May 1, 2020

Dear Sir/Madam:

Enclosed please find Addendum No. 2 for SEPTA’s RFP No. 19-00273-ACAC for the Enterprise Energy Management Software (EEMS).

Addendum No. 1 must be acknowledged by completing the Addendum Acknowledgement Form and submitting the Form with your Technical Proposal.

The due date for the submission of Proposals of Thursday, May 14, 2020 by 4:30PM remains unchanged.

This Addendum addresses the clarification questions and one modification to the Price Proposal Sheet.

Any inquiries regarding this Addendum must be directed to Carolyn Caruso of the Procurement, Supply Chain & DBE Department at 215-580-7599, cCaruso@SEPTA.org.

Thank you for your interest in the Authority.

Sincerely,

Carolyn Caruso

Carolyn Caruso
Contract Administrator
Procurement, Supply Chain & DBE
ADDENDUM ACKNOWLEDGEMENT SHEET

SEPTA’s RFP No. 19-00273-ACAC – Enterprise Energy Management Software (EEMS)

The attached addendum to the Contract Documents is hereby part of the same and is incorporated in full as part of the Project. Proposer shall acknowledge Addendum No. 2 by completing and returning this Addendum Acknowledgement Sheet with the Technical Proposal.

FIRM NAME (typed or printed) ______________________________

AUTHORIZED SIGNATURE _______________________________

TITLE _________________________________

NAME (typed or printed) ________________________________

DATE_____________________

The due date for the submission of Proposals of Thursday, May 14, 2020 by 4:30PM (Prevailing Eastern Time) remains unchanged.

Addendum No. 2 Includes:

1.) Clarification Question and Answers
2.) Attachments:
   Sample Facility Dashboard
   Sample Veeder Root Data – December 2019
   Network Security Standards
   Sample WM Waste & Recycle Data – December 2019
   Sample NG Electric Steam Water Data Historical

3.) Modification to the Price Proposal Form to change X to Five Years
Clarification Questions for RFP # 19-00273-ACAC for the Enterprise Energy Management Software (EEMS)

1. Can you indicate on your list of utilities which have interval data available and Utility Company and number of accounts with Interval Data Available?

A: It’s SEPTA’s understanding that PECO (electric distribution, ~600 accounts) has interval data available, going back approximately 18 months.

Please note two corrections to the list of utilities in the Scope of Work:

<table>
<thead>
<tr>
<th>ENERGY TYPE</th>
<th>UTILITY VENDOR</th>
<th>STATUS</th>
<th># OF ACCOUNTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Natural Gas</td>
<td>PECO</td>
<td>Full Service</td>
<td>9</td>
</tr>
<tr>
<td>Natural Gas</td>
<td>PECO</td>
<td>Distribution</td>
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</tr>
<tr>
<td>Natural Gas</td>
<td>PGW</td>
<td>Full Service</td>
<td>1</td>
</tr>
<tr>
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<td>PGW</td>
<td>Distribution</td>
<td>44</td>
</tr>
<tr>
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<td>UGI</td>
<td>Supply</td>
<td>79</td>
</tr>
<tr>
<td>Natural Gas</td>
<td>PSE&amp;G</td>
<td>Full Service</td>
<td>1</td>
</tr>
<tr>
<td>Steam</td>
<td>Vicinity</td>
<td>Full Service</td>
<td>3</td>
</tr>
<tr>
<td>Electricity</td>
<td>PECO</td>
<td>Full Service</td>
<td>14</td>
</tr>
<tr>
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<td>Distribution</td>
<td>591</td>
</tr>
<tr>
<td>Electricity</td>
<td>Constellation</td>
<td>Supply</td>
<td>575</td>
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<td>PSE&amp;G</td>
<td>Full Service</td>
<td>7</td>
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<tr>
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<td>Water Revenue Bureau</td>
<td>Full Service</td>
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<td>Water</td>
<td>Townships</td>
<td>Full Service</td>
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<td>Amtrak</td>
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<tr>
<td>Water</td>
<td>Aqua Pennsylvania</td>
<td>Full Service</td>
<td>75</td>
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<tr>
<td>Oil</td>
<td>Petroleum Traders</td>
<td>Full Service</td>
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<tr>
<td>Propane</td>
<td>Suburban Propane</td>
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</tr>
<tr>
<td>Total</td>
<td></td>
<td></td>
<td>1947</td>
</tr>
</tbody>
</table>

