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PROCUREMENT APPEAL

October 3, 2013

VIA HAND DELIVERY

The Office of Public Accountability
Suite 401
238 Archbishop Flores Street
Hagåtña, Guam 96910

RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS
DATE: 10/3/2013
TIME: 2:55 AM PM BY: M.B.
FILE NO OPA-PA: 13-013

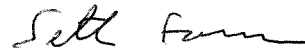
Re: Transmittal Letter

Dear Madam Public Auditor:

Pursuant to 2 GAR §12104((b), please find the appeal of appellant G4S Security Systems (Guam), Inc. of the denial of its protest in connection with Guam Department of Education IFB 032-2013 transmitted with this letter.

Sincerely,

DOOLEY ROBERTS & FOWLER LLP



Seth Forman

Encl.

ORIGINAL

David W. Dooley
Seth Forman
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Attorneys for Appellant
G4S Security Systems (Guam) Inc.

OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL

In the Appeal of)
)
G4S Security Systems (Guam) Inc.,)
)
Appellant.)
_____)

NOTICE OF APPEAL

Docket No. OPA-PA 13-013

Appellant Information:

G4S Security Systems (Guam) Inc.
1851 Army Drive
Harmon, Guam 969313

Telephone No. (671) 646-2307
Facsimile No. (671) 649-7245

Appeal Information:

- A) Purchasing Agency: Guam Department of Education ("GDOE")
- B) Invitation for Bid No.: GDOE IFB 032-2013, Design Build Fire Alarm System

Upgrade/Replacement and Fire Suppression/Sprinkler System Repair for Southern High School

ORIGINAL

C) The denial of protest being appealed was made on September 19, 2013 by the Supply Management Administrator of GDOE.

D) Appeal is made from a denial of a protest. This appeal is brought pursuant to 5 GCA §5425(e).

E) Names of competing bidders: The only competing bidder that G4S knows of is Orion Construction Corporation (Guam).

Form and Filing:

1. G4S Security Systems (Guam) Inc. (“G4S”) is appealing the denial of a protest it made regarding GDOE IFB 032-2013.

The bid opening for GDOE IFB 032-2013 took place on September 16, 2013. G4S submitted a bid, a copy of which is attached hereto as “Exhibit 1”. On information and belief, there was only one competing bidder, Orion Construction Corporation (Guam) (“Orion”). A copy of Orion’s Bid Form is attached hereto as “Exhibit 2”. G4S was the lowest bidder, at \$477,693.65 to Orion’s \$499,980.00.

Later in the day on September 16, 2013, GDOE transmitted a document entitled “Bid Status” to G4S, stating that the G4S bid was rejected due to failure to submit “Clarification No. 2 and Amendment No. 2” within its bid documents. A copy of this Bid Status is attached hereto as “Exhibit 3”. Copies of “Clarification No. 2”, dated September 12, 2013 and “Amendment No. 2”, dated September 11, 2013 are attached hereto as “Exhibit 4” and “Exhibit 5”, respectively.

Four representatives from G4S attended the pre-bid conference for this procurement. They were Quin Santos, Jeremy Tereas, Randy Martin and Silas Kadiusang. Both Mr. Martin and Mr. Kadiusang provided their e-mail address to GDOE on a Sign In sheet. For some reason, GDOE e-mailed Clarification No. 2 and Amendment No. 2 to Mr. Martin only, and not to the other G4S

representatives. Mr. Martin happened to be out sick when the e-mail was sent, and did not check his e-mail before the bid submission. GDOE therefore did not receive any acknowledgment of receipt of the e-mail.

On September 16, 2013, G4S served a protest in connection with GDOE IFB 032-2013 on GDOE. A copy of this protest is attached hereto as "Exhibit 6". Further clarifications by G4S, in two letters dated September 30, 2013, are attached hereto as "Exhibit 7" and "Exhibit 8". Both of these letters are dated within the 14-day period for G4S to protest the rejection of its bid on September 16, 2013. *See* 5 GCA §5425(a).

On September 19, 2013, the Supply Management Administrator of GDOE denied the protests. The letter denying the protests is attached hereto as "Exhibit 9". Also on September 19, 2013, GDOE issued a "Notice to Lift Stay of Procurement" in which GDOE stated, "GDOE has responded to the protest and no appeal has been filed." A copy of this Notice is attached hereto as "Exhibit 10". Of course, the automatic stay under 5 GCA §5415(g) remain in effect from the timely filing of a procurement protest through the timely filing of a notice of appeal to the OPA until a final resolution. In re Appeal of JMI Edison, OPA-PA-13-010, Order Granting Motion re Automatic Stay (Sept. 20, 2013). Thus in this case, as in JMI Edison, the stay could not be lifted on the same day the protest was denied. G4S had 15 days to file an appeal of the denial of its protest, and it has done so.

The rejection of G4S's bid was erroneous. There appears to be no question that G4S submitted the lowest bid with all the information required for GDOE to confirm that the goods and services offered by GDOE fully complied with all bid specifications. The only omission from the GDOE bid was the inadvertent omission of a photocopy of a bid amendment and a clarification. The omission had no practical effect on the responsiveness of GDOE's bid. A bid that is responsive

“in all material respects” should not be rejected. See In re Appeal of JMI Edison, OPA-PA-13-010, Decision at p. 4 (Sept. 25, 2013). The Guam Procurement Regulations provide that a procurement official should waive, or allow a bidder to correct, minor informalities (1) that are matters of form, rather than substance, or are insignificant mistakes, and (2) can be waived or corrected without prejudice to other bidders because there is no effect on price, quantity, quality, delivery, or contractual conditions. 2 GAR §3109(m)(4)(B). The omission of a last-minute clarification and amendment from G4S’s bid was plainly such a minor informality that could have been waived or easily corrected without prejudice to other bidders.

The OPA may review this matter *de novo*. 2 GAR §12103(a). When so reviewed, it is clear that the purchasing agency erred when it rejected G4S’s bid due to a minor informality.

2. G4S requests that the Office of Public Accountability overrule GDOE’s denial of G4S’s protests, rule that the statutory automatic stay has remained in effect, rule that G4S’s bid for GDOE IFB 032-2013 must be considered, and rule that the .

3. Supporting documents are attached hereto as exhibits.

Declaration regarding court action:

G4S confirms that an action in court has not been commenced.

Dated this 3 day of October, 2013.

DOOLEY ROBERTS & FOWLER LLP

By: Seth Forman
DAVID W. DOOLEY
SETH FORMAN
Attorneys for Appellant G4S Security
Systems (Guam) Inc.

VERIFICATION

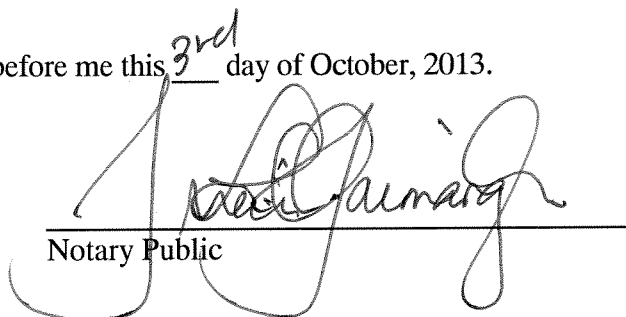
Tamuning, Guam) ss:

I, Kathleen Brown, being first duly sworn, do hereby depose and state that I am the Treasurer for Appellant G4S Security Systems (Guam) Inc. and that I have read the foregoing Notice of Appeal and it is true of my own knowledge except as to those matters alleged upon information and belief and as to those matters, I believe them to be true.

Dated this 3rd day of October, 2013.


KATHLEEN BROWN

SUBSCRIBED AND SWORN to before me this 3rd day of October, 2013.


Notary Public



TRICIA LYNN Q. TAIMANGLO
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: Feb. 10, 2014
P.O. Box 27023 Barrigada, Guam 96921

EXHIBIT 1



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GDOE Southern High School 032-2013

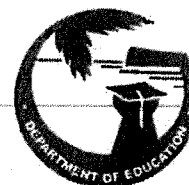
Invitation for Bid

1. Bid Bond Form (pg. 16)
2. Special Provisions Restriction Against Sex Offenders (pg. 17)
3. Invitation for Bid – Proprietary Data Designation Form (pg. 18)

4. Bid form (pg. 23)
5. Affidavit Disclosing Ownership and Commissions
6. Affidavit re Non-Collusion
7. Affidavit re Gratuities or Kickbacks
8. Affidavit re Ethical Standards
9. Declaration re Compliant with U. S. DOL Wage Determination (including a supplemental copy of the U. S. DOL wage determination rates)
10. Affidavit re Contingent Fees
11. Amendments

PROCUREMENT SECTION
RECEIVED
SEP 13 2013
DEPARTMENT OF EDUCATION
TIME: 0841 INITIAL: Re.

**DESIGN BUILD
FIRE ALARM SYSTEM UPGRADE/REPLACEMENT
AND FIRE SUPPRESSION/SPRINKLER SYSTEM
REPAIR FOR SOUTHERN HIGH SCHOOL**



INVITATION FOR BID

IFB No. 032-2013

Guam Department of Education

Supply Management Office
Manuel F.L. Guerrero Administration Building, 2nd Floor
312 Aspinall Avenue
Hagåtña, Guam 96910
T: +1 (671) 475-0438 / +1 (671) 300-1581
F: +1 (671) 472-5001
www.gdoe.net

A handwritten signature in black ink, appearing to read "M. Y. Pido".

MARCUS Y. PIDO

Supply Management Administrator

INVITATION FOR BID (IFB) TIMELINE

<u>DATE</u>	<u>ACTIVITY</u>	<u>TIME</u>
Friday, September 06, 2013	Bid Issuance	
Monday, September 09, 2013	Mandatory Pre-Bid Conference & Site Visit	1:30 P.M. CHAMORRO STANDARD TIME (ChST)
Wednesday, September 11, 2013	Bid Questions Submission Deadline	4:00 P.M. CHAMORRO STANDARD TIME (ChST)
Friday, September 13, 2013	Bid Question Published Response	5:00 P.M. CHAMORRO STANDARD TIME (ChST)
Monday, September 16, 2013	Bid Submission Deadline	10:00 A.M. CHAMORRO STANDARD TIME (ChST)

Section 1 – PROJECT DESCRIPTION

1.1 – PROJECT TITLE

DESIGN BUILD: FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

GDOE IFB No. 032-2013

1.1.1 – PROJECT SCOPE & INTENT

The Guam Department of Education (GDOE) is soliciting a qualified firm for the Design Build upgrade/replacement of the fire alarm system and the repair and certification of the existing Fire Sprinkler System at Southern High School (excluding the Gymnasium and Fine Arts Buildings). It is the responsibility of the Contractor to verify all existing equipment, conditions, testing and repairs, replacement and adjustments for the proper operation and function of the identified fire alarm system and fire sprinkler system. The upgrade/replacement of the fire alarm and the repair of the existing sprinkler systems will be done to such standards as to meet any requirements for the use and occupancy of the Project site in accordance with applicable code, permit or certificate requirements and applicable provisions of;

1. IBC/IFC (2009) as adopted by Government of Guam
2. latest edition of National Electrical Code (2011)
3. National Fire Alarm and Signaling Code: NFPA 72 (2013).
4. The Guam Fire Department Fire Prevention Bureau

Contractor/designer must submit the fire alarm design for approval and permitting with the Government of Guam Department of Public Works and Guam Fire Department Fire Prevention Bureau as the Agency Having Jurisdiction (AHJ) and its adoption of IBC 2009 & IFC 2009. Contractor/designer must provide additional labor and materials to comply with the Department of Public Works and Guam Fire Department findings and requirements during inspection and testing at no additional cost to the Government.

1.1.2 –PROJECT DESCRIPTION

Provide all necessary labor, material, transportation, supervision, equipment, field investigation, shop drawings, certification, permits, architectural and engineering design services (if applicable), and other incidental work required for this project. Other incidental work required includes any and all items and considerations necessary to insure a complete and usable final product, including, but not limited to the necessary design and construction considerations not specifically stated elsewhere. Complete and usable final product means that the completed final product can be used to fully satisfy the requirements and the intended purpose of the project including all requirements for the issuance of necessary use and occupancy permits.

Bidders are responsible for inspecting the project site in accordance with the instructions in this IFB and other instructions as may be issued by GDOE. Bidders will be presumed to have inspected the project site and to have read and to be thoroughly familiar with the scope of work intent. The failure of any bidder to inspect the project site or examine the intention of the project scope of work and documents shall not relieve a bidder from any obligation with respect to his bid.

Project Work shall include, but not be limited to the following:

1. Fire Alarm System:

- A. Restore and/or repair by replacement of the fire alarm system to a full operating condition which is ready for immediate use. It shall include but not limited to, repair, replacement (removal), adjustment, furnish,

- installation, testing of fire alarm and emergency evacuation systems. Note: Fine Arts and Gymnasium are excluded from the installation, however must be interfaced to the new installation.
- B. Provide power wiring for electrically-operated fire alarm equipment and appliances.
 - C. Provide and install new intelligent addressable Fire Alarm/Mass Notification System complete with all new appliances, conduits, wiring, etc.
 - D. Provide programming.
 - E. Tie-in of Fire Alarm System to Fire Suppression/Sprinkler System.
 - F. Tie-in Interface of existing Kitchen Hood Chemical Fire Suppression System (Ansul/Halon) at the cafeteria to include certification. Verify additional locations.
 - G. Tie-in Interface to all existing elevators (Gym and Fine Arts Building Excluded)
 - H. Interface with existing fire alarm systems located in the Fine Arts Auditorium and Gymnasium.
 - I. System Certification.

2. Fire Sprinkler / Suppression System (Fine Arts and Gymnasium Excluded):

Restore by repairing existing fire sprinkler system as necessary for full operational condition.

- A. Replace worn out/leaking Sprinkler heads, replace flow switches, repair mechanical/motorized and or manual control valves, and gauges, replace if necessary.
- B. Replace missing Fire Department Connection Standpipe Plugs and other components.
- C. Tie-in of Fire Suppression/Sprinkler System to Fire Alarm System.
- D. System Certification.

3. Overall Fire Alarm and Fire Suppression requirements:

- A. All upgrades shall meet applicable IBC/IFC/NEC/NFPA provisions listed above under the project scope and intent.
- B. **Specialized License Conditions:** The Prime Contractor or its Sub-Contractor or a combination of both must possess a C13 Electrical, C19 Fire & Burglar Alarm, and C20 Fire Protection specialized license from the Guam Contractor's Licensing Board.
- C. Include in the bid and pay for the permits, inspection fees and deliver the certificate of final inspection to DOE.
- D. Preparation of Shop Drawings for the proposed work outlined on the Scope of Work. Review and approval of construction documents and/or shop drawings by DOE will be required prior to start of construction.
- E. Field investigation and verification of quantity and location of all existing equipment, field data necessary for the preparation of shop drawings, including but not limited to room layouts, dimensions and affected/associated electrical equipment and apparatus.
- F. Testing
- G. As-built drawings, reproducible (1 full-size paper copy & 3 duplicate CDs with CAD and pdf digital plans)
- H. Demolition work
- I. Warranty: Contractor will provide and administer the manufacturers' parts, material, labor and equipment warranty for a "minimum of one (1) year" or greater if offered by manufacturer. The Contractor will also warrant installations for a minimum of one (1) year upon final acceptance. Contractor shall warrant all workmanship including parts, materials, and equipment free from defects.
- J. Owner training.
- K. (3) sets of Operations and Maintenance Manuals (tabbed, organized, 3-ring binders)
- L. Include all touch up of marred surfaces, painting to match adjacent finishes, paint conduits, patch/caulk/seal all openings of through penetrations (for the demo of the existing systems and installation of new systems).
- M. No penetrations will be allowed through window openings or door jambs.

1.1.3 – PERSON(S) RESPONSIBLE FOR DRAFTING OF SPECIFICATIONS IS/ARE:

Randy P. Romero, PC IV, Capital Improvement Projects

Rodrigo Traya, PC III, Capital Improvement Projects

1.2 – ALL OR NONE BID

This solicitation is an ALL OR NONE BID and bids will be evaluated based on the lump sum price required in the bid form for this IFB. GDOE will not make itemized awards under this IFB. Requests for itemized pricing may be made by GDOE for the purpose of establishing unit prices for change orders that may be made to the Project. Alternate or multiple bids will not be accepted. Any bidder submitting alternate, multiple, or otherwise altered bid forms may be deemed non-responsive and disqualified from this solicitation.

