



GUAM WATERWORKS AUTHORITY

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Invitation To Bid: IFB-02-ENG-2019
Upgrade of the Northern District Wastewater Treatment Plant
GWA Project No. S17-003-OEA

Addendum No.: 04

Date: February 13, 2019

All Qualified Bidders:

This addendum is issued to modify the previously issued bid documents and/or given for informational purposes and is hereby made a part of the bid documents. Failure to acknowledge receipt of this addendum shall be grounds for the bidder's disqualification and rejection of the bidder's proposal.

1. Part A - GWA Request For Information(s) Response No. 4 to Contractor Inquiries

GWA's responses to contractor RFI inquiries are attached to this addendum.

2. Part B – Modifications to Step-1 Bid Documents


a. Section: 00200 – Instructions to Bidders

In Article 3 – Qualifications of Bidders, delete clause 3.01 C. in its entirety.

b. Section 00250 – Bid Submission Requirements

On Page 10, Paragraph 3.c.1.(e.) Change the text "six (6) Reference Projects" to read "five (5) Reference Projects".

Bidders are also notified to visit the GWA website: www.guamwaterworks.org to ensure that addenda to the bid, answers to questions, and reminders are communicated to all bidders throughout the solicitation process.


CHRISTOPHER M. BUDASI
Acting General Manager 

CMB:gb



GUAM WATERWORKS AUTHORITY

Addendum No. 004

Upgrade of the Northern District Wastewater Treatment Plant

GWA Project No. S17-003-OEA

IFB-02-ENG-2019

GWA RFI Response No. 4 to Contractor Inquiries

This Addendum and/or Response to Request for Information (RFI) is issued to modify the previously issued bid documents and/or given for informational purposes and to the extent the responses below modify the bid documents, please treat them as an amendment to the Bid. The following responses are in response to RFIs received.

RFI	DATE	DOCUMENT REFERENCE	QUESTION/INQUIRY AS SUBMITTED:	GWA RESPONSE:
4	2/11/2019		Is this a "Buy America" project?	No.
4	2/11/2019		Reference Supplementary General Conditions SC-7.10 Buy American (page 7): a. Does the 'Buy American Act' apply to this project? b. Is this an Office of Economic Adjustment Grant project?	a. Yes, the Buy American Act provisions apply to this project. See SC 7-10 of the Supplementary Conditions b. Yes, this is an Office of Economic Adjustment Grant project.
5	2/11/2019	00250 Bid Submission Requirements 00460 Bidder Qualification Statement/Questionnaire	Per Section 00250 Bid Submission Requirements, page 10, company experience requires six reference projects. However, Section 00460 Bidder Qualification Statement /Questionnaire, page 5, only requires five similar projects. Please clarify minimum total number of reference projects required.	Five similar projects are required as stated in Section 00460. Refer to Addendum 4.
5	2/11/2019	00460 Bidder Qualification Statement/Questionnaire	Per Schedule A, each contractor is required to provide a complete list of all uncompleted projects currently under contract. The list will be extensive coming from a large contractor. In lieu of a list of existing commitments, we are requesting to provide at least five projects of similar dollar value and a summary of the existing commitments to include number of contracts, total dollar value of all contracts, and total dollar	The current experience included in Schedule A will be limited to seven (7) projects. The contractor should complete Schedule A with the seven most relevant current experience projects. If the contractor is a Joint Venture, each participant should complete the form with their specific projects.