2. Waste & Recycling was outlined as a commodity to track on today’s call. Can you provide a list of Waste & Recycling Service providers and Number of Accounts for Each?

A: SEPTA’s primary contract for municipal trash and recycling is with Waste Management, with approximately 100 active location accounts. See attachment “Sample WM Waste & Recycle Data Dec 2019” for a sample monthly tonnage report for all of SEPTA.
We also have about a dozen contracts for niche waste streams, e.g. recycle paper from the print shop, waste oil, C&D waste and clean rubble, etc.

3. What other commodities are you looking to track that where not outlined in your Utility List in the RFP and can you provide Commodity Type, Service Provider Name & Accounts per Provider?

A: Waste & recycling (see #2). Stormwater fees from the City of Philadelphia.

4. In the RFP document, it’s stated that SEPTA would like to include data going back to 2006, and that this data is currently housed internally. Given the various aspects of “disaggregating” bills to separate out usage, demand, meter read dates, and cost allocations (commodity vs transport, transmission, capacity, etc.), how complete can vendors assume the historical data is?

A: Vendors can assume historical utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

5. Is there a plan or strategy to connect to SEPTA’s ERP or Accounting system? Also the API and SFTP?

A: SEPTA is in the process of implementing a modern cloud-based ERP (enterprise resource planning) solution. At this time there is no plan for the EEMS to link to it.

6. What is the ERP/Accounting System?

A: See #5.

7. Is there more than one ERP/Accounting System? If any, please list additional systems.

A: See #5

8. Do the number of utility accounts equal the number of invoices? If not, how many invoices do you receive per month?

A: Utility accounts do not equal the number of invoices. We receive summary invoices from several suppliers than can include detail for up to 500 individual accounts.

9. How many years of historical data needs to be loaded?

A: Back through approximately 2006, as data availability allows.

10. Would you like pricing listed on a monthly, quarterly or yearly basis?

A: SEPTA wants the pricing to be submitted exactly how the table shows in the Price Proposal Page in Attachment 3 of the Contract Documents, Upfront for Implementation & Annual for Licenses. The term of the contract is essentially whatever the implementation period Proposer’s
bid (4-6 months) and the post-implementation licensing period (5 years).

11. Budget projection capabilities: Is the vendor in charge of producing the annual budget or is the vendor only involved in presentment of a SEPTA-produced budget that is to be projected within the reporting software?

A: The latter.

12. Tableau business intelligence tool: Does the current provider connect to the Tableau via API? Or is SEPTA staff enter their own data that is then transferred over into Tableau for visualization etc.?

A: SEPTA does not have an incumbent EEMS nor do we have any direct connections to Tableau via API. SEPTA intends to use Tableau to visualize data post-EEMS implementation.

13. Veeder Root and vehicle fuel/mileage tracking:

   1. Is the intent to have the software treat each vehicle much like a unique utility service account so that it can be tracked and reported on within the software? If so, how many unique vehicles are there and will the Veeder system be providing all metrics? Depending on how much data is expected to be collected and displayed related to vehicles, treating individual vehicles as separate “assets” could significantly increase the cost of the project.

   A: It is our goal to be able to track vehicle energy performance individually in approximately 1,500 buses and 1,000 utility vehicles. Veeder Root tracks vehicles individually. See attachment “Sample Veeder Root Data Dec 2019.”

   2. Is SEPTA’s vision to drop the daily Veeder Root file into an SFTP site for vendor access?

   A: Exact method of transferring Veeder Root data into the EEMS is TBD. SEPTA is open to vendor input on the most effective method.

