



**GUAM WATERWORKS AUTHORITY**  
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Date: May 19, 2023

**Bid Amendment No: 1**

Invitation for Bid No: 2023-19

For: Various Sized Automated Meter Reading (AMR) Water Meters, Endpoints, AMR hardware, and Software

Prospective Bidders are hereby notified of the following:

Amendment to include on Section II GENERAL TERMS AND CONDITIONS

SUBSECTION. D. Method of Award

Second paragraph: to include header that reads:

**Policy in Favor of Disable Veteran Owned**

**Section added.**

**WOMEN-OWNED BUSINESSES:** P.L. 36.26. 5 Guam Code Annotated §5013.

**§5013. Policy In Favor of Women-Owned Businesses.**

- (a.) Notwithstanding any other provision of law, if any entity of the government of Guam or any entity expending governmental funds intends to procure any supply or service which is offered by a business concern that is at least fifty-one percent (51%) owned by women, that entity *shall* procure such supply or service from that business concern, if the supply or service is available within the period required by procuring entity and the price for the supply or service *does not* exceed one hundred five percent (105%) of the lowest bidder, and *shall* be in addition to any other procurement benefit the women-owned business may qualify for under Guam Law. The procuring entity shall determine the lowest price to the entity in the case of more than one (1) women-owned business, or a women-owned business and a service-disabled veteran owned business, who are competing for the same government contract
- (b.) Qualifications of a Women-Owned Business. A business concern is qualified under Subsection (a) of the Section if:
  - (1) the business concern is licensed to business on Guam;
  - (2) the business concern maintains its headquarters on Guam;
  - (3) the business concern is at least fifty-one percent (51%) owned by women, who manage day-to-day operations and make long-term decisions;
  - (4) the business concern is certified as a Women-Owned Small Business (WOSB) or an Economically Disadvantaged Women-Owned Small Business (EDWOSB) by the U.S. Small Business Administration; and

- (5) the owner(s) of the business concern has (have) filed individual tax returns on Guam for a period of at least three (3) consecutive years

**Section Added.**

SUBSECTION. BB.

**LOCAL PROCUREMENT PREFERENCE:**

All procurement of supplies and services where possible, will be made from among businesses licensed to do business on Guam in accordance with section 5008 of the Guam Procurement Act (5GCA, Chapter 5) and Section 1-104 of the Guam Procurement Regulations.

Procurement of supplies and services from off Guam may be made if no business for such supplies or services may be found on Guam or if the total cost F.O.B. job site, unloaded, of procurement from off island is no greater than eighty-five percent (85%) of the total cost F.O.B. job site, unloaded, of the same supplies or services when procured from a business licensed to do business on Guam that maintains an office or other facility on Guam and that is one of the above-designated businesses entitled to preference.

**Page 67-79 Draft Formal Contract.**

These pages are now deleted.

**Paragraph Added before Section I.**

As provided under 28 G.A.R. Chapter 4, any reference in the Solicitation to a manufacturer brand name or product number is due to GWA's need to provide minimum satisfactory product specifications. A "brand name or equal" reference is solely intended to provide a description of the type or quality of products or services sought by GWA and not to limit bids nor restrict a vendor from providing equivalent products or services of the same quality and construction. However, where a "brand name or equal" is set forth in the specifications, bidders must clearly state and provide proof of the quality and compatibility of the exact articles they are offering.

Nothing Follows:

  
Miguel C. Bordallo, P.E.  
General Manager