

THE PORT AUTHORITY OF NY & NJ

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

3/3/2016

ADDENDUM # 1

To prospective Bidder(s) on Bid # 45298 for Bracket for Fiberglass Coverboard per PATH Drawing – Due 3/15/2016 no later than 11:00AM:

BIDDER'S QUESTIONS AND ANSWERS

The following information is available in response to questions submitted by prospective Bidders. The responses should not be deemed to answer all questions, which have been submitted by Bidders 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 Bidders 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 Bidder, by submitting its Bid, 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 Bid or Contract and the Bidder 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.

<i>Question # 1</i>	The drawing shows several components for the brackets. Could you please clarify what components are required?
<i>Answer # 1</i>	Only the bracket and fastening hardware are required. Hardware includes nuts and bolts. Disregard the insulators, fastening cup, and splice plate.

Question # 2	Can PATH provide or suggest a manufacturer?
Answer # 2	PATH does not have a suggested manufacturer.
Question # 3	Can you provide a copy of the prior purchase?
Answer # 3	See attached.

FOR INFORMATION PURPOSES ONLY, ATTACHED IS THE PRICING FROM THE MOST RECENT PURCHASE:

The Port Authority of New York and New Jersey does not guarantee the relevancy of the pricing material as it may pertain to proposals solicited for other contracts. Vendors are cautioned that the use of this information, to determine future bid prices, or for any other purpose, shall be used at the vendor’s own risk. Bid prices should be based on the company’s costs, overhead and profit. The material requested may be based on a different specification and/or different quantity or delivery requirements than those in future solicitations.

This communication should be initialed by you and annexed to your Bid upon submission.

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

THE PORT AUTHORITY OF NY & NJ

SELENE ORTEGA, MANAGER
COMMODITIES & SERVICES DIVISION

BIDDER'S FIRM NAME: _____

INITIALED: _____

DATE: _____

QUESTIONS CONCERNING THIS ADDENDUM MAY BE ADDRESSED TO JOHN SANTIAGO AT (212) 435-4613 or at John.Santiago@panynj.gov.

No change or addition to the terms of this purchase order shall be valid unless in writing and signed by the party to be charged: acceptance by the vendor is limited to the terms contained in this purchase order; and the agreement between the parties formed by this purchase order and the acceptance of the vendor may not be supplemented by course of dealing or usage of trade or by course of performance. *Send invoice showing our PO number and vendor number to the Disbursements Section, Accounting Division, 1 PATH Plaza, JERSEY CITY, NJ 07306.*

PORT AUTHORITY TRANS-HUDSON CORPORATION
1 Madison Avenue, 7th Floor, New York NY 10010



PURCHASE ORDER

Vendor

MAC PRODUCTS, INC.
ATTN: FRED GREENBERG
60 PENNSYLVANIA AVENUE
P.O. BOX 469
KEARNY NJ 07032
Telephone# (973) 817-5608-5
Fax# (973) 817-7260
Your person responsible ROBERT ADORNATI

Our fax number

212-435-3925

Deliver to Address:

Journal Square Transp. Center
Port Authority, One Path Plaza
Jersey City NJ 07306

Deliver to this address unless a different address is shown below.

Recipient: Ed Perara

Unloading Pt: 120 Academy Street

Notice: Unless otherwise provided, complete shipment of all items must be made in one delivery. Payments will not be made on partial deliveries unless authorized in advance by the party to be charged and discount will be taken on total order. Ship no goods C.O.D. or transportation charges collect, unless otherwise specified.

Payt. terms: Net 30 Days

Quantity	Description	Unit Price	Total
500 EA	<p>Protection Board Brackets</p> <p>Per RFQ 6000084174 1/21/08 Robert Adornati</p> <p>Deliver to: PATH - WALDO STOCKROOM 122 Academy Street Jersey City, NJ 07302 Tel: 201-216-7027 Contact Person: Steve Abramopulos Please call twenty-four (24) hours prior to delivery.</p> <p>All deliveries are to be made between the hours of 7:00 AM and 2:30 PM. PATH stock number to be marked on all packages.</p> <p>Adjustable protection board brackets for Type A fiberglass as per the attached Drawing T-143. (Note: two 5/8" x 4" galvanized drive lags are not required with order)</p> <p>Delivery To: 120 Academy Street, Jersey City, N.J. Attn: Steve Abramopulos</p>	29.75	14,875.00

Sales to the Port Authority, as an instrumentality of the states of New York and New Jersey, are exempt from taxation, in those two states, and from federal taxation, including excise taxes. Certificate of Registry for tax-free transactions under Chapter 32 of the Internal Revenue Code No. 13-730079K. The vendor therefore certifies that there are no such taxes included in the prices shown hereon. The vendor shall retain a copy of the purchase order to substantiate the exempt sales.