NOTE: It should be noted by prospective bidders that there are NO As-built drawings for the existing conditions of both Fire Alarm System (FAS) and Fire Sprinkler System. It is the responsibility of the prospective bidder to verify the existing condition of both systems.

Section 2 - GENERAL INSTRUCTIONS

Bid submissions that do not comply with the instructions contained in this section and throughout this IFB may, at the discretion of GDOE, be deemed non-responsive and disqualified from this solicitation.

2.1 – COMMUNICATION REGARDING THE IFB

ANY CORRESPONDENCE OR COMMUNICATION BY A POTENTIAL BIDDER WITH GDOE MUST BE MADE IN WRITING VIA EMAIL AT aggarcia@gdoe.net OR BY FACSIMILE AT 671-472-5001 OR BY HAND DELIVERY AT THE GDOE SUPPLY MANAGEMENT OFFICE. ALL WRITTEN COMMUNICATIONS MUST REFERENCE IFB 032-2013 IN THE SUBJECT OR REFERENCE LINE.

2.2 – ACCEPTABLE FORMAT OF BIDS

Bids must be made in writing and on the bid forms contained in this IFB. For each bid, bidders should submit one (1) original copy and one (1) duplicate copy for a total of two (2) documents. Bidders should also submit one (1) compact disc (CD) containing electronic copies of the bid submittal. The bid should be submitted in a sealed envelope and delivered to the address listed in **Section 2.2.4**.

The bid envelope should be plainly marked as follows:

<p>The Guam Department of Education Invitation For Bid No. <u>032-2013</u></p> <p>Bidder's Name: _____ Submittal Date: __/__/____ Submittal Time: ____:____ a.m./p.m.</p> <p>Attention: Albert Garcia Buyer Supervisor II</p>

2.3 – TIME AND DATE FOR RECEIPT OF BIDS

Bids in response to this IFB must be received by GDOE by:

TIME: 10:00 A.M. Chamorro Standard Time (ChST)

DATE: Monday, September 16, 2013

The GDOE Supply Management Office Maintains the Official time in this regard. Bids may be submitted any time before the deadline for receipt of bids.

If delivered via hand delivery, Federal Express, DHL, or other courier service, bids must be delivered to the following physical address:

PHYSICAL ADDRESS: Guam Department of Education, Supply Management Office
Re: IFB No. 032-2013
Manuel F.L. Guerrero Administration Building, 2nd Fl., Rm. 220
312 Aspinall Avenue
Hagatna, Guam 96910

If delivered via the United States Postal Service, bids must be delivered to the following mailing address:

MAILING ADDRESS: Guam Department of Education, Supply Management Office
Re: IFB No. 032-2013
Government of Guam
P.O. Box DE
Hagatna, Guam 96932

2.4 – BID SUBMISSION FORM

All bids must be submitted in the format of the Bid Form included with this IFB. Bids submitted in any other format will be deemed non-responsive and disqualified from participation in this solicitation.

2.5 – ALTERNATE BIDS NOT ACCEPTED

An alternate bid will not be accepted. A submission of an alternate bid will be considered nonresponsive and disqualified from participating in this solicitation.

2.6 – LATE BIDS NOT ACCEPTED

Bids received after the time and date in **Section 2.3 – Time and Date for Receipt of Bids** will be considered nonresponsive and disqualified from participating in this solicitation.

2.7 – TRADE SECRETS AND OTHER PROPRIETARY DATA

If a bidder wishes to designate information within a bid as a trade secret or other proprietary information, the bidder must submit GDOE Procurement Form 004 with the bid.

Blanket designations of confidentiality placed on the front cover of a bid will not be accepted as a valid designation of proprietary information. Every item, page, section or subsection that the Bidder wishes to designate as a trade secret or proprietary data should be **clearly marked and separable** from the remainder of the bid.

Prices and makes and models or catalogue numbers of the items offered, deliveries, and terms of payment shall be publicly available at the time of bid opening regardless of any designation to the contrary.

2.8 – ACKNOWLEDGEMENT OF AMENDMENTS TO IFB

This IFB may not be modified unless done by an Amendment made in writing by the GDOE Supply Management Administrator. Bidders must acknowledge in writing the receipt of any amendments to this IFB. Each amendment will contain an Amendment Acknowledgment Form. For each amendment, bidders must sign the Acknowledgment Form and return the signed copy via e-mail or fax to GDOE. Signed Acknowledgment Forms for every amendment must also be included with the bid submission. **Bidders who fail to properly submit Amendment Acknowledgment Forms may be deemed nonresponsive and disqualified from participating in this solicitation.**

2.9 – PRE-BID CONFERENCE

A **Mandatory** Pre-Bid Conference and Site Visit will be conducted in accordance with 2 GAR § 3109(g)(4) Pre-Bid Conferences, and will be held at:

DATE: Monday, September 09, 2013

TIME: 1:30 p.m. Chamorro Standard Time (ChST)

PLACE: SOUTHERN HIGH SCHOOL

Potential bidders must be in attendance no later than the designated TIME listed in this section. Potential bidders must also be in attendance for the entire time of the pre-bid conference and for the entire time of the site visit. The Pre-Bid Conference and Site Visit will be officially adjourned upon completion. Any bidder attempting to enter the pre-bid conference later than the designated TIME will be excluded from bidding. Any bidder leaving early from the pre-bid conference or from the site visit will be excluded from bidding.

Any verbal information provided at a pre-bid conference or site visit shall not change the requirements of the IFB or amendments. Questions asked at a pre-bid conference or site visit will not be considered as officially received by GDOE. In order to receive an official response from GDOE, all questions must be submitted in writing in accordance with Section 2.9 Pre-Bid Written Questions.

Pre-Bid conferences, as appropriate, may be conducted in accordance with 2 GAR Div 4 §3109(g)(4). Such a conference may be held at any time prior to the established date for submission of bids.

2.10 – PRE-BID WRITTEN QUESTIONS

Potential bidders may submit written questions concerning this IFB before the time and date listed below. Questions must be submitted in writing according to the instructions contained in 2.1 – COMMUNICATION REGARDING THE IFB. All questions and responses will be made available in writing to every potential bidder. Questions submitted after the time and date below will not be considered or answered.

Questions regarding this IFB must be received in writing by GDOE by:

TIME: 4:00 PM Chamorro Standard Time (ChST)

DATE: Wednesday, September 11, 2013

2.11 – AWARD

EVALUATION FACTORS FOR AWARD

Determination of an award pursuant to this IFB will be made based on the *lowest responsive and responsible bidder*. GDOE reserves the right to disqualify bids that are deemed to be nonresponsive, regardless of whether the bid is determined to contain the lowest price.

In determining the lowest responsive bidder, GDOE will be guided by the following evaluation factors:

- Price of overall performance and delivery of the work proposed in response to this IFB.
- Responsiveness to the requirements of this IFB.

Tie Bids: In the event GDOE receives lowest responsive bids from responsible bidders that are identical in price, determination of award will be made pursuant to 2 GAR Div 4 §3109.

EXECUTION OF AWARD

Any award pursuant to this IFB will not be complete until an agreement for the scope of work and the project is fully executed by the selected Bidder, GDOE, and other required parties. A sample agreement is included in this IFB as ATTACHMENT B. GDOE reserves the right to alter the sample agreement as allowed by applicable law or regulation.

2.12 - DETERMINATION OF RESPONSIBILITY

Responsibility of a bidder will be determined in accordance with 2 GAR Div. 4 §3116. Bidders should be prepared to promptly provide to GDOE information relating to the bidder's responsibility. Such information may include but is not limited to documentation of financial, personnel, and other resources; expertise; or records of performance. Failure of a bidder to comply with a request by GDOE for information relating to responsibility may result in a determination that a bidder is not responsible and therefore disqualified from an award.

Pursuant to 5 GCA §5201(g), responsiveness of a bidder will be determined by compliance with the requirements of this IFB.

In addition to the information described above, bidder responsibility may be determined by the following:

- a. Record of past performance and capability of the prime contractor, supervisory personnel, and major subcontractors and suppliers.
- b. Bidder's experience and record of timely completion on similar projects with similar scopes of work.
- c. Availability of and ability to obtain plant, machinery and other equipment necessary for the Project.
- d. Record of previous owner-contractor relationships.

2.13 – NOTICE OF AWARD

The lowest responsive and responsible bidder will be given written notice of intent to award. For solicitations over \$25,000 all bidders will be notified in writing of GDOE's determination of award. Notice of award will also be made a part of the GDOE procurement file and made available to the public.

2.14 – DELIVERY AND PERFORMANCE SCHEDULE

Upon execution of a contract pursuant to this IFB and issuance of any necessary permits or other required documents, GDOE will issue a Notice to Proceed (NTP). **The Project shall be completed within TWO HUNDRED SEVENTY (270) calendar days from Notice to Proceed (NTP).**

The selected contractor, on GDOE's written approval, may execute any work that is not disruptive to the daily operation of the school, or does not impose a safety hazard to the students and school faculty during regular instructional hours. Work that is disruptive to the daily operation of the school, and/or imposes a safety hazard to the students and school faculty must be executed outside regular instructional hours, i.e. weekends, and holidays and on any weekday school is not in session. The contractor will be responsible for returning the site to a clean, safe and secure condition before students and school faculty arrive for the next scheduled school session.

2.15 – PROGRESS PAYMENTS THROUGH SCHEDULE OF VALUES

Payments for services procured through this IFB will be made by progress payments through the submission of a schedule of values. As the work progresses and upon satisfactory completion of project tasks as outlined in the schedule of values, progress payments will be made accordingly.

2.16 – INSPECTION AND ACCEPTANCE OF CONSTRUCTION/GOODS

GDOE may inspect and test all work on the Project. GDOE reserves the right to reject and, at its discretion, require replacement of those items that are determined to be defective in material, construction, workmanship, manufacturing, or performance and/or that do not conform to the specifications described in this IFB. No work will be accepted unless the permits, licenses, or certificates required for the occupancy and use of the Project site have been provided to GDOE.

2.17 – IRREVOCABLE BID PRICE

As stated on the bid form, bidders are required to confirm that submitted bid prices shall be irrevocable for a period of ninety (90) days from the date of bid opening.

2.18 – BID BOND

The price for this Project is expected to exceed Twenty-five Thousand Dollars (\$25,000.00). Pursuant to 5 GCA §5303, each bid must be accompanied by a security in the amount of not less than fifteen percent (15%) of the total bid amount. Such security may be in the form of a bid bond, cashier's check or certified check made payable to the Treasurer of Guam. Checks or bid bonds will be returned to all except the three lowest Bidders within ten (10) working days after the opening of bids, and the remaining checks or bid bonds will be returned promptly after GDOE and the accepted Bidder have executed a contract for the Project, or if no award has been made within ninety (90) calendar days after the date of the opening of bids, upon demand of the Bidder at any time thereafter, so long as the Bidder has not been notified of the acceptance of his bid. Should the successful Bidder fail or refuse to execute and deliver a Contract, performance and payment bond, insurance policies, Guam Contractor's license, or Guam Business license as required by GDOE within fifteen (15) calendar days after acceptance of his bid, he shall forfeit any bid security to GDOE for such failure or refusal.

2.19- PERFORMANCE BOND

The price for this Project is expected to exceed Twenty-Five Thousand Dollars (\$25,000.00). For all contracts in excess of that amount, pursuant to 5 GCA §5304 and 2 GAR Div 4 §5104 upon execution of a contract pursuant to this IFB, the successful bidder is required to deliver a performance bond executed by a surety company authorized to do business in Guam for one hundred percent of the contract price. The purpose of the performance bond is to indemnify GDOE from loss resulting from the failure of the bidder to perform the Project in accordance with requirements of this IFB and any contract resulting from this IFB. The performance bond shall be in the form contained in this IFB. Failure to deliver the required performance bond shall result in the rejection of the bid and collection of the security for the rejected bid.

2.20 -PAYMENT BONDS

The price for this project is expected to exceed Twenty-Five Thousand Dollars (\$25,000.00). For all contracts in excess of that amount, pursuant to 5 GCA §5304 and 2 GAR Div 4 §5104 upon execution of a contract pursuant to this IFB, the successful bidder is required to deliver a payment bond executed by a surety company authorized to do business in Guam for one hundred percent of the contract price. The purpose of the payment bond is to guarantee payment and protection for the bidder's subcontractors or entities furnishing labor and materials to the bidder. The payment bond shall be in the form contained in this IFB. Failure to deliver the required payment bond shall result in the rejection of the bid and collection of the security for the rejected bid.

2.21 – TAXES

All bidders are responsible for any taxes or fees that may be assessed or due for performance of work or delivery of services pursuant to this IFB. Specific information regarding Guam Taxes may be obtained from the Guam Department of Revenue and Taxation.

2.22 –COSTS OF BID PREPARATION

All costs associated with preparation of a bid in response to this IFB shall be solely the Bidder's responsibility. GDOE shall not be liable for any costs incurred by a potential Bidder for the preparation of a bid.

Section 3 – TERMS AND CONDITIONS

3.1 – REQUIREMENTS FOR ALL SOLICITATIONS

Bids must fulfill the requirements identified in this IFB. Each of the forms identified herein must be completed and returned according to the instructions provided. The term "GCA" refers to the Guam Code Annotated. The term "GAR" refers to the Guam Administrative Regulations, Division 4, Procurement Regulations. Administration of this IFB shall be subject to the Guam Procurement Law at 5 GCA Chapter 5 and the procurement regulations at 2 GAR Division 4.

This IFB is a solicitation for a Capital Improvement Project under the Guam Education Trust Act and is subject to the expedited procurement protest procedures described in Guam Public Law 31-196.

3.2 – LICENSE TO CONDUCT BUSINESS ON GUAM; POLICY IN FAVOR OF LOCAL PROCUREMENT

Bidders providing supplies or services pursuant to this IFB are subject to licensure requirements in accordance with 5 GCA § 5008. Inquiries about obtaining a Guam business license should be directed to the Guam Department of Revenue and Taxation.

Preferential selection of a bidder licensed to do business on Guam and that maintains an office or other facility on Guam for an award pursuant to this IFB may be made in accordance with 5 GCA § 5008.

3.3 – LIST OF FORMS REQUIRED FOR ALL SOLICITATIONS

Bidders must complete and submit originals of the forms identified throughout this IFB and collectively listed in Section 4.

3.4 – DISCLOSURE OF OWNERSHIP AND COMMISSIONS

Bidders must expressly identify all major shareholders in accordance with 5 GCA § 5233.

***** AG Procurement Form 002 (Rev. Nov. 17, 2005) must be completed and included with a Bid *****

3.5 – BIDDERS CERTIFY THAT PRICE OR OFFER WAS INDEPENDENTLY ARRIVED AT WITHOUT COLLUSION

Bidders must certify that the submitted price or offer was independently arrived at without collusion in accordance with 2 GAR Div. 4 § 3126(b).

***** AG Procurement Form 003 (Jul. 12, 2010) must be completed and included with a Bid *****

3.6 – PROHIBITION AGAINST GRATUITIES AND KICKBACKS

Bidders must certify to the best of their knowledge that neither they, nor any of their officers, representatives, agents, subcontractors, or employees, have violated or are violating the prohibition against gratuities and kickbacks set forth in 5 GCA § 5630.

Bidders must certify to the best of their knowledge that neither they, nor any of their officers, representatives, agents, subcontractors, or employees have offered, given or agreed to give, any government of Guam employee or former government employee, any payment, gift, kickback, gratuity or offer of employment in connection with the bidders response to this IFB. 5 GCA § 5630(c); 2 GAR Div. 4 § 11107(3) and 11107(4)(e).

***** AG Procurement Form 004 (Jul. 12, 2010) must be completed and included with a Bid *****

3.7 – REPRESENTATION REGARDING ETHICAL STANDARDS

Bidders must affirm that it has not knowingly influenced and promises that it will not knowingly influence a government employee to breach any of the ethical standards set forth in 5 GCA Chapter 5 Article 11 (Ethics in Public Contracting) of the Guam Procurement Act and in Chapter 11 of the Guam Procurement Regulations.

***** AG Procurement Form 005 (Jul. 12, 2010) must be completed and included with a Bid *****

3.8 – REPRESENTATION REGARDING CONTINGENT FEES

Bidders must affirm that it has not retained a person to solicit or secure a territorial contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies for the purpose of securing business, in accordance with 5 GCA § 5631.

