



U N I V E R S I T Y O F
SOUTH CAROLINA

AMENDMENT NO. 1

TO: ALL VENDORS

FROM: Lana Widener

**SUBJECT: USC-IFB-1596-LW
Contract to Maintain Turf Grass on Greene Street Intramural Field**

DATE: December 4, 2009

This Amendment No. 1 modifies the Invitation for Bid only in the manner and to the extent as stated herein.

ITEM ONE: See Page Two for Questions from Vendor A

BIDDER SHALL ACKNOWLEDGE RECEIPT OF AMENDMENT NO. 1 IN THE SPACE PROVIDED BELOW

AND RETURN IT **WITH THEIR BID RESPONSE**. FAILURE TO DO SO MAY SUBJECT BID TO REJECTION.

Authorized Signature

Firm

Date

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ITEM ONE:

THE FOLLOWING QUESTIONS WERE RECEIVED FOR FURTHER CLARIFICATION FROM VENDOR A

Question #1

On page 21 under notes, you have the service preferences do not apply if the annual amount of the award exceed \$50,000. However, when I read the law 11-35-1524 it lists \$30,000 as the threshold. Our bid will likely fall between those amounts, so if you could, please clarify why the \$50,000 would apply to this bid.

Answer #1

Section 11-35-1524. Resident Vendor Preference was changed due to S 116 legislation passed during the last legislative session and applies to solicitations issued on or after September 8, 2009. Subsection (E)(3) of Section 11-35-1524 now reads as follows:

The preferences provided in subsections (C)(1)(iii) and (D) do not apply to a bid for an item of work by the bidder if the annual price of the bidder's work exceeds fifty thousand dollars or the total potential price of the bidder's work exceeds five hundred thousand dollars.

Question #2

If the preference does apply to our bid, do we need to supply documentation of our offices location, and our employees addresses and length of residence in South Carolina with our bid submitment? Or do we just need to have that information available on your request.

Answer #2

Please refer to the PREFERENCES – A NOTICE TO VENDORS clause in Section II. Instructions To Offerors – B. Special Instructions of the solicitation. The responsibility for proving that a bidder is/was entitled to preferences claimed in its bid to a solicitation rests with the bidder.

Question #3

We will be using a sub-contractor for a portion of the services, however it will fall below 20% of the total bid amount. That being the case, am I correct in my thinking that no preference would apply, and therefore I do not need to list the subcontractor or their information with our bid?

Answer #3

No, that is not necessarily correct. While you may not have to list the subcontractor and its information for purposes of the Resident Subcontractor preference Preference, you may have to provide subcontractor name and other information on the subcontractor if the subcontractor portion of the work performed exceeds ten percent of your price. Please refer to the SUBCONTRACTOR – IDENTIFICATION clause in Section V. Qualifications of the solicitation.