

COUNTY OF ROCKLAND
Department of General Services
Purchasing Division

Contract Award Notification

Title: **Drug & Alcohol Testing Services as per the Omnibus Transportation Employee Testing Act of 1991, 49 CFR Part 40 & as Updated as administered under the authority of the U.S. Department of Transportation (USDOT) by the Federal Transit Administration (FTA) under 49 CFR Part 40 and Part 655 as amended, et**

Contract Period: October 1, 2021 thru September 30, 2024 w/2-1 year options

Original Date of Issue: August 5, 2021

Date of Revision: 11/07/22

RFP No: **RFP-RC-2020-020**

Catalog: **Health & Hospitals**

Authorized Users: County Agencies

Address Inquiries To:

Name: Sabrina Samuels
Title: Purchaser II
Phone: 845-364-3807
Fax: 845-364-3809
E-mail: samuelss@co.rockland.ny.us

Description

This contract is for Drug & Alcohol Testing for Transportation

Contract #	Vendor Number	Contractor & Address	Telephone No.
RFP 20-020	0000003779	Energetix Corp. 175 Woods Road Centereach, NY Contact: Steve Lobsinger steve@energetixholdings.com	516-505-0362 FAX: 72-0293-4543

COUNTY OF ROCKLAND
DGS – PURCHASING DEPARTMENT
BLDG. A, 6TH FLOOR, 50 SANATORIUM ROAD
POMONA, NY 10970
TELEPHONE NO.: 845-364-3820
FAX NO.: 845-364-3809

VENDOR: Energetix Corp.

LINE NO	DESCRIPTION	ITEM NUMBER	EST QTY	UNIT	UNIT PRICE	EXTENDED PRICE
	DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC					
	OFF-SITE TESTING					
	Prices bid for all drug and alcohol tests, on site or off-site and during regular business hours or outside regular business hours, are inclusive of all vendor costs, fees, travel expenses or charges associated with collection, analysis, administration, and reporting of those test.					
1	Drug Test, 5 panel with four semi-synthetic opioids (ie: hydrocodone, oxycodone, hydromorphone, oxymorphone) - Lump sum unit price, per employee, conducted at an off-site location	95207000045	30	EACH	\$52.00	\$1,560.00
2	Alcohol Test - Lump sum unit price, per employee, conducted at an off-site location	95207000047	30	EACH	\$37.00	\$1,110.00
	On-Site Testing between 6:00 am and 4:00 pm					
3	Drug Test, 5 Panel with four semi-synthetic opioids (ie: hydrocodone, oxycodone, hydromorphone, oxymorphone) - Lump Sum unit price, per employee, conducted at an on-site location	95207000050	100	EACH	\$52.00	\$5,200.00
4	Alcohol Test - Lump sum unit price, per employee, conducted at an on-site location	95207000051	2	EACH	\$37.00	\$74.00
	On-Site Testing during off-Hours between 4:00 pm and 6:00 am					
5	Drug Test, 5 Panel with four semi-synthetic opioids (ie: hydrocodone, oxycodone, hydromorphone, oxymorphone) - Lump sum unit price, per employee conducted at an on-site location	95207000052	2	EACH	\$52.00	\$104.00
6	Alcohol Test - Lump sum unit price, per employee, conducted at an on-site location	95207000053	2	EACH	\$37.00	\$74.00

COUNTY OF ROCKLAND
DGS – PURCHASING DEPARTMENT
BLDG. A, 6TH FLOOR, 50 SANATORIUM ROAD
POMONA, NY 10970
TELEPHONE NO.: 845-364-3820
FAX NO.: 845-364-3809

VENDOR: Energetix Corp.

