

AMENDMENT 6

**Invitation for Bid (IFB)
UOG IFB No. B21-17**

Date Issued: December 3, 2021

“PURCHASING HVAC EQUIPMENT”

This is to notify all prospective offerors of the following amendment set forth below:

1.1 Question & Answer Sheet 3 as set forth in the attached.

All other terms and conditions remain the same.



Emily G. Gumataotao
Supply Management Administrator

Please acknowledge receipt and email: **uog.bids@triton.uog.edu**:

Name of company: _____

Print Name/Signature/date

UOG INVITATION FOR BIDS NO. B21-17:
PURCHASING OF HVAC EQUIPMENT

QUESTION & ANSWER SHEET NO. 3
December 3, 2021

In response to the written "Questions" and/or 'Request for Clarifications' UOG received as of 11/05/2021 @ 2:28pm from vendor: **Guam Pacific Enterprise, Inc.**

Question 1: Did UOG remiss by requiring 15% Bid bond under Guam Law for a project that the funds being used is from financial assistance awards ? (American Rescue Funds Act)

Argument. 15 % bid bond pursuant to Guam law only applies for local funds. 15% BID BOND substantially burdens the small business owners and the manufacturers that they are representing

Therefore , it is non compliant and inconsistent with the Section1 and 3 of Executive Order 14005 of President Biden's American Made Act Law. The bid bond should be waived.

Answer: **UOG confirms Bid security shall be required for all competitive sealed bidding for the procurement of supplies or services when the total price is estimated to exceed Twenty-Five Thousand Dollars (\$25,000.00). 5 G.C.A. §5212(a). Further, Bid security shall be in an amount equal to fifteen percent (15%) of the total amount bid. 5 G.C.A. §5212(b). There is no exception in the aforementioned Guam Procurement Law for solicitations made by Public Corporations, such as UOG, that are federally funded. When Invitation for Bids requires bid security, noncompliance requires that the bid be rejected. 5 G.C.A. §5212(e).**