***** AG Procurement Form 007 (Jul. 12, 2010) must be completed and included with a Bid *****

3.9 – RIGHT OF GDOE TO CANCEL INVITATION FOR BID AND TO REJECT BIDS

GDOE reserves the right to cancel this IFB at any time when it is in the best interests of the Department, in accordance with 5 GCA §5225 and 2 GAR Div. 4 §3115(c).

GDOE reserves the right to reject any bid in whole or in part when it is in the best interests of the Department, in accordance with 2 GAR Div.4 §3115(e)(2).

3.10 – PROHIBITION AGAINST EMPLOYMENT OF SEX OFFENDERS

Any entity providing services pursuant to this IFB is prohibited from employing sex offenders to provide the goods or services procured through this IFB. Such prohibition is made pursuant to 5 GCA § 5253, which states,

§5253. Restriction Against Contractors Employing Convicted Sex Offenders from Working at Government of Guam Venues.

- (a) No person convicted of a sex offense under the provisions of Chapter 25 of Title 9 Guam Code Annotated, or an offense as defined in Article 2 of Chapter 28, Title 9 GCA in Guam, or an offense in any jurisdiction which includes, at a minimum, all of the elements of said offenses, or who is listed on the Sex Offender Registry, and who is employed by a business contracted to perform services for an agency or instrumentality of the government of Guam, shall work for his employer on the property of the government of Guam other than a public highway.
- (b) All contracts for services to agencies listed herein shall include the following provisions: (1) warranties that no person providing services on behalf of the contractor has been convicted of a sex offense under the provisions of Chapter 25 of Title 9 GCA or an offense as defined in Article 2 of Chapter 28, Title 9 GCA, or an offense in another jurisdiction with, at a minimum, the same elements as such offenses, or who is listed on the Sex Offender Registry; and (2) that if any person providing services on behalf of the contractor is convicted of a sex offense under the provisions of Chapter 25 of Title 9 GCA or an offense as defined in Article 2 of Chapter 28, Title 9 GCA or an offense in another jurisdiction with, at a minimum, the same elements as such offenses, or who is listed on the Sex Offender Registry, that such person will be immediately removed from working at said agency and that the administrator of said agency be informed of such within twenty-four (24) hours of such conviction.
- ...
- (d) any contractor found in violation of §5253(b), after notice from the contracting authority of such violation, shall, within twenty-four (24) hours, take corrective action and shall report such action to the contracting authority. Failure to take corrective action within the stipulated period may result in the temporary suspension of the contract at the discretion of the contracting authority.

SOURCE: Added by P.L. 28-24:2. Amended by P.L. 28-98:2 (Feb. 7, 2006).

3.11 – WAGE AND BENEFITS DETERMINATION FOR SERVICES

Bidders must pay employees providing services procured through this IFB in accordance with the Wage Determination for Guam and the Northern Mariana Islands issued and promulgated by U.S. Department of Labor for such labor as is employed in the direct delivery of contract deliverables to the government of Guam. 5 GCA § 5801 and § 5802, as applicable. A copy of the most recent wage determination is included herein. The Wage Determination for Guam and the Northern Mariana Islands also can be found on the U.S. Department of Labor's website: <http://www.wdol.gov>.

Bidders submitting bids in response to this IFB must provide health and similar benefits for employees, such benefits having a minimum value as detailed in the Wage Determination issued and promulgated by U.S. Department of Labor and shall contain provisions guaranteeing a minimum of ten (10) paid holidays per annum per employee. 5 GCA § 5802.

***** AG Procurement Form 006 (Feb. 16, 2010) must be completed and included with a Bid *****

3.12 - Policy in favor of Service-Disabled Veteran Owned Business.

Pursuant to 5 GCA §5012, a bidder may qualify as a service-disabled veteran owned business if the following conditions apply: (a) the business is licensed to do business on Guam; maintains its headquarters on Guam; and is at least fifty-one percent owned by a service-disabled veteran who served in active U.S. military service, was discharged or released under honorable conditions, and whose disability is certified as service connected by a DD214 form and disability award letter from the U.S. Department of Veterans Affairs; and (b) the service-disabled owner of the business has filed individual tax returns on Guam for a period of at least three consecutive years prior to bidding on this IFB.

Notice of Service-Disabled Veteran Owned Business must be submitted with the bid by checking the appropriate box on the bid form and including a DD214 form and disability award letter with the bid form. The GDOE Supply Management Administrator will issue written notice to all bidders if any bidder is determined to be a qualified service-disabled veteran owned business pursuant to 5 GCA §5012. If a bidder is determined to be qualified under §5012, the requirements of 5 GCA §5011 shall apply to an award pursuant to this IFB.

3.13 - Disputes Clause (Dependent on which section number of the IFB to insert)

I. Disputes.

A. In accordance with Guam procurement law, all controversies between the territory and the Contractor which arise under, or by virtue of, this contract and which are not resolved by mutual agreement, shall be decided by the GDOE procurement officer in writing, within 60 days after written request by the Contractor for a final decision concerning the controversy; provided however that if the procurement officer does not issue a written decision within 60 days after written request for a final decision, or within such longer period as may be agreed upon by the parties, then the Contractor may proceed as if an adverse decision had been received. The procurement officer shall immediately furnish a copy of the decision to the Contractor, by certified mail, return receipt requested, or by any other method that provides evidence of receipt. Any such decision shall be final and conclusive, unless fraudulent, or the Contractor brings an action seeking review of the decision before the Guam Office of Public Accountability. The Contractor shall comply with any decision of the procurement officer and proceed diligently with performance of this contract pending final resolution by the Office of Public Accountability or the Superior Court of Guam of any controversy arising under or by virtue of this contract, except where there has been a material breach of the contract by GDOE; provided, however, that in any event the Contractor shall proceed diligently with the performance of the contract where GDOE has made a written determination that continuation of work under the contract is essential to public health and safety.

B. Any disputes for expenses incurred in reliance upon this Agreement shall be subject to the Government Claims Act found at Title 5, Guam Code Annotated, Chapter 6.

3.14 – DURATION OF AWARD

The Contract resulting from this IFB will be for TWO HUNDRED SEVENTY DAYS (270) days upon when the Governor of Guam affixes his signature. In the event of cancellation due to non-availability of funds, the Bidder will be reimbursed unamortized, reasonably incurred, non-recurring cost.

3.15 – CONTRACT TYPE

A contract pursuant to this IFB is expected to be a Firm Fixed Price.

3.16 – BID SAMPLES OR DESCRIPTIVE LITERATURE

Pursuant to 2 GAR Div 4 §3109(e)(3), bid samples or descriptive literature should not be submitted to GDOE unless expressly requested within this IFB. Regardless of any condition set by a bidder, unsolicited bid samples or descriptive literature will not be examined, tested, or deemed to vary any of the requirements of this IFB.

Section 4 - FORMS REQUIRED FOR ALL SOLICITATIONS

Bids must contain signed and, in certain instances, notarized originals of the forms identified below and throughout this IFB.

	<u>Form Name</u>	<u>Form Title</u>
1.	GDOE Procurement Form 001 (Government Standard Form BB-1)	<u>BID BOND FORM</u>
2.	<u>GDOE Procurement Form 002</u>	<u>SPECIAL PROVISIONS-RESTRICTION AGAINST SEX OFFENDERS</u>
3.	GDOE Procurement Form 003 (Government Standard Form PB-1)	<u>PERFORMANCE BOND FORM</u>
4.	GDOE Procurement Form 004	<u>PROPRIETARY DATA DESIGNATION FORM</u>
5.	GDOE Procurement Form 005	<u>LABOR AND MATERIAL PAYMENT BOND FORM</u>
6.	AG Procurement Form 002 (Rev. Nov. 17, 2005)	<u>AFFIDAVIT DISCLOSING OWNERSHIP and COMMISSIONS</u>
7.	AG Procurement Form 003 (Jul. 12, 2010)	<u>AFFIDAVIT re NON-COLLUSION</u>
8.	AG Procurement Form 004 (Jul. 12, 2010)	<u>AFFIDAVIT re GRATUITIES or KICKBACKS</u>
9.	AG Procurement Form 005 (Jul. 12, 2010)	<u>AFFIDAVIT re ETHICAL STANDARDS</u>
10.	AG Procurement Form 006 (Feb. 16, 2010)	<u>DECLARATION re COMPLIANCE WITH U.S. DOL WAGE DETERMINATION (Including a supplemental copy of the U.S. DOL WAGE DETERMINATION RATES)</u>
11.	AG Procurement Form 007 (Jul. 15, 2010)	<u>AFFIDAVIT re CONTINGENT FEES</u>

GOVERNMENT OF GUAM
DEPARTMENT OF EDUCATION
P.O. BOX DE
Hagatna, Guam 96932
BID BOND

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS that we, G4S Security Systems (Guam), Inc. as Principal hereinafter called the Principal, and Bonding Company, Safeco Insurance Company of America a corporation duly organized the laws of the Territory of Guam, as Surety, hereinafter called the Surety, are held firmly bound unto the Territory of Guam for the sum of Fifteen Percent (15%) of Total Bid Amount Dollars (\$ 15% of bid amount), for Payment of which sum well and truly to be made, the said Principal and the said Surety bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for;

IFB NO. 032-2013
FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

NOW, THEREFORE, if the Territory of Guam shall accept the bid of the Principal and the Principal shall enter into a Contract with the Territory of Guam in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Territory of Guam the difference not to exceed the penalty hereof between the amounts specified in said bid and such larger amount for which the Territory of Guam may in good faith contract with another party to perform work covered by said bid or an appropriate liquidated amount as specified in the Invitation of Bids then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 12th day of September 2013

Karen Brown
G4S Security Systems (Guam), Inc.

(PRINCIPAL) (SEAL)

Pamela A. Cruz
(WITNESS)

Safeco Insurance Company of America

(SURETY) (SEAL)

Pamela A. Cruz
(ATTORNEY-IN-FACT)

Satomi Kobayashi
(WITNESS)

Garnet W. Elliott, Assistant Secretary
(TITLE)

David M. Carey, Assistant Secretary
(TITLE)

Countersigned by: Takagi & Associates, Inc.
Resident General Agent

This form shall be submitted in the Bid Envelope.
GDOE Procurement Form 001

Government Standard Form 88-1

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

4107588

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

SAFECO INSURANCE COMPANY OF AMERICA
SEATTLE, WASHINGTON
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Safeco Insurance Company of America (the "Company"), a Washington stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint **PAMELA A. CRUZ, HIDENOBU TAKAGI, JOSEPH C. BARCINAS, JO TAKAGI, ALL OF THE CITY OF TUMON, STATE OF GUAM**.....

..... each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding **ONE HUNDRED MILLION AND 00/100***** DOLLARS (\$ 100,000,000*****)** each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE IV - Execution of Contracts: Section 12. Surety Bonds and Undertakings.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitations as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and executed, such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article IV, Section 12 of the By-laws, Garnet W. Elliott, Assistant Secretary of Safeco Insurance Company of America, is authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Safeco Insurance Company of America has been affixed thereto in Plymouth Meeting, Pennsylvania this 13th day of September 2010



SAFECO INSURANCE COMPANY OF AMERICA

By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary

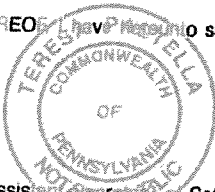
currency rate, interest rate, power of credit, bank deposit, individual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 13th day of September, 2010, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and executed the above Power of Attorney and affixed the corporate seal of Safeco Insurance Company of America thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Safeco Insurance Company of America, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article IV, Section 12 of the By-laws of Safeco Insurance Company of America.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Safeco Insurance Company of America at a meeting duly called and held on the 18th day of September, 2009.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 12th day of September, 2013.



By David M. Carey
David M. Carey, Assistant Secretary

GOVERNMENT OF GUAM
DEPARTMENT OF REVENUE AND TAXATION
OFFICE OF THE INSURANCE COMMISSIONER
CERTIFICATE OF AUTHORITY

RENEWAL
COA184

Know All Men By These Presents That:

Name **SAFECO INSURANCE COMPANY OF AMERICA**

Address **SAFECO PLAZA
SEATTLE**

WA 98185

Classes of Insurance } FIDELITY & SURETY
Authorized } PROP. DAMAGE & LIABILITY

Having complied with the Insurance Law of Guam, is hereby authorized to transact as an insurer, the above named Classes of Insurance in Guam from the 01 day of July, 20 13, to the 01 day of July, 20 14, unless authority is revoked or failure to comply with the law.

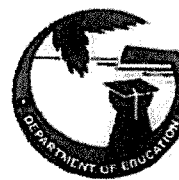
General Agent(s):

CALVO'S INSURANCE UNDERWRITERS INC
TAKAGI & ASSOCIATES INC

In Witness Whereof, I have hereunto subscribed my name officially and have hereon impressed my Seal of Office at the City of Hagatña, Guam on this 14 day of June A.D. 20 13.

Artemio B. Ilagan
ARTEMIO B. ILAGAN

Insurance Commissioner



Special Provisions

FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL 2

RE: GDOE IFB 032-2013

Restriction against Sex Offenders Employed by service providers to Government of Guam from working on Government Property.

G4S Security Systems (Guam), Inc. (COMPANY NAME, hereafter the "Bidder") hereby warrants that if awarded a contract or purchase order pursuant to the IFB referenced above, it shall comply with the provisions of 5 GCA §5253, specifically that no person in its employment who has been convicted of a sex offense under the provisions of chapter 25 of Title 9 of Guam code Annotated or of an offense defined in Article 2 of chapter 28 of Title 9 of the Guam Code annotated, or who has been convicted in any other jurisdiction of an offense with the same elements as heretofore defined, or who is listed on the Sex Offender Registry, shall provide services pursuant to the IFB while on government of Guam property, with the exception of public highways. If any employee is providing services on government property and is convicted subsequent to an award of a contract, then the bidder warrants that it will notify the Guam Department of Education ("GDOE") of the conviction within twenty-four (24) hours of the conviction, and will immediately remove such convicted person from providing services on government property. If the bidder is found to be in violation of any of the provisions of this paragraph, then GDOE will give notice to the bidder to take corrective action. The bidder shall take corrective action within twenty-four (24) hours of notice from the Government, and shall notify the Government when action has been taken. If the bidder fails to take corrective steps within twenty-four (24) hours of notice from GDOE, then GDOE in its sole discretion may temporarily suspend the contract or purchase order.

G4S Security Systems (Guam), Inc.

COMPANY NAME

Kathleen Brown

NAME OF AUTHORIZED REPRESENTATIVE

 9.12.2013
SIGNATURE/DATE



DEPARTMENT OF EDUCATION
 OFFICE OF SUPPLY MANAGEMENT
www.gdoe.net
 Manuel F.L. Guerrero/Administration Building
 2nd Floor, Suite B-220
 Hagatna, Guam 96932
 Telephone: (671) 475-0438/Fax: (671) 472-5001



Jon J.P. Fernandez
 Superintendent of Education

Marcus Y. Pido
 Supply Management Administrator

INVITATION FOR BID - PROPRIETARY DATA DESIGNATION FORM

FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

INVITATION FOR BID (IFB): 032-2013

Pursuant to 2 GAR §3109(I)(2),

Bids and modifications shall be opened publicly in the presence of one or more witnesses, at the time, date, and place designated in the Invitation for Bids.

The opened bids shall be available for public inspection *except to the extent the bidder designates trade secrets or other proprietary data to be confidential* as set forth in 2 GAR §3109(I)(3).

Material so designated shall accompany the bid and shall be readily separable from the bid in order to facilitate public inspection of the non-confidential portion of the bid.

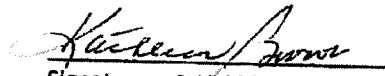
Prices and makes and models or catalogue numbers of the items offered, deliveries, and terms of payment shall be publicly available at the time of bid opening regardless of any designation to the contrary.

Disagreements as to whether information will be considered proprietary will be resolved pursuant to 2 GAR §3109(I)(3).

Bidders wishing to designate information as proprietary must clearly mark such sections within the bid and identify the corresponding sections and page numbers below and return this form with the bid.

I, Kathleen Brown, an authorized representative of G4S Security Systems (Guam) Inc., hereby request that the sections and page numbers listed below of the bid submitted in response to **GDOE IFB No. 032-2013** be considered a trade secret or proprietary data and therefore exempt from public disclosure:

Name: Kathleen Brown
 Title: Treasurer
 Company: G4S Security Systems (Guam), Inc.