LINE NO	DESCRIPTION	ITEM NUMBER	EST QTY	UNIT	UNIT PRICE	EXTENDED PRICE
	DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC					
7	On-Site, During off-Hours between 4:00 pm and 6:00 am - 10 Panel Urine Drug Screen Plus Expanded Opiates & MDMA (For Sheriff Dept. and other Authorized Users)	95207000263	50	EACH	\$52.00	\$2,600.00
8	On-Site, During Reg-Hours between 6:00 am and 4:00 pm - 10 Panel Urine Drug Screen Plus Expanded Opiates & MDMA (For Sheriff Dept. and other Authorized Users)	95207000264	50	EACH	\$52.00	\$2,600.00
9	Off-Site, During Off-Hours between 4:00 pm and 6:00 am - 10 Panel Urine Drug Screen plus Expanded Opiates, MDMA and Steroid Panel (For Sheriff Dept. and other Authorized Users)	95207000255	25	EACH	\$187.00	\$4,675.00
10	Off-Site, During Reg. Hours between 6:00 am and 4:00 pm - 10 Panel Urine Drug Screen plus Expanded Opiates, MDMA and Steroid Panel (For Sheriff Dept. and other Authorized Users)	95207000256	25	EACH	\$187.00	\$4,675.00
11	Additional Fee for On-Site, Regular or Off Hours for specimun collecting for one collection (ex. Reasonable Suspicion or randum) if collection takes considerable time (ex. Bashful blatter). Requires prior departmental approval by authorized representative.	95207000257	1	HOUR	\$275.00	\$275.00
12	Lump Sum unit price, per employee, for testing a split specimen (5 Panel with semi-synthetic opioids) after a positive drug test result, NOTE: Should an employee request such a test, the cost will be borne by the employee	95207000057	2	EACH	\$150.00	\$300.00

COUNTY OF ROCKLAND
DGS – PURCHASING DEPARTMENT
BLDG. A, 6TH FLOOR, 50 SANATORIUM ROAD
POMONA, NY 10970
TELEPHONE NO.: 845-364-3820
FAX NO.: 845-364-3809

VENDOR: Energetix Corp.

LINE NO	DESCRIPTION	ITEM NUMBER	EST QTY	UNIT	UNIT PRICE	EXTENDED PRICE
	DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC					
13	Lump Sum unit price, per employee, for testing a split specimen (10 Panel, Expanded Opiates & MDMA) after a positive drug test result, NOTE: Should an employee request such a test, the cost will be borne by the employee	95207000258	2	EACH	\$150.00	\$300.00
14	Lump Sum unit price, per employee, for testing a split specimen (10 Panel, Expanded Opiates, MDMA and Steroid) after a positive drug test result, NOTE: Should an employee request such a test, the cost will be borne by the employee	95207000259	2	EACH	\$150.00	\$300.00
	Expert Testimony and Substance Abuse Professionals, Training services cost bid (lump sum or per hour) is inclusive of all direct costs, indirect costs, and fee/profit except for travel which will be reimbursed in accordance with NYS travel guidelines and subject to authorized County of Rockland representative.					
15	LUMP SUM for Case Management by the Substance Abuse Professional (SAP), per employee. NOTE: All cost for SAP services will be borne by the employee.	95207000260	1	LUMP SUM	\$600.00	\$600.00
16	HOURLY RATE - Expert Testimony provided by the MRO - Inclusive of all direct and indirect costs, fees and profit, for the period the witness is traveling and for the workday hours when the witness must be available to testify.	95207000054	1	PER HOUR	\$150.00	\$150.00
17	HOURLY RATE - Expert Testimony provided by individuals who either collected, transported, stored, tested and/or analyzed or interpreted the sample.	95207000055	1	PER HOUR	\$150.00	\$150.00

COUNTY OF ROCKLAND
DGS – PURCHASING DEPARTMENT
BLDG. A, 6TH FLOOR, 50 SANATORIUM ROAD
POMONA, NY 10970
TELEPHONE NO.: 845-364-3820
FAX NO.: 845-364-3809

VENDOR: Energetix Corp.