   3. Can we see a sample file from Veeder Root?

   A: See attachment “Sample Veeder Root Data Dec 2019.”

   4. Approximately how many “transactions” are occurring on a daily basis?

   A: See attachment “Sample Veeder Root Data Dec 2019.”

14. Historical data onboarding:

   1. It’s stated that SEPTA would like to include data going back to 2006, and that this data is currently housed internally. Given the various aspects of “disaggregating” bills to separate out usage, demand, meter read dates, and cost allocations (commodity vs transport, transmission, capacity, etc.), how complete can vendors assume the historical data is?
A: Vendors can assume historical utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

2. The bid document reads like SEPTA requires that monthly bill images (as available) be associated with consumption reports going back to 2006? Associating invoice images going back that far will add significant onboarding costs. Most vendors default to including 24 months of bill images. Please confirm the requirement, or clarify if a vendor can suggest an alternative approach.

A: See #14. SEPTA does not require the EEMS store historical bill images.

15. ENERGY STAR Services: How many SEPTA facilities are currently built in Portfolio Manager and what percentage of those are up-to-date? How many other facilities are not currently built within Portfolio Manager, but still need to be built by the vendor?

A: SEPTA currently tracks 12 faculties in Portfolio Manager, all up-to-date.

16. Is there a plan or strategy to connect to SEPTA’s ERP or Accounting system?
   1. API?
   2. SFTP?

A: SEPTA is in the process of implementing a modern cloud-based ERP (enterprise resource planning) solution. At this time there is no plan for the EEMS to link to it.

17. What is the ERP/Accounting System?
   1. Is there more than one ERP/Accounting System? If any, please list additional systems.

   A: See #16.

18. Do the number of utility accounts equal the number of invoices?
   1. If not, how many invoices do you receive per month?

   A: Utility accounts do not equal the number of invoices. We receive summary invoices from several suppliers than can include detail for up to 500 individual accounts.

19. How many years of historical data needs to be loaded?

   A: Back through approximately 2006, as data availability allows.
20. Information Technology (IT) Requirements (Section 2.4.5): Can you provide any more details as to the Authority’s requirements related to privacy, network, and system protection?

A: See attachment “Network Security Standards.”

21. Historical Data Aggregation: “In addition to the data provided through the term of this contract, the vendor will be responsible for adding available historical data from January 1, 2006 onwards to the EEMS system. Data will be composed of all utility cost and consumption data, including electricity, natural gas, water and sewer.” Can SEPTA provide details as it relates to the number of historical files for electricity, natural gas, water and sewer, file type and sample files?

A: Vendors can assume historical utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

22. “SEPTA will provide monthly fleet fuel delivery data - diesel, and gasoline cost and consumption data for upload onto the system. Historical monthly data will be provided by SEPTA in Excel format for upload into the EEMS system.” For the Monthly Fleet Data, does SEPTA want the vendor to upload this information or will SEPTA upload into the EEMS? If it is the responsibility of the Vendor, can you outline the number of these files for historical upload?

A: During EEMS implementation, SEPTA will work with the vendor to leverage existing databases to make historical data upload as smooth as possible. Theoretically, SEPTA should be able to pull historical monthly fleet fuel use data out of VMIS/Veeder Root into one flat file for upload.

Once the system is operational, it will be SEPTA’s responsibility to upload/transfer new fleet data from VMIS/Veeder Root each month. We are looking for vendor solutions to make data updates as smooth and automated as possible.

23. “Image based PDF copies of monthly invoices will also be provided to the vendor by SEPTA for upload (as available).” How many PDFs will be provided for Upload?

A: Vendors can assume historical utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

During implementation phase, SEPTA anticipates working with the EEMS vendor to set up as many automatic data update processes as possible using utility providers’ application programming interfaces (APIs). Some utilities may not be able to be automated, in which case setting up processes to scan PDF bills may be necessary.