 Signature 9.12.2013

BID FORM

Description	Unit	COST
1. Fire Alarm System Up-Grade/Replacement	Lump Sum	\$ 345,414.61
2. Fire Suppression/Sprinkler System Repair	Lump Sum	\$ 132,279.04
Grand Total:		\$ 477,693.65

CHECK BOX IF YOU ARE CLAIMING STATUS AS A SERVICE-DISABLED VETERAN OWNED BUSINESS UNDER 5 G.C.A. § 5012.

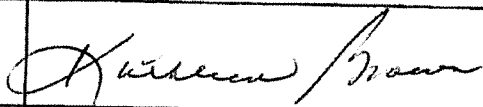
BIDDER REPRESENTATIONS

By signing below, I represent that I am an authorized representative of

G4S Security Systems (Guam) Inc.

PRINT COMPANY NAME

and that by submission of this bid the company is making an offer to perform the work described in GDOE IFB 032-2013 for the price stated above. I also confirm that the bid price shall remain firm and irrevocable for ninety (90) days from the opening of this bid.

Name of Bidder (Company Name):	G4S Security Systems (Guam), Inc.		
Signature of Authorized Representative:		Date:	9.12.2013
Printed Name of Authorized Representative:	Kathleen Brown	Title:	Treasurer

AFFIDAVIT DISCLOSING OWNERSHIP and COMMISSIONS

CITY OF Hagatna)
) ss.
 ISLAND OF GUAM)

A. I, the undersigned, being first duly sworn, depose and say that I am an authorized representative of the offeror and that *[please check only one]*:

- The offeror is an individual or sole proprietor and owns the entire (100%) interest in the offering business.
- The offeror is a corporation, partnership, joint venture, or association known as G4S Security Systems (Guam), Inc. *[please state name of offeror company]*, and the persons, companies, partners, or joint venturers who have held more than 10% of the shares or interest in the offering business during the 365 days immediately preceding the submission date of the proposal are as follows *[if none, please so state]*:

<u>Name</u>	<u>Address</u>	<u>% of Interest</u>
G4S International 105 (UK) Limited	The Manor, Manor Royal Crawley, West Sussex	100%
	RH10 9UN	
	United Kingdom	

B. Further, I say that the persons who have received or are entitled to receive a commission, gratuity or other compensation for procuring or assisting in obtaining business related to the bid or proposal for which this affidavit is submitted are as follows *[if none, please so state]*:

<u>Name</u>	<u>Address</u>	<u>Compensation</u>

C. If the ownership of the offering business should change between the time this affidavit is made and the time an award is made or a contract is entered into, then I promise personally to update the disclosure required by 5 GCA §5233 by delivering another affidavit to the government.

[Signature]
 Signature of one of the following:
 Offeror, if the offeror is an individual;
 Partner, if the offeror is a partnership;
 Officer, if the offeror is a corporation.

Subscribed and sworn to before me
 this 12th day of September, 2013.
[Signature]
 NOTARY PUBLIC
 My commission expires: 3-5 2015

AG Procurement Form 002 (Rev Nov 17, 2005)

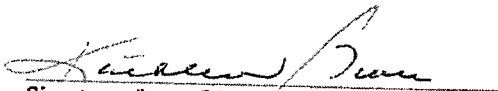
EMAILINA C. MARIANO
 Notary Public
 In and for Guam, U.S.A.
 My Commission Expires: March 5, 2015
 P.O. Box 5366 Hagatna, Guam 96932

AFFIDAVIT re NON-COLLUSION

CITY OF Hagatna)
) ss.
ISLAND OF GUAM)

Kathleen Brown [state name of affiant signing below], being first duly sworn, deposes and says that:

1. The name of the offering company or individual is [state name of company] G4S Security Systems (Guam), Inc.
2. The proposal for the solicitation identified above is genuine and not collusive or a sham. The offeror has not colluded, conspired, connived or agreed, directly or indirectly, with any other offeror or person, to put in a sham proposal or to refrain from making an offer. The offeror has not in any manner, directly or indirectly, sought by an agreement or collusion, or communication or conference, with any person to fix the proposal price of offeror or of any other offeror, or to fix any overhead, profit or cost element of said proposal price, or of that of any other offeror, or to secure any advantage against the government of Guam or any other offeror, or to secure any advantage against the government of Guam or any person interested in the proposed contract. All statements in this affidavit and in the proposal are true to the best of the knowledge of the undersigned. This statement is made pursuant to 2 GAR Division 4 § 3126(b).
3. I make this statement on behalf of myself as a representative of the offeror, and on behalf of the offeror's officers, representatives, agents, subcontractors, and employees.

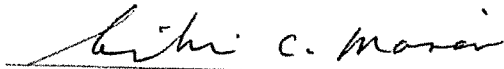


Signature of one of the following:

Offeror, if the offeror is an individual;
Partner, if the offeror is a partnership;
Officer, if the offeror is a corporation.

Subscribed and sworn to before me

this 12th day of September, 2013



NOTARY PUBLIC

My commission expires 3-5 2015

AG Procurement Form 003 (Jul. 12, 2010)

EMAILINA C. MARIANO
Notary Public
In and for Guam, U.S.A.
My Commission Expires: March 5, 2015
P.O. Box 5366 Hagåtña, Guam 96932

AFFIDAVIT re NO GRATUITIES or KICKBACKS

CITY OF Hagatna)
) ss.
ISLAND OF GUAM)


kathleen Brown [state name of affiant signing below], being first duly sworn, deposes and says that:

1. The name of the offering firm or individual is [state name of offeror company] G4S Security Systems (Guam) Inc.. Affiant is Treasurer [state one of the following: the offeror, a partner of the offeror, an officer of the offeror] making the foregoing identified bid or proposal.

2. To the best of affiant's knowledge, neither affiant, nor any of the offeror's officers, representatives, agents, subcontractors, or employees have violated, are violating the prohibition against gratuities and kickbacks set forth in 2 GAR Division 4 § 11107(e). Further, affiant promises, on behalf of offeror, not to violate the prohibition against gratuities and kickbacks as set forth in 2 GAR Division 4 § 11107(e).

3. To the best of affiant's knowledge, neither affiant, nor any of the offeror's officers, representatives, agents, subcontractors, or employees have offered, given or agreed to give, any government of Guam employee or former government employee, any payment, gift, kickback, gratuity or offer of employment in connection with the offeror's proposal.

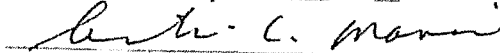
4. I make these statements on behalf of myself as a representative of the offeror, and on behalf of the offeror's officers, representatives, agents, subcontractors, and employees.


Signature of one of the following:

Offeror, if the offeror is an individual;
Partner, if the offeror is a partnership;
Officer, if the offeror is a corporation.

Subscribed and sworn to before me

this 12th day of September, 2013.



NOTARY PUBLIC

My commission expires 3-5, 2015.

AG Procurement Form 004 (Jul 12, 2010)

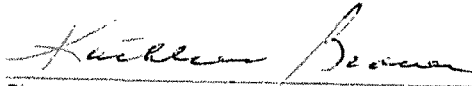
EMILINA C. MARIANO
Notary Public
In and for Guam, U.S.A.
My Commission Expires: March 5, 2015
P.O. Box 5366 Hagåtña, Guam 96932

AFFIDAVIT RE ETHICAL STANDARDS

CITY OF Hagatna)
) SS,
ISLAND OF GUAM)

Kathleen Brown [state name of affiant signing below], being first
duly sworn, deposes and says that:

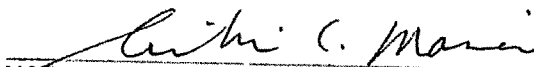
The affiant is Treasurer [state one of the following: the offeror,
a partner of the offeror, an officer of the offeror] making the foregoing identified bid or proposal. To the
best of affiant's knowledge, neither affiant nor any officers, representatives, agents, subcontractors or
employees of offeror have knowingly influenced any government of Guam employee to breach any of the
ethical standards set forth in 5 GCA Chapter 5, Article 11. Further, affiant promises that neither he or
she, nor any officer, representative, agent, subcontractor, or employee of offeror will knowingly
influence any government of Guam employee to breach any ethical standards set forth in 5 GCA Chapter
5, Article 11. These statements are made pursuant to 2 GAR Division 4 § 11103(b).



Signature of one of the following:

Offeror, if the offeror is an individual;
Partner, if the offeror is a partnership;
Officer, if the offeror is a corporation.

Subscribed and sworn to before me
this 12th day of September, 2013.



NOTARY PUBLIC

My commission expires 3-5, 2015.

AG Procurement Form 005 (Jul 12, 2010)

EMAILINA C. MARIANO
Notary Public
In and for Guam, U.S.A.
My Commission Expires: March 5, 2015
P.O. Box 5366 Hagatna, Guam 96932

DECLARATION RE COMPLIANCE WITH U.S. DOL WAGE DETERMINATION

Procurement No.: IFB 032-2013

Name of Offeror Company: G4S Security Systems (Guam), Inc.

I, Kathleen Brown hereby certify under penalty of perjury:

(1) That I am Treasurer [please select one: the offeror, a partner of the offeror, an officer of the offeror] making the bid or proposal in the foregoing identified procurement;

(2) That I have read and understand the provisions of 5 GCA § 5801 and § 5802 which read:

§ 5801. Wage Determination Established.

In such cases where the government of Guam enters into contractual arrangements with a sole proprietorship, a partnership or a corporation ("contractor") for the provision of a service to the government of Guam, and in such cases where the contractor employs a person(s) whose purpose, in whole or in part, is the direct delivery of service contracted by the government of Guam, then the contractor shall pay such employee(s) in accordance with the Wage Determination for Guam and the Northern Mariana Islands issued and promulgated by the U.S. Department of Labor for such labor as is employed in the direct delivery of contract deliverables to the government of Guam.

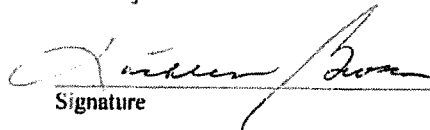
The Wage Determination most recently issued by the U.S. Department of Labor at the time a contract is awarded to a contractor by the government of Guam shall be used to determine wages, which shall be paid to employees pursuant to this Article. Should any contract contain a renewal clause, then at the time of renewal adjustments, there shall be made stipulations contained in that contract for applying the Wage Determination, as required by this Article, so that the Wage Determination promulgated by the U.S. Department of Labor on a date most recent to the renewal date shall apply.

§ 5802. Benefits.

In addition to the Wage Determination detailed in this Article, any contract to which this Article applies shall also contain provisions mandating health and similar benefits for employees covered by this Article, such benefits having a minimum value as detailed in the Wage Determination issued and promulgated by the U.S. Department of Labor, and shall contain provisions guaranteeing a minimum of ten (10) paid holidays per annum per employee.

(3) That the offeror is in full compliance with 5 GCA § 5801 and § 5802, as may be applicable to the procurement referenced herein;

(4) That I have attached the most recent wage determination applicable to Guam issued by the U.S. Department of Labor. [INSTRUCTIONS - Please attach!]


Signature

WD 05-2147 (Rev.-15) was first posted on www.wdol.gov on 06/25/2013

REGISTER OF WAGE DETERMINATIONS UNDER
THE SERVICE CONTRACT ACT
By direction of the Secretary of Labor

U.S. DEPARTMENT OF LABOR
EMPLOYMENT STANDARDS ADMINISTRATION
WAGE AND HOUR DIVISION
WASHINGTON D.C. 20210

Diane C. Koplowaki Division of
Director Wage Determinations

Wage Determination No.: 2005-2147
Revision No.: 15
Date Of Revision: 06/19/2013

States: Guam, Northern Marianas, Wake Island

Area: Guam Statewide
Northern Marianas Statewide
Wake Island Statewide

****Fringe Benefits Required Follow the Occupational Listing****

OCCUPATION CODE - TITLE	FOOTNOTE	RATE
01000 - Administrative Support And Clerical Occupations		
01011 - Accounting Clerk I		12.50
01012 - Accounting Clerk II		13.53
01013 - Accounting Clerk III		15.59
01020 - Administrative Assistant		17.67
01040 - Court Reporter		15.38
01051 - Data Entry Operator I		10.48
01052 - Data Entry Operator II		11.99
01060 - Dispatcher, Motor Vehicle		13.06
01070 - Document Preparation Clerk		12.25
01090 - Duplicating Machine Operator		12.25
01111 - General Clerk I		10.29
01112 - General Clerk II		11.28
01113 - General Clerk III		12.32
01120 - Housing Referral Assistant		17.15
01141 - Messenger Courier		10.12
01191 - Order Clerk I		11.23
01192 - Order Clerk II		12.25
01261 - Personnel Assistant (Employment) I		14.33
01262 - Personnel Assistant (Employment) II		14.90
01263 - Personnel Assistant (Employment) III		16.48
01270 - Production Control Clerk		18.34
01280 - Receptionist		9.67
01290 - Rental Clerk		11.10
01300 - Scheduler, Maintenance		13.75
01311 - Secretary I		13.75
01312 - Secretary II		15.38
01313 - Secretary III		17.15
01320 - Service Order Dispatcher		11.57
01410 - Supply Technician		17.67
01420 - Survey Worker		15.26
01531 - Travel Clerk I		11.61
01532 - Travel Clerk II		12.57
01533 - Travel Clerk III		13.44
01611 - Word Processor I		12.25
01612 - Word Processor II		13.75
01613 - Word Processor III		15.38
05000 - Automotive Service Occupations		
05005 - Automobile Body Repairer, Fiberglass		13.34

05010 - Automotive Electrician	
05040 - Automotive Glass Installer	13.06
05070 - Automotive Worker	12.10
05110 - Mobile Equipment Servicer	12.10
05130 - Motor Equipment Metal Mechanic	8.59
05160 - Motor Equipment Metal Worker	13.06
05190 - Motor Vehicle Mechanic	12.10
05220 - Motor Vehicle Mechanic Helper	13.06
05250 - Motor Vehicle Upholstery Worker	10.12
05280 - Motor Vehicle Wrecker	12.10
05310 - Painter, Automotive	12.10
05340 - Radiator Repair Specialist	12.37
05370 - Tire Repairer	12.10
05400 - Transmission Repair Specialist	7.81
07000 - Food Preparation And Service Occupations	12.10
07010 - Baker	
07041 - Cook I	10.47
07042 - Cook II	9.54
07070 - Dishwasher	11.78
07130 - Food Service Worker	7.25
07210 - Meat Cutter	7.78
07260 - Waiter/Waitress	11.86
09000 - Furniture Maintenance And Repair Occupations	7.59
09010 - Electrostatic Spray Painter	
09040 - Furniture Handler	14.38
09080 - Furniture Refinisher	8.85
09090 - Furniture Refinisher Helper	14.38
09110 - Furniture Repairer, Minor	10.66
09130 - Upholsterer	12.51
11000 - General Services And Support Occupations	14.38
11030 - Cleaner, Vehicles	
11060 - Elevator Operator	8.23
11090 - Gardener	8.23
11122 - Housekeeping Aide	10.99
11150 - Janitor	8.33
11210 - Laborer, Grounds Maintenance	8.23
11240 - Maid or Houseman	9.14
11260 - Pruner	7.25
11270 - Tractor Operator	8.23
11330 - Trail Maintenance Worker	10.33
11360 - Window Cleaner	9.14
12000 - Health Occupations	9.14
12010 - Ambulance Driver	
12011 - Breath Alcohol Technician	15.81
12012 - Certified Occupational Therapist Assistant	15.81
12015 - Certified Physical Therapist Assistant	21.70
12020 - Dental Assistant	21.70
12025 - Dental Hygienist	13.20
12030 - EKG Technician	29.85
12035 - Electroneurodiagnostic Technologist	23.96
12040 - Emergency Medical Technician	23.96
12071 - Licensed Practical Nurse I	15.81
12072 - Licensed Practical Nurse II	14.14
12073 - Licensed Practical Nurse III	15.81
12100 - Medical Assistant	17.63
12130 - Medical Laboratory Technician	11.54
12160 - Medical Record Clerk	14.14
12190 - Medical Record Technician	11.82
12195 - Medical Transcriptionist	13.59
12210 - Nuclear Medicine Technologist	14.14
	34.75

