



PORTCORPUS CHRISTI

Project No. 10-034A

June 24, 2010

TO ALL POTENTIAL BIDDERS

Subject: Addendum No. 1 for Purchase, With an Option to Purchase, One Railroad Locomotive by the Port of Corpus Christi

Ladies/Gentlemen:

This addendum is considered part of the Contract Documents and is issued to change, amplify, add to, delete from, or otherwise explain the Contract Documents. Where provisions of this addendum differ from those of the original Contract Documents, this addendum will take precedence and govern.

Bidders are hereby notified that they must incorporate this addendum into their bids, and it will be construed that the contractor's bid reflects with full knowledge all items, changes, and modifications to the Contract Documents herein specified. Bidders will acknowledge receipt of this addendum in the space provided on the Bid form.

BID

The Bid has been revised, and a copy is attached. Bidders must submit their bids in duplicate by 2:00 p.m., July 1, 2010, on this Revised Bid form.

BID SPECIFICATIONS

1. Paragraph 1.02 GENERAL MATTERS.
 - a. Section G. Delete the following:
 - “4. A certified or cashier's check of the type and in the amount specified in Section 1.02H of these Specifications.”
 - b. Section G. Add the following:
 - “4. Bidder will provide a proposed early termination provisions article that will be included in the Equipment Lease Agreement, for both the 5 and 10 year term lease options.”



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Addendum No. 1

- c. Section H. Delete this entire section.
 - d. Section P. Delete the last sentence of the paragraph.
 - e. Section Q. Delete this entire section.
2. Paragraph 1.03, LEASE INFORMATION. Delete the first sentence, and add the following sentence:

“The primary term of the Lease must be at least 1 year, but not more than 10 years.”

EXHIBIT B

Insert attached Schedule B at the end of Exhibit B – Equipment Lease Agreement.

Sincerely,



David L. Michaelson, P.E.
Chief Project Engineer

DLM/mmm
Enclosures

cc: Frank C. Brogan
Greg Brubeck
Bill Green
Paul Kaup
Richard Stroot

**Revised BID
FOR LEASING, WITH AN OPTION TO PURCHASE,
OF ONE RAILROAD LOCOMOTIVE BY
PORT OF CORPUS CHRISTI AUTHORITY**

Port Commissioners
Port of Corpus Christi Authority
P. O. Box 1541
Corpus Christi, TX 78403

Commissioners:

The undersigned Bidder, in compliance with your Notice to Bidders and the Contract Documents **FOR LEASING, WITH AN OPTION TO PURCHASE, OF ONE RAILROAD LOCOMOTIVE BY PORT OF CORPUS CHRISTI AUTHORITY (“PCCA”)**, having examined the Specifications therein will provide the Railroad Locomotive within the time frame set forth herein, and at the Lease Rates stated below. Bidder will furnish all labor, materials equipment, supplies, insurance, incidentals and services necessary or required to deliver the Locomotive to PCCA as described in the Specifications for the Lease Rates stated below (includes profit, overhead and all fees):

BID: List the Locomotive the Bidder proposes to lease:

Year _____

Model _____

Manufacturer _____

Meets all specifications stated in Exhibit A _____ Yes _____ No

Bidder will allow PCCA to exercise the Purchase Option as stated in the Bid Specifications 1.04 and Article 19 of the Lease Agreement _____ Yes _____ No

OPTION 1: One year term lease, with maintenance, for a SW1500 Locomotive manufactured by EMD, or equivalent.

Annual Rate for a one year term lease \$ _____/YR
(numbers)

(words) Dollars/YR

Revised BID
FOR LEASING, WITH AN OPTION TO PURCHASE,
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OPTION 2: Three year term lease, with maintenance, for a SW1500 Locomotive manufactured by EMD, or equivalent.

Annual Rate for a three year term lease \$ _____/YR
(numbers)
_____/Dollars/YR
(words)

OPTION 3: Five year term lease, with maintenance, for a SW1500 Locomotive manufactured by EMD, or equivalent. Note: Provide an early termination provision for the five year lease.

Annual Rate for a five year term lease \$ _____/YR
(numbers)
_____/Dollars/YR
(words)

OPTION 4: Ten year term lease, with maintenance, for a SW1500 Locomotive manufactured by EMD, or equivalent. Note: Provide an early termination provision for the ten year lease.

