Purchasing Services Office
801 Leroy Place
Socorro, NM 87801
(575) 835-6168

Letter of Addendum

TO: All Offerors
FROM: Joy Bowden, Senior Buyer
DATE: 10/29/2026
RE: RFP Number: RFP #27100009 - Amendment #2

Q1: Section 4 (Evaluation Criteria), Subsection 4.1.1 (pg 5) (Cost) notes installation and training considerations; however, Section 15 (Scope) omits specific requirements for these items. Could you please clarify the scope of work and requirements associated with installation and training, along with any related specifications?

A1: New Mexico Tech does not anticipate requiring vendor-provided installation services for the equipment being purchased. Virtual training may be needed to provide guidance on properly installing the new stations. Proposers should identify any available virtual training and associated costs in their proposals.

Q2: Sections 22 and 23 (pg 22) of the sample Professional Services Agreement stipulate that work products and inventions shall be 'work made for hire' assigned to NMIMT. Can NMIMT confirm that these clauses apply only to custom development services and that pre-existing Intellectual Property (IP), hardware designs, and proprietary firmware embedded in standard seismic equipment remain the sole property of the manufacturer?

A2: New Mexico Tech is not requesting custom hardware development. The intent of these provisions is not to transfer ownership of the manufacturer’s pre-existing intellectual property, hardware designs, or proprietary firmware embedded in standard equipment. Such pre-existing intellectual property remains the property of the manufacturer.

Q3: As a Canadian equipment manufacturer and supplier, our pricing for cross-border deliveries relies on existing trade agreements and tariff schedules. In the event that new or increased U.S. federal import tariffs, duties, or cross-border trade adjustments take effect after contract award, we seek clarification on whether FAR 52.229-3 (Federal, State, and Local Taxes) can be explicitly incorporated into the contract terms to allow for equitable price adjustments? Specifically: Will New Mexico Tech confirm that FAR 52.229-3 applies to protect against newly imposed U.S. federal import tariffs or duties that take effect after the proposal submission date?

A3: No. This solicitation uses State of New Mexico funding; FAR 52.229-3 does not apply and will not be incorporated into the agreement.

Q4: If FAR 52.229-3 is not automatically applied to cross-border duty changes, will the agency consider incorporating an Economic Price Adjustment (EPA) clause or a mutually agreed-upon tariff adjustment term into Section 5 / Government Flow-Down Provisions of the final agreement?

A4: New Mexico Tech will not incorporate an open-ended Economic Price Adjustment (EPA) or automatic tariff adjustment provision. Proposers should include estimated applicable tariffs, duties, and import-related charges in the total proposed cost, based on rates applicable at the time of proposal submission. Those costs will be evaluated under the RFP's established cost criteria. Any requested adjustment after award would require separate review and approval and is not automatically authorized.

ALL OFFERORS ARE REQUIRED TO CONFIRM RECEIPT OF THIS AMENDMENT IN THEIR RESPONSE. ALL OTHER TERMS AND CONDITIONS OF THE RFP REMAIN UNCHANGED.