12221 - Nursing Assistant I	
12222 - Nursing Assistant II	10.03
12223 - Nursing Assistant III	11.30
12224 - Nursing Assistant IV	12.31
12235 - Optical Dispenser	13.84
12236 - Optical Technician	15.81
12250 - Pharmacy Technician	14.14
12280 - Phlebotomist	13.41
12305 - Radiologic Technologist	13.84
12311 - Registered Nurse I	22.64
12312 - Registered Nurse II	20.70
12313 - Registered Nurse II, Specialist	25.32
12314 - Registered Nurse III	25.32
12315 - Registered Nurse III, Anesthetist	30.64
12316 - Registered Nurse IV	30.64
12317 - Scheduler (Drug and Alcohol Testing)	36.72
13000 - Information And Arts Occupations	19.59
13011 - Exhibits Specialist I	
13012 - Exhibits Specialist II	15.06
13013 - Exhibits Specialist III	18.66
13041 - Illustrator I	22.83
13042 - Illustrator II	15.06
13043 - Illustrator III	18.66
13047 - Librarian	22.83
13050 - Library Aide/Clerk	20.66
13054 - Library Information Technology Systems Administrator	12.00
	18.66
13058 - Library Technician	
13061 - Media Specialist I	15.06
13062 - Media Specialist II	13.46
13063 - Media Specialist III	15.06
13071 - Photographer I	16.80
13072 - Photographer II	12.82
13073 - Photographer III	14.32
13074 - Photographer IV	17.75
13075 - Photographer V	21.73
13110 - Video Teleconference Technician	26.30
14000 - Information Technology Occupations	12.91
14041 - Computer Operator I	
14042 - Computer Operator II	13.65
14043 - Computer Operator III	15.76
14044 - Computer Operator IV	17.56
14045 - Computer Operator V	19.50
14071 - Computer Programmer I	21.81
14072 - Computer Programmer II	(see 1) 15.73
14073 - Computer Programmer III	(see 1) 19.50
14074 - Computer Programmer IV	(see 1) 23.84
14101 - Computer Systems Analyst I	(see 1)
14102 - Computer Systems Analyst II	(see 1) 24.23
14103 - Computer Systems Analyst III	(see 1)
14150 - Peripheral Equipment Operator	(see 1)
14160 - Personal Computer Support Technician	13.65
15000 - Instructional Occupations	19.50
15010 - Aircrew Training Devices Instructor (Non-Rated)	
15020 - Aircrew Training Devices Instructor (Rated)	24.23
15030 - Air Crew Training Devices Instructor (Pilot)	29.32
15050 - Computer Based Training Specialist / Instructor	33.30
15060 - Educational Technologist	24.23
15070 - Flight Instructor (Pilot)	22.82
15080 - Graphic Artist	33.30
	20.47

15090 - Technical Instructor	
15095 - Technical Instructor/Course Developer	17.65
15110 - Test Proctor	21.58
15120 - Tutor	13.87
16000 - Laundry, Dry-Cleaning, Pressing And Related Occupations	13.87
16010 - Assembler	
16030 - Counter Attendant	8.08
16040 - Dry Cleaner	8.08
16070 - Finisher, Flatwork, Machine	9.34
16090 - Presser, Hand	8.08
16110 - Presser, Machine, Drycleaning	8.08
16130 - Presser, Machine, Shirts	8.08
16160 - Presser, Machine, Wearing Apparel, Laundry	8.08
16190 - Sewing Machine Operator	8.08
16220 - Tailor	9.86
16250 - Washer, Machine	10.33
19000 - Machine Tool Operation And Repair Occupations	8.46
19010 - Machine-Tool Operator (Tool Room)	
19040 - Tool And Die Maker	14.49
21000 - Materials Handling And Packing Occupations	18.20
21020 - Forklift Operator	
21030 - Material Coordinator	12.49
21040 - Material Expediter	18.34
21050 - Material Handling Laborer	18.34
21071 - Order Filler	10.65
21080 - Production Line Worker (Food Processing)	9.66
21110 - Shipping Packer	12.49
21130 - Shipping/Receiving Clerk	13.33
21140 - Store Worker I	13.33
21150 - Stock Clerk	13.23
21210 - Tools And Parts Attendant	18.58
21410 - Warehouse Specialist	12.49
23000 - Mechanics And Maintenance And Repair Occupations	12.49
23010 - Aerospace Structural Welder	
23021 - Aircraft Mechanic I	20.69
23022 - Aircraft Mechanic II	19.70
23023 - Aircraft Mechanic III	20.69
23040 - Aircraft Mechanic Helper	21.74
23050 - Aircraft, Painter	13.70
23060 - Aircraft Servicer	18.50
23080 - Aircraft Worker	16.09
23110 - Appliance Mechanic	17.38
23120 - Bicycle Repairer	14.49
23125 - Cable Splicer	9.74
23130 - Carpenter, Maintenance	15.43
23140 - Carpet Layer	13.00
23160 - Electrician, Maintenance	13.55
23181 - Electronics Technician Maintenance I	14.99
23182 - Electronics Technician Maintenance II	14.72
23183 - Electronics Technician Maintenance III	15.05
23260 - Fabric Worker	18.31
23290 - Fire Alarm System Mechanic	12.60
23310 - Fire Extinguisher Repairer	15.43
23311 - Fuel Distribution System Mechanic	11.67
23312 - Fuel Distribution System Operator	15.43
23370 - General Maintenance Worker	13.01
23380 - Ground Support Equipment Mechanic	11.95
23381 - Ground Support Equipment Servicer	19.70
23382 - Ground Support Equipment Worker	16.09
23391 - Gunsmith I	17.38
	11.67

23392 - Gunsmith II	13.55
23393 - Gunsmith III	15.43
23410 - Heating, Ventilation And Air-Conditioning Mechanic	15.76
23411 - Heating, Ventilation And Air Contditioning Mechanic (Research Facility)	16.55
23430 - Heavy Equipment Mechanic	15.15
23440 - Heavy Equipment Operator	13.73
23460 - Instrument Mechanic	15.43
23465 - Laboratory/Shelter Mechanic	14.49
23470 - Laborer	10.65
23510 - Locksmith	14.49
23530 - Machinery Maintenance Mechanic	17.38
23550 - Machinist, Maintenance	15.43
23580 - Maintenance Trades Helper	9.92
23591 - Metrology Technician I	15.43
23592 - Metrology Technician II	16.41
23593 - Metrology Technician III	17.37
23640 - Millwright	15.43
23710 - Office Appliance Repairer	14.38
23760 - Painter, Maintenance	13.55
23790 - Pipefitter, Maintenance	15.32
23810 - Plumber, Maintenance	14.38
23820 - Pneudraulic Systems Mechanic	15.43
23850 - Rigger	15.43
23870 - Scale Mechanic	13.55
23890 - Sheet-Metal Worker, Maintenance	15.21
23910 - Small Engine Mechanic	13.55
23931 - Telecommunications Mechanic I	19.01
23932 - Telecommunications Mechanic II	19.76
23950 - Telephone Lineman	18.24
23960 - Welder, Combination, Maintenance	14.66
23965 - Well Driller	15.43
23970 - Woodcraft Worker	15.43
23980 - Woodworker	11.67
24000 - Personal Needs Occupations	
24570 - Child Care Attendant	10.09
24580 - Child Care Center Clerk	12.58
24610 - Chore Aide	12.43
24620 - Family Readiness And Support Services Coordinator	12.44
24630 - Homemaker	16.12
25000 - Plant And System Operations Occupations	
25010 - Boiler Tender	15.43
25040 - Sewage Plant Operator	14.49
25070 - Stationary Engineer	15.43
25190 - Ventilation Equipment Tender	10.73
25210 - Water Treatment Plant Operator	14.49
27000 - Protective Service Occupations	
27004 - Alarm Monitor	10.90
27007 - Baggage Inspector	7.35
27008 - Corrections Officer	12.05
27010 - Court Security Officer	12.05
27030 - Detection Dog Handler	10.90
27040 - Detention Officer	12.05
27070 - Firefighter	12.05
27101 - Guard I	7.37
27102 - Guard II	10.90
27131 - Police Officer I	12.05
27132 - Police Officer II	13.40

28000 - Recreation Occupations	
28041 - Carnival Equipment Operator	
28042 - Carnival Equipment Repairer	9.53
28043 - Carnival Equipment Worker	10.08
28210 - Gate Attendant/Gate Tender	7.78
28310 - Lifeguard	13.18
28350 - Park Attendant (Aide)	11.01
28510 - Recreation Aide/Health Facility Attendant	14.74
28515 - Recreation Specialist	10.76
28630 - Sports Official	18.26
28690 - Swimming Pool Operator	11.74
29000 - Stevedoring/Longshoremen Occupational Services	17.71
29010 - Blocker And Bracer	
29020 - Hatch Tender	15.20
29030 - Line Handler	15.20
29041 - Stevedore I	15.20
29042 - Stevedore II	14.22
30000 - Technical Occupations	16.25
30010 - Air Traffic Control Specialist, Center (HFO) (see 2)	35.77
30011 - Air Traffic Control Specialist, Station (HFO) (see 2)	24.66
30012 - Air Traffic Control Specialist, Terminal (HFO) (see 2)	27.16
30021 - Archeological Technician I	17.49
30022 - Archeological Technician II	19.56
30023 - Archeological Technician III	24.21
30030 - Cartographic Technician	23.18
30040 - Civil Engineering Technician	21.93
30061 - Drafter/CAD Operator I	17.49
30062 - Drafter/CAD Operator II	19.56
30063 - Drafter/CAD Operator III	20.74
30064 - Drafter/CAD Operator IV	24.21
30081 - Engineering Technician I	14.62
30082 - Engineering Technician II	16.41
30083 - Engineering Technician III	18.36
30084 - Engineering Technician IV	22.34
30085 - Engineering Technician V	27.83
30086 - Engineering Technician VI	33.66
30090 - Environmental Technician	21.10
30210 - Laboratory Technician	20.74
30240 - Mathematical Technician	23.34
30361 - Paralegal/Legal Assistant I	19.06
30362 - Paralegal/Legal Assistant II	21.53
30363 - Paralegal/Legal Assistant III	26.35
30364 - Paralegal/Legal Assistant IV	30.80
30390 - Photo-Optics Technician	21.93
30461 - Technical Writer I	22.17
30462 - Technical Writer II	27.10
30463 - Technical Writer III	32.79
30491 - Unexploded Ordnance (UXO) Technician I	22.74
30492 - Unexploded Ordnance (UXO) Technician II	27.51
30493 - Unexploded Ordnance (UXO) Technician III	32.97
30494 - Unexploded (UXO) Safety Escort	22.74
30495 - Unexploded (UXO) Sweep Personnel	22.74
30620 - Weather Observer, Combined Upper Air Or Surface Programs	(see 2) 20.74
30621 - Weather Observer, Senior	(see 2) 23.00
31000 - Transportation/Mobile Equipment Operation Occupations	
31020 - Bus Aide	8.15
31030 - Bus Driver	9.69
31043 - Driver Courier	8.97
31260 - Parking and Lot Attendant	7.25

31290 - Shuttle Bus Driver	
31310 - Taxi Driver	9.99
31361 - Truckdriver, Light	8.21
31362 - Truckdriver, Medium	8.97
31363 - Truckdriver, Heavy	11.61
31364 - Truckdriver, Tractor-Trailer	12.48
99000 - Miscellaneous Occupations	12.48
99030 - Cashier	
99050 - Desk Clerk	7.46
99095 - Embalmer	9.70
99251 - Laboratory Animal Caretaker I	22.74
99252 - Laboratory Animal Caretaker II	16.24
99310 - Mortician	17.04
99410 - Pest Controller	22.74
99510 - Photofinishing Worker	13.28
99710 - Recycling Laborer	11.95
99711 - Recycling Specialist	10.76
99730 - Refuse Collector	16.27
99810 - Sales Clerk	10.24
99820 - School Crossing Guard	8.95
99830 - Survey Party Chief	15.03
99831 - Surveying Aide	20.30
99832 - Surveying Technician	11.54
99840 - Vending Machine Attendant	15.00
99841 - Vending Machine Repairer	20.19
99842 - Vending Machine Repairer Helper	23.57
	20.19

ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$3.81 per hour or \$152.40 per week or \$660.40 per month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; and 4 weeks after 3 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: A minimum of ten paid holidays per year, New Year's Day, Martin Luther King Jr's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. (A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4174)

THE OCCUPATIONS WHICH HAVE NUMBERED FOOTNOTES IN PARENTHESES RECEIVE THE FOLLOWING:

1) COMPUTER EMPLOYEES: Under the SCA at section 8(b), this wage determination does not apply to any employee who individually qualifies as a bona fide executive, administrative, or professional employee as defined in 29 C.F.R. Part 541. Because most Computer System Analysts and Computer Programmers who are compensated at a rate not less than \$27.63 (or on a salary or fee basis at a rate not less than \$455 per week) an hour would likely qualify as exempt computer professionals, (29 C.F.R. 541.400) wage rates may not be listed on this wage determination for all occupations within those job families. In addition, because this wage determination may not

list a wage rate for some or all occupations within those job families if the survey data indicates that the prevailing wage rate for the occupation equals or exceeds \$27.63 per hour. Conformance may be necessary for certain nonexempt employees. For example, if an individual employee is nonexempt but nevertheless performs duties within the scope of one of the Computer Systems Analyst or Computer Programmer occupations for which this wage determination does not specify an SCA wage rate, then the wage rate for that employee must be conformed in accordance with the conformance procedures described in the conformance note included on this wage determination.

Additionally, because job titles vary widely and change quickly in the computer industry, job titles are not determinative of the application of the computer professional exemption. Therefore, the exemption applies only to computer employees who satisfy the compensation requirements and whose primary duty consists of:

- (1) The application of systems analysis techniques and procedures, including consulting with users, to determine hardware, software or system functional specifications;
- (2) The design, development, documentation, analysis, creation, testing or modification of computer systems or programs, including prototypes, based on and related to user or system design specifications;
- (3) The design, documentation, testing, creation or modification of computer programs related to machine operating systems; or
- (4) A combination of the aforementioned duties, the performance of which requires the same level of skills. (29 C.F.R. 541.400).

2) AIR TRAFFIC CONTROLLERS AND WEATHER OBSERVERS - NIGHT PAY & SUNDAY PAY: If you work at night as part of a regular tour of duty, you will earn a night differential and receive an additional 10% of basic pay for any hours worked between 6pm and 6am. If you are a full-time employed (40 hours a week) and Sunday is part of your regularly scheduled workweek, you are paid at your rate of basic pay plus a Sunday premium of 25% of your basic rate for each hour of Sunday work which is not overtime (i.e. occasional work on Sunday outside the normal tour of duty is considered overtime work).

HAZARDOUS PAY DIFFERENTIAL: An 8 percent differential is applicable to employees employed in a position that represents a high degree of hazard when working with or in close proximity to ordnance, explosives, and incendiary materials. This includes work such as screening, blending, dying, mixing, and pressing of sensitive ordnance, explosives, and pyrotechnic compositions such as lead azide, black powder and photoflash powder. All dry-house activities involving propellants or explosives.

Demilitarization, modification, renovation, demolition, and maintenance operations on sensitive ordnance, explosives and incendiary materials. All operations involving regrading and cleaning of artillery ranges.

A 4 percent differential is applicable to employees employed in a position that represents a low degree of hazard when working with, or in close proximity to ordnance, (or employees possibly adjacent to) explosives and incendiary materials which involves potential injury such as laceration of hands, face, or arms of the employee engaged in the operation, irritation of the skin, minor burns and the like; minimal damage to immediate or adjacent work area or equipment being used. All operations involving, unloading, storage, and hauling of ordnance, explosive, and incendiary ordnance material other than small arms ammunition. These differentials are only applicable to work that has been specifically designated by the agency for ordnance, explosives, and incendiary material differential pay.

**** UNIFORM ALLOWANCE ****

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state or

local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary affirmative proof as to the actual cost), reimburse all employees for such cleaning and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of "wash and wear" materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations", Fifth Edition, April 2006, unless otherwise indicated. Copies of the Directory are available on the Internet. A links to the Directory may be found on the WHD home page at <http://www.dol.gov/esa/whd/> or through the Wage Determinations On-Line (WDOL) Web site at <http://wdol.gov/>.

REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE {Standard Form 1444 (SF 1444)}

Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination. Such conformed classes of employees shall be paid the monetary wages and furnished the fringe benefits as are determined. Such conforming process shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees. The conformed classification, wage rate, and/or fringe benefits shall be retroactive to the commencement date of the contract. {See Section 4.6 (C) (vi)} When multiple wage determinations are included in a contract, a separate SF 1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation(s) and computes a proposed rate(s).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title(s), a Federal grade equivalency (FGE) for each proposed classification(s), job description(s), and rationale for proposed wage rate(s), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees

performs any contract work.

- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, for review. (See section 4.6(b)(2) of Regulations 29 CFR Part 4).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour decision to the contractor.
- 6) The contractor informs the affected employees.

Information required by the Regulations must be submitted on SF 1444 or bond paper.

When preparing a conformance request, the "Service Contract Act Directory of Occupations" (the Directory) should be used to compare job definitions to insure that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination. Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination.

AFFIDAVIT re CONTINGENT FEES

CITY OF Hagatna)
) ss.
ISLAND OF GUAM)

Kathleen Brown [state name of affiant signing below], being first duly sworn, deposes and says that:

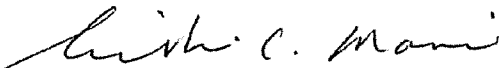
1. The name of the offering company or individual is [state name of company] G4S Security Systems (Guam), Inc.
2. As a part of the offering company's bid or proposal, to the best of my knowledge, the offering company has not retained any person or agency on a percentage, commission, or other contingent arrangement to secure this contract. This statement is made pursuant to 2 GAR Division 4 11108(f).
3. As a part of the offering company's bid or proposal, to the best of my knowledge, the offering company has not retained a person to solicit or secure a contract with the government of Guam upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies for the purpose of securing business. This statement is made pursuant to 2 GAR Division 4 11108(h).
4. I make these statements on behalf of myself as a representative of the offeror, and on behalf of the offeror's officers, representatives, agents, subcontractors, and employees.


Signature of one of the following:

Offeror, if the offeror is an individual;
Partner, if the offeror is a partnership;
Officer, if the offeror is a corporation.

Subscribed and sworn to before me

this 12th day of September, 2013.

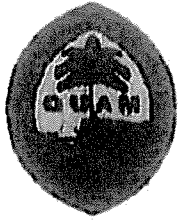


NOTARY PUBLIC

My commission expires 3-5, 2015

AG Procurement Form 007 (Jul 15 2010)

EMAILINA C. MARIANO
Notary Public
In and for Guam, U.S.A.
My Commission Expires: March 5, 2015
P.O. Box 5366 Hagatna, Guam 96932



Jon J. P. Fernandez
Superintendent of Education

**DEPARTMENT OF EDUCATION
OFFICE OF SUPPLY MANAGEMENT**

www.gdoe.net
Manuel F.L. Guerrero/Administration Building
2nd Floor, Suite R-220
Hagatna, Guam 96932
Telephone: (671) 475-0438/Fax: (671) 472-5001



Marcus Y. Pido
Supply Management Administrator

Date: June 14, 2013

Please review the attached documents. (All amendments can be reviewed on our website) Please sign this acknowledgement page and return only this signed page via fax (671) 472-5001 or e-mail to: aggarcia@gdoe.net.

1. Silas Kadiasang, an authorized representative of the company named below, acknowledge receipt of **CLARIFICATION #1**. Number of pages received (including this coversheet) **2** for IFB/RFP: **GDOE IFB 032-2013**, Title: **DESIGN BUILD: FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL**.

AMENDMENT ACKNOWLEDGEMENT FORM

G4S Security Systems
Company Name (Print)

Silas Kadiasang
Print Name

Silas Kadiasang
Signature

September 10, 2013
Time and Date

IFB/RFP 032-2013

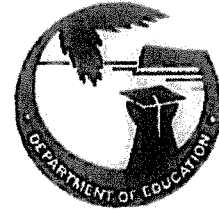
Title: **DESIGN BUILD
FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM
REPAIR FOR SOUTHERN HIGH SCHOOL.**



ION J. P. FERNANDEZ
Superintendent of Education

**OFFICE OF SUPPLY MANAGEMENT
GUAM DEPARTMENT OF EDUCATION**

*Manuel F.L. Guerrero / Administration Building
2nd. Floor, Suite B-220
Hagåtña, Guam 96932
Telephone: (671) 300-1581
Fax: (671) 472-5001*



MARCUS Y. PIDO
Supply Management Administrator

CLARIFICATION NO. 1

September 6, 2013

Gentlemen:

Please refer to our invitation for bid no. Q002 113 022 2013, BIDDING BOUND: FIRE ALARMS SYSTEMS
UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH
SCHOOL a copy of which was issued to your company for consideration.

Please make necessary change (s) specified below:

AMEND BID SUBMISSION DATE AND TIME TO READ:

FROM: THURSDAY, September 16, 2013 at 10:00 a.m.

To: MONDAY, September 16, 2013 at 10:00 a.m.

All else remains same.

Sincerely

MARCUS Y. PIDO
Supply Management Administrator



G4S Security Systems (Guam) Inc.
1851 Army Drive
Harmon, GU, 96913
Tel: (671) 646-2307
Fax: (671) 649-7245
Email: sil.kadlasing@gu.g4s.com

September 11, 2013

Mr. Garcia
GDOE
aggarcia@gdoe.net

RE: IFB No. 032-2113 Additional Questions

Question:

1. Item C, under Fire alarm system on page 4 states, "Provide and install new intelligent addressable Fire alarm/Mass Notification System complete with all new appliances, conduits, wiring etc."

During the Pre-Bid Conference this past Monday, a question was asked about whether existing conduit can be used. The answer was yes.

Can existing Fire Alarm Conduit be use, and thereby saving the Government a lot of money?

Sincerely

Silas Kadlasing
Project/Implementation Manager
G4S Security Systems (Guam), Inc.
Phone: 671-646-2307
Fax: 671-649-7245
E-mail: sil.kadlasing@gu.g4s.com

EXHIBIT 2

BID FORM

Description	Unit	COST
1. Fire Alarm System Up-Grade/Replacement	Lump Sum	\$ 451,700. ⁰⁰
2. Fire Suppression/Sprinkler System Repair	Lump Sum	\$ 48,280. ⁰⁰
Grand Total:		\$ 499,980.⁰⁰

CHECK BOX IF YOU ARE CLAIMING STATUS AS A SERVICE-DISABLED VETERAN OWNED BUSINESS UNDER 5 G.C.A. § 5012.

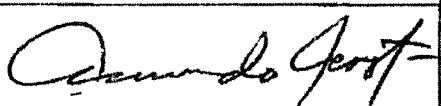
BIDDER REPRESENTATIONS

signing below, I represent that I am an authorized representative of

ORION CONSTRUCTION CORPORATION (GUAM)

PRINT COMPANY NAME

and that by submission of this bid the company is making an offer to perform the work described in IOE IFB 032-2013 for the price stated above. I also confirm that the bid price shall remain firm and irrevocable for ninety (90) days from the opening of this bid.

Name of Bidder (Company Name):	ORION CONSTRUCTION CORPORATION (GUAM)		
Signature of Authorized Representative:		Date:	September 16, 2013
Printed Name of Authorized Representative:	Armando T. Acosta	Title:	Vice President

GDOE CAPITAL IMPROVEMENT PROJECT
DESIGN BUILD

FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

IFB No. 032-2013

Page 23

EXHIBIT 3



GUAM DEPARTMENT OF EDUCATION OFFICE OF SUPPLY MANAGEMENT

Manuel F.L. Guerrero / Administration Building
2nd Floor, Suite B-202
Hagåtña, Guam 96932
Telephone: (671) 475-0436/0440
Fax: (671) 472-5001



JON J.P. FERNANDEZ
Superintendent of Education

MARCUS Y. PIDO
Supply Management Administrator

BID STATUS

September 16, 2013

G4S Security Systems (Guam) Inc.
1851 Army Drive
Harmon, Guam 96913
Tel: (671) 646-2307
Fax: (671) 649-7245
E-Mail: sil.kadlasang@gu.g4s.com

mypido@gdoe.net
300-1581

Attn: Prudencio Miguel, Jr.
President

Bid no.: GDOE IFB 032-2012

OPENED: Monday, September 16, 2013 @ 10:00 A.M.

Description: DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

The following is the evaluation results of subject bid: Refer to items checked below.

// Cancelled (in its entirety), or partially cancelled due to:

- Insufficient funds
- Change of specifications
- Insufficient number of bidders

/X/ Rejected due to:

- Late submission of bid
- No bid deposit submitted, as required by Section 2.17 titled Bid Bond
- Bid received after the hour established by the Invitation as the time by which all bids must be received.
- Not meeting the delivery requirement as stated in the Invitation for Bid.
- Non-conformance with Specifications
- Inability to provide future maintenance and services to the equipment
- High price
- Others: Section 2.8, titled ACKNOWLEDGEMENT OF AMENDMENTS TO IFB-did not submit within bid documents Clarification No. 2 and Amendment No. 2

// Not Selected due to:

- Higher Price Bid Offered

/X/ Bid is recommended for award to:

Orlon Construction
P.O. BOX 24348
GMF, Barrigada, Guam 96921
Tel: (671) 633-2203
Fax: (671) 633-2208
E-Mail: pmjguel@origuam.com

// Remarks: _____

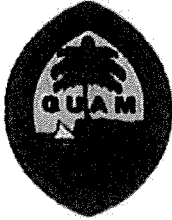
Sincerely,

MARCUS Y. PIDO
Supply Management Administrator

ACKNOWLEDGMENT RECEIPT:

Signature
Date: _____ Time: _____

EXHIBIT 4



JON J. P. FERNANDEZ
Superintendent of Education

**OFFICE OF SUPPLY MANAGEMENT
GUAM DEPARTMENT OF EDUCATION**

*Manuel F.L. Guerrero Administration Building
2nd. Floor, Suite B-220
Hagåtña, Guam 96910
Telephone: (671) 300-1581
Fax: (671) 472-5001*



MARCUS Y. PIDO
Supply Management Administrator

CLARIFICATION NO. 2

September 12, 2013

Gentlemen:

Please refer to our Invitation for Bid No. GDOE IFB 032-2013, DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL a copy of which was issued to your company for consideration.

Please make necessary change (s) specified below:

Questions submitted by EMB Electrical on September 11, 2013:

Question: 1. The Auditorium Theater has and confirm Standalone FAS Panel how about the Gynasium?

Response: The Gym and Auditorium both have stand-alone fire alarm systems and FACP that will need to be tied into the main campus system and FACP.

Question: 2. Is it all Elevator in good condition ?if not how is the procedure if the new design required to install elevator devices inside top of Elevator as per new GFD requirement Is it the owner obligation to fix the elevator to complete the new FAS Design?

Response: The elevators in Buildings 2 & 3 are not operational and are beyond repair. Therefore, the Contractor will not be required to install devices within these elevator shafts.

Questions submitted by G45 on September 11, 2013:

Question: Item C, under Fire alarm system on page 4 states, "Provide and install new intelligent addressable Fire alarm/Mass Notification System complete with all new appliances, conduits, wiring etc."

During the Pre-Bid Conference this past Monday, a question was asked about whether existing conduit can be used. The answer was yes.

Can existing Fire Alarm Conduit be use, and thereby saving the Government a lot of money?

Response: Existing conduits may be used, at the Contractor's discretion, as long as the existing conduit meets all current code requirements.

Questions submitted by Orion Construction on September 11, 2013:

Question: Are drawings designed and stamped by a Professional Electrical Engineer acceptable for required Building Permit Application?

Response: Refer to the AHJ for requirements to obtain a Building Permit.

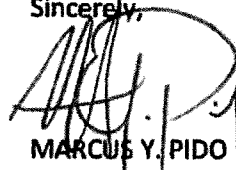
Question: We refer you to Section 4-Forms Required for all Solicitations: Are we to complete and submit with our bid "GDOE Procurement Form 003 Performance Bond" and "GDOE Procurement Form 005 Labor and Material Payment Bond"?

Response: The Performance Bond and Labor and Material Payment Bonds are not required with the Bid Submission, these are for information only and will only be required of the awarded contractor. A Bid Bond is required with the Bid Submission.

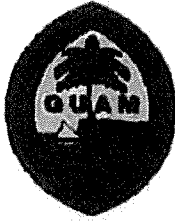
Question: Request Bid Submission Date be extended for 1-week due to time required in conducting site investigation of existing school complex, preparation of initial design and requesting for quotations from various suppliers for the equipment and devices.

Response: The Bid Submission Date will not be extended.
All else remains same.

Sincerely,



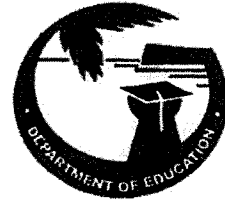
MARCUS Y. PIDO
Supply Management Administrator



Jon J. P. Fernandez
Superintendent of Education

**DEPARTMENT OF EDUCATION
OFFICE OF SUPPLY MANAGEMENT**

www.gdoe.net
Manuel F.L. Guerrero Administration Building
2nd Floor, Suite B-220
Hagatna, Guam 96910
Telephone: (671) 475-0438/Fax: (671) 472-5001



Marcus Y. Pido
Supply Management Administrator

Date: September 12, 2013

Please review the attached documents. (All amendments can be reviewed on our website) Please sign this acknowledgement page and return only this signed page via fax (671) 472-5001 or e-mail to: aggarcia@gdoe.net.

I, _____, an authorized representative of the company named below, acknowledge receipt of **CLARIFICATION #2**. Number of pages received (including this coversheet) **3** for IFB/RFP: GDOE IFB 032-2013, Title: **DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL**

AMENDMENT ACKNOWLEDGEMENT FORM

Company Name (Print)

Print Name

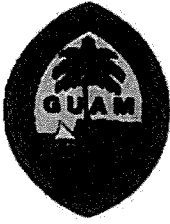
Signature

Time and Date

IFB/RFP 032-2013

Title: **DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL**

EXHIBIT 5



JON J. P. FERNANDEZ
Superintendent of Education

**OFFICE OF SUPPLY MANAGEMENT
GUAM DEPARTMENT OF EDUCATION**

*Manuel F.L. Guerrero Administration Building
2nd. Floor, Suite B-220
Hagåtña, Guam 96910
Telephone: (671) 300-1581
Fax: (671) 472-5001*



MARCUS Y. PIDO
Supply Management Administrator

AMENDMENT NO. 2

September 11, 2013

Gentlemen:

Please refer to our Invitation for Bid No. **GDOE IFB 032-2013, DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL** a copy of which was issued to your company for consideration.

Please make necessary change (s) specified below:

Questions submitted by G4S on September 10, 2013:

Question: 1. Given the short time for this bid, as built Drawings or Floor plans on the entire campus layout, is essential in producing accurate estimates and designs. Can we have these drawing right away?

Response: Floor plans and some electrical drawings are being provided, however, the accuracy of the drawings provided is unknown. It is the Bidder's responsibility to verify all existing conditions and prepare their bids accordingly. (Reference purposes only)- See E-Mail dated September 11, 2013.

Question: 2. Can we extend Deadline for Questions to Thursday to allow time for site walk thru to be inclusive in questionnaire?

Response: Deadline for questions is extended to Thursday, 9/12/13 at 4:00 PM.

Question: 3. Some parts for the existing fire alarm system does not meet fire code. If some of the existing system is to be used for the new system, the conduit for example, are we required to alter the structure to adjust the existing Strobe and Pull stations location so that it meets code?

Response: The new Fire Alarm System must meet current fire code.

Question: 4. The fire alarm wires that will be removed, are we to dispose of it or give to GDOE?

Response: Remove, Dispose and Replace (with new wire) all existing fire alarm wiring.

Question: 5. Will GDOE and School principals approve Outside Classroom works between 8 am and 2:45 pm, and inside classroom work begin 3pm and 9pm?

Response: Work outside the classrooms will be allowed from 8:00AM to 2:45 PM only if it is non-disruptive to the classroom operation (i.e., no drilling, banging, loud noises, etc.).

Question: 6. Will GDOE and School principals Allow/guarantee access to school for Fire alarm work on Saturdays, Sundays, and Holidays between 8am and 5pm?


Response: Contractor will be allowed/granted access t work on weekends and holidays (excluding some major holidays, i.e., Christmas, Thanksgiving, Easter, etc.) with a request to the school administration at least 48 hours in advance.

Question: No Question. N/A (skipped a number).