LINE NO	DESCRIPTION	ITEM NUMBER	EST QTY	UNIT	UNIT PRICE	EXTENDED PRICE
	DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC					
18	Training - Drug & Alcohol - Reasonable Suspicion	95207000261	10	PER HOUR	\$100.00	\$1,000.00
19	Travel for on-site as needed \$150/trip - 27 Trips included in estimate	95207000262				\$4,050.00
NON-CONTRACTED SERVICES						
20	On-Site, Non-Contract, During off-Hours between 4:00 pm and 6:00 am - Plus Expanded Opiates, MDMA, Code 39670N, SAP10-50 w/opit MDMA5TS + Buprenorphine (suboxine) For Sheriff Dept & other authorized users	95207000274		EA	\$82.00	
21	On-Site, Non-Contract, During Reg-Hours between 6:00 am and 4:00 pm - Plus Expanded Opiates, MDMA, Code 39670N, SAP10-50 w/opit MDMA5TS + Buprenorphine (suboxine) For Sheriff Dept & other authorized users	95207000275		ea	\$82.00	
22	Off-Site, Non-Contract, During off-Hours between 4:00 pm and 6:00 am - Plus Expanded Opiates, MDMA, Code 39670N, SAP10-50 w/opit MDMA5TS + Buprenorphine (suboxine) For Sheriff Dept & other authorized users	95207000276		ea	\$220.00	
23	Off-Site, Non-Contract, During Reg hours between 6:00am and 4:00pm - Plus Expanded Opiates, MDMA, Code 39670N, SAP10-50 w/opit MDMA5TS + Buprenorphine (suboxine) For Sheriff Dept & other authorized users	95207000277		ea	\$220.00	



Edwin J. Day, County Executive

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

RFP NUMBER:
RFP-RC-2020-020

SCOPE OF OBJECTIVES

1) SCOPE OF SERVICES

- a) The contractor shall, at a minimum, be responsible to produce, develop, supply, and provide necessary forms and supplies for the efficient, orderly and complete administration of the requirements of the County of Rockland OTETA, 49 CFR Part 40 and as updated as administered under the authority of the U.S. Department of Transportation (USDOT) by the Federal Transit Administration (FTA) under 49 CFR Part 40 and Part 655 as amended, etc. Drug and Alcohol Testing Program.

2) TASKS

- a) The contractor shall provide all drug and alcohol testing services required to achieve compliance with all requirements specified. All collectors and breath alcohol technicians must be trained and certified in accordance with 49 CFR Parts 40 and 655, as amended. Documentation of this requirement shall be at time of proposal response. Drug testing must be conducted utilizing Federal Drug Testing Custody and control Form OMB No. 0903-158. These forms shall be supplied to the County by the provider and should be available at the collection site. Alcohol testing will be conducted utilizing the US Department of Transportation Alcohol Testing Form OMB No. 2105-0529. This form should be provided to the County and be available at the collection site.

i) The services sought are:

- (1)** Continuation of the County of Rockland's established drug and alcohol-testing program.
- (2)** Timely notification of all updates/amendments to 49 CFR Parts 382, 40, 655 et al;
- (3)** Maintain a current roster of all Rockland County employees covered by the specified requirements.
- (4)** As required and/or directed pre-employment drug tests for new employees each year (including employees who move into safety sensitive positions requiring testing as well as those safety sensitive employees who have not been active for 90 days or greater);
- (5)** Maintain system for random selection of employees at the following rates:
 - (a)** Random alcohol tests for at least 10% of the covered Rockland County Department of Public Transportation (10% under 49 CFR Parts 40 and 655 is the current rate and the FTA reserves the right to change this percentage annually) and the County of Rockland Highway, Sewer, Law Enforcement, etc. employees each year,