24. “Historic interval data (in electronic format .xls, .XML, or equivalent) should be gathered primarily from the applicable utility web portals and from SEPTA archived data (as available).” How many accounts have interval data available? How many of these interval files are available from SEPTA?
A: It’s our understanding that PECO (electric distribution, ~600 accounts) has interval data available, going back approximately 18 months.

25. “1.3B For internal-level data sources, data must be downloaded weekly at a minimum, and be uploaded to the EEMS no later than the following day.” Will SEPTA be doing this weekly download from your interval data sources or are you asking for the Vendor to access your interval data sources weekly, download the data and upload it into the platform. If you are asking the vendor to do this download/upload process, can you share the number of systems needed to be accessed weekly, the output file type, sample files from each system and estimated time to access each system remotely?

A: SEPTA is looking for guidance from the vendor community on how best to accomplish this.

26. Due to the Governor of Pennsylvania’s stay at home orders, would SEPTA be willing to alter the submission requirements to an electronic submittal (via email and pdf attachments) of the technical and cost proposals from the current requirement of printing and mailing one original, seven copies, and one electronic PDF copy?

A: Due to the current Covid-19 situation, Proposer’s must email one PDF copy of their Technical and Cost Proposal as two separately marked attachments, to cCaruso@SEPTA.org by the due date. Each Proposer is also now responsible to send only one (1) physical copy of their Technical and their Cost Proposal in separate envelopes as referenced in the Invitation To Propose Letter and the Contract Documents Section IV General Requirements A Submission of Proposals, by the due date of Thursday, May 14th, 2020 by 4:30PM.

27. Section 1.1 of Scope of Work: SEPTA lists a preferred timeline of four months. Is this a required deadline or preferred deadline for a completed implementation? A required deadline of four months could impact pricing as additional resources may be required to meet that timeline. Would SEPTA accept a standard implementation timeline and schedule to be submitted with the understanding there will be further discussion and clarification during the interview or contracting phase?

A: Four months is the preferred deadline, rather than required. Vendors should offer a realistic implementation plan that offers the best value for SEPTA, based on successful past experience.

28. Section 1.4.c of Scope of Work: Will SEPTA clarify the requirement of “import all monthly billing data directly from supply and distribution vendors”? What format do you currently receive vendor utility bills (PDF, paper, xls or another flat file format)? If flat file, would SEPTA provide sample files for those vendors?

A: SEPTA currently receives approximately 25% PDF and 75% paper hardcopy utility bills and manually enters them into Excel. Some data, such as monthly tonnage reports from Waste Management, arrive in Excel format. During the EEES implementation phase, SEPTA plans to collaborate with both the EEES vendor and utility vendors to automate the process of importing new data as much as possible, and/or set up automated “scraping” capabilities to pull new utility data out of PDFs. Decisions on the best path forward will be collaborative.
Historical utility data is in tabular Excel format and complete back to approximately 2006. See attached sample data files.

29: Section 1.4.c and 1.4.d of Scope of Work: Is SEPTA requesting the selected vendor to provide account management services of the EEMS to operate some of the ongoing workflow to update bills, vendors, run audits, and perform other tasks on your behalf?

A: No.

30: Section 1.4.f of Scope of Work: Does SEPTA currently use Tableau as your business intelligence tool or would a solution for Microsoft PowerBI work for you? Please describe the data you would like to integrate, how you want it grouped, and the frequency of transmitting data.

A: SEPTA currently uses Tableau. SEPTA intends to collaborate with the EEMS vendor on the optimal way to connect the EEMS to Tableau.

31: Section 1.4.ff of Scope of Work: Will SEPTA clarify if you require the selected vendor to login to utility vendor websites to access and download utility bills to be processed into the EEMS? Alternatively, is SEPTA planning to provide utility bills via pdf or paper copies to the selected vendor to be processed into the EEMS?

A: SEPTA is looking for support during the implementation phase to automate the process of uploading new utility data into the EEMS. Our current assumption is that new bills will be uploaded by SEPTA to the EEMS. We are open to alternatives and want to leverage the power of the chosen software solution to minimize data entry time and error.

