

**THE PORT AUTHORITY OF NY & NJ**

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

6/4/2019

ADDENDUM # 1

To prospective Bidder(s) on Bid # 57522 for Mobil Delvac Synthetic Oil 75W90 for PATH's PA-5 Railcar Gear Units – Two (2) Year Requirements Contract – No Substitute:

Due back on 6/18/2019, no later than 11:00 AM

**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 questions asked by 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, whether made orally 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.

Question #1	Would you please provide the current contract pricing?
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Answer #1	See attached and below.
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**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 MARIA AVILES AT [maviles@panynj.gov](mailto:maviles@panynj.gov) OR (212) 435-4655.

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 to your Specific Contract Administrator.*

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 PO Number/Date  
 4500067924 / 09/07/2017  
 Ref: Contract 4600011346

**PORT AUTHORITY TRANS-HUDSON CORPORATION**  
 4 World Trade Center, 150 Greenwich Street, 21st Floor, New York, NY 10007



**PURCHASE ORDER**

**Vendor No.**  
 ATLANTIC STATES LUBRICANTS CORP.  
 147 Gazza Blvd  
 Farmingdale NY 11735  
**Telephone#** 631-694-2317  
**Fax#** 631-694-2330  
**Your person responsible** Frank J. Rooney

**Our fax number**  
 212-435-4697  
**Deliver to Address:**  
 PATH Harrison Stockroom  
 Foot of Cape May St.  
 Harrison NJ 07029  
 Deliver to this address unless a different address is shown below.

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
	Mobil Delvac Synthetic Gear Oil 75W90 for PATH's PA-5 Railcar Gear Units - Two (2) Year Requirements Contract  Contract effective 10/3/2017 to 10/2/2019  **No Substitute, No Equals**  <b>PRICING, DELIVERY TERMS AND REQUIREMENTS:</b> - Fully-delivered 2-year fixed pricing is in reference to Bid #50162 signed 7/18/2017 by Frank. J. Rooney. - Oil shall be new, and shall be delivered approximately 350-400 gallons per delivery to PATH Harrison Car Maintenance Facility. The Contractor shall deliver the oil in bulk or in drums, and shall transfer the oil into the bulk tank at PATH. - Deliver within 5 days A.R.O. - The Contractor shall submit within 5 days of award a Certificate of Insurance in accordance with the attached "Insurance Procured by the Contractor" which is required before any orders can be made.  <b>QUANTITY SHOWN IS ONLY AN ESTIMATE. ANY ORDERS SHALL BE ON AN AS-REQUIRED BASIS. THERE ARE NO GUARANTEES AS TO THE QUANTITIES THAT MAY BE ORDERED.</b>		

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 Chief Procurement Officer,  
 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 to your Specific Contract Administrator.

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Page 2 Of 3

**Vendor No.**  
 ATLANTIC STATES LUBRICANTS CORP.  
 Farmingdale NY 11735

**PO Number/Date**  
 4500067924 / 09/07/2017

Quantity	Description	Unit Price	Total
	<p>The Port Authority may terminate this Contract with cause at any time and without cause within 5 business days' written notice to the Vendor, and in such an event this Contract shall cease and expire on the date set forth in the notice of termination as fully and completely as though such date was the original expiration date. Such cancellation shall be without prejudice to the rights and obligations of the parties arising out of portions of this agreement already performed but no allowance shall be made for anticipated profits. The Vendor shall complete delivery of all items ordered before receipt of the notice of termination.</p> <p><b>CONTRACT ADMINISTRATOR:</b></p> <p>JOSEPH GERBASIO            (973) 350-3944/45            joseph.gerbasio@panynj.gov</p>		
	<p>Mobil Delvac Gear Oil</p> <p>1,500 Gallons X \$25.40 each</p> <p><b>Freight Terms FOB Delivery Point, Freight, Inc</b>  <b>Contact person/Telephone/Email</b>            John Santiago/212-435-4613/john.santiago@panynj.gov</p>		38,100.00

**Total Delivered Price In USD**

**38,100.00**

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**For Chief Procurement Officer,  
 Procurement Department**