Edwin J. Day, County Executive

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

RFP NUMBER:
RFP-RC-2020-020

- (b)** Random drug tests for at least 25% of the covered Rockland County Department of Public Transportation (25% under 49 CFR Parts 40 and 655 FTA is the current rate and the FTA reserves the right to change this percentage annually) and the County of Rockland Highway, Sewer, Law Enforcement, etc. employees each year,
- (c)** Note: Random Sampling pools shall be based on individual departmental employee counts. Coordination of the random sampling pools is encouraged in order to promote optimum sampling efficiency.
- (6)** Return to duty tests;
- (7)** Follow-up tests required after employee's positive result and return to duty;
- ii)** Post-accident tests (on-site) will be estimated for a number of two (2) per year within the time limitations, set forth in regulation;
- iii)** Reasonable suspicion tests will be estimated for a number of number two (2) per year.
- iv)** Generate quarterly random selections and notify the County of Rockland's Departmental Program Coordinators on or about the 20th of the month prior to the new quarter of selected employees using an established system, first by confidential email, or by faxing selection to departmental coordinator;
- v)** The County of Rockland Program is to be performed at the agreed upon lab(s). The Consultant shall provide a subcontractor who will perform these services, as needed on-site or off site, 24 hours a day, 7 days a week, 365 days a year including national holidays;
- vi)** Develop a method of collecting urine samples from employees or prospective employees in full compliance with specified requirements and protocols to preserve a record of chain of custody to accomplish required tests in the following categories; random, pre-employment, pre-duty, reasonable suspicion, post-accident, return to duty and follow-up;
- vii)** Establish a process to guarantee timely transmission of urine samples to the SAMSHA-certified laboratory designated to perform the analysis. Such transmission shall satisfy all requirements to preserve a record of chain of custody from the site of the urine collection point to the laboratory.
- viii)** Develop a procedure for timely communication of results between the SAMSHA-certified laboratory and the MRO regarding individual positive results and between the MRO and the appropriate departmental Compliance Coordinator;
- ix)** Develop a method of alcohol testing using Evidential Breath Testing (EBT) devices which meet the guideline specifications of the National Highway Safety Administration conforming products list. Test procedures shall conform to the specified requirements



Edwin J. Day, County Executive

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

RFP NUMBER:
RFP-RC-2020-020

and protocols to preserve the accuracy of the test results for employees in the following categories; random, reasonable suspicion, post-accident, return to duty and follow-up.

- x)** Develop a procedure for timely communication of positive breath alcohol test results between the BAT and the MRO and between the MRO and the appropriate departmental compliance coordinator;
- xi)** Continue the mechanism for employee identification and replacement in the random pool;
- xii)** Continue the method by which managers, supervisors and employees are notified of the employee's selection for testing;
- xiii)** Provide specific instruction/information, as necessary, on how testing will be conducted at the collection/test site, ensure process is followed and immediately resolves any issues that may arise;
- xiv)** Maintain timeframes for receiving results;
- xv)** Provide a complete listing of collection site services that are mutually acceptable by both the County and the contractor, providing (24 hours a day, 7 days a week, 365 days a year) both drug and alcohol tests in the network developed to meet the terms of this Agreement. The contractor shall provide after-hours telephone numbers to accommodate any need for after hour emergency collection of specimens. This information will be used by the County of Rockland, in continuing policies and procedures specific to particular County of Rockland using departments;
- b)** In conformance with OTETA requirements and the certification and training requirements under 49 CFR Parts 40 and 655, as amended, the services of a Medical Review Officer or Officers (MRO) shall be provided. The MRO(s) shall be a licensed physician(s) certified by one or more of three recognized MRO authorities: the American Association of Medical Review Officers, the American Society of Addiction Medicine or the American College of Occupational and Environmental Medicine;
- c)** Personal appearances at administrative hearings by individuals, who collected the specimen samples and/or who analyzed the samples, for the purpose of providing testimony;
- d)** Prepare and submit monthly reports providing details on process and results for each category of testing by employee, department, and type of test. The bid response shall include samples of all reports and forms to be utilized. The documents must comply with specified requirements;
- e)** Awarded firm Project Director and Contractor Compliance Staff to confer on a regular basis for the purpose of continuous improvement of the compliance process: by telephone, at least monthly; in person, at least yearly;