**For Director,
Procurement Department**

No change or addition to the terms of this purchase order shall be valid unless in writing and signed by the party to be charged: acceptance by the vendor is limited to the terms contained in this purchase order; and the agreement between the parties formed by this purchase order and the acceptance of the vendor may not be supplemented by course of dealing or usage of trade or by course of performance. *Send invoice showing our PO number and vendor number to the Disbursements Section, Accounting Division, 1 PATH Plaza, JERSEY CITY, NJ 07306.*

PORT AUTHORITY TRANS-HUDSON CORPORATION
 1 Madison Avenue, 7th Floor, New York NY 10010



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Vendor
 MAC PRODUCTS, INC.
 KEARNY NJ 07032

Quantity	Description	Unit Price	Total
	<p>NOTE: Please call 201-216-7027 twenty-four (24) hours prior to delivery. Please quote unit price and total price at right where indicated.</p> <p>Deliv. date 04/01/2008</p> <p>Freight Terms FOB Delivery Point, Freight Incl.</p> <p>Contact person/Telephone Luz Santana/212-435-3949</p>		

Total Delivered Price In USD

14,875.00

Sales to the Port Authority, as an instrumentality of the states of New York and New Jersey, are exempt from taxation, in those two states, and from federal taxation, including excise taxes. Certificate of Registry for tax-free transactions under Chapter 32 of the Internal Revenue Code No. 13-730079K. The vendor therefore certifies that there are no such taxes included in the prices shown hereon. The vendor shall retain a copy of the purchase order to substantiate the exempt sales.

**For Director,
 Procurement Department**

TERMS AND CONDITIONS

1. To be valid, this purchase order must be signed by the Director of Procurement of the Port Authority (PA), or her designee.
2. Unless otherwise provided, complete shipment of all items must be in one delivery, FOB delivery point, freight included. Payment will not be made on partial deliveries unless authorized in advance by the party to be charged and the discount, if any, will be taken on the total order.
3. Standard PA payment terms are net 30 days, unless otherwise stated.
4. Sales to the PA and to Port Authority Trans-Hudson (PATH) are currently exempt from New York and New Jersey State and local taxes and generally from federal taxation. The seller certifies that there are no federal, state, municipal or any other sales taxes included in the prices shown hereon.
5. Unless the phrase "No substitute" is indicated, bidder may offer alternate manufacturer/brands, which shall be subject to Port Authority Approval. Please indicate details of product being offered with bid.
6. If the vendor fails to perform in accordance with the terms of this purchase order, the PA may obtain the goods or services from another contractor and charge the seller the difference in price, if any, plus a reletting cost of \$100, plus any other damages to the PA.
7. The vendor may subcontract the services including using a supplier for the furnishing of materials required hereunder, to such persons or entities as the Manager, Purchasing Services may from time to time expressly approve in writing. All further subcontracting shall also be subject to such approval.
8. Upon request, vendors are encouraged to extend the terms and conditions of this agreement with the PA to other government and quasi-government entities by separate agreement.
9. If the vendor's office set forth herein is not located in the states of New York or New Jersey, this agreement shall be construed in accordance with the laws of the State of New York, not including conflict of law provisions.
10. All notices in connection with this agreement shall be sent by the vendor to the Port Authority of NY & NJ, Manager, Purchasing Services Division, One Madison Ave. - 7th floor, New York, New York 10010.
11. The vendor shall not issue nor permit to be issued any press release, advertisement, or literature of any kind, which refers to the Port Authority or to the fact that goods have been, are being or will be provided to it and/or that services have been, are being or will be performed for it in connection with this Agreement, unless the vendor first obtains the written approval of the Port Authority. Such approval may be withheld if for any reason the Port Authority believes that the publication of such information would be harmful to the public interest or is in any way undesirable.