			value of work remaining.	
5	2/11/2019	00460 Bidder Qualification Statement/ Questionnaire	Per Section 00460, page 6, the Safety Program proposed Subcontractors and Suppliers furnishing or performing Work having a value in excess of 10 percent of the total amount of the Bid to provide their OSHA 300 Logs. Since Phase 1 does not require price, we will not be able to determine proposed subcontractors at this stage. We are requesting to delete this requirement.	Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.
5	2/11/2019	00460 Bidder Qualification Statement/ Questionnaire	Per Section 00460, page 6, the Safety Program proposed Subcontractors and Suppliers furnishing or performing Work having a value in excess of 10 percent of the total amount of the Bid to provide a list of OSHA citations and notifications of penalty. Since Phase 1 does not require price, we will not be able to determine proposed subcontractors at this stage. We are requesting to delete this requirement.	Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.
5	2/11/2019	00460 Bidder Qualification Statement/ Questionnaire	Per Section 00460, page 6, the Safety Program proposed Subcontractors and Suppliers furnishing or performing Work having a value in excess of 10 percent of the total amount of the Bid to provide a list of all safety citations or violations. Since Phase 1 does not require price, we will not be able to determine proposed subcontractors at this stage. We are requesting to delete this requirement.	Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.
5	2/11/2019	00460 Bidder Qualification Statement/ Questionnaire	Per Section 00460, page 6, the Safety Program proposed Subcontractors and Suppliers furnishing or performing Work having a value in excess of 10 percent of the total amount of the Bid to provide a EMR, TRFR, DART and Man-Hours. Since Phase 1 does not require price, we will not be able to determine proposed subcontractors at this stage. We are requesting to delete this requirement.	Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.
5	2/11/2019	00250 Bid Submission Requirements	Please confirm if key personnel resumes are included in the 15-page limit under Technical Approach.	Resumes for key personnel are not included in the 15-page limit specified under Technical Approach, page 9, Par. 3.b).
6	2/11/2019	Request for Time Extension	We would like to request a 2-week time extension from the original submission date of February 20, 2019 for Step 1. We will need more time to present the Government our best plan for executing our technical approach and scheduling to move forward to the Step 2 bidding process.	The bid deadline has been extended. Refer to Addendum 3.

6	2/11/2019	<p>Article 3 – Qualification of Bidders</p> <p>Subcontractor and Supplier Qualification with Step 1</p>	<p>COMMENT: Under Article 3 in concert with Article 12, the Bidders are directed to provide a list of subcontractors or Suppliers that are proposed for the work together with OSHA logs, citations, etc. for those in excess of 10% of the total bid amount with Step 1.</p> <p>QUESTION: Will the government consider removing this requirement from Step 1 since the final bid documents will be re-issued to the pre-qualified bidders and could well have a bearing on the subcontractor or supplier selection together with their potential value?</p>	<p>Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.</p>
7	2/11/2019	<p>In the Supplementary Conditions provided, Labor SC-7.02D</p>	<p>Added “Contractors performing work on this project may use H-2B workers for construction activities and may seek exemption from temporary need requirements as allowed in Section 1049 of the 2018 NDAA. Contractors and Subs awarded work will still have to submit their own request, but they need only reference tracking number (NDAAREQFY19-006) in the justification section of the request form. No explanation justifying the relationship to the military realignment is necessary since the decision was previously made.”</p> <p>However with the recent development of H-2B ban for Filipino Workers, can contractor assume exception of this H-2B Ban for Filipino workers as part of the NDAA projects or can we get final confirmation on how the Owner (GWA) will resolve as this affects cost and time?</p>	<p>GWA recognizes the difficulties with the Federal Government’s recent decision to stop issuing new H-2B visas to workers from the Philippines. However, this decision is out of GWA’s control, and GWA will not be responsible for resolving the effects of this labor restriction. The contractor is fully responsible for appropriately staffing this project to meet the Project Schedule deadlines presented in the Bid Documents. One intent of this Step 1 Bid – Technical Offer is for the bidder to present its mitigation measures for construction risks.</p> <p>According to the Guam Department of Labor and U.S. Citizenship and Immigration Services, H-2B petitions may only be approved for nationals of countries that the Secretary of Homeland Security has designated, with the concurrence of the Secretary of State, as eligible to participate in the H-2B program. The Philippines has been removed from this “Pre-Approved Countries List” for the period of January 19, 2019 through January 18, 2020. It is GWA’s understanding that contractors may still apply for H-2B visa workers from the Philippines at this time. However, the visas are not guaranteed, and the process will require additional documentation and processing time than for workers on the “Pre-Approved Countries List.”</p> <p>Bidders are also referred to this website:</p>