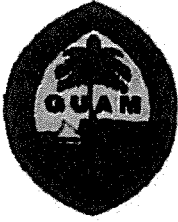
Question: 8. Sometimes the Authority Having Jurisdiction will require additional work outside of the approved plans during their inspection, will this additional work if any constitute additional work under change order?

Response: The project is a Design/Build, therefore the Contractor will be responsible for meeting all requirements of the AHJ at no additional cost to the Owner.
All else remains same.

Sincerely,



MARCUS Y. PIDO
Supply Management Administrator



Jon J. P. Fernandez
Superintendent of Education

**DEPARTMENT OF EDUCATION
OFFICE OF SUPPLY MANAGEMENT**

www.gdoe.net
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Hagatna, Guam 96910
Telephone: (671) 475-0438/Fax: (671) 472-5001



Marcus Y. Pido
Supply Management Administrator

Date: September 11, 2013

Please review the attached documents. (All amendments can be reviewed on our website) Please sign this acknowledgement page and return only this signed page via fax (671) 472-5001 or e-mail to: aggarcia@gdoe.net.

I, _____, an authorized representative of the company named below, acknowledge receipt of **AMENDMENT #2**. Number of pages received (including this coversheet) **3** for IFB/RFP: GDOE IFB 032-2013, Title: **DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL**

AMENDMENT ACKNOWLEDGEMENT FORM

Company Name (Print)

Print Name

Signature

Time and Date

IFB/RFP 032-2013

Title: DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL

EXHIBIT 6



G4S Security Systems (Guam) Inc.

1851 Army Drive
Harmon, GU. 96913
Tel: (671) 646-2307
Fax: (671) 649-7245
Email: sil.kadidasang@gu.g4s.com

September 16, 2013

To: Mr. Marcus Pido
GDOE Supply Management Administrator
Fax; 671-472-5001

From: Silas Kadidasang 
Project/Implementation Manager
Fax: 671-646-7245

RE: IFB No. 032-2113

Dear Mr. Pido,

We have received your BID STATUS that indicates G4S bid was rejected because Clarification No. 2 and Amendment No. 2 was not submitted within our bid documents.

In fact Mr. Pido, we did not receive any Clarification No. 2, or Amendment No. 2. If you have proof that we received them, please let us know. Otherwise we protest the rejection of our bid and the award recommendation to Orion construction.

Thank you for your kind consideration.

Regards,

EXHIBIT 7

Transmission Report

Date/Time: 2013-09-30 03:49:12 p.m. Transmit Header Text: Local Name 1
 Local ID 1: 6716462468 Local Name 1: G4S Marlanas

This document : Confirmed
 (reduced sample and details below)
 Document size : 8.5"x11"



G4S Security Systems (Guam) Inc.
 1851 Army Drive
 Harmon, GU, 96913
 Tel: (671) 646-2307
 Fax: (671) 649-7245
 Email: sil.kadlasang@gu.g4s.com

September 30, 2013

Guam Department of Education
 Office of Supply Management
 Manuel F.J. Guerrero / Administration Building
 2nd floor, Suite B-202
 Hagatna, Guam 96932
 Phone: 671-475-0436/0440

Attn: Mr. Marcus Y. Pido:


REFERENCE: BID NO. GDOE IFB 032-2013

Dear Mr. Pido,
 I still have not received a response to my letter sent to you on September 19, 2013. I contacted your office and was informed that you would be responding. To date, I have not received a response.

We have reviewed Amendment # 2 that was E-mailed to Randy. We find that amendment #2 does not amend anything other than the deadline for submitting questions, and does not require G4S revising its bid.

The fact that your office did not send these amendments to all representatives of G4S who attended the Pre-bid Conference or ensured that the amendments were received, and the fact that G4S's bid is lower than Orion's bid, it would be in the best interest of the Government Guam to award this bid to G4S.

G4S and the Government should not be punished by bid disqualification for reasons I mentioned in my letter to you of September 18, 2013, punished because the Government will have to pay more for this project if it is not awarded to G4S.

Sincerely,

 Silas Kadlasang
 Project/Implementation Manager
 G4S Security Systems (Guam), Inc.
 Phone: 671-646-2307
 Fax: 671-649-7245
 E-mail: sil.kadlasang@gu.g4s.com

Total Pages Scanned : 1

Total Pages Confirmed : 1

o.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
01	634	6714725001	03:48:25 p.m. 2013-09-30	00:00:12	1/1	1	EC	HS	CP26400

Abbreviations:

o: Host send	PL: Polled local	MP: Mailbox print	CP: Completed	TS: Terminated by system
h: Host receive	PR: Polled remote	RP: Report	FA: Fall	G3: Group 3
S: Waiting send	MS: Mailbox save	FF: Fax Forward	TU: Terminated by user	EC: Error Correct



G4S Security Systems (Guam) Inc.
1851 Army Drive
Harmon, GU. 96913
Tel: (671) 646-2307
Fax: (671) 649-7245
Email: sil.kadiasang@gu.g4s.com

September 30, 2013

Guam Department of Education
Office of Supply Management
Manuel F.I. Guerrero / Administration Building
2nd floor, Suite B-202
Hagatna, Guam 96932
Phone: 671-475-0436/0440

Attn: Mr. Marcus Y. Pido:

REFERENCE: BID NO. GDOE IFB 032-2013

Dear Mr. Pido,
I still have not received a response to my letter sent to you on September 19, 2013. I contacted your office and was informed that you would be responding. To date, I have not received a response.

We have reviewed Amendment # 2 that was E-mailed to Randy. We find that amendment #2 does not amend anything other than the deadline for submitting questions, and does not require G4S revising its bid.

The fact that your office did not send these amendments to all representatives of G4S who attended the Pre-bid Conference or ensured that the amendments were received, and the fact that G4S's bid is lower than Orion's bid, it would be in the best interest of the Government Guam to award this bid to G4S.

G4S and the Government should not be punished by bid disqualification for reasons I mentioned in my letter to you of September 19, 2013, punished because the Government will have to pay more for this project if it is not awarded to G4S.

Sincerely,

A handwritten signature in black ink that reads "Silas Kadiasang". The signature is written in a cursive, flowing style.

Silas Kadiasang
Project/Implementation Manager
G4S Security Systems (Guam), Inc.
Phone: 671-646-2307
Fax: 671-649-7245
E-mail: sil.Kadiasang@gu.g4s.com

EXHIBIT 8



G4S Security Systems (Guam) Inc.

1851 Army Drive
Harmon, GU. 96913
Tel: (671) 646-2307
Fax: (671) 649-7245
Email: ed.bitanga@gu.g4s.com

September 30, 2013

Guam Department of Education
Office of Supply Management
Manuel F.I. Guerrero / Administration Building
2nd floor, Suite B-202
Hagatna, Guam 96932
Phone: 671-475-0436/0440

Attn: Mr. Marcus Y. Pido:

REFERENCE: BID NO. GDOE IFB 032-2013

Hafa Adai, Mr. Pido,

I have been in constant communications with Mr. Silas Kadiasang who has been communicating with your office both, through emails as well as, telephonically, regarding the above-mentioned reference.

I have reviewed all correspondences between Silas and your office.

The intent of this letter is to advance the position that "in the interest of the Government of Guam," the award should be to G4S, the lower bidder in the amount of \$477,693.65 versus Orion Construction's bid of \$499,980.00, the difference of \$22,286.35.

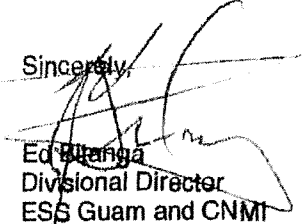
The intent is also to avoid elevating this matter to a higher level.

We have reviewed Amendment # 2 that was emailed to Randy Martin. We find that amendment #2 were answers to G4S' pre-bid written questions and do not require G4S to revise its design pursuant to the project scope and intent.

Moreover, should the cost of equipment and installation increase during the implementation phase, G4S will absorb the cost.

We look forward to a favorable consideration.

Sincerely,



Ed Bitanga
Divisional Director
ESS Guam and CNMI
G4S Security Systems (Guam), Inc.
Phone: 671-646-2307
Fax: 671-649-7245
E-mail: ed.bitanga@gu.g4s.com

Delivery Receipt

Date: October 1, 2013

To: Guam Department of Education
Office of Supply Management
Manuel F.I. Guerrero / Administration Building
2nd Floor, Suite B-202
Hagatna, Guam 96932

Attn: Marcus Y. Pido

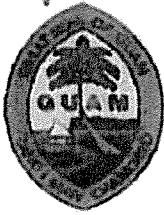
From: Eduardo C. Bitanga
G4S Security Systems (Guam), Inc.

Received by: Edith A. Pinawla **Date:** 10-1-13

Print Name: EDITH A. PINAWLA

PROCUREMENT SECTION
RECEIVED
OCT 1 2013
DEPARTMENT OF EDUCATION
TIME: 10:23 WJ

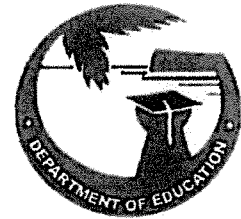
EXHIBIT 9



JON J.P. FERNANDEZ
Superintendent of Education

DEPARTMENT OF EDUCATION OFFICE OF SUPPLY MANAGEMENT

www.gdoe.net
Manuel F.L. Guerrero Administration Building
2nd Floor, Suite B-220
Hagåtña, Guam 96910
Telephone: (671) 475-0438 Fax: (671) 472-5001
Email: procurement@gdoe.net



MARCUS Y. PIDO
Supply Management Administrator

September 19, 2013

Silas Kadiusang
G4S Security Systems (Guam) Inc.
1851 Army Drive
Harmon, Guam 96913
Tel: 646-2307
Fax: 649-7245

Via Email: sil.kadiusang@gu.g4s.com

RE: G4S Security Letter dated September 16, 2013 regarding IFB 032-2013

Dear Mr. Kadiusang,

This is written in response to your letter of dated September 16, 2013 regarding Guam Department of Education (hereafter, "GDOE") Invitation for Bid No. 032-2013 (hereafter, "IFB") for Design Build Fire Alarm System Upgrade/Replacement and Fire Suppression/Sprinkler System Repair for Southern High School. GDOE has reviewed your letter and treats it as a protest of the IFB. For the following reasons below your protest is denied in its entirety.

On Monday, September 9, 2013, GDOE held a Pre-Bid Conference for this IFB at Southern High School. Four representatives from G4S Security Systems (Guam) Inc. (hereafter, "G4S Security") attended the Conference and enlisted themselves on the Sign-In Sheet. See Attachment A. Randy Martin signed himself in as a representative of G4S Security with randyvmartin@gmail.com as his contact e-mail address.

On Wednesday, September 11, 2013, GDOE sent Amendment 2 to all companies who obtained copies of the IFB. Granted, the subject reference of the e-mail message and the title of the attachment were mislabeled as Amendment No. 1. However, upon opening the attachment, the Acknowledgement Page and the amendment both indicate Amendment No. 2. Amendment No. 2 was delivered as an attachment to an e-mail message sent to Randy Martin's e-mail address, randyvmartin@gmail.com. See Attachment B. On the evening of Tuesday, September 10, 2013, Amendment No. 2 was posted to our website at www.gdoe.net.

On Thursday, September 12, 2013, GDOE issued Clarification No. 2 to all companies who obtained copies of the IFB. Clarification No. 2 was delivered as an attachment to an e-mail message sent to Randy Martin's e-mail address, randyvmartin@gmail.com. See Attachment C. On the morning of Thursday, September 12, 2013, Clarification No. 2 was posted to our website at www.gdoe.net.

On neither of these two occasions of sending attachments via e-mail to randyvmartin@gmail.com did GDOE receive any message indicating the failure of the e-mail transmission to randyvmartin@gmail.com. See Attachments D & E.

GDOE cannot be held responsible for the lack of action of non-GDOE employees. While GDOE cannot prove receipt by G4S Security of the e-mail messages sent, there are no indications of failure of those electronic transmissions. Up to this date, there have been no indications refuting Randy Martin is a representative of G4S Security and randyvmartin@gmail.com is his valid contact e-mail address.

Section 2.8 of the IFB requires: "Signed Acknowledgement Forms for every amendment must also be included with the bid submission. Bidders who fail to properly submit Amendment Acknowledgement Forms may be deemed nonresponsive and disqualified from participating in this solicitation." G4S Security did not comply with the instructions of the bid, therefore your bid submission was rejected.

Therefore, GDOE denies your protest in its entirety. Please be advised that you have the right to appeal this denial pursuant to 5 GCA § 5425(e).

Senseramente,



MARCUS Y. PIDO
Supply Management Administrator

ACKNOWLEDGED RECEIPT

Print Name Signature

Date: _____ Time: _____

ATTACHMENT A

(Sign-In Sheet of IFB 032-2013 Pre-Bid Conference)

GDOE IFB 032-2013: Fire Alarm System Upgrade/Replacement and Fire Suppression/Sprinkler System

Sign In Sheet

Company Name	Representative (Pls. Print)	Telephone Number	Fax Number	Mailing Address	E-Mail Address
1 G4S	ERWIN SANTOS	888-8964			gusw.bjff@gmail.com
2					
3 KUDEN	ELMER SANTOS	4878740			elmer_entraze@cpq.com.com
4 KUDEN	RUDY BATA	898-7805			rudy.esta@kpequan.com
5 G4S	Randy martin	646-2308			randyvmartin@gmail.com
6 G4S	Silas Kadiasang	646-2308			Sil.Kadiasang@ga.g4s.co
7 PROPRATEC BUILDING RICOSEMO SISON		477-3109			RJC@ga.com.com
8					
9					

GDOE IFB 032-2013: Fire Alarm System Upgrade/Replacement and Fire Suppression/Sprinkler System

Sign In Sheet

	Company Name	Representative (Pls. Print)	Telephone Number	Fax Number	Mailing Address	E-Mail Address
1	ORION CONST. Corp. (Guam)	RUDY CALIMLIN	633-2203	633-2208	P.O. Box 24348 GMF. GU 96921	ADMIN@ORIONGUAM.COM
2	ORION CONST. CORP. (Guam)	ETWIN ANCHETA	633-2203	633-2208	P.O. Box 24348 GMF GU. 96921	etw@orionguam.com
3	EMB ELECTRICAL INC.	EDWIN ALONZO	689-9828	969-9620	P.O. Box 23665 GMF GUAM 96921	emb@guam.net
4	WSM CONSTRUCTION TULL CORP	JUAN MENeses	8780130		2167A BANGUADR GUAM 96921	meneses@wsmservice.com
5	WSM Construction Company	Willie Meneses	488 2858	653 4370	119 Guam 11A Mirsha Ter. 96921	wsmservice@guam.net
6						
7						
8						
9						

ATTACHMENT B

**(E-mail containing Amendment No. 2 sent to all bidders,
dated September 11, 2013)**



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Amendment No. 1

Albert Garcia <aggarcia@gdoe.net>

Wed, Sep 11, 2013 at 12:06 PM

Bcc: admin@orionguam.com, engr@orionguam.com, emb@guam.net, meneses55@gmail.com, wsm@service@gmail.com, Randy Martin <randyvmartin@gmail.com>, elmer.santos@kpcguam.com, Ricardo Sison <rgyc@guam.net>

Please acknowledge receipt of the attached documents and return either via fax to (671) 472-5001 or E-Mail to aggarcia@gdoe.net.

For Future reference please confirm your fax number and e-mail address. Please provide with legible print.

Albert G. Garcia
Buyer Supervisor II
Office of Supply Management-Procurement
Tel: (671) 300-1582
Fax: (671) 472-5001

In the Country of the "Blind", The One-Eyed Man is "King"

 **GDOE IFB 032-2013 AMENDMENT NO 1.pdf**
72K

ATTACHMENT C

**(E-mail containing Clarification No. 2 sent to all bidders,
dated September 12, 2013)**



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Clarification #2

Albert Garcia <aggarcia@gdoe.net>


Thu, Sep 12, 2013 at 6:19 PM

Bcc: admin@orionguam.com, engr@orionguam.com, edwin alon <emb@guam.net>, "Wilfredo S. Meneses" <wsmservice@gmail.com>, meneses55@gmail.com, Randy Martin <randyvmartin@gmail.com>, elmer.santos@kpcguam.com, Ricardo Sison <rgyc@guam.net>

Please acknowledge receipt of the attached documents and return either via fax to (671) 472-5001 or E-Mail to aggarcia@gdoe.net.