Edwin J. Day, County Executive

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

RFP NUMBER:
RFP-RC-2020-020

- f)** Develop a method to ensure smooth transition of the current record-keeping system. Contractor shall create, update as necessary, and maintain the candidate pool (by Employee ID Number or other agreed upon ID) for random testing. The system is also used to create a permanent record of each employee's OTETA drug and alcohol testing history. Rockland County Departmental OTETA and USDOT / FTA Drug and Alcohol Compliance Program staff will work with the awarded firm in providing the Departmental OTETA and USDOT / FTA Drug and Alcohol Employee information from which the project administrators system will generate the candidate pool and the random samples. This information may not currently be available electronically;
- g)** Develop and maintain a record keeping system of all activities conducted in the performance of the contract including, but not limited to, creating a candidate pool for random selections and permanent records of test results by employee and the department. Such records shall be kept in accordance with the requirements spelled out in the requirements and such records are the property of the County of Rockland and shall be delivered to the County of Rockland upon termination of the contract.
- h)** The County of Rockland OTETA and USDOT / FTA Drug and Alcohol Employee Database shall include agency code, location, last name, first name, Employee ID Number, training date, designated manager name, designated manager telephone number, designated manager fax number. The project administrators records shall become the property of County of Rockland upon completion of the contract;
- i)** The contractor shall ensure that all reasonable procedures to protect personal data from unauthorized access, misuse, alteration or disclosure by an unauthorized parties are executed at all times, and must include the use of data encryption software and secure servers.
- j)** The awarded firm shall designate Substance Abuse Professionals (SAP), for the purpose of providing substance abuse professional services in accordance with OTETA regulations and to work with the County of Rockland's Departmental Coordinators. The awarded firm shall provide these services continuously over the term of the Agreement. The SAP(s) shall be a licensed physician (Doctor of Medicine or Osteopathy), or a licensed or certified psychologist, social worker, employee assistance professional, or a state licensed or certified marriage and family therapist, or a drug and alcohol counselor (certified by the National Association of Alcoholism and Drug Abuse Counselors Certification Commission or by the International Certification Reciprocity Consortium/Alcohol & Other Drug Abuse), or by the National Board for Certified Counselors, Inc. and Affiliates/Master Addictions Counselors with knowledge of and clinical experience in the diagnosis and treatment of alcohol and controlled substances-related disorders.
- k)** The contractor shall utilize a scientifically valid method of determining the randomly selected employees so that each employees must have an equal chance of being selected for each testing quarter, in accordance with 49 CFR Parts 40 and 655, as amended. Random selection shall NOT be done by employee name.



Edwin J. Day, County Executive

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

RFP NUMBER:
RFP-RC-2020-020

3) DELIVERABLES

- a) Prior to the start of the contract, the consultant shall attend meetings with the County of Rockland representatives to present its proposed work plan, and copies of all forms and record keeping systems necessary for satisfaction of all OTETA as well as in accordance with CFR Parts 40 and 655, as amended, requirements and other materials sufficient to satisfactorily demonstrate how the testing, record keeping and reporting will be accomplished.
- b) All record keeping systems as well as all records shall be the property of the County of Rockland and shall be delivered to County of Rockland upon termination of the contract.

4) SCHEDULE

- a) Schedules for all tasks will be determined and scheduled at mutually agreeable times between the County of Rockland and the selected consultant. Work tasks will be subject to County of Rockland approval and payments shall be paid under County of Rockland Finance Law guidelines.

5) EXPERIENCE (Relevant and Past Performance)

- a) The qualifications and prior experience of the respondent (including any sub-consultants) are of great importance to County of Rockland. Direct prior experience in developing and conducting drug and alcohol testing programs mandated by state or federal legislation for other government employers is highly desirable. Such experience involving complete coordination of all aspects of tasks specified would be most relevant. Provide a list of projects currently in progress and those completed within the last three years which are similar in scope of this effort. Indicate key personnel who are, or have worked, on such projects. Include names, addresses and phone numbers of contact points with the listed clients. The County of Rockland reserves the right to request reference information from any source named.

