

Compilation of Questions Received for Request for Proposals for Public Transportation

1) Second to last bullet point states "In 2010"--should that have been 2019 like the others?
Yes, 2010 should be 2019 on page 7 of 72 in the RFP.

2) Last paragraph of that section states 19 county owned vehicles.

Clarification: There are 18 vehicles used for service in Johnson County currently, 6 titled in the County's name.

3) Re. the \$500 per day per vehicle for 'each and every calendar day' the contractor fails to provide service--We assume this means the number of vehicles scheduled to be used in the day's service (basically a 'route'), and not including the additional inactive back-up vehicles required to ensure daily dependable service, and that it is regardless of who owns the vehicles.

\$500 per day per vehicle that is not in service as otherwise expected on that specific day where a liquidated damages charge is assessed.

We also presume that the reference to the mutually agreed upon services and time periods will cover agreeing to a schedule of normal days of the week, time of the days, Holidays and mutually agreed upon emergency closings such as if the county declares snow emergency or, say, a pandemic. (For example, we never completely closed our service during the pandemic but we cut service way back during March 28-June 15, 2020.)

Mutually agreed upon in this instance is the service (including routes, options for users, pickup process, etc.) that is memorialized in the final contract. The liquidated damages are assessed for failure to provide service when obligated—a scheduled day of no service would not fall under that category and a liquidated damages charge would not be assessed.

4) Will anything impact the Monday, November 8th 10 am cut off?

We are not extending the bid submission date at this time.

Service Hours/Statistics

1. Will leased Vehicles be maintained by the county or by the selected vendor/supplier? If the county is providing said maintenance, what are the liability risks to both parties in an incident?

(example brake failure).

Leased vehicles will be maintained by the vendor/supplier at its cost. The County will not be involved with the maintenance or associated costs.

Drug and Alcohol Program

2. MIS reporting is due on February 28th. Will information collected prior to selected vendor's service be available for submission purposes?

There is no need for the contractor to report information about operations prior to January 1, 2022. MIS reporting under this contract will be for January 1, 2022 and after.

Accounting and Project Reports

3. Does the accounting and 4-year auditing term refer to only items associated with the service?

It refers to all provider accounting records and expenses, including additional services if applicable. We maintain that all records could be requested.

Liquidated Damages and Vendor Payment

4. Would liquidated damage payments be withheld from the provider payment process or are these two distinct actions?

The County would reserve the right to charge liquidated damages in any appropriate manner in the case they are activated. Without specification otherwise, the damages may be demanded as a separate payment from the provider or the County may explore withholding from payment to the provider if appropriate.

5. If payment is withheld or not provided by the owner within the timeline outlined in the proposal, what remedies will the owner allow for the provider (additional fees/removal of liquidated damages/etc.) should the provider be deemed not responsible?

If delays or nonperformance meet permitted exceptions (example, 11.2.1), then liquidated damages will not be assessed. The County will make that determination on its own per 1.13. A hypothetical where the liquidated damage charge is assessed and collected incorrectly would yield a finding outside of the contract language and the County does not wish to speculate as to what that would look like. The County's position is that it makes the determination of whether liquidated damages apply due to nonperformance and would only assess the payment after said finding.

6. We are trying to understand how many vehicles would be needed to perform the service. Can you provide an estimate of your historical number of vehicles needed to provide the service? Any idea of how many drivers were utilized in carrying out the service?

My understanding is that there are currently 18 vehicles being used to provide the service, and that the current contractor has 30-35 drivers, including dispatchers.