



State of New Jersey

DEPARTMENT OF THE TREASURY
DIVISION OF PURCHASE AND PROPERTY
PROCUREMENT BUREAU
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August 17, 2021

To: All Interested Vendors {Bidders}

**Re: Bid Solicitation # 22DPP006660
T3129 - Zero Turn Mowers: Gasoline and Diesel Engines, 60-inch and 72-inch Cutting Decks –
Statewide**

Revised Quote Submission Due Date: Thursday, September 15, 2021 (2:00 p.m. Eastern Time)
Original Quote Submission Due Date: Thursday, September 9, 2021 (2:00 p.m. Eastern Time)

Bid Amendment # 1

The following constitutes Bid Amendment # 1 to the above referenced Bid Solicitation:

- This Bid Amendment includes answers to questions;
- Please note that for all additions, deletions, clarifications and modifications to the Bid Solicitation, please refer to the Revised Bid Solicitation titled "T3129 Revised Bid Solicitation 8.17.21"

It is the sole responsibility of the Vendor {Bidder} to be knowledgeable of all of the additions, deletions, clarifications, and modifications to the Bid Solicitation and/or the New Jersey Standard Terms and Conditions relative to this Bid Solicitation as set forth in all Bid Amendments.

All other instructions, terms, and conditions of the Bid Solicitation shall remain the same.

Bid Solicitation #22DPP00660
T3129 - Zero Turn Mowers: Gasoline and Diesel Engines, 60-inch and 72-inch Cutting Decks -
Statewide

#	Bid Solicitation Section Reference	Question (Bolded) and Answer
1	Bid Solicitation Cover Page	Please be advised that the Quote Submission Date has been changed from Thursday, September 9, 2021 2:00 PM (EST) to Wednesday, September 15, 2021 2:00 PM (EST)

Answers to Questions

Where applicable, each question references the appropriate Bid Solicitation section.

Note: The questions below have been paraphrased in the interest of readability and clarity.

#	Bid Solicitation Section Reference	Question (Bolded) and Answer
1	PDF Documents	Q. When trying to open a Portable Document Format (PDF), I am receiving an error message and am unable to access the PDF. How should I proceed? A. It is recommended that users utilize Internet Explorer to view PDFs. Certain PDF forms cannot be opened in the Chrome or Firefox built in PDF viewers that are enabled by default. If using Chrome or Firefox it is recommended that the file is downloaded instead by clicking the download button in the upper right-hand corner of the browser after an error message is received. An alternative option is to disable the built in PDF viewers in Chrome or Firefox.
2	Quote Submission	Q. Should I check that I have properly completed and attached all of the required documents with my submitted Quote? A. Yes. Prior to the Quote Opening Deadline, a Vendor {Bidder} should review the documents comprising the submitted Quote to ensure that all of the required documents have been completed and attached. Oftentimes a Quote is deemed non-responsive because a Vendor {Bidder} fails to attach a required form or attaches a blank form. To review a submitted a Quote a Vendor {Bidder} should log into NJSTART and review each document attached to the Quote submission. Instructions on how to review a submitted Quote can be found in the Quick Reference Guide entitled How to Review a Submitted Quote which is available on the NJSTART Vendor Support Page under Vendor Reference Guides.

#	Bid Solicitation Section Reference	Question (Bolded) and Answer
3	Exceptions to the Standard Terms and Conditions	Q. Will the State allow Vendors {Bidders} to take exception to any of the Standard Terms and Conditions? A. As stated in Bid Solicitation Section 1.3.1.1, Exceptions to the NJ Standard Terms and Conditions (SSTC): "Questions regarding the SSTC proposed exceptions to mandatory requirements, including the Special and Standard Terms and Conditions in Sections 5 and 9 of this Bid Solicitation must be posed during this Electronic Question and Answer period and shall contain the Vendor's {Bidder's} suggested changes and the reason(s) for the suggested changes." Additionally, as stated in Section 4.1, General: "Quotes including Vendor {Bidder} proposed terms and conditions may be accepted, but Vendor {Bidder} proposed terms or conditions that conflict with those contained in the Bid Solicitation, as defined in Section 2.0 of this Bid Solicitation, or that diminish the State's rights under any Blanket P.O. resulting from the Bid Solicitation, may render a Quote non-responsive.
4	Bid Solicitation Section 4.4.3.3 Specification Data Sheets	Q. Is a Vendor {Bidder} required to provide specification data sheets for all equivalent brands bid that are not listed as an approved brand? A. Yes; Vendors {Bidders} shall submit with its Quote specification data sheets for all equivalent brands bid. The specification data sheets must document that its product bid meets or exceeds the requirements of the Bid Solicitation specifications as specified in Bid Solicitation Section 4.4.3.3.
5	Bid Solicitation Section 4.4 Quote Content Bid Solicitation Section 4.4.1.3 Subcontractor Utilization Plan Bid Solicitation Section 3.7 Authorized Dealers/ Distributors	Q. Will Bid Forms be required if Dealers will NOT accept orders nor receive payments on behalf of contractor? Note: The question has been paraphrased in the interest of readability and clarity. A. Vendors {Bidders} must provide all documents required as specified in Bid Solicitation Section 4.4, Quote Content. In addition, Vendors {Bidders} intending to utilize Subcontractor(s) should refer to Bid Solicitation Section 4.4.1.3 Subcontractor Utilization Plan , which states, in pertinent part: <i>"Please note that the State of New Jersey will not be utilizing the "Subcontractor" Tab in NJSTART.</i> <i>Vendors {Bidders} intending to use a Subcontractor shall submit a Subcontractor Utilization Plan form. The Subcontractor Utilization Plan form is located on the Division's website. Vendors {Bidders} may refer to the QRGs "Vendor Forms" and "Attaching Files" for instructions on submitting the forms required by this section of the Bid Solicitation through NJSTART. QRGs are located on the NJSTART Vendor Support Page.</i> <i>For a Quote that does NOT include the use of any Subcontractors, by signing the Bid Solicitation Offer and Acceptance Page, the Vendor {Bidder} is automatically certifying that in the event the award is granted to the Vendor's {Bidder's} firm and the Vendor {Bidder} later determines at any time during the term of the Blanket P.O. to engage Subcontractors to provide certain goods and/or services, pursuant to Section 5.8 of</i>

