



GUAM WATERWORKS AUTHORITY

“Better Water. Better Lives.”

Gloria B. Nelson Public Services Building

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GWA IFB No. 2019-05 relative to LIQUID CHLORINE Response to Inquiries No. 4

This Addendum and 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 from potential bidders on March 27, 2019.

REF.:	QUESTION/INQUIRY AS SUBMITTED:	GWA RESPONSE:
Questions from March 27, 2019		
1.	Due to chlorine gas being classified as "Extremely Hazardous Substance" (EHS) is gas supplier responsible to ensure facility meets all regulatory operational and reporting compliance as contained in 40 CFR 355?	Supplier is responsible for supplier's handling and storage compliance. Only after GWA has taken delivery per the authorization of a purchase order, does GWA become responsible for GWA's own storage, handling and use under 40 CFR 355.
2.	Over the last chlorine gas supply contract, has GWA requested copies of reporting requirements from supplier? If yes, how many times annually has supplier provided GWA copies of reporting and their compliance?	GWA would appreciate (but does not require) a copy of the annual Tier 2 report that is required under the Clean Air Act each February by GEPA and USEPA. This may be submitted to the GWA office of Compliance and Safety in Tier-2 Submit e-format as a "*t2s" file to < paulkemp@guamwaterworks.org >.
3.	Due to bid requirements to maintain a 30,000 lbs. of 150 lbs. cylinders and 6,000 lbs. of one-ton containers at supplier's site. Is GWA considered the owner of the stored inventory due to bidding requirements? If yes, GWA may be responsible for fines if supplier fails to submit regulatory reporting and compliance with Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) and Section 112(r) of the	Inventory for the purposes of this IFB is only the liquid chlorine in the cylinder and shall remain the supplier's property until accepted as delivered per GWA Purchase Orders. The cylinders shall remain the property of the supplier throughout the life cycle. See also response to Question 1 above.

		Clean Air Act (CERCLA) and Emergency Planning and Community Right to Know Act (EPCRA).	
	4.	Does the supplier need to meet the (OSHA/EPA) requirements for safe use of the chemical at each point of use such as A/V alarm, non-breakable observation window into the chlorine room, engineered gas evacuation system, escape mask, etc.?	Supplier is the owner of the product until accepted as delivered per a GWA Purchase Order. Compliance with EPA, FEMA (GHS/OCD) and GFD requirement is the responsibility of the owner.
	5.	Does the supplier need to meet the storage (EPA/OSHA) requirements for the chemical at the point of use such as separate storage for full vs. empty cylinder for GWA?	Storage can be together but when it is done that way, empty cylinders must be handled as full. Separate storage of full and empty allows different handling of the empty containers. See the Chlorine Institute manual for details.
	6.	Is supplier required to provide the Risk Management Plan program for each installation at the GWA point of use including the 5-year accident history, accident prevention program and monitoring, operating procedures, maintenance and compliance program?	Supplier is only responsible for supplier's property, premises, storage, handling and delivery procedures. GWA is responsible for the product (and containers) [compliance and reporting] from the time it is (they are) received until the empty containers are returned to and received by the supplier.
	7.	Will it be possible for the supplier to receive indemnification on the supply and use of the chlorine gas/liquid from GWA?	See responses above regarding responsibilities due to ownership. This does not appear to be an appropriate consideration.

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.

4. 8. 19

Date


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General Manager