

THE PORT AUTHORITY OF NY & NJ

**PROCUREMENT DEPARTMENT
4 WORLD TRADE CENTER
150 GREENWICH STREET, 21ST FLOOR
NEW YORK, NY 10007**

4/7/2015

ADDENDUM # 1

To prospective Proposer(s) on RFP # **41842** for **SECURITY TRAINING SERVICES PROGRAM AT JOHN F. KENNEDY INTERNATIONAL (JFK), NEWARK LIBERTY INTERNATIONAL (EWR), LAGUARDIA (LGA), TETERBORO (TEB), STEWART INTERNATIONAL (SWF) AIRPORTS AND THE WORLD TRADE CENTER (WTC) SITE**

Due back on 5/11/2015, no later than 2:00PM

I. CHANGES/MODIFICATIONS

The following changes/modifications are hereby made to the solicitation documents:

A. Delete: “ATTACHMENT C - COST PROPOSAL FORM” in its entirety and replace with the attached “[ATTACHMENT C - COST PROPOSAL FORM](#)”

B. Delete: the following address at the top of the RFP Solicitation:

Port Authority of NY & NJ
Procurement Department
Attn: Bid/Proposal Custodian
4 World Trade Center,
150 Greenwich Street, 21st Floor
New York, NY 10006

and replace with the following:

Port Authority of NY & NJ
Procurement Department
Attn: Bid/Proposal Custodian
4 World Trade Center,
150 Greenwich Street, 21st Floor
New York, NY 10007

PS11All

C. In Section C, “Deadline for Receipt of Proposals” of Section 1, “Information for Proposers on this Request for Proposals” (page 5) **delete**:

“As of March 30, 2015, the Procurement Department will be located at 4 World Trade Center (4WTC) located at 150 Greenwich St. 21st Floor, New York, New York 10006.”; and **replace with**

“As of March 30, 2015, the Procurement Department will be located at 4 World Trade Center (4WTC) located at 150 Greenwich St. 21st Floor, New York, New York 10007.”

D. In the chart contained in Section C “Deadline for Receipt of Proposals” of Section 1, “Information for Proposers on this Request for Proposals”, delete the address in the right hand column (at the top of page 6) and **replace with**:

“Port Authority of NY & NJ
Procurement Department
Attn: Proposal Custodian
4 World Trade Center,
150 Greenwich Street, 21st Floor
New York, NY 10007”

II. PROPOSER'S QUESTIONS AND ANSWERS

The following information is available in response to questions submitted by prospective Proposers. The responses should not be deemed to answer all questions, which have been submitted by Proposers to the Port Authority. It addresses only those questions, which the Port Authority has deemed to require additional information and/or clarification. The fact that information has not been supplied with respect to any questions asked by a Proposers does not mean or imply, nor should it be deemed to mean or imply, any meaning, construction, or implication with respect to the terms.

The Port Authority makes no representations, warranties or guarantees that the information contained herein is accurate, complete or timely or that such information accurately represents the conditions that would be encountered during the performance of the Contract. The furnishing of such information by the Port Authority shall not create or be deemed to create any obligation or liability upon it for any reason whatsoever and each Proposer, by submitting its Proposal, expressly agrees that it has not relied upon the foregoing information, and that it shall not hold the Port Authority liable or responsible therefor in any manner whatsoever. Accordingly, nothing contained herein and no representation, statement or promise, of the Port Authority, its Commissioners, officers, agents, representatives, or employees, oral or in writing, shall impair or limit the effect of the warranties of the Bidder required by this Proposal or Contract and the Proposer agrees that it shall not hold the Port Authority liable or responsible therefor in any manner whatsoever.

The Questions and Answers numbering sequence will be continued sequentially in any forthcoming Addenda that may be issued.

Question #1	<p>On page 11-12 of the above-referenced RFP, it is stated that the prerequisite can be satisfied when the participants of a joint venture meet the requirements. Would the same hold true for a subcontractor, specifically: can a subcontractor’s experience, revenue, performance, etc., be combined or be assessed ‘cumulatively’ with the prime contractor’s in order to meet Prerequisites A through D?</p>
Answer # 1	<p>No. As stated in Section 2. PROPOSER PREREQUISITES, paragraph 10:</p> <p>“In the case where a company proposes the use of subcontractors, the company’s proposal will be evaluated on the company’s merits, not that of any subcontractor.”</p> <p>Additionally, as stated in the Attachment B : Part III, General Contract Provisions, Section 17. “Assignments and Subcontracts”:</p> <p>“Any assignment or other transfer by the Contractor of this Contract or any part hereof or of any of his rights hereunder or of any monies due or to become due hereunder and any delegation of any of his duties hereunder without the express written consent of the Director shall be void and of no effect as to the Authority, provided, however, that the Contractor may subcontract portions of the Work to such persons as the Director, may, from time to time, expressly approve in writing. For each individual, partnership or corporation proposed by the Contractor as a subcontractor, the Contractor shall submit to the Authority a certification or, if a certification cannot be made, a statement by such person, partnership or corporation to the same effect as the certification or statement required from the Contractor pursuant to the clauses of the “Integrity” Section entitled "Certification of No Investigation Indictment, Conviction, Debarment Suspension, Disqualification and Disclosure of Other Information and "Non-Collusive Bidding and Code of Ethics Certification; Certification of No Solicitation Based on Commission, Percentage, Brokerage Contingent or Other Fee". All further by any subcontractor shall also be subject to such approval of the Director.</p> <p>No consent to any assignment or other transfer, and no approval of any subcontractor, shall under any circumstances operate to relieve the Contractor of any of his obligations; no subcontract, no approval of any subcontractor and no act or omission of the Authority or the Director shall create any rights in favor of such subcontractor and against the Authority; and as between the Authority and the Contractor, all assignees, subcontractors, and other transferees shall for all purposes be deemed to be agents of the Contractor. Moreover, all subcontractors and all approvals of</p>

	subcontractors, regardless of their form, shall be deemed to be conditioned upon performance by the subcontractor in accordance with this Contract; and if any subcontractor shall fail to perform the Contract to the satisfaction of the Director, the Director shall have the absolute right to rescind his approval forthwith and to require the performance of the Contract by the Contractor personally or through other approved subcontractors.”
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This communication should be initialed by you and annexed to your Proposal upon submission.

In case any Proposer fails to conform to these instructions, its Proposal will nevertheless be construed as though this communication had been so physically annexed and initialed.

THE PORT AUTHORITY OF NY & NJ
KATHY LESLIE WHELAN, ASSISTANT DIRECTOR
COMMONITIES AND SERVICES DIVISION

PROPOSER'S FIRM NAME: _____

INITIALED: _____

DATE: _____

QUESTIONS CONCERNING THIS ADDENDUM MAY BE ADDRESSED TO
LESLEY BROWN, WHO CAN BE REACHED AT (212) 435-4648 or at
lbrown@panynj.gov.