32. Section 1.4.g of Scope of Work: Will SEPTA clarify if you require the selected vendor to login to utility vendor websites to access and download smart meter interval data to be imported into the EEMS? If so, do you know which vendors provide this information?

A: See #31.

33. Do you want to access and import smart meter interval data for all available meters for each vendor or a subset of meters?

A: All available meters.

34. Section 1.4.h of Scope of Work: Does SPETA have existing submeters you would like to connect to the EEMS? If so, what is the total number of submeters and what metering system or systems would we need to integrate with?

   1. What level of granularity is expected to be imported (15-minute, 30-minute, daily, monthly)?
   2. What is the desired expectation of how often interval data should be imported (hourly, daily, monthly)?

A: Some examples: SEPTA intends to sub-meter water use on all individual bus washers. SEPTA is in the process of installing power submeters on each floor of its 1234 Market St headquarters, as well as ~12
other facilities that are not currently metered at the facility level. SEPTA’s Transit Propulsion currently has over 34 submeters feeding one invoice. Several natural gas accounts have multiple submeters.

Granularity and update frequency is TBD and we will work with the selected vendor on an optimal solution.

35. Section 1.4.i of Scope of Work: Will SEPTA clarify if you would like vendor utility bills to process into the EEMS pre-pay or post-pay? Pre-pay would require the EEMS to integrate with SEPTA’s financial system to pass an approved bill file to be paid. Post-pay the EEMS will not integrate or transmit data to SEPTA’s financial system.

A: Neither - SEPTA intends to use the EEMS to evaluate bills before they are paid, in a separate (parallel) process. At this time, SEPTA does not intend for the EEMS to integrate into the payment system.

36. Section 1.4.k of Scope of Work: Will SEPTA clarify the requirement of “streamlining reporting for Energy Star, LEED, and/or other data sharing requirements”? Are you looking for existing systems vendors integrate with as well as ability to integrate with other systems in general?

A: The EEMS is expected to be able to export data in formats required by standard data-sharing programs such as EnergyStar.

37. Section 1.5 of Scope of Work: In the provided table of utility vendor’s and number of accounts, do any of the listed accounts provide billing for multiple points of service? For example, one PECO account is a summary account that serves 50 premise IDS or points of service or 1 water account separates water, stormwater, and sewer on it. If this is the case, how many total end points of service do the 1947 accounts represent?

A: Most accounts represent a single point of service. However, SEPTA does have some accounts that represent conjunctively metered billing. For example, SEPTA’s subway-elevated system has more than 2 dozen substations billed on one account.

38. Section 1.5 of Scope of Work: Will SEPTA provide more details on vehicle fuel and what data you want to track in the EEMS? Does SEPTA require the EEMS to process and track each individual vehicle and every transaction or just the aggregate for the site?

1. If each individual vehicle, could SEPTA provide the total number of vehicles, or end points of service, to track and the estimated number of monthly transactions?
2. Does SEPTA require the selected vendor to integrate with another system to import the fuel data or will SEPTA upload this manually? Please provide a sample file of the vehicle fuel data.

A: See #13 and attachment “Sample Veeder Root Data Dec 2019.”

39. Section 1.8.1 of Scope of Work: Will SEPTA clarify the requirement for loading historical data into the EEMS? Does SEPTA expect the selected vendor to populate all data or will SPETA personnel load data with assistance from the vendor?

1. What format(s) will historical data be provided (xls, PDF, etc.)?
2. If Excel, how many workbooks would need converted and are there formulas in the workbooks that we would need to understand?
3. You mention PDF copies of invoices to upload, are these attached to bills provided in the Excel files or we would need to process the PDFs?
4. Is the historic interval data available on your vendor websites?
5. Have you contacted the vendors and do you know if it is available?
6. If so, which vendors, how many meters and how many years?

