid Forms are attached in a Word document, *Forms for Bus Bid – IFB #09-06*:

- ACKNOWLEDGMENT OF ADDENDA
- BIDDER QUESTIONNAIRE (SERVICE, PARTS & DISTRIBUTION)
- NC SUPPLIER CONTACT FORM
- OFFER AND AWARD
- CERTIFICATION REGARDING LOBBYING (ATTACHMENT A)
- TRANSIT VEHICLE MANUFACTURER'S (TVM) CERTIFICATION (ATTACHMENT B)
- CERTIFICATION OF COMPLIANCE WITH BUY AMERICA (ATTACHMENT C)
- CERTIFICATION OF NON-COMPLIANCE WITH BUY AMERICA (ATTACHMENT D)
- CERTIFICATION REGARDING DEBARMENT AND SUSPENSION (ATTACHMENT E)
- CERTIFICATION OF COMPLIANCE WITH BUS TESTING REQUIREMENT (ATTACHMENT F)

7. Pricing Schedules are attached in an Excel workbook.

8. Approved/Equals and Clarification Excel spreadsheet is attached. All requests have been incorporated together by page number. Each request has been addressed.