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RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 10/21/2013

TIME: 4:00 AM PM BY: Ry

FILE NO OPA-PA: 13-013

8 **BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY**

9 IN THE APPEAL OF
10 G4S SECURITY SYSTEMS (GUAM) INC.,
11 Appellant.

12 APPEAL NO.: OPA-PA-13-013

13 **AMENDED SUBMISSION OF**
14 **PROCUREMENT RECORD**

15 The Guam Department of Education ("GDOE"), the purchasing agency in the matter
16 referenced above, hereby amends its Submission of Procurement Record to add the following:

- 17 12. Correspondence between GDOE and prospective bidders regarding
18 IFB 032-2013
19 **Bates Stamp Nos. GDOE00246, 00319-00320**

20 **Exhibit 10**

21 GDOE reserves the right to supplement this record.

22 Dated this 21st day of October, 2013.

23 Respectfully submitted,

24 **GUAM DEPARTMENT OF EDUCATION**

25 By: 
26 **ANDREW T. PEREZ, ESQ.**
27 *Legal Counsel*

28 ORIGINAL



October 8, 2013

Office of Supply Management
Guam Department of Education
Hagatna, Guam

Attention : Marcus Y. Pido
Supply Management Administrator

Subject: Procurement Dispute from G4S Regarding IFB 032-2013

Dear Mr Pido :

This is in reference to the article in today's newspaper regarding the notice of appeal filed last Friday by G4S with the Office of Public Accountability for the GDOE IFB 032-2013.

G4S wrote that "the only omission from the GDOE bid was the inadvertent omission of a photocopy of a bid amendment and a clarification" and that the missing documents "had no practical effect" on the substance of the company's bid proposal. This is not true and baseless . G4S non-acknowledgement of the bid amendment and clarification signifies their failure to consider the responses to Question on both Amendment No. 2 and Clarification No. 2 , which we believe if considered will have additional cost impact on the bid proposal and will consequently raise G4S bid price proposal. On the other hand , if Orion did not consider the amendment and clarification, Orion's bid proposal will definitely be lower than G4S.

G4S clearly failed to follow the bid instructions and therefore a ground for outright disqualification as specifically called for in " Section 2 , Paragraph 2.8 of the General instructions to Bidders".

A Purchase Order has already been issued to Orion by GDOE and likewise the required performance and payment bonds had already been submitted per GDOE 's instructions. Based on the foregoing, Orion had proceeded with the design and engineering works as well as with other preparatory works to be able to complete the design and submit the building permit requirements in a timely manner .

We strongly believe that the above cited facts justify GDOE's award of the contract to Orion Construction Corporation.


Sincerely,



Armando T. Acosta

Vice President- Business Development

PROCESSED
0831





G4S Security Systems (Guam) Inc.
1851 Army Drive
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Fax: (671) 649-7245
Email: sil.kadiasang@gu.g4s.com

September 10, 2013

Mr. Garcia
GDOE
aggarcia@gdoe.net

RE: IFB No. 032-2113 Questions

Question:

1. Given the short time table 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?
2. Can we extend Deadline for Questions to Thursday to allow time for site walk thru to be inclusive in questionnaire?
3. Some parts for the existing fire alarm system does not meet fire code. If some of the existing system is 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?
4. The fire alarm wires that will be removed, are we to dispose of it or give to GDOE?
5. Will GDOE and School principals approve Outside Classroom works between 8 am and 2:45 pm, and inside classroom work between 3pm and 9pm?
6. Will GDOE and School principals Allow/guarantee access to school for Fire alarm work on Saturdays, Sundays, and Holidays between 8am and 5pm?
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?

Sincerely

Silas Kadiasang
Project/Implementation Manager
G4S Security Systems (Guam), Inc.
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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

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