--
Albert G. Garcia
Buyer Supervisor II
Office of Supply Management-Procurement
Tel: (671) 300-1582
Fax: (671) 472-5001

In the Country of the "Blind", The One-Eyed Man is "King"

 **GDOE IFB 032-2013 CLARIFICATION #2.pdf**
68K

ATTACHMENT D

**(Delivery Failure Notices regarding e-mail containing
Amendment No. 2 sent to all bidders, dated September 11,
2013)**



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Amendment No. 1

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Wed, Sep 11, 2013 at 12:06 PM

To: aggarcia@gdoe.net

Delivery to the following recipient failed permanently:

meneses55@gmail.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain gmail.com by gmail-smtp-in1.google.com. [173.194.73.26].

The error that the other server returned was:

550-5.1.1 The email account that you tried to reach does not exist. Please try

550-5.1.1 double-checking the recipient's email address for typos or

550-5.1.1 unnecessary spaces. Learn more at

550 5.1.1 http://support.google.com/mail/bin/answer.py?answer=6596_fw17si5300072vec.66 - gsmtpt

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;

d=1e100.net; s=20130820;

h=x-gm-message-state:mime-version:date:message-id:subject:from:to

:content-type;

bh=G5NAOABk/mFYtNtj3BwYQYV+edQVDE4q3ARs5zqPCuU=;

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sfJw==

X-Gm-Message-State:

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MIME-Version: 1.0

X-Received: by 10.52.100.202 with SMTP id fa10mr211792vdb.0.1378865212453;

Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Received: by 10.58.233.136 with HTTP; Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Date: Wed, 11 Sep 2013 12:06:52 +1000

Message-ID: <CAH5tn+XtXe-2qLJkZg2zZVfpXJQXPP6U4hxhrtH-Js9AqnrRnA@mail.gmail.com>

Subject: GDOE IFB 032-2013 Amendment No. 1

From: Albert Garcia <aggarcia@gdoe.net>

To: undisclosed-recipients;

Content-Type: multipart/mixed; boundary=20cf307f31282e8d1804e612131b

Bcc: meneses55@gmail.com

[Quoted text hidden]



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Amendment No. 1

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Wed, Sep 11, 2013 at 12:06 PM

To: aggarcia@gdoe.net

Delivery to the following recipient failed permanently:

engrs@orionguam.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain orionguam.com by inbound.orionguam.com.netsolmail.net. [206.188.198.64].

The error that the other server returned was:

554 5.7.1 The message from (<aggarcia@gdoe.net>) with the subject of (GDOE IFB 032-2013 Amendment No. 1) matches a profile the Internet community may consider spam. Please revise your message before resending.

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=1e100.net; s=20130820; h=x-gm-message-state:mime-version:date:message-id:subject:from:to:content-type; bh=G5NAOABk/mFYtNtj3BwYQYV+edQVDE4q3ARs5zqPCuU=, b=eVs6pjXbau0RDblmx/6FklAXoF1auMhAITERVAH4LzA3iNGbaSJiwodV31bs1IQxzd WITMoJlvh9iV0ImJvAf6uhKfuRc8xRDx3QCKVTEuSRIfmz2hF1n/U+um7uyfHLzD4mT LV6DDttSDLKKWF53iONuVizKxSoffQ02VsO4yUpt5vCXmnmCs5lh9RJ/7WZfTa9nvOd +QUwR38XFzxr42mS1AvSJnyUJmneNmdX6nRc97DgTnAAg240lnsCQnuFe8hm2uHJ8+SW rW9VAnzhfeH1jbRwXlFGAskVO1q7wV5Fx9k+4yAr5+ymn5XuCpbVIM3/ftO06FevnOql vNNQ==

X-Gm-Message-State:

ALoCoQmwLYc1BtfuQkwFAemwXMB5k/y78ylWjpA9fjkPMTY3yGKBt5TAghf/U2GFa8sXpTjUeAgK MIME-Version: 1.0

X-Received: by 10.52.100.202 with SMTP id fa10mr211792vdb.0.1378865212453; Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Received: by 10.58.233.136 with HTTP; Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Date: Wed, 11 Sep 2013 12:06:52 +1000

Message-ID: <CAH5tn+Xtxe-2qLJkZg2zZVfpXJQXPP6U4hxhrtH-Js9AqnrRnA@mail.gmail.com>

Subject: GDOE IFB 032-2013 Amendment No. 1

From: Albert Garcia <aggarcia@gdoe.net>

To: undisclosed-recipients;

Content-Type: multipart/mixed; boundary=20cf307f31282e8d1804e612131b

Bcc: engrs@orionguam.com

[Quoted text hidden]



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Amendment No. 1

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Wed, Sep 11, 2013 at 12:07 PM

To: aggarcia@gdoe.net

Delivery to the following recipient failed permanently:

admin@orionguam.com

Technical details of permanent failure

Google tried to deliver your message, but it was rejected by the server for the recipient domain orionguam.com by inbound.orionguam.com.netsolmail.net. [206.188.198.64].

The error that the other server returned was:

554 5.7.1 The message from (<aggarcia@gdoe.net>) with the subject of (GDOE IFB 032-2013 Amendment No. 1) matches a profile the Internet community may consider spam. Please revise your message before resending.

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;
d=1e100.net; s=20130820;
h=x-gm-message-state:mime-version:date:message-id:subject:from:to
:content-type;
bh=G5NAOABk/mFYtNtj3BwYQYV+edQVDE4q3ARs5zqPCuU=;
b=kYBsUj0QvDLZ8i1p0pNUj2u5q9DQcsLMkExDWxCZfov8P+Af+FXJclusg9H8hZQYU
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RTfEosWCuciudc2ZKrsPB7MMXWNN3OrF079riqE/R0vpGc6WqJ80FcFE6SWEAaV8V1S4
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MCtA==

X-Gm-Message-State:

ALoCoQnBTwdTmAtWkRm/snfuQ/dbGGuHaJtDQdvWMyTts6M3t6CW0yxSNypSguF2doznsC1GEekz
MIME-Version: 1.0

X-Received: by 10.52.100.202 with SMTP id fa10mr211792vdb.0.1378865212453;
Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Received: by 10.58.233.136 with HTTP; Tue, 10 Sep 2013 19:06:52 -0700 (PDT)

Date: Wed, 11 Sep 2013 12:06:52 +1000

Message-ID: <CAH5tn+XtXe-2qLJkZg2zVfpXJQXPP6U4hxhrH-Js9AqnrRnA@mail.gmail.com>

Subject: GDOE IFB 032-2013 Amendment No. 1

From: Albert Garcia <aggarcia@gdoe.net>

To: undisclosed-recipients;

Content-Type: multipart/mixed; boundary=20cf307f31282e8d1804e612131b

Bcc: admin@orionguam.com

[Quoted text hidden]

ATTACHMENT E

**(Delivery Failure Notices regarding e-mail containing
Clarification No. 2 sent to all bidders, dated September 12,
2013)**



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Clarification #2

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
To: aggarcia@gdoe.net

Thu, Sep 12, 2013 at 6:19 PM

Delivery to the following recipient failed permanently:

meneses55@gmail.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain gmail.com by gmail-smtp-in1.google.com. [74.125.143.27].

The error that the other server returned was:

550-5.1.1 The email account that you tried to reach does not exist. Please try

550-5.1.1 double-checking the recipient's email address for typos or

550-5.1.1 unnecessary spaces. Learn more at

550 5.1.1 http://support.google.com/mail/bin/answer.py?answer=6596_i8si895812laa.33 - gsmtip

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;
d=1e100.net; s=20130820;

h=x-gm-message-state:mime-version:date:message-id:subject:from:to
:content-type;

bh=w40q4VICs06sJ87BGVvR/GdEPX6wEwwgtGXsJL10DeU=;

b=VplSof2XbTLFNpa/TlpDGR7OPHclMzLeOexbezwdRA+xSUYujXoD9pnkn2h8ixZqD
l+2u9dz/blH8QHc7HMED6etCWWolot9f2M6+BWFgodqYIZ7O9mpV982k0h4bKCvhtYF
fXxSYsHsOgDM92kRq4NYvZ6L7+v6cjlNaSVb+37GK4ZcwwKUsmEjpmi838DkJUKwHjcr
x028h9YE7ELbvto58rvPjZS2ZPebiyDhnhV4zv2v1UIFzcNv37BYumTAzyBvrGM7iipZ
HG1ltB6k02IEOA3wNwIEo7IPnOwgloj6+FW9R3jFhwXHwOfih4d6L6o9s27cC2pd+rYB
/FQA==

X-Gm-Message-State:

ALoCoQmw4hEfi7H0o1E9u899xemHUXRQU8GokS+pe8EolMCT6oKV1VD28n09RcTjJYwS6tyAdjcF

MIME-Version: 1.0

X-Received: by 10.152.116.7 with SMTP id js7mr5120199lab.11.1378973967935;

Thu, 12 Sep 2013 01:19:27 -0700 (PDT)

Received: by 10.112.235.65 with HTTP; Thu, 12 Sep 2013 01:19:27 -0700 (PDT)

Date: Thu, 12 Sep 2013 18:19:27 +1000

Message-ID: <CAH5tn+XnA78Kft94eH7kzn12JynXVYO2GsT52QrtS9SNeO8=uA@mail.gmail.com>

Subject: GDOE IFB 032-2013 Clarification #2

From: Albert Garcia <aggarcia@gdoe.net>

To: undisclosed-recipients;

Content-Type: multipart/mixed; boundary=001a11c2672a83793004e62b65d4

Bcc: meneses55@gmail.com

[Quoted text hidden]



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Clarification #2

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Thu, Sep 12, 2013 at 6:19 PM

To: aggarcia@gdoe.net

Delivery to the following recipient failed permanently:

engrs@orionguam.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain orionguam.com by inbound.orionguam.com.netsolmail.net. [206.188.198.64].

The error that the other server returned was:

554 5.7.1 The message from (<aggarcia@gdoe.net>) with the subject of (GDOE IFB 032-2013 Clarification #2) matches a profile the Internet community may consider spam. Please revise your message before resending.

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=1e100.net; s=20130820; h=x-gm-message-state:mime-version:date:message-id:subject:from:to:content-type; bh=w40q4VICs06sJ87BGVvR/GdEPX6wEwwgtGXsJL10DeU=; b=Kbi4V8TzziHnFIC12RI0YT0j+SQ2xaiQqvpUYgdEKjZoSECMS+ZW7CvBlpJePhj9p0 /ww1UPf7zSyM7IHNC9AHmnV7P9y9Id6w5GOW9DwY6eeGzCk2MXKVvtL5SHDUMvr1CZFJ vH92RDhHgOxC+gR6IDClg84UAcCsMQYdL8f2QGSStK/Kt4aUDJit1ArokHk52NwE7loe2 6/35dLAYU9bQq+H6oEMEWrf3zdkanD2uf63InRKGwo8KMdK0z/Rc0cO3hPN907JafKT F14WU7psrMS3aGP+wosdL/ntv3L5+XVeOzItI/v0Qd/d6J5lgeeRxS8+izMxYfMhZe3Q 0iFA==

X-Gm-Message-State: ALoCoQlxg1TAQw6kqKSs0uzqZWkawjQdj7arW/NYHZQd9li48ejIDP0nU9U4mxzmofZoe6YoWrtu
MIME-Version: 1.0
X-Received: by 10.152.116.7 with SMTP id js7mr5120199lab.11.1378973967935; Thu, 12 Sep 2013 01:19:27 -0700 (PDT)
Received: by 10.112.235.65 with HTTP; Thu, 12 Sep 2013 01:19:27 -0700 (PDT)
Date: Thu, 12 Sep 2013 18:19:27 +1000
Message-ID: <CAH5tn+XnA78Kft94eH7kzn12JynXVYO2GsT52QrtS9SNeO8=uA@mail.gmail.com>
Subject: GDOE IFB 032-2013 Clarification #2
From: Albert Garcia <aggarcia@gdoe.net>
To: undisclosed-recipients;
Content-Type: multipart/mixed; boundary=001a11c2672a83793004e62b65d4
Bcc: engrs@orionguam.com
[Quoted text hidden]



Albert Garcia <aggarcia@gdoe.net>

GDOE IFB 032-2013 Clarification #2

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
To: aggarcia@gdoe.net

Thu, Sep 12, 2013 at 6:19 PM

Delivery to the following recipient failed permanently:

admin@orionguam.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain orionguam.com by inbound.orionguam.com.netsolmail.net. [206.188.198.64].

The error that the other server returned was:

554 5.7.1 The message from (<aggarcia@gdoe.net>) with the subject of (GDOE IFB 032-2013 Clarification #2) matches a profile the Internet community may consider spam. Please revise your message before resending.

----- Original message -----

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;
d=1e100.net; s=20130820;
h=x-gm-message-state:mime-version:date:message-id:subject:from:to
:content-type;
bh=w40q4VICs06sJ87BGVvR/GdEPX6wEwwgtGXsJL10DeU=;
b=fP26Q4YBzIzO5z9iw2uvNYCpSWIKgPcXeqZus2Fveb8B50bARjOocG/bFNFXuQTxe
jSSsdNX2mmqmizjSaFYZ/CuDICHnVQUNbE4b0IW9IH4B3JH4kc3yWKNRp97iLvmJG0OV
UEkeGkRzff6Lzntxr09zaBJXIK//HrimbMQTIi4vc5Vx1IX95m9Sn1JTYPotMT73EuP
DM7hkv0LWtm2YnwBUbyMoq+Odr15YtDtRrWgjm9JEPitptlg6PoENniJY4UUXYPhQtc
k1QE9GB97nsniNbFF1SKnM2npHHm5PJX1WRliiZUymKvR2ej/bawmpdT93+TShfAlela
KDmg==

X-Gm-Message-State:
ALoCoQmS3Bj5fQKp2KWhzjGtDachE3leAa7hPF0j+nBTCdLwbYQ/p/KgimSJ5KxT1sido/nkU/PZ
MIME-Version: 1.0
X-Received: by 10.152.116.7 with SMTP id js7mr5120199lab.11.1378973967935;
Thu, 12 Sep 2013 01:19:27 -0700 (PDT)
Received: by 10.112.235.65 with HTTP; Thu, 12 Sep 2013 01:19:27 -0700 (PDT)
Date: Thu, 12 Sep 2013 18:19:27 +1000
Message-ID: <CAH5tn+XnA78KfT94eH7kzn12JynXVYO2GsT52QrtS9SNeO8=uA@mail.gmail.com>
Subject: GDOE IFB 032-2013 Clarification #2
From: Albert Garcia <aggarcia@gdoe.net>
To: undisclosed-recipients;
Content-Type: multipart/mixed; boundary=001a11c2672a83793004e62b65d4
Bcc: admin@orionguam.com
[Quoted text hidden]

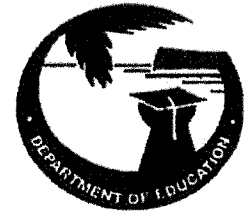
EXHIBIT 10



Jon J. P. Fernandez
Superintendent of Education

**DEPARTMENT OF EDUCATION
OFFICE OF SUPPLY MANAGEMENT**

www.gdoe.net
Manuel F.L. Guerrero Administration Building
2nd Floor, Suite B-220
Hagatna, Guam 96910
Telephone: (671) 475-0438/Fax: (671) 472-5001



Marcus Y. Pido
Supply Management Administrator

September 19, 2013

NOTICE TO LIFT THE STAY OF PROCUREMENT

To: All Participating Bidders

Reference: DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL
Formal Bid: **GDOE IFB 032-2013**

This notice serves as a notification that the Guam Department of Education ("GDOE") hereby **Lifts the Stay of Procurement** for GDOE IFB 032-2013 that was put into place on September 18, 2013, due to a protest that was lodged on September 16, 2013. GDOE has responded to the protest and no appeal has been filed. Subsequently, GDOE will proceed with the Procurement of GDOE IFB 032-2013 DESIGN BUILD FIRE ALARM SYSTEM UPGRADE/REPLACEMENT AND FIRE SUPPRESSION/SPRINKLER SYSTEM REPAIR FOR SOUTHERN HIGH SCHOOL.

Sincerely,

MARCUS Y. PIDO
Supply Management Administrator

Acknowledge Receipt:

Company Name

Representative Name (Print)

Signature

Date Time

cc Procurement File: **GDOE IFB 032-2013**