7	2/11/2019		<p>In regard to the contract time duration for the technical proposal preparation, it was stated the work will be substantially completed within 845 days and completed and ready for final payment in accordance to the General Conditions within 905 days after date when Contract Times commence. However,</p> <p>(A) as stated in the chronology Contractor Completion is Dec. 31, 2021 which will be 915 days from July 1, 2019 and 905 days will be Dec. 21, 2021. Please confirm which will govern, Dec. 31, 2021 or Dec. 21, 2021.</p> <p>(B) In clarification to the duration of work, 845 calendar days, contractor would also have to factor in rain days in to the schedule which totals to 30 working days in 2019, 41 working days in 2020 and another 41 days in 2021 which will be 112 working days. Assuming as well holidays will be 3 working days in 2019, 5 working days in 2020 and 5 working days in 2021 to total 13 working days and assuming as well Weekends (Saturday and Sunday) with 8 calendar days per month times 29 months totals to 232 calendar days which leaves the total construction days = 845 days -112 days (rain) – 13 days (holidays) -232 days (weekends) = 488 days which is roughly 16.27 months of actual work.</p> <p>a. Please confirm that this has been considered in the projection of construction period.</p>	<p>https://www.uscis.gov/working-united-states/temporary-workers/h-2b-temporary-non-agricultural-workers, which notes: "A national from a country not on the list may only be the beneficiary of an approved H-2B petition if the Secretary of Homeland Security determines that it is in the U.S. interest for him or her to be the beneficiary of such a petition. (See 8 CFR 214.2(h)(2)(iii) and 8 CFR 214.2(h)(6)(i)(E)(2) for additional evidentiary requirements.)"</p> <p>For further clarifications about employing H-2B visa workers from the Philippines, bidders should contact the Guam Department of Labor or US Citizenship and Immigration Services.</p>
			<p>Final completion as defined in the contract documents will be on December 31, 2021.</p>	<p>Contractor shall reference Article 7.02 of the Supplementary Conditions for requirements on weekend work, holiday work and rain days.</p>

	<p>b. Out of the 16.27 months (Contract Time duration less Rain Days, Holidays and Weekends), the initial 4 months may need to get approval, initial procurement and arrange H-2B workers. The actual construction period will be reduced to 12.27 months. Is this considered in the proposed construction period?</p> <p>c. Can we get Owner/ EOR's drafted Schedule for 488 working days or the assumed construction time to know how the time required was arrived.</p>	<p>Rain days, holidays and weekend work are not restricted under this project. Construction period is stated in sections 00520 and 00250.</p> <p>The Owner/EOR schedule is for internal use only. Construction completion date was set by the OEA Grant requirements and is reflected in the Bid Documents.</p> <p>EOR's construction schedule is based on standard construction means and methods with reasonable resource loading for construction on Guam.</p> <p>The design has taken proactive measures to expedite the project schedule. Such measures include, but are not limited to:</p> <ul style="list-style-type: none"> - The reuse of existing facilities. - Use of Double-T construction. - Early site preparation including the mass clearing and grading under a separate contract. - Advancing the Permits
7	<p>We would like to request to reduce various notifications such as for inspections and start-up for 1 to 3 days instead of 7 days and a month notification respectively. This will help to carry out works expeditiously.</p>	<p>The intent of providing the drawings and technical specifications under the Step 1 Technical Proposal was to give the bidder an understanding of the scope of work. GWA is not responding to questions on the drawings and technical specifications under the Step 1 process. Questions on the drawings and technical specifications must be submitted as part of the Step-2 Bids and will be considered at that time.</p>

