



American Samoa Power Authority

P.O. Box PPB

Pago Pago, American Samoa 96799

Telephone: (684) 699-3057

Email: bids@aspower.com or procurement@aspower.com

Website: www.aspower.com



REQUEST FOR PROPOSAL (RFP)

FOR

CONSTRUCTION OF NEW WELL #15 WATER SYSTEM CONNECTION PROJECT

RFP NO. ASPA.20.023.ESD-WTR

Issuance Date: April 21, 2020

Closing Date/Time: May 25, 2020, at 2:00PM

APPROVED FOR ISSUANCE BY:

**WALLON YOUNG F.
ASPA'S ACTING EXECUTIVE DIRECTOR**

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NOTICE TO OFFERORS
REQUEST FOR PROPOSAL

ISSUANCE DATE: April 21, 2020

PROJECT: RFP NO.ASPA.20.023 Construction of Well #15 Water System Connection Project

CLOSING DATE/TIME: May 22, 2020 @ **2:00 p.m.** American Samoa Time

The American Samoa Power Authority (ASPA) invites you to submit a proposal for the Construction of Well #15 Water System Connection Project in the Village of Malaelo. This project is part of ASPA's effort to improve its service to the people of American Samoa. This project is fully funded by the United States Environmental Protection Agency (USEPA). The selected Offeror must provide a proposal that specifically and completely addresses a plan for the completion of the tasks which are detailed in the Request for Proposal (RFP) Packet Attachment B, The Scope of Work (SOW).

A complete RFP package may be picked up from the ASPA Procurement Office located inside the Utu Abe Malae Operations Building at the Tafuna ASPA compound. You may also view this RFP online at ASPA's website, www.aspower.com. For more information about this RFP, please contact the following person(s):

Renee Leotele Togafau Mata'utia
Procurement Manager
Procurement Office
PH: 684-699-3057
bids@aspower.com

The American Samoa Power Authority reserves the right to:

1. Reject all proposals and reissue a new or amended RFP;
2. Request additional information from any Offeror
3. Select a firm for award based on other qualifications than "least cost" (e.g. capability to complete work in a timely fashion or proven technical capabilities);
4. Negotiate a contract with the Offeror that is selected for award;
5. Waive any non-material violations of rules set up in this RFP at its sole discretion.

WALLON YOUNG F., ACTING EXECUTIVE DIRECTOR Date

PROPOSAL INVITATION

AMERICAN SAMOA POWER AUTHORITY
Procurement Office
P.O. BOX PPB
PAGO PAGO, AS 96799
(684) 699-3057
bids@aspower.com

DATED ISSUED: April 21, 2020

PROPOSAL INVITATION NO: RFP NO.ASPA.20.023 Construction of Well #15 Water System Connection Project

INSTRUCTIONS:

- 1) This REQUEST FOR PROPOSAL shall require a **Cost Proposal** to be submitted in a separate sealed envelope, box, or other enclosure
- 2) All required submittals, including the Cost Proposal must be addressed to the ASPA Procurement Manager at the above listed address.
- 3) **Five (5)** original copies and one (1) PDF of the complete proposal must be received at the ASPA Procurement Office no later than **May 25, 2020 @ 2:00pm American Samoa Time**. Hard copies will be required for any proposal exceeding twenty-five pages.
 - 4) The envelope or box must be labeled **“RFP NO.ASPA.20.023.ESD-WTR Construction of Well #15 Water System Connection Project”**
- 5) **Late submittals will not be opened or considered and will be determined as non-responsive.**
- 6) A pre-proposal meeting will be held on **April 28, 2020 at 10:00 a.m.** at Materials Management Conference Room.
- 7) Any and all **pre-proposal questions** and/or clarifications shall be submitted to Renee Leotele Togafau Mata’utia by email