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GOVERNOR

STATE OF MAINE
DEPARTMENT OF TRANSPORTATION
16 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0016

April 17, 2012
Subject: **Vegetation Management**
Location: **Region 3**
State PIN: N/A
Amendment No. 1

David Bernhardt
COMMISSIONER

Dear Sir/Ms:

The following questions have been received:

Question: What percentage of this bid offer will be done by MDOT crews?

Response: None. Region 3 does have a state crew perform a small amount of roadside brush spraying, but the estimated mileage in the bid is an approximate amount that will be done by the Contractor.

Question: At what point will the winning bidder know how much of the work will be done by MDOT crews?

Response: The Department reserves the right to perform applications that are in the state's best interests to perform with state crews. The estimated mileage in the bid is what the region anticipates the Contractor performs.

Question: The contract requires the winning bidder to lock in the bid price by March 31 each year. Will MDOT commit to the Contractor by that date a base volume of work to be done per year?

Response: State funds set aside in the region budget are unencumbered funds that may be transferred as needed to cover unexpected costs during the fiscal year. Therefore, there is no guarantee of work.

Question: Shall the winning bidder be granted a pre-contract meeting with MDOT staff so we all have a clear understanding of expectations?

Response: A pre-construction meeting is standard practice before the beginning of the first year of work with new task order Contractors for Vegetation Management.



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Question: Can anyone get an equipment rental contract for spraying May 1 to May 31, 2012?

Response: The department does not issue rental agreement contracts for vegetation management services.

Question: Does MDOT have any funds to do the work outlined in this bid offer?

Response: Yes, at this time. However, state funds set aside in the region budget are unencumbered funds that may be transferred as needed to cover unexpected costs during the fiscal year. Therefore, there is no guarantee of work.

Question: If human or computer error over or underpays the Contractor at seasons end. What proactive mechanism or policy can deal with such issues?

Response: The Department and the Contractor enter into a Contract that dictates the Unit Prices paid for Work. Contracts have an expectation placed upon both parties that they enter into the agreement in good faith. The Department and the Contractor should work together in good faith to resolve any issues.

Question: Does MDOT have a contract to get spray mix in 2012?

Response: Contracts for materials are handled by the Bureau of Purchases and renewed or advertised each year prior to the start of the spray season.

Question: When MDOT gets mix, how will they inform the Contractor the mix is available?

Response: The Contractor and the Department may use any means that is mutually agreeable. The Department and the Contractor enter into a Contract that dictates the Unit Prices paid for Work. Contracts have an expectation placed upon both parties that they enter into the agreement in good faith. The Department and the Contractor should work together in good faith to resolve any issues.

Question: Will the winning bidder be invited to the MDOT vegetation management meetings?

Response: If Contractors are interested in attending pesticide training held by the Department for its staff, the Department will extend an invitation to attend. The Department maintains it is in the interest of both parties.

Question: What is the type and kind of herbicide used?

Response: The herbicides used for control of brush are selective herbicides. Garlon 4 Ultra is a vegetable oil based formulation of the active ingredient triclopyr. MSM_60 is a dry material that contains a sulfonyleurea herbicide metsulfuron methyl.

Question: How many applications are done normally?

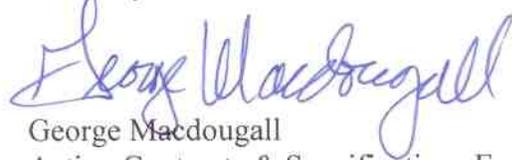
Response: One application during the growing season typically from July through mid September.

Question: Can I also get the product label?

Response: Labels and MSDS sheets are readily available on the internet. The successful Contractor is required to have copies of the label and MSDS sheets for all pesticide products in their possession when spraying.

Consider this information prior to submitting your bid on April 25, 2012.

Sincerely,



George Macdougall
Acting Contracts & Specifications Engineer