State University of New York Group of Twenty-Seven Campuses Invitation For Bids (IFB) G27-020112 Elevator/Escalator Preventative Maintenance, Inspection and Testing Proposal Due Date/Time: 21 Sep 2012 at 1:00 PM

Addendum No. 4 dated 10 Sep 2012

# Part II. Detailed Specifications. Page 24, paragraph AA.2. <u>Liquidated Damages for Failure to</u> <u>Maintain or Provide Spare Parts</u>

### Omit:

If the Contractor fails to provide any of the parts covered in this IFB or the resulting contract/s within 24 hours of establishment of need for such parts, the participating campus will deduct the daily rate from the monthly invoice for every day until the parts are received, to compensate the participating campus for the loss of use of the elevator/escalator and the inconvenience created. The daily rate shall be calculated by dividing the number of working days in the respective month into the monthly price and multiplying the result by a fraction, the numerator of which shall be the number of elevators, escalators or other equipment subject to diminution of use at the participating campus and the denominator of which shall be the number of elevators, escalators or other equipment at the participating campus covered by the contract. The campus representative will notify the Contractor of any failure to provide parts and will deduct the appropriate withholding amount from the next monthly invoice(s). For this purpose, parts shall be considered those parts needed for "normal wear and tear" or "small" parts. The campus representative shall make the final determination.

## Omit:

Addendum No. 1, item 5.

After the last sentence on line 9 (before "The Campus", add: If there are extenuating circumstances in obtaining spare parts, and the contractor has made a reasonable effort to provide, extenuating circumstances shall be documented by at least two vendors for unavailability of parts.

### Replace with:

The contractor shall develop a list in accordance with manufacturer recommendations and have on hand locally, or a system to provide as needed, a supply of spare parts sufficient for the full maintenance and expedient emergency repairs of all elevators or escalators. The intent is that the contractor can quickly retrieve parts to maintain elevators and escalators and to keep them in service or to bring them back into service. If the Contractor fails to provide any of the parts covered in this IFB or the resulting contract/s within 24 hours of establishment of need for such parts, the participating campus will deduct the daily rate from the monthly invoice for every day until the parts are received, to compensate the participating campus for the loss of use of the elevator/escalator and the inconvenience created. The daily rate shall be calculated by dividing the number of working days in the respective month into the monthly price and multiplying the result by a fraction, the numerator of which shall be the number of elevators, escalators or other equipment subject to diminution of use at the participating campus and the denominator of which shall be the number of elevators, escalators or other equipment at the participating campus covered by the contract. If there are extenuating circumstances in obtaining spare parts, and the contractor has made a reasonable effort to provide, extenuating circumstances shall be documented by at least two vendors for

unavailability of parts. The campus representative will notify the Contractor of any failure to provide parts and will deduct the appropriate withholding amount from the next monthly invoice(s). For this purpose, parts shall be considered those parts needed for "normal wear and tear" or "small" parts as defined by the manufacturer and recommended by the manufacturer to keep on hand or are readily accessible. The campus representative shall make the final determination.

# Addendum Receipt Confirmation

Each vendor must acknowledge receipt of Addendum No. 4, dated 09/10/2012, by email confirmation (name, title, company name) to <u>L@purchase.edu</u> (Nikolaus D. Lentner) with subject line "Acknowledgment of Receipt for Addendum No. 4".