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September 03, 2019

**INVITATION FOR BID: GSA-44-19**  
*FOOD SERVICES FOR DOC INMATES AND DETAINEES*

**Question received from Sun Leader Guam Co. dated 08/28/19.**

**Question 1:**

On page 47 of 47, as per your Bid Form indicating "Bid Bond must be 15% of the Grand Total Amount of the Price Extension for Item 1.1 and 2.1 (This is an All or None Award)."

In reference to page 27 of 47, "Pursuant to 5GCA & 5212, all competitive sealed bidding for the procurement of supplies or services exceeding \$25,000.00 a 15% Bid Security of the total bid price must accompany the bid package. The bid bond, Letter of Credit, Certified Check or Cashier's Check will serve as Bid Security for the procurement. Is 15% bid security still required if my grand total less than or equal to \$25,000.00?"

**Response:** If your total amount of your bid for items 1.1 and 2.1 are less than \$25,000.00 or is \$25,000.00 even then the bid security will not be required pursuant to 5GCA §5212. Reference Item #11 on page 27 of 47

**Question 2:**

We are requesting a guarantee of payment term, due to the large amount of expense for the service. The payment term would affect the consistency and the quality of services.

**Response:** Refer to page 32 of 47 Contract Disputes:

**Disputes – Money Owed to or By the Government of Guam.** This subsection applies to appeals of the government of Guam's decision on a dispute. For money owed by or to the government of under this contract, the contractor shall appeal the decision in accordance with the "Government Claims Act", 5 GCA § 6101 et. seq., by initially filing a claim with the Office of the Attorney General no later than eighteen months after the decision is rendered by the government of Guam or from the date when a decision should have been rendered. For all other claims by or against the government of Guam arising under this contract, the Office of the Public Auditor has jurisdiction over the appeal from the decision of the government of Guam. Appeals to the Office of the Public Auditor must be made within sixty days of government of Guam's decision or from the date the decision should have been made.

**Question 3:**

Is this contract under GRT exemption?

**Response:** No.

**Question 4:**

Can you specify how many percentage of Local and Federal funding.

**Response:** There is no federal funding.

ROBERT H. KONO  
Acting Chief Procurement Officer