

SANTA BARBARA METROPOLITAN TRANSIT DISTRICT

Request for Qualifications for Renewable Diesel Supply

Addendum Number 1 – Issued June 26, 2024

The Santa Barbara Metropolitan Transit District (MTD) issues this Addendum No. 1 to its Request for Qualifications for Renewable Diesel Supply (RFQ) issued June 10, 2024. This addendum and supporting attachments address questions (Q) by Offerors, with a response (R). This addendum is now incorporated into and part of the RFQ. Except as modified by this addendum, all other terms and conditions of the RFQ remain unchanged.

Qualification submittals must be received no later than Tuesday, July 2, 2024, at 10:00 AM PDT.

Failure of MTD to receive the pre-qualification submittal by this deadline will disqualify the party from participating in the future Invitation for Bids (IFB).

Q1: In the event RD99 is unavailable for any period, will MTD allow CARB Diesel #2 to be delivered in its place?

A1: No. Renewable Diesel provided under this Agreement shall be R99 and comply with California Code of Regulations §95481, which defines it as a diesel fuel that is produced from nonpetroleum renewable resources but is not a mono-alkyl ester, is intended for use in engines that are designed to run conventional diesel fuel, and is registered as a motor vehicle or fuel additive under 40 Code of Federal Regulations part 79.

Q2: Who is MTD's present fuel supplier under contract? What is the fixed BASE price per gallon currently being charged under the existing contract?

A2: MTD is currently in a contract with Mansfield Oil Company of Gainesville, Inc for a fixed price per gallon of renewable diesel delivered of \$2.7625 for the term beginning January 1, 2024, through June 30, 2024. The price includes all transportation or other Contractor charges and costs. Only the applicable governmental taxes and fees shall be added and itemized separately on the invoice.

Q3: Is there a new vendor contract and new base delivered price after July 1, 2024?

A3: Yes. MTD has executed a contract with Merrimac Energy for a fixed price of \$2.25 per gallon renewable diesel fuel delivered for the term beginning July 1, 2024, through December 31, 2024. The price includes all transportation or other Contractor charges and costs. Only the applicable governmental taxes and fees shall be added and itemized separately on the invoice.

Q4: I'd like to confirm the contracted delivered price does not include the Tax/Fee(s) on the schedule listed in 4.2 of your scope of work? These taxes/fees to be charged would be in addition to any base price submitted, correct?

A4: Yes. While MTD is exempt from the State of California Diesel Fuel Tax and the Federal Excise on Diesel

Fuel, MTD is subject to all other applicable federal, state, and local taxes and fees including California Sales Tax for the City of Santa Barbara. Such applicable taxes and fees shall be added in the Contractor's invoices.

Q5: Will MTD allow adjustments to the Tax/Fee schedule on page 3 of 3 in the Scope of Services section if fees change or others are added? (This question applies to the MISC Tax/Fees category of FED Lust, FED Oil Spill Liability, and CA Inspection Fees).

A5: Yes. The contract/bid price is exclusive of all applicable federal, state, and local taxes, fees, and assessments. MTD shall be solely responsible for the payment of all taxes associated with the purchase. In the event that any tax increase associated with the purchase (as stated in the Scope of Services), or newly imposed tax for purchasing incurred after the date of the signed Agreement that is lawfully the responsibility of the end-user, MTD shall be responsible for paying such increased or newly imposed taxes in addition to the contract price. The Contractor shall have no obligation to reduce the price or bear any portion of such increased or newly imposed taxes.

End of Addendum Number 1