A: Vendors can assume historical monthly utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

It’s our understanding that PECO (electric distribution, ~600 accounts) has interval data available, going back approximately 18 months.

40. Section 2.1.1.g of Scope of Work: Does SEPTA need an accrual report or the capability to create an accrual bill in the EEMS, send to accounting to post, then reverse the bill when the actual bill arrives?

A: No. At this time SEPTA does not plan to integrate the EEMS into the bill payment process other than a parallel QA check.

41. Section 2.1.1.j of Scope of Work: Could SEPTA explain further how you are using project cost-benefit analysis currently and what the preferred delivery method is? Do you have a model you can provide for review?

A: SEPTA does not have a proscribed cost-benefit analysis method and looks forward to working with the selected vendor to develop one.

42. Section 2.1.1.k of Scope of Work: Could SEPTA explain further how you are doing financial analysis metrics on projects currently and what specific metrics you require?

A: SEPTA does not have a proscribed method for project financial analysis and looks forward to working with the selected vendor to develop one.

43. Section 2.1.1.p of Scope of Work: Could SEPTA explain further this requirement and what “Cyclical” means?

A: SEPTA will use the EEMS to develop and share sustainability performance indicator dashboards on monthly, quarterly, and annual bases. See attachment “Sample Facility Dashboard” for an example of what the old Excel-based dashboards looked like. SEPTA is looking for ideas to improve the effectiveness of these presentations and streamline their preparation.

44. Section 2.2.3 of Scope of Work: Will SEPTA clarify the expectation of integrating submeter interval data into the EEMS? This section states the EEMS does not need to implement submeters but in Section 1.4.h it states that the EEMS must be able to be modified to add new submeter data as they are deployed.
A: The selected vendor will not be responsible for deploying submeter hardware. We are looking for a software solution that can add datapoints as new submeters are deployed.

45. Section 2.2.5 of Scope of Work: Will SEPTA clarify the desired format of utility bills to be processed? This section states that a scanned image is required where available. Should the selected vendor assume that a PDF or scanned image is what needs processed over importing bills via flat file as described in Section 1.4.c?

A: Vendors can assume historical utility data is complete going back to approximately 2006, and available to them in Microsoft Excel format. The scope of this project does not include scraping historical bills (pdf or hardcopy) for data. SEPTA only keeps current years’ and 3 previous years’ PDF utility bills on file. All historical data is in tabular form. See attached “Sample NG Elec Steam Water Data Historical” to get an idea for the scope and format of historical utility data.

During implementation phase, SEPTA anticipates working with the EEMS vendor to set up as many automatic data update processes as possible using utility providers’ application programming interfaces (APIs). Some utilities may not be able to be automated, in which case setting up processes to scan PDF bills may be necessary.

46. Section 2.2.8 of Scope of Work: Could SEPTA provide the total number of fleet fuel points of service to be included in the EEMS? The requirement states data will be available via a nightly push from VMIS.
   1. How many points per night?
   2. What is the data being tracked?
   3. If the selected vendor is required to integrate with VMIS, is there an API or sample file format we can review?

A: See #13 and attachment “Sample Veeder Root Data Dec 2019.”

47. Section II.A.2 of Form of Proposal: SEPTA is asking for vendors to identify a Project Manager. What is SEPTA’s expected timeframe for vendor selection and execution of a contract? Would SEPTA accept identification of an expected project team with the primary point of contract determined upon vendor selection?

A: Each RFP is unique. The selection of the vendor and execution of the contract depends on the number and complexity of the proposals submitted, the clarification questions of the evaluation committee and the number of negotiations. Please refer to Section 1 Instructions and Information – Section 2 Form of Proposal – A Technical Proposal Instructions of the Contract Documents.

48. Could SEPTA identify the specific forms that are required to be submitted in the Technical Proposal? It is stated there is no established DBE goals. Can we assume this section and associated forms does not need to be included in the Technical Proposal?

A: Reference Section 1 – Instructions and Information for Proposers of the Contract Documents for this information.