6) COST SUBMITTAL - See separate file attached to this solicitation

DEPARTMENT OF GENERAL SERVICES, PURCHASING DIVISION

Dr. Robert L. Yeager Health Center
50 Sanatorium Rd, Building A
Pomona, New York 10970
Phone: (845) 364-3820 Fax: (845) 364-3809
Email: purchasing@co.rockland.ny.us

Paul Brennan, FNIGP, CPPO
Director of Purchasing

ADDENDUM # 2

REQUEST FOR PROPOSAL #: RFP-RC-2020-020

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

The information in this addendum supersedes any contradictory information set forth in the contract documents. Acknowledge receipt of this addendum in the space provided on the signature page of the bid proposal. Failure to do so, may subject the bidder to disqualification. This addendum forms a part of the contract documents.

ATTACHED PLEASE FIND THE RESPONSES TO THE QUESTIONS THAT HAVE BEEN RECEIVED.

**THE DUE DATE HAD BEEN CHANGED IN ADDENDUM #1 AND REMAINS:
OCTOBER 8, 2020, 3:00 PM**

Also, please see attached new upload instructions for the Bonfire Portal.

**PLEASE CONTINUE TO MONITOR THE WEBSITE FOR ADDITIONAL ADDENDA
AT: www.empirestatebidsystem.com**

SIGNED:

Paul J. Brennan

**PAUL J. BRENNAN, FNIGP, CPPO
DIRECTOR OF PURCHASING**

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

ADDENDUM #2

Question #1 - Who is the current provider?

Response #1 - Specified on page 2 Paragraph #1 – Project Background

Question #2 - Why are you evaluating new providers?

Response #2 - Prior solicitation term ended

Question #3 - What is the current pricing?

Response #3 – All pricing was attached with original solicitation.

Question #4a - What are the current collection sites?

Response #4a - On-Site and local Office.

Question #4b - Has there been any issues with them?

Response #4b - No

Question #5 - Page 2. “ATTACHMENT 1 - Rockland County Department of Public Transportation Drug and Alcohol Policy, ATTACHMENT 1A AND 1B and ATTACHMENT 2 - County of Rockland Drug Free Workplace Policy. ATTACHMENT 3 – Sheriff and Drug and Alcohol Policy”. There is only an “Attachment A”, “Attachment B” and “Attachment C” and no documents that have those specified titles. Can you confirm Attachment 1 corresponds to pages 82-109 of the pdf, Attachment 1A, 1B and 2 to pages 110-120 and Attachment 3 to pages 121-137?

Response #5 - Please see attached

Attachment #1A – “Testing for four (4) semi-Synthetic Opioids” Attached

Attachment #1B – “Procedures signature Dated 7/12/2006” - Note-same signature page “H” (page 108)

Attachment 1 corresponds to pages 82-109 of the pdf, - Yes “Attachment A” – is Memorandum of Agreement by and Between the County of Rockland and the Civil Service Employees Association, Inc. Local 1000, Rockland County Unit, Local 844, AFSCME, AFL-CIO Dated 11 25, 2014

Attachment 1A, 1B – No See above

Attachment #2 to pages 110-120 -Executive Order #7 of 2018 – County of Rockland’s Drug-Free Workplace Policy

Amending Executive Order #1 of 1991. - Executive Order #7 includes its own forms Referenced as Attachments A (pg 115), B (pg 116) and C (pg 119)

Attachment 3 Pages 121-137 - The Sheriff Policy starts on Page 121 through 137

Question #6 - Page 6. ORGANIZATION, STAFFING & PERSONNEL BIOGRAPHIES. #1 lists “Include resumes for all personnel and subcontractors”. #3 lists “Include resumes for all key personnel (including sub-consultants).” Can you explain the difference you’re looking for? Or do you want the same thing listed twice in our response?

Response #6 - Requirements listed in #1 and #3 can be combined and only included in the bid response once.