Annual Rate for a ten year term lease \$ _____/YR
(numbers)
_____/Dollars/YR
(words)

- A. The following procedure will be utilized in resolving arithmetical and other discrepancies found in the Bid:
1. Obviously misplaced decimal points will be corrected;
 2. Obvious errors in addition, subtraction, or multiplication will be corrected;
 3. Readily apparent errors in interpretation of various bid items will be corrected.
 4. Words will govern over numerals.
- B. Bidder will attach to this Bid its proposed maintenance plan, and a schedule of Bidder's regular inspection and maintenance, to this Bid which conforms to the requirements of the Alternate Provision set forth in Article 5 of the Lease Agreement included in the Contract Documents.

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- C. The bid price is subject to acceptance by the PCCA for a period of sixty (60) calendar days from the scheduled closing date for receiving Bids.
- D. If awarded the Lease, the undersigned Bidder hereby agrees to deliver the Locomotive in accordance with the Contract Documents within ten (10) calendar days of the effective date of the Lease Agreement executed by PCCA and the undersigned Bidder.
- E. Bidder must complete a Conflict of Interest Questionnaire (Form CIQ) and submit it with the Bid (see paragraph 1.02 E. in the Specifications, if Bidder has:
 - 1. Any employment or other business relationship with any employee of the PCCA.
 - 2. Any employment or other business relationship with any relative of an employee of the PCCA.
 - 3. Given any gifts or services of more than \$250 in aggregate value to any employee or relative of an employee of the PCCA within the preceding 12-month period.
- F. Bidder must complete the Bidder's Information Sheet (see paragraphs 1.02 C.4. and 1.02 E. in the Specifications), and submit it with this Bid.
- G. Bidder is not required to bid on all options. Bidder may place Bids for more than one locomotive in which case multiple Bids would need to be submitted. The primary term, lease rates, termination provision clause, and Bidder's proposed locomotive are the factors to be taken into account and evaluated by PCCA staff when making a recommendation to the Port Commission.
- H. Any qualification or exception to the requirements of these Contract Documents may cause the Bid to be rejected.
- I. The Bidder understands that the Port Commission of PCCA may reject any or all Bids, and waive any formalities or informalities in the bidding.

Bidder acknowledges receipt of the following addenda:

Revised BID
**FOR LEASING, WITH AN OPTION TO PURCHASE,
OF ONE RAILROAD LOCOMOTIVE BY
PORT OF CORPUS CHRISTI AUTHORITY**

Respectfully submitted,

BIDDER: _____
(Company Name)

BY: _____

NAME: _____

TITLE: _____

ADDRESS: _____

(For all official correspondence)

COUNTY: _____

TELEPHONE NUMBER: _____

FAX NUMBER: _____

CONTACT PERSON: _____

E-MAIL ADDRESS: _____

DATE: _____

PCCA accepted Lease Rate and Terms:

\$ _____

PORT OF CORPUS CHRISTI AUTHORITY
OF NUECES COUNTY, TEXAS:

John P. LaRue
Executive Director

DATE: _____

SCHEDULE B

Maintenance Schedule

The following minimum required periodic inspections and maintenance schedules will be scheduled with the Bulk Terminal Manager in advance of each inspection.

<u>Type</u>	<u>Minimum Time Frame</u>
Periodic Inspection (P.I.)	Once Every 92 days
Semi Annual Inspection	Once Every 6 months
Annual Inspection	Once Every Year
Tri Annual Inspection	One Every Three Years Complete Air Brake Change per FRA Regulation

The Lessor will provide a recommended inspection and maintenance report for the specific locomotive leased. All equipment and safety features and are be included in the maintenance program, including but not limited to; checking and filling of fluids levels, checking of warning lights, voltage and amperage reading, ground relays, horns, air brakes, brake cooling fans, doors compressors, and fuel systems, sampling of oil, checking for leaks, safety circuits, throttles, operating temperatures and pressures, lubricate gear boxes, transition motors and gearing, adjust and replace brake shoes, change fuel, oil and air filters, load test engine, etc., etc.

Copies of signed inspection reports will be submitted to the Bulk Terminal Manager.