

Torres Rojas, Genara

FOI#13747

From: Madlaine.Schroeder@ctm.vossloh.com
Sent: Monday, February 04, 2013 12:43 PM
To: Duffy, Daniel
Cc: Torres Rojas, Genara; Van Duyne, Sheree
Subject: Freedom of Information Online Request Form

Information:

First Name: Madlaine
Last Name: Schroeder
Company: Cleveland Track Material
Mailing Address 1: 7000 Central Avenue
Mailing Address 2:
City: Cleveland
State: OH
Zip Code: 44103
Email Address: Madlaine.Schroeder@ctm.vossloh.com
Phone: 216-881-8800
Required copies of the records: Yes

List of specific record(s):

Dear Sir or Madame, I am currently involved in a market study on Transit Authority's spending on yard switch machines. I am looking for figures pertaining to spending in 2011/2012 and projected spending for 2013 for yard switch products. Specifically which suppliers you have awarded your purchasing contract to. Thank you in advance for any information you can supply. Kind regards, Madlaine Schroeder

THE PORT AUTHORITY OF NY & NJ

FOI Administrator

March 15, 2013

Ms. Madlaine Schroeder
Cleveland Track Material
7000 Central Avenue
Cleveland, OH 44103

Re: Freedom of Information Reference No. 13747

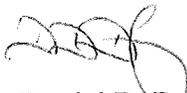
Dear Ms. Schroeder:

This is a response to your February 4, 2013 request, which has been processed under the Port Authority's Freedom of Information Code (the "Code") for copies of records related to figures pertaining to spending in 2011/2012 and projected spending for 2013 for yard switch products, specifically which suppliers the Port Authority has awarded purchasing contract.

Material responsive to your request and available under the Code can be found on the Port Authority's website at <http://www.panynj.gov/corporate-information/foi/13747-C.pdf>. Paper copies of the available records are available upon request.

Please refer to the above FOI reference number in any future correspondence relating to your request.

Very truly yours,



Daniel D. Duffy
FOI Administrator

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 Accounts Payable, General, Accounting Division, 1 PATH Plaza, 5th Floor, Jersey City, New Jersey 07306.*

Page 1 Of 4
 PO Number/Date
 4500063639 / 11/15/2012

PORT AUTHORITY TRANS-HUDSON CORPORATION
 2 Montgomery Street, 3rd Floor, Jersey City NJ 07302



PURCHASE ORDER

Vendor No. 120648
 VAE NORTRAK NORTH AMERICA, INC.
 3930 VALLEY EAST INDUSTRIAL DRIVE
 BIRMINGHAM AL 35217
 Telephone# (205) 380-4516
 Fax# (205) 854-2885
 Your person responsible SHAUN HARRIS

Our fax number
 201-395-3425
 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: E. Perara
 Unloading Pt: HCMF

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
1 EA	TRACK TURNOUTS & CLOSURE RAILS PRICES IN ACCORDANCE WITH RFQ #6000107628 DATED 10/8/12 AND ATTACHED SPECIFICATION TITLED, "SPECIAL TRACKWORK" AND INCLUDING ADDENDUM #1 DATED 9/7/2012. DELIVER TO: HARRISON CAR MAITENANCE FACILITY FOOT OF CAPE MAY STREET HARRISON, NJ 07029 ATTN: ROBERT REICH (201) 978-2247 PLEASE CONTACT ROBERT 72 HOURS PRIOR TO DELIVERY OR FOR ISSUES INVOLVING THIS PURCHASE ORDER. Turnout #115,Right Hnd #6	170,789.00	170,789.00

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 Accounts Payable, General, Accounting Division, 1 PATH Plaza, 5th Floor, Jersey City, New Jersey 07306.

PORT AUTHORITY TRANS-HUDSON CORPORATION
 2 Montgomery Street, 3rd Floor, Jersey City NJ 07302



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Vendor No. 120648
 VAE NORTRAK NORTH AMERICA, INC.
 BIRMINGHAM AL 35217

Quantity	Description	Unit Price	Total
1 EA	Deliv. date 06/03/2013 Turnout#113,Left Hnd #6 1 each , turnout #113, left hand #6 as per the attached drawings and specifications. Deliv. date 06/03/2013	171,303.00	171,303.00
1 EA	Turnout#111,Right Hnd#10 1 each , turnout #111, left hand #10 as per the attached drawings and specifications. Deliv. date 06/03/2013	229,734.00	229,734.00
2 EA	Closure Panels /See Notes Closure panels as per the attached drawings and specifications. Deliv. date 06/03/2013	4,977.00	9,954.00
1.000 PU	Spare Parts/SwitchPts./StockRails	46,800.00	46,800.00

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 Procurement Department

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PORT AUTHORITY TRANS-HUDSON CORPORATION
 2 Montgomery Street, 3rd Floor, Jersey City NJ 07302



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Vendor No. 120648
 VAE NORTRAK NORTH AMERICA, INC.
 BIRMINGHAM AL 35217

Quantity	Description	Unit Price	Total
1.000 PU	Spare Parts, switch points and stockrails as per attached drawings and specifications. Deliv. date 06/03/2013 Spare Parts/Frog,Per specs.	33,633.00	33,633.00
1.000 PU	Spare Parts/Frog as per attached drawings and specifications. Deliv. date 06/03/2013 Spare Parts/SwitchRods	46,520.00	46,520.00
	Spare Parts/Switch Rods as per attached specifications. Deliv. date 06/03/2013 Freight Terms FOB Delivery Point,Freight Incl. Contact person/Telephone Tara Bugg/201-395-5236		

Total Delivered Price In USD

708,733.00

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, 2 Montgomery Street, 3rd Floor, Jersey City, NJ 07302.
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.

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 No. 120648

PO Number/Date

VAE NORTRAK NORTH AMERICA, INC.

4500062167 / 03/01/2011

BIRMINGHAM AL 35217

Quantity	Description	Unit Price	Total
2 EA	Turnout Left Hand #6 Line 20: 2 Each Turnout Left Hand #6 as per the attached specifications and drawings. Deliv. date 12/30/2011	134,537.00	269,074.00
6 EA	Forged Transition Rails Left Hand Line 30: 6 Each Forged Transition Rails, Left Hand as per specifications. Deliv. date 12/30/2011	1,926.00	11,556.00
6 EA	Forged Transition Rails Right Hand Line 40: 6 each Forged Transition Rails, Right Hand as per specifications. Deliv. date 12/30/2011	1,926.00	11,556.00
100 EA	Extension Channels for Contact Rail Line 50: 100 each Extension Channels for Contact Rail as per drawing C0611. Deliv. date 12/30/2011	111.61	11,161.00

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For Director,
 Procurement Department

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



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Vendor No. 120648
 VAE NORTRAK NORTH AMERICA, INC.
 BIRMINGHAM AL 35217

Quantity	Description	Unit Price	Total
1 PU	Spare Parts, Switch Points & Stock Line 60: Lump Sum Spare Parts, Switch Points & Stock Rails as per specifications. Deliv. date 12/30/2011	19,489.00	19,489.00
1 PU	Spare Parts, Frog Line 70: Lump Sum Spare Parts, Frog as per specifications. Deliv. date 12/30/2011	8,761.00	8,761.00
1 PU	Spare Parts, Rods Line 80: Lump Sum Spare Parts, Rods as per specifications. Deliv. date 12/30/2011 Freight Terms FOB Delivery Point, Freight Incl. Contact person/Telephone Dennis Kopik/212-435-3931	20,455.00	20,455.00

Total Delivered Price In USD

486,589.00

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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.
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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.