49. Is SEPTA eligible to purchase through Federal GSA Advantage?
50. Section 1.4-F In regards to connecting with Tableau, is there a particular connection method required?

A: No.

51. (Section 1.4-K) During the Pre-bid call there was discussion about the reporting requirements to Energy Star. Is it possible to elaborate and/or provide those reporting requirements?

A: The EEMS is expected to be able to export data in formats required by standard data-sharing programs such as EnergyStar.

52. (Section 1.7K) Additional clarification around the requirements for vehicle fuel tracking

1. Will the fuel be assigned to the building where the vehicle is fueled?
2. Any additional explanation of needs/expectations will be appreciated

A: See #13 and attachment “Sample Veeder Root Data Dec 2019.”

53. Contractual Change: Limitation of Liability. Proposer requires that an industry standard limitation of liability be included in service agreements to which Proposer is a signatory. Specifically, Proposer requests that any agreement between SEPTA and Proposer include an overall limitation of liability provision and a mutual waiver of consequential damages. Proposer proposes the following: “In no event shall Proposer be liable to SEPTA for consequential, exemplary, special, incidental, reliance, or punitive damages, or for lost profits, even if advised of the possibility of such damages, or for any claim first asserted after the first anniversary of the completion date. In any event, the aggregate liability of Proposer for any loss or damages of any type directly or indirectly suffered by SEPTA arising from the services performed by proposer or any failure, act, omission or breach of the contract by Proposer shall not exceed the aggregate fees paid by SEPTA to Proposer pursuant to the contract.”

A: Accepted.

54. Contractual Change: Termination of Contract by Consultant. Proposer’s corporate policy requires that a termination clause allowing Proposer to terminate the Contract due to certain circumstances be included in its service agreements. Proposer proposes the following: “Proposer reserves the right to terminate the work in the event that (i) SEPTA fails to make payments to Proposer for the work performed or (ii) SEPTA commits a material breach of the terms of this Contract. Proposer shall not be liable for any damages, losses or expenses which result from Proposer’s termination under these circumstances.”

A: Denied.

55. Contractual Change: Force Majeure. Proposer’s corporate policy requires that an industry standard Force Majeure clause not previously stated be included in its service agreements. Proposer proposes the following be added to the Agreement: “Proposer shall be excused from delays in performing or from any failure to perform hereunder to the extent that such delay or failure results from any one or more of the following: acts of God; abnormal weather conditions or natural catastrophes; strikes, lock-outs or other industrial disturbances; acts of
public enemies; war, whether or not declared; sabotage; terrorist acts; riots; civil disturbances; explosions; acts or omissions of governmental authorities; unavailability of or curtailment of fuel supplies; any interruption of electric or other utility service, or any change, interference, disruption or other defect in the supply or character of the electric energy or other utility service utilized by SEPTA; equipment failure arising from a manufacturing or design defect or the failure of the manufacturer or others to timely implement necessary repairs or replacements; or any other cause or event not reasonably within the control of Proposer.”

A: Denied.
Modification to the Price Proposal Form to change X to Five Years

PRICE PROPOSAL

The following services will be used over the course of the five year contract period. Proposer is required to provide pricing for each Task Description:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>TASK DESCRIPTION</th>
<th>PRICING</th>
</tr>
</thead>
<tbody>
<tr>
<td>Third Party Software Acquisition Pricing</td>
<td>Implementation - Year 1 (One-Time)</td>
<td>$</td>
</tr>
<tr>
<td></td>
<td>License &amp; Support - Year 1</td>
<td>$</td>
</tr>
<tr>
<td></td>
<td>License &amp; Support - Year 2</td>
<td>$</td>
</tr>
<tr>
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<td>License &amp; Support - Year 3</td>
<td>$</td>
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<tr>
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<tr>
<td></td>
<td>License &amp; Support - Year 5</td>
<td>$</td>
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</table>

**Total Price Proposal:**

*Price Proposal Form*

*Enterprise Energy Management Software*