7	2/11/2019		<p>We would like to clarify on the Buy American Clause. Can we import rebar and other metal products from WTO countries like Korea, Japan, Australia, etc. These shipments will be brought thru American Flag Vessels. This procurement is allowed in Defense project. Can this apply as well to this project.</p>	<p>This project is subject to the Buy American Act since it is funded by the Office of Economic Adjustment's Grant Program. Bidder shall comply with Bid Documents, Section 00800 – Supplementary Conditions, Article 7.10. The contractor is fully responsible for complying with the Buy American Act at the time of purchase and is encouraged to review the Buy American Act in its entirety.</p>
7	2/11/2019		<p>We would like also to request for RFI Review Time to Three (3) working days and submittal review time to Seven (7) working days (exclude large equipment listed under 013000-1.6.B.)</p>	<p>The intent of providing the drawings and technical specifications under the Step 1 Technical Proposal was to give the bidder an understanding of the scope of work. GWA is not responding to questions on the drawings and technical specifications under the Step 1 process. Questions on the drawings and technical specifications must be submitted as part of the Step-2 Bids and will be considered at that time.</p>
7	2/11/2019		<p>Under Submittal Procedure Paragraph 1.5 Proposed Product List. A. mentions within 15 days after date of Notice to Proceed, to submit list of major products proposed for use with name of manufacturer, trade name and model number of each product. The 15 days is too short to provide products manufacturer data since this confirmation requires contracts to finalize price and conditions to issue Intent to order to manufacturers. We would like to request if it can be provided in about 75 calendar days.</p>	<p>The intent of providing the drawings and technical specifications under the Step 1 Technical Proposal was to give the bidder an understanding of the scope of work. GWA is not responding to questions on the drawings and technical specifications under the Step 1 process. Questions on the drawings and technical specifications must be submitted as part of the Step-2 Bids and will be considered at that time.</p>
7	2/11/2019		<p>In regard to Construction Photographs as per Submittal Procedures 013300, can contractor provide progress photos electronically to Resident Project Representative instead of hard prints of 8" x 10"</p>	<p>The intent of providing the drawings and technical specifications under the Step 1 Technical Proposal was to give the bidder an understanding of the scope of work. GWA is not responding to questions on the drawings and technical specifications under the Step 1 process. Questions on the drawings and technical specifications must be submitted as part of the Step-2 Bids and will be considered at that time.</p>
7	2/11/2019		<p>Testing and Inspection Services: We would like to request to reduce notification time from 72 hours to 24 hours for field inspection and testing.</p>	<p>The intent of providing the drawings and technical specifications under the Step 1 Technical Proposal was to give the bidder an understanding of the scope of work. GWA is not responding to questions on the drawings and technical specifications under the Step 1</p>

				process. Questions on the drawings and technical specifications must be submitted as part of the Step-2 Bids and will be considered at that time.
8	2/11/2019		Again as this is critical to our ability to provide a proposal, to allow sufficient time to organize a qualified and competitive team, which will result in the agency receiving competitive bids and overall pricing, we kindly request your consideration to extend the Step 1 Technical Offer Submittal Due date of February 20, 2019 by at least three (3) additional weeks, to also allow adequate time to prepare and package the required Step 1 information for the team	The bid deadline has been extended. Refer to Addendum 3.
8	2/11/2019	Section 00200,	Article 3 states that with the Step 1 Bid, additional information to be submitted includes "Subcontractor and Supplier qualification information; coordinate with provisions of Article 12 of these Instructions." Referring to Article 12 of that section, it states "All bidders shall submit with their Bid, a list of the Subcontractors or Suppliers proposed for the (the) Work". Section 00460, Bidder Qualification/Statement Questionnaire does not seem to have a section to provide such information, while Section 00410, Bid Form does (i.e. Attachments B and C under Article 7). Moreover, most Bidders would be hard-pressed to determine and provide a definitive list of subcontractors/suppliers to be utilized on the project with their Step 1 proposal as such correlates with bid pricing to be provided under Step 2. Therefore, please consider revising or clearly state that the requirement applies to the Step 2 proposal.	Subcontractor and Supplier qualification information will not be required under the Step 1 Technical proposal unless the Bidder is not the construction contractor. If the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor shall provide all required information. Refer to Addendum 4.
8	2/11/2019	004600	As this bid is being conducted under a two-step process, please confirm that (a) Section 00460, Bidder Qualification Statement/Questionnaire is the document required to be submitted as part of the Step 1 Proposal, and that (b) Section 00410, Bid Form is required to be submitted as part of the Step 2 Proposal, especially as it requires pricing input.	The Bidder Qualification Statement/Questionnaire is required to be submitted as part of the Step 1 Technical Proposal. The Bid Form (ref Section 00410) is required to be submitted as part of Step 2 Pricing Proposal.
8	2/11/2019	00250	Page 9 of Section 00250 states that regarding the "Section on General Background" of the Bidder's Qualification Form Questionnaire, Bidders are to "Identify which firms will be performing the work, including subcontractors and the approximate percentage of the work to be performed by each	Subcontractor and Supplier qualification information will not be required under the Step 1 Technical proposal unless the Bidder is not the construction contractor. If the Bidder is not the construction contractor, the Bidder and the team member that is

