



ADDENDUM

Date:  
Subject: **Questions & Answers for PLCB Invitation for Bid for Expired Restaurant License Auction**  
IFB Number: **260354**  
Due Date/Time: **March 16, 2020 @ 12:00 PM**  
Addendum Number: **1**

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To All Bidders:

A solicitation "Addendum" is defined by the Commonwealth of Pennsylvania as an addition to or amendment of the original terms, conditions, specifications, or instructions of a procurement solicitation (e.g., Invitation to Bid, Request for Proposals or Request for Quotations).

*List any and all changes:*

- Attached are questions received as of February 7, 2020, along with the PLCB's responses.

Except as clarified and amended by this Addendum, the terms, conditions, specifications, and instructions of the solicitation and any previous solicitation addenda, remain as originally written.

Respectfully,

Name: **Melinda John**  
Title: Issuing Officer  
Email: [RA-LBLICENSEAUCTION@PA.GOV](mailto:RA-LBLICENSEAUCTION@PA.GOV)

**PENNSYLVANIA LIQUOR CONTROL BOARD**  
**IFB# 260354**  
**Expired Restaurant Liquor License Auction**

Questions Submitted by 12:00 PM on February 7, 2020

\*All references in responses below are to provisions of IFB #260354

**To view IFB #260354, click on the “IFB 260354 TENTH LICENSE AUCTION – FINAL” Document under Original Files, and then select either Open or Save and Open in the following link:**  
<http://www.emarketplace.state.pa.us/Solicitations.aspx?SID=260354>

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**Q1. a) I am writing to inquire as to if there will be a license for auction from Lancaster County during the March auction.**

*A1(a). No, a Lancaster County license is not included this IFB. The listing of licenses to be auctioned is on page 2 of the IFB (linked above).*

**b) Results from the past three auctions do not show a license from Lancaster County had been offered in any of those auctions, is there a reason for this?**

*A1(b). As described in the IFB, the PLCB auctions expired restaurant liquor licenses pursuant to section 470.3 of the Liquor Code, 47 P.S. § 470.3, which law authorizes the PLCB to set the terms and conditions of the auctions, including the licenses eligible to be auctioned.*

**Q2. Can you please tell me what townships the licenses up for auction from Monroe and Northampton reside in currently?**

*A2. The listing of licenses to be auctioned is on page 2 of the IFB (linked above). That listing includes the municipality of each license.*

**Q3. Procedural questions:**

**Is there a form we fill out before submitting a Bid for a license and, if so, where can I find this form? Where do I send this form and the money? I assume a check is good?**

*A3. Please carefully review the IFB, linked above, in its entirety. You will find all the specific requirements for bidding on a liquor license, including the deadline for when to submit a bid, the directions on how to submit a bid, including bid surety, and the Bid Sheets for each license. Furthermore, as noted throughout the IFB, potential bidders are encouraged to seek private counsel experienced in Pennsylvania liquor law.*

**Q4. After reading the RFP referenced in the subject field, we wish to submit the following questions.**

**a) Do you anticipate extending the bid due date?**

**b) What additional details are you willing to provide, if any, beyond what is stated in bid documents concerning how you will identify the winning bid?**

**c) Was this bid posted to the nationwide free bid notification website at [www.mygovwatch.com](http://www.mygovwatch.com)?**

**d) Other than your own website, where was this bid posted?**

**A4.** Please note the solicitation method for this license auction is an Invitation to Bid (IFB) and not a Request for Proposal (RFP) as you have stated. The bid due date will not be extended.

Please see the Bid Opening and Bid Tabulations Results on Page 6 of the IFB as well as Attachment A Frequently Asked Questions on pages 18-19 of the IFB regarding how the winning bid will be identified. No additional details regarding how the winning bid is identified will be provided or is needed.

PLCB's public website includes a link to the public posting of this IFB. This link also includes the Top Bidders for all previous auctions and can found at <https://www.lcb.pa.gov/Licensing/ResourcesForLicensees/Pages/Restaurant-License-Auction.aspx>. The IFB is advertised on the PA Department of General Service's eMarketplace website. It is not posted or advertised on any other websites.

**Q5. Interested in bidding, does my business have to be established?**

**A5.** Please carefully review the IFB in its entirety, paying particular attention to the Legal Specifications and Requirements on pages 7-11 of the IFB. Also, as noted throughout the IFB, potential bidders are encouraged to seek private counsel experienced in Pennsylvania liquor law.

**Q6. a) Can we bid under a personal name and later change it to the company name?**

**A6(a).** Bidders may be individuals or entities, and no particular corporate structure is required for purposes of bidding. The right to file a transfer application may be assigned by the Selected Bidder to another qualified individual or entity; however, the Selected Bidder retains all obligations for timely payment of the bid amount and for timely filing of the transfer application.

**b) After the bid is awarded how long do we have to open the business / restaurant?**

**A6(b).** A transfer application must be filed within six months of the date of the Notice of Selection, after which the usual licensing investigation will commence. Once a license application is approved by the Board, a licensee commences operations. An exception to this timeline is if the transfer application is submitted on a "prior approval" basis, in which case the licensee will have six months following Board approval to become operational, unless an extension is approved. A license approved on a "prior approval" basis may not be transferred until it actually operates.

**c) Are the permits/license clear from all past liabilities or how does that work?**

**A6(c).** As set forth in the IFB, pursuant to section 470.3 of the Liquor Code, once a license has become available to be auctioned, it may no longer be subject to any unpaid fines, unserved suspensions, liens or judgments accrued by the previous license holder. Therefore, all of the licenses being auctioned in this IFB are clear of all such claims.

**d) How long does it take to receive the earnest money check if the bid is not awarded?**

**A6(d).** Bid sureties will be returned to Non-Selected Bidders within thirty days of the finalization of bid tabulation.

Also, as noted throughout the IFB, potential bidders are encouraged to seek private counsel experienced in Pennsylvania liquor law.