#	Bid Solicitation Section Reference	Question (Bolded) and Answer
		<i>the SSTC, the Vendor {Bidder} shall submit a Subcontractor Utilization Plan form for approval to the Division in advance of any such engagement of Subcontractors."</i> For definition of Subcontractors please refer to Bid Solicitation Section 2.2 General Definition: <i>"Subcontractor</i> – <i>An entity having an arrangement with a Vendor {Contractor}, whereby the Vendor {Contractor} uses the products and/or services of that entity to fulfill some of its obligations under its State Blanket P.O., while retaining full responsibility for the performance of all [the Vendor's {Contractor's}] obligations under the Blanket P.O., including payment to the Subcontractor. The Subcontractor has no legal relationship with the State, only with the Vendor {Contractor}."</i> Finally, Vendors {Contractors} intending to utilize one or more Authorized Dealers/Distributors should refer to Bid Solicitation Section 3.7 Authorized Dealers/Distributors, which states: <i>"The Vendor {Contractor} must provide a list of the Dealer(s)/Distributor(s) on company letterhead that will service the Blanket P.O. The Vendor {Contractor} is required to submit the following forms for each Dealer/Distributor:</i> <i>1. New Jersey Business Registration (N.J.S.A. 52:32-44);</i> <i>2. Ownership Disclosure (N.J.S.A. 52:25-24.2);</i> <i>3. Disclosure of Investment Activities in Iran (N.J.S.A. 52:32-55 et. seq.);</i> <i>4. Executed MacBride Principles (N.J.S.A. 52:34-12.2);</i> <i>5. Completed Contractor Certification and Disclosure of Political Contributions (N.J.S.A. 19:44A-20:13 et. seq.);</i> <i>6. Disclosure of Investigations and Actions Involving Bidder Form;</i> <i>7. Vendor Certification (P.L. 2005, c.271);</i> <i>8. Proof of insurance as specified herein;</i> <i>9. Proof of compliance with New Jersey Affirmative Action requirements (N.J.A.C. 17:27-1.1 et. seq.):</i> <i>a. New Jersey Form AA-302 Affirmative Action Employee Information Report; or</i> <i>b. New Jersey Affirmative Action Certificate; or</i> <i>c. Federal Affirmative Action Approval Letter.</i> <i>A Vendor {Contractor} may submit a request to add or remove Dealers/Distributors at any time during the Blanket P.O. term, including any extension(s) thereof. Any such request should be emailed to the Procurement Specialist assigned to this procurement."</i> For definition of Dealers/Distributors please refer to Bid Solicitation Section 2.3 Blanket P.O. Specific Definitions/Acronyms. <i>"Dealer/Distributor</i> – <i>A Company authorized by a Vendor {Bidder/Contractor} as having the contractual ability to accept and fulfill orders and receive payments directly on behalf of the Vendor {Contractor} that is awarded a Blanket P.O. Any authorized Dealer/Distributor must agree to all terms and conditions contained within the Bid Solicitation and must agree to provide all products and services in accordance with the Blanket P.O. specifications, terms, conditions and pricing. A Dealer/Distributor must provide all forms required of a Vendor {Contractor}."</i>

#	Bid Solicitation Section Reference	Question (Bolded) and Answer
6	Bid Solicitation Sections 3.4.1.2 3.4.2.2 3.4.3.2 3.4.4.2	Q. Vendors do not always offer paper manuals they are available digitally to save paper/environment. Is it acceptable to give (2) CD and/or (2) flash drives in lieu of (1) Paper and (1) CD? A. Yes, the State will accept (2) CD and/or (2) flash drives in lieu of (1) Paper and (1) CD for the following Bid Solicitation Sections: 3.4.1.2 One Additional Set Of Parts, Service And O&M Manuals (Group 1, Price Line 3) 3.4.2.2 One Additional Set Of Parts, Service And O&M Manuals (Group 2, Price Line 7) 3.4.3.2 One Additional Set Of Parts, Service And O&M Manuals (Group 3, Price Line 11) 3.4.4.2 One Additional Set Of Parts, Service And O&M Manuals (Group 4, Price Line 15) Please see revisions to the Bid Solicitation titled "T3129 Revised Bid Solicitation 8.17.21."
7	Bid Solicitation Section 3.4.3 Zero Turn Mower, Diesel Engine, 60-Inch Cutting Deck (Group 3, Price Line 9)	Q. Asking the state to change from 24.9 to 24.8 so that all manufacturers can comply to the minimum spec. A. Please see revisions to the Bid Solicitation titled "T3129 Revised Bid Solicitation 8.17.21."