			<p>firm.”</p> <p>a. We could not find on the questionnaire where such information is to be provided. Please advise.</p> <p>b. Moreover, as mentioned above, Bidders are not able to fully determine proposed subcontractors until all subcontractor price proposals are received for the Step 2 proposal. Therefore, please consider revising the requirement with regard to the identification of subcontractors and the related percentage to be information required within the Step 2 proposal</p>	<p>the construction contractor shall provide all required information.</p> <p>Refer to Addendum 4.</p>
8	2/11/2019	00250	<p>Page 9 of Section 00250 states that regarding the “Section on General Background” of the Bidder’s Qualification Form Questionnaire, Bidders are to “Attach an organization chart showing the relationship between firms and attach teaming agreements between firms.” Page 3 of Section 00250 states that in addition to the questionnaire, any additional information is limited to up to 15 additional pages.</p> <p>a. Please advise where such information shall be included within the questionnaire and the attachments/additional information it requires.</p> <p>b. Please also consider, if not confirm, that the organization chart and teaming agreements are excluded from the page limitation.</p>	<p>The information can be organized in any clear and concise manner decided by the bidder. The information should include any information the bidder believes is relevant to their ability to complete the project for the Technical evaluation process.</p> <p>The organizational chart is included in the additional page limitations. The Teaming Agreement is not.</p>
8	2/11/2019	00250	<p>Page 9 of Section 00250 states that regarding the “Section on General Background” of the Bidder’s Qualification Form Questionnaire, “If Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor shall provide all required information under the General Background Section.”</p> <p>To be clear, please confirm that subcontractors do not need to complete the Section 00460, Bidder Qualification/Statement Questionnaire, notwithstanding subcontractor information required as part of the Bidder’s completed questionnaire (i.e. under the Section on Safety, Section 13)</p>	<p>Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.</p>
8	2/11/2019	00250	<p>Page 9 of Section 00250 states that “Regarding the section on Bonding”, the “Bonding Company must be licensed and authorized to do business in Guam by the Department of Revenue and Taxation and U.S. Treasury listed; see attached List of Surety Companies Licensed to Conduct Business in Guam in</p>	<p>If the Bonding Company is licensed and authorized to do business in Guam – submit the Surety’s name and contact information with the Step 1 Technical Proposal.</p>

			<p>Appendix A." Our surety company is not listed but is indeed licensed and authorized to do business in Guam. We do note that Appendix A notes in red, "(List is subject to change and GWA does not take any responsibility for the accuracy of this list)". Therefore, please advise if additional documentation is required to be submitted with the required bonding letter if a Bidder's surety is not listed on the Appendix A listing provided within the ITB documents.</p> <p>Page 10 of Section 00250 states that "Regarding Company Experience", Bidders are to list and describe six (6) Reference Projects. However, referring to Section 12 of the questionnaire, Schedule A requires a listing of current projects and Schedule B requires information on a minimum of five (5) Similar Projects.</p> <p>a. Please clarify that Reference Projects are the same as Similar Projects.</p> <p>b. If so, please clarify as to the number of projects Bidders are to provide</p>	<p>The Schedule A and Schedule B projects are not the same projects. Schedule A are projects currently under contract and Schedule B projects are similar projects to demonstrate the companies previous experience relevant to this project.</p> <p>Five similar projects are required as stated in Section 00460. Refer to Addendum 4.</p>
8	2/11/2019	00250	<p>Please clarify if there is any significance as to the gray-shading of text on pages 10 and 11 of Section 00250</p>	<p>There is no significance to the gray shading of text on pages 10 and 11 of Section 00250. This gray shading will be removed in the Step Bid Documents.</p>
8	2/11/2019	00410	<p>Assuming that Section 00410, Bid Form is indeed required for Step 2, please advise what is the "List of Project References" required by Article 7.01E, as such information is being submitted as part of the Step 1 proposal under Section 12, Construction Experience</p>	<p>The 00410 Bid Form is only required to be completed under the Step 2 Pricing Proposal.</p> <p>List of Project References will not be required in the Step 2 Bid.</p>
8	2/11/2019	00410	<p>Assuming that Section 00410, Bid Form is indeed required for Step 2, please confirm that Article 7.01H – Required Bidder Qualification Statement with supporting data – should be deleted as it is required to be submitted in Step 1</p>	<p>The 00410 Bid Form is only required to be completed under the Step 2 Pricing Proposal.</p> <p>GWA will remove the Bidder's Qualification Statement/Questionnaire in the Step 2 Bid.</p>
8	2/11/2019	00250	<p>Page 3 of Section 00250 states that in addition to the questionnaire – "All information requested by GWA SHALL be provided within the application document, however, additional pages may be attached if more space is required or as otherwise instructed within the application document. All additional pages SHOULD be clearly labeled with the bidder's name, section name, item number, and page number. The Bidder may submit any additional information desired up to a limit of 15 additional</p>	<p>All the information requested in Section 00460 is part of the Bidder Qualification Statement/Questionnaire and is not part of the 15 additional page limit specified on Page 3 of Section 00250.</p>


