

**City of San Antonio**

**SUBJECT:** Request for Competitive Sealed Proposal (RFCSP) for **River Barge Fabrication (RFCSP 6100007779, 016-095)**, Scheduled to Open: **October 7, 2016**; Date of Issue: **August 3, 2016**

**FROM:** Paul J. Calapa, Procurement Administrator

**DATE:** September 21, 2016

**THIS NOTICE SHALL SERVE AS ADDENDUM NO. III - TO THE ABOVE REFERENCED  
REQUEST FOR COMPETITIVE SEALED PROPOSAL**

**River Barge Fabrication RFCSP 6100007779, 016-095 is hereby modified as follows:**

1. Section 006 – General Terms & Conditions, Termination-Notice is hereby modified to read as follows:

Termination-Notice. City may terminate this contract, in whole or in part, without cause. City shall be required to give Respondent notice ten days prior to the date of termination of the contract without cause. If the City terminates without cause, City shall reimburse vendor for custom fabrication work that has been performed, with materials paid at Vendor's cost, and labor at a negotiated rate.

2. The following section is hereby added to General Terms & Conditions:

Attorney's Fees, Costs & Expenses. The Parties hereto expressly agree that, in the event of litigation, each party hereby waives its right to payment of attorneys' fees. **In no event shall City be liable for delay damages.**

**QUESTIONS SUBMITTED IN ACCORDANCE WITH SECTION 003, RESTRICTIONS ON COMMUNICATIONS:**

Question 1: Will the boat manufacturer be required to provide a warranty? How will warranty requirements be accounted for / evaluated?

Response: Yes. Warranty will be considered / evaluated as part of Respondent's Proposed Plan.

Question 2: Is a bidder required to bid on both, electric and CNG propelled options?

Response: The City intends to purchase an all electric fleet. However, the City requests respondents submit pricing for electric and CNG options.

Question 3: Will the City be able to start witnessing water test and take delivery of the first batch of barges late December 2016, early January 2017?

Response: City may accept delivery of vessels that become available prior to the scheduled delivery date(s). The City will coordinate with the selected fabricator on the proposed early delivery of vessels.

Question 4: The specs are not specific of how many CNG units, or how many Torqeedo units will be ordered. Can you specify how many of each?

Response: The City is requesting pricing for electrical propulsion and CNG propulsion. The City anticipates ordering an all electric fleet.

Question 5: The specs are not specific of how many of each model will be ordered? Can you specify how many of each?

Response: The City will determine how many of each model to order upon contract award.

Question 6: Section 4.4 states, Contractor shall perform a water test of each vessel prior to delivery to City, and in the presence of City and / or City's designated agent. How much time should be allocated for each inspection?

Response: One hour per barge.

Question 7: Due to time schedule of boats being delivered, the boats will be coming out of production at an estimated 1 to 2 boats per week after production starts, 4 boats per week at peak production. Any delay of the inspection will cause the boats to be late which will incur a penalty to the contractor. Will the City give a letter of supply to insure the contractor does not have to wait for inspector to arrive and perform his or her inspection? How will the contractor record, report and invoice City for the liquidated damages when inspector is late, which will cause a delay in delivery and fault will be on City's behalf?

Response: Inspections will be performed by a City employee or City designated agent and inspections will be coordinated with the fabricator. City shall not be liable for delay damages.

Question 8: To meet the demands of the delivery schedule, materials will have to be on hand which means purchasing materials, components and supplies way ahead of time. This is a huge investment and financial burden on the contractor. The solicitation states that the City can cancel at any time without cause. Can this and payment terms be negotiated?

Response: If the City terminates for convenience, City shall reimburse vendor for custom fabrication work that has been performed, with materials paid at Vendor's cost, and labor at a negotiated rate. City does not anticipate terminating this contract for convenience.

Question 9: Why is it necessary to test barge to insure that it meets specifications after an onsite water test has been performed by a City official or City's agent? How will the cost of testing be calculated by the City, if necessary?

Response: Contractor is responsible for performing a water test of each vessel prior to delivery to the City, and in the presence of City staff or City's designated agent. All water test costs are the responsibility of the contractor and shall be included in the bid price for each barge. City will cover travel costs for City designee to be present for water test. This test does not constitute final acceptance. See Section 006 General Terms and Conditions, Acceptance by City.

Question 10: Attachment A, Part 3 refers to training for operation and maintenance of the barges. What are the expectations of the City and how many training sessions should our company figure and how long should the training sessions last?

Response: Contractor should provide City with training on how to operate and maintain the barges. Contractor is asked to propose the number of sessions, length and topics as deemed appropriate. Training will be done at City Marina (202 E. Nueva, San Antonio, TX 78205) and on San Antonio River.

Question 11: Is there a cutoff date for final changes, if so when is it?

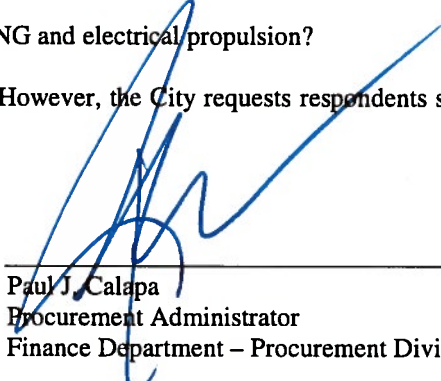
Response: Final design changes were released on September 15, 2016.

Question 12: Are the new plans, released on September 15, 2016, "stamped" by a naval architect / engineer?

Response: The drawings submitted for bidding purposes are not "stamped" by a naval architect/engineer. Drawings used for barge fabrication will be "stamped" by a naval architect / engineer.

Question 13: Do the specs require all electric, or mixture of CNG and electrical propulsion?

Response: The City intends to purchase an all electric fleet. However, the City requests respondents submit pricing for electric and CNG options.



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Paul J. Calapa  
Procurement Administrator  
Finance Department – Procurement Division

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