Question #7 - Page 9. “An oral presentation by an offeror to clarify a proposal may be required.” May this be done online or via phone?

Response #7 - Due to Covid-19 will be determined at a later date.

Question #8 - Page 15. “Prior to the start of the contract, the consultant shall attend meetings with the County of Rockland representatives”. May this be done online or via phone?

Response #8 - Due to Covid-19 will be determined at a later date.

Question #9 - Page 14. “The awarded firm shall designate Substance Abuse Professionals (SAP).” Can you clarify whether you want us to provide you a list of potential Substance Abuse Professionals you may elect to utilize on your own or if you want the SAP to be in our employ?

Response #9 - Please provide your list of Potential Substance Abuse Professionals and provide pricing as listed on the Cost section. During the term of the contract – it will be determined whether awarded firm SAP or use our firms at time of need.

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

ADDENDUM #2

Question #10 - Page 19. "If the Offeror intends on using subcontractors a Subcontracting Plan must be included in this section." Unintended, this is under the Section 6 "Exceptions to Terms and Conditions". Please confirm this the correct placement for subcontractors?

Response #10 - It is not part of #6 – The subcontracting plan belongs in the Technical Response as part of "C".

Question #11 - Page 75. The mandatory "CERTIFICATION OF LOWER-TIER PARTICIPANTS". Is this intended for subcontractors? If so, do you expect the laboratory to submit as well as all collection sites?

Response #11 - If it is the same vendor for each laboratory only the one Head Quarters of the vendor will suffice.

Question #12 - Page 76. If this contract has no DBE goals, what is the purpose of returning this document? Do you expect the laboratory to submit? (Our lab is a worldwide organization with approximately 65,000 employees.)

Response #12 - FTA requires it to be signed to confirm you saw and answered it. FTA seeks DBE participation by "race neutral" means. Not, "race conscience"

Question #13 - The RFP says that you are doing your FTA randoms at 25% for drug and 10% for alcohol. However, the current FTA random rate is 50% for drug and 10% for alcohol. This rate was changed by the FTA in 2019. What random rate are you currently testing for each modality (FMCSA and FTA)?

Response #13 – The awarded firm must be responsible for advising the specific departments changes when they occur including the random rates are to meet their mandates and perform the required random pools percentages. We are currently testing FTA at 50%/10% and FMCSA at 50%/25% as required.

Question #14 - How many tests do you conduct on-site for each on-site testing event? An estimate or ballpark figure is OK.

Response #14 - Most On-Site is the Sheriff Division where they try to cover the end of one shift into the next shift so not to incur overtime and the Highway Department in the morning before they go out onto the road. Attached overall departmental usage report as referenced. The RCDPT - In the past RCDPT has tested 2-4 on-site, annually; but that isn't indicative of the future. The majority of the additional departments go off site unless there is reasonable suspicion or accident related.

Question #15 - How do you currently manage the FTA regulations that require you to vary your random testing times for all random tests since the FTA has a strict policy on making your testing unpredictable?

Response #15 - RCDPT tests on different days throughout the week, including Saturday, and different times annually. The additional departments vary based on the departmental work schedules and as scheduled by awarded firms administrator and departmental program administrator.

Question #16 - Are your FTA randoms done on-site or at a clinic?

Response #16 – RCDPT randoms are performed at an off-site clinic that is serviced by the vendor. We have had to have Saturday random coverage which was performed on site which sometimes was only for one employee depending on Saturday service coverage.

Question #17 - Are your FMCSA random tests done on-site or at a clinic?

Response #17 - The Sheriff Dept. and the Highway randoms are performed on-site. The other departmental users could be both on-site and at a clinic.

Question #18 - Out of your 300 employees, approximately how many FMCSA safety sensitive employees do you have?

Response #18 – The majority.

Question #19 - Out of your 300 employees, approximately how many FTA safety sensitive employees do you have?

Response #19 - Average between 25 -30

Question 20 - Invoices: Can you please provide the past quarters invoices?

Response #20 – Our usage report with extended cost totals is attached instead. Also our current award with unit cost was attached with original solicitation.

Question #21 - Collection Sites: What Collections Sites are you currently using? What is the address, phone number, hours of operation, are they on-site post-accident, mobile? What does each collection site charge for services:

What is the cost for DOT Drug Testing?

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

ADDENDUM #2

What is the cost for Not Dot Drug Testing?

What is the Cost for Alcohol Testing?

On-Site/Mobile Fee?

Response #21 - All of contact and contract information along with our pricing was attached with original solicitation.

Question #22 - What **mobile collectors** are you currently using? What is the address and phone number? What is the cost for DOT Drug Testing? What is the cost for Not Dot Drug Testing? What is the Cost for Alcohol Testing?

Response #22 - Please see the attached. All services are performed through our awarded firm.

Question #23 - How much are you being charged for the Collection? How much are you being charged for the each test: DOT drug Test? Non-DOT drug test? And Alcohol Test?

Response #23 – All pricing was attached with original solicitation.

Question #24 - TPA: Who is the current Third-Party Administrator you are using? What are they charging for services? Are they charging per employee per month? How much are they charging per employee per month? Are they charging a flat rate for random selection and what are they charging? Are they charging a flat rate per test and what is the rate? Any opportunities with current vendor?

Response #24 – All Drug and Alcohol Testing Services required are administered by the current awardee including any administration services provided and would be considered as over-head and profit in the unit pricing awarded. All Drug and Alcohol Testing Services required are administered by the current provider. All pricing was attached with original solicitation.

If you are referring to Workers Compensation Third-Party Administrator? That is a separate county contract which a new solicitation is currently under evaluation and not yet awarded.

Question #25 - Laboratory: What Laboratory are you currently using? How much are they charging you per test? What are you currently paying for DOT Testing, NON-DOT testing, and Alcohol Testing?

Response #25 - All pricing was attached with original solicitation. All services are performed through our awarded firm.

Question #26 - What are you paying for Random Selection? Are you paying a flat rate per employee, and what is it? Are you paying for each employee per month?

Response #26 – We do not pay separate for the Random Selection process – it is all built into the unit cost for testing.

Question #27 - Training: What are you paying or what is the contracted rate that is being paid for Supervisor Training and Employee Training? What is the price per person? What is the flat rate? Are you paying for all handbooks and materials? Does the County accept skype training or using technology for training?

Response #27 – All pricing was attached with original solicitation. The training is currently provided all on site. Firms should include any alternate web-based training available, as a value add, incase COVID-19 distancing is required long term.

Question #28 -

- a) It states in the RFP page 12 of 76 that the County tests 25% for FTA.. Please advise the Regulation is at 50%.. is this a typo?
- b) How many tests are in the Non-DOT pool yearly? It stated 10% on page 11 how many in this random?
- c) Does the County need support with the **Clearinghouse**? What is the county currently paying for Clearinghouse support?

Response #28 –

28a – Please see Response to Question #13 above.

28b – We currently pay the same per test whether FTA or non-FTA or FMCSA Safety Sensitive which are not separated out. Our usage report is attached.

28c – We do not pay separately for any Clearinghouse reporting and is all included in the unit cost awarded.

TITLE: DRUG AND ALCOHOL TESTING SERVICES AS PER THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, 49 CFR PART 40 AND AS UPDATED AS ADMINISTERED UNDER THE AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION (USDOT) BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) UNDER 49 CFR PART 40 AND PART 655 AS AMENDED, ETC

ADDENDUM #2

Question #29 - Can you clarify what pages in the RFP are the Statement of required Disclosures, Representation and Certification's. I have pages 44-52 is this correct?

Response #29 – 44-51. Page 52 should be included in the Technical response.

Question #30 - FTA Clauses & Required Forms as: I have pages 68-76 is this correct?

Response #30 – Pages 53 - 76