

WESTERN RAIL YARD RFP

**REQUEST FOR PROPOSALS
For Development At
Western Rail Yard Section
of The Long Island Rail Road's
West Side Yard**

**ADDENDUM NO. 8
September 21, 2007**

This is Addendum No. 8 to the Western Rail Yard RFP (“WRY RFP”), dated July 13, 2007. All capitalized terms not otherwise defined in this Addendum No. 8 shall have the meanings ascribed thereto in the WRY RFP and any addenda thereto.

Additional Questions

The following additional questions that have been submitted are answered below. MTA anticipates that further additional questions that have been submitted will be answered in subsequent addenda.

139. [RESERVED]

140. Do the MTA facilities located at the WSY (for example, the MOE facilities, Control tower, etc.) count against the allowable zoning FAR?

A: It is anticipated that, in principle, floor area used for MTA facilities will not count as zoning floor area.

141. Can the WSY ERY running repair function be located elsewhere (i.e. Shea or Richmond Hills), either temporarily during accelerated construction or permanently, if appropriate facilities and equipment are provided to achieve adequate capacity should it not exist at another location? If a temporary relocation of the running repair function is acceptable, what is the maximum duration that would be considered?

A: The running repair function cannot be located elsewhere either temporarily or permanently.

142. Can the WSY ERY wheel truing and wheel change out functions be located elsewhere (i.e. Shea or Richmond Hills), either temporarily during accelerated construction or permanently, if appropriate facilities and equipment are provided to achieve adequate capacity should it not exist at another location? If a temporary relocation of the wheel truing and wheel change out functions is acceptable, what is the maximum duration that would be considered?

A: The wheel truing and wheel change out functions cannot be located elsewhere either temporarily or permanently.

143. What is the average daily wheel truing production (wheels/axles) at the WSY ERY wheel servicing facility?

A: Daily productivity varies with seasonal times and required maintenance schedules. However, wheel truing is a vital component to the LIRR operations at the WSY and the wheel truing function is currently in operation 20 out of the 21 weekly shifts (and when required, the function is performed during that one additional shift).

144. Will LIRR reconsider its requirement that the 20,000 square feet of laydown storage indicated for the ERY be contiguous. Can smaller parcels in close proximity, which in total equal 20,000 sq. ft., satisfy the requirement?

A: No

145. [RESERVED]

146. [RESERVED]

147. What is Amtrak's involvement relating to track and/or power outages in the throat area?

A: Those outages are controlled by LIRR but are coordinated with all other ongoing work with LIRR and Amtrak in order to maintain levels of service and operation at WSY, through Penn Station and through Harold Interlocking. They are also coordinated with all other LIRR-programmed work

148. What types of barricades or barriers, including fences, are permitted to protect the work zones?

A: The type of barricades required is dependent on the construction activities being performed. The intent is to provide safety and security to the railroad's operation and protection to all employee and contractors working within the yard.

149. [RESERVED]

150. What WSY equipment servicing or materials storage activities are being planned for temporary relocation to Shea during WSY platform construction?

A: Extraordinary Interior Cleaning (EIC), and equipment troubleshooting inspections are only being **temporarily** relocated to the Shea facility.

151. What WSY equipment servicing or materials storage activities are being planned for permanent relocation to Shea?

A: No permanent servicing or storage is being planned for Shea.

152. Does the program for Shea include the permanent functional and/or staff relocation of the entire EIC operation, allowing for the demolition or dismantling of the

EIC building, platform, utilities, etc? Are there any hidden costs we should be prepared for, relating to this?

A: No permanent servicing or storage is being planned for Shea. Extraordinary Interior Cleaning (EIC), and equipment troubleshooting inspections are only being **temporarily** relocated to the Shea facility.

153. Is the MTA/LIRR considering an extension to the October 11, 2007 deadline?

A: Not at this time.

154. The RFP request a number of items that are confidential (such as "ATTACHED: balance sheets for the last two (2) years (all financial statements provided in the Proposal should be certified); a statement of income for the last two (2) fiscal years" or, "Provide the identification of, and ATTACH current certified public accountant prepared financial statements for relevant principals, shareholders, partners, or co-venturers of the Proposer and Development Entity"). Can this information be delivered under separate cover, to the person directly responsible for evaluating such information and possibly just one copy rather than the 15 required?

A: If a Proposer considers certain financial information to be sensitive and confidential, such information may be submitted in a separate sealed envelope marked as: "SENSITIVE AND CONFIDENTIAL FINANCIAL INFORMATION." Five (5) copies of such information must be included and the envelope must be submitted together with the remainder of the Proposal. Such financial information is not required to be included in the CD-ROM versions of the Proposal that must be submitted. Please be aware that MTA is subject to the New York State Freedom of Information Law (FOIL), which can be found at §§84-90 of the New York Public Officers Law. FOIL provides certain protections of trade secrets and other information submitted by a commercial enterprise which if disclosed would cause substantial injury to the competitive position of the subject enterprise. Subsection 89(5) of the Public Officers Law sets forth a process by which a request for exclusion of such information from disclosure can be made.

155. Are we permitted to submit a separate booklet for the 11 x 17 inch design concept drawings?

A: Yes. It should be made clear from the covers of the documents what constitutes a full Proposal and the design concept drawings must be included on the CD-ROM.