



MARTIN O'MALLEY
Governor

ANTHONY BROWN
Lieutenant Governor

T. ELOISE FOSTER
Secretary

**Addendum #1 to the Request for Proposals (RFP)
Mobile Radio Equipment; Communications Consoles and Associated Equipment; and
Installation, Repair and Preventive Maintenance Services
Project No. 050B8800003
July 31, 2007
Closing Date: August 9, 2007 no later than 2:00 PM**

This Addendum is being issued to amend and clarify certain information contained in the above named RFP. All information contained herein is binding on all Offerors who respond to this RFP. Specific parts of the RFP have been amended. The following changes/additions are listed below; new language has been double underlined and marked in bold (ex. **new language**) and language deleted has been marked with a strikeout (ex. ~~language deleted~~).

1. Revise Section 1.1.2 (Summary Statement) on page 1, as follows:

1.1.2 The scope of this solicitation encompasses ~~five~~ **three** functional areas as follows:
Functional Area I (FAI)–Two-Way Radio Equipment
Functional Area II (FAII)–Communications Consoles and Associated Equipment
Functional Area III (FAIII) –Installation, Repair and Preventative Maintenance Services

2. Revise Section 1.19 (Public Information Act Notice) on page 7, as follows:

1.19 An Offeror shall give specific attention to the clear identification of those portions of its proposal that it considers confidential, proprietary commercial information or trade secrets, and provide justification why such materials, upon request, should not be disclosed by the State under the Public Information Act, Title 10, Subtitle 6, Part III of the State Government Article of the Annotated Code of Maryland.

Offerors are advised the State intends to publish the prices in Attachment D-3 (Price Sheet for FAIII) on a public web site; accordingly, Offerors may not identify the information in Attachment D-3 as confidential or proprietary in their price proposal. The State understands this restriction may affect the quoted labor rates but Offerors are cautioned to not overcompensate with unusually high prices.

~Effective Resource Management~

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Offerors are advised that, upon request for this information from a third party, the Procurement Officer is required to make an independent determination whether the information can be disclosed (see COMAR 21.05.08.01).

3. Revise Section 2.1.3 (General Requirements), as follows:

2.1.3 **State agencies shall be allowed to return equipment to Master Contractors for any reason within 45 days, unless other arrangements are made between the Master Contractor and the State.** Master Contractors shall refund to the State within 30 calendar days of receipt of any returned radio or communications equipment, the purchase price of the returned equipment, including shipping costs. The State shall not be charged restocking fees.

4. Revise Attachment A (Sample Contract) Section 25 on page 37, as follows:

25. Subcontracting; Assignment

The Contractor may not subcontract any portion of the services provided under **a POREP issued pursuant to** this Contract without obtaining the prior written approval of the **Agency** Procurement Officer, nor may the Contractor assign this Contract or any of its rights or obligations hereunder, without the prior written approval of the Procurement Officer, any such approvals to be in the State's sole and absolute subjective discretion; provided however, a Contractor may assign monies receivable under a PO after due notice to the State. Any such subcontract or assignment shall include the terms of sections 8, and 10 through 23 of this Contract and any other terms and conditions that the State deems necessary to protect its interests. The State shall not be responsible for the fulfillment of the Contractor's obligations to the subcontractors.

5. Revise Attachment D (Price Proposal Form and Instructions) on page 48, as follows:

Instructions

FORM D-3 FUNCTIONAL AREA III – INSTALLATION, REPAIR AND PREVENTATIVE SERVICES FOR TWO-WAY RADIO / ASSOCIATED EQUIPMENT AND COMMUNICATIONS CONSOLES / ASSOCIATED EQUIPMENT LABOR RATE SCHEDULE

Offerors are required to record the fully-loaded hourly prices for the labor categories they are proposing. Record the fully-loaded labor rate for both straight time and premium time for all five years of the Master Contract. Offerors are to propose only the labor categories they are capable of providing.

Premium time rates pertain to work performed outside of normal hours (overtime, weekends and holidays).

Offerors will use these labor categories and hourly rates throughout the term of the Contract when submitting a proposal in response to a PORFP for Functional Area III. Proposed

hourly rates in a PORFP may be lower but can be no higher than those proposed in this Attachment D. If labor rates are not provided by the Offeror with the response to this RFP, the Master Contractor will not be allowed to propose this labor category in response to future PORFPs.

Following contract award, it is the State's intent to publish labor rates on a public web site. Please note these prices represent a ceiling and not the actual prices for services. The actual prices will be the product of secondary competition through agency issued PORFPs.

Should you require clarification of the information provided in this addendum, please contact me at (410) 260-7374 as soon as possible.

Date Issued: **July 31, 2007**

By: <signed>
Andrea R. Lockett
Procurement Officer