		<p>pages.” As the questionnaire definitely requires additional pages to provide the required information/attachments as stated within the questionnaire – and on a side note, more than the required attachments that what is listed on page 8 of the questionnaire – please clarify that the following are excluded from the page limitation for the completion and submission of Section 00460, Bidder Qualification Statement/Questionnaire:</p> <ul style="list-style-type: none"> a. Section 9, Bonding Information – Bonding letter b. Section 10, Financial Information – Balance Sheets for the last 3 years c. Section 11, Insurance – Letter(s) from Insurance Company(ies) d. Section 12, Construction Experience <ul style="list-style-type: none"> i. Schedule A for list of current projects. ii. Schedule Bs for Similar Project information (minimum of 5). iii. Attachment(s) as required by responses to questions on page 6 of the questionnaire. e. Section 13, Safety Program – all OSHA information required under the section, including copies of logs, citations, and safety data as required on page 7 of the questionnaire.
	00250	<p>Section 00250 notes the requirement for the submittal of a Technical Approach narrative as well as schedule to be provided as part of the Step 1 Proposal. Is this to be package separate from the completed questionnaire or within the same binder will suffice?</p>
	2/11/2019	<p>Page 9 of Section 00250 further advises that “The technical approach and schedule shall not exceed fifteen (15) pages total. Minimum font size is ten (10) point.” However, that same page also notes “Bidder shall provide resumes of key personnel (including Health and Safety Officer) bidder plans to use on this project.” However, page 8 of Section 00460, Bidder Qualification Statement/Questionnaire, notes under REQUIRED ATTACHMENTS that “Resumes of officers and key individuals (including Safety Officer) of firm.”</p>
8	2/11/2019	<p>The Technical Approach should be included in the same binder/package as the other bid documents.</p>
8	2/11/2019	<ul style="list-style-type: none"> a. Pages for resumes are not counted in the Technical Approach page limitation. b. Officers resumes are not required, however key personnel’s resumes are required. c. Resumes should be provided as part of Section 00460.

		<p>a. Please advise if resumes are excluded from the page limitation of the Technical Approach or questionnaire (as noted above, any additional information to the questionnaire is limited to up to 15 additional pages).</p> <p>b. Please confirm that officers' resumes are indeed required.</p> <p>c. Please confirm if resumes are to be provided as part of the Technical Approach or part of Section 00460.</p>		
8	2/11/2019	<p>Under Item 12 of Section 00460, safety information is required from the "Contractor's proposed Subcontractors and Suppliers furnishing or performing Work having a value in excess of 10 percent of the total amount of the Bid". As noted above, most Bidders would be hard-pressed to determine and provide a definitive list of subcontractors/suppliers to be utilized on the project with their Step 1 proposal as such correlates with bid pricing to be provided under Step 2. Therefore, please consider revising or clearly state that the requirement applies to the Step 2 proposal</p>	<p>Safety information will only be required for the prime contractor, or if the Bidder is not the construction contractor, the Bidder and the team member that is the construction contractor under Step 1. Refer to Addendum 3, Part C, c.</p>	
8	2/11/2019	<p>Section 00900 provides a Procurement Checklist, but it does not correlate to the two-step proposal requirements described under Sections 00200 and 00250.</p> <p>a. Please kindly revise the checklist to clearly note the submittal requirements for the Step 1 Proposal and Step 2 Proposal, particularly as the checklist must be certified.</p> <p>b. Please also advise where the checklist is to be provided as part of the Step 1 and Step 2 proposals.</p>	<p>The Procurement Checklist only applies to the Step 2 Pricing Proposal. The Procurement Checklist does not document the requirements of the Step 1 Technical Proposal.</p>	
9	2/11/2019	<p>Under Item 1.1 of Section 00250, it is stated that:</p> <p><i>A Bidder may possess the qualifications and experience necessary to perform all required services for the Project or may submit as a team consisting of construction contractor and other firm(s) needed to provide all required services. If proposing as a team, a Bidder must identify the lead firm who will serve as the contracting party and who will have sole-source responsibility for the Project with GWA.</i></p> <p>To be clear, please confirm that a team can consist of a</p>	<p>Yes. A team can consist of a General Contractor or Construction Contractor with specialized subcontractors.</p>	

			<p>General Contractor, or Construction Contractor – who will be the lead firm serving as the contracting party and having sole-source responsibility for the Project with GWA – and supporting team members consisting of a specialized subcontractor(s), as deemed necessary to provide all required services.</p>	
9	2/11/2019		<p>With regard to Item 12 of Section 00460 and the required similar experience information, should a Construction Contractor choose to rely on the experience of a specialized subcontractor, please advise if the agency will consider the experience and past performance of a specialized subcontractor and how such subcontractor experience will be evaluated in comparison to experience provided by a Bidder as a sole proprietorship, partnership, corporation, Limited Liability Company, or joint venture.</p>	<p>Yes, GWA will consider experience of a specialized subcontractor if they are designated as part of the Construction Team. The relevance of the Bidder's Team will be evaluated as stated in Section 00250 Par. 4, Scored Criteria, 1. Qualifications and Experience.</p>
9	2/11/2019		<p>Section 00250 requires the provision of a Technical Approach, consisting of a detailed construction schedule and narrative. It is further mentioned that supporting graphical information, (i.e., photos, drawings, illustrations) may be provided that back up the information given in the response, however such material will not be separately evaluated, but may be utilized as supporting documentation of knowledge and experience. Given the short timeframe for the Step 1 Proposal and the fact that the Technical Approach information correlates to the selection of subcontractors/suppliers and final pricing of the project, please kindly consider delaying the submittal of such information until the Step 2 Proposal; therefore, only requiring the submittal of the Section 00460, Bidder Qualification Statement/Questionnaire for the Step 1 Proposal.</p>	<p>The Technical Approach is required to be included in the Step 1 Technical Proposal.</p>
9	2/11/2019		<p>We are thankful for the agency's consideration to allow evidence of authority to do business in the Territory of Guam to be submitted within the Step 2 proposal, with the understanding that the Bidder includes a written covenant to obtain such within the Step 1 proposal. Additionally, given the short timeframe for the Step 1 Proposal and with regard to certain requirements set forth in the Section 1.3.1. subsection 2.(c) of the Bid Submission Requirements, in lieu of a fully executed joint</p>	<p>A Letter of Intent to form a Joint Venture will be acceptable for the Step 1 Technical Proposal, signed by all parties of the Joint Venture, stating that the Joint Venture intends to fully comply with the requirements set forth in the solicitation.</p> <p>The fully executed Joint Venture Agreement must be submitted with the Step 2 Proposal.</p>

		<p>venture agreement, please advise if it would be acceptable to submit a Letter of Intent to form a Joint Venture for the Step 1 Proposal, signed by all parties of the Joint Venture, stating that the Joint Venture intends to fully comply with the requirements set forth in the solicitation and will properly and promptly submit a fully executed Joint Venture Agreement with the Step 2 Proposal. If a Letter of Intent is not acceptable as a replacement, could you please provide clarification as to which substitute documents would suffice for Step 1 of the solicitation process?</p>	
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Bidders are also notified to visit GWA website: www.guamwaterworks.org to ensure that addenda to the bid, answers to questions, and reminders are communicated to all bidders throughout the solicitation process.


 CHRISTOPHER M. BUDASI
 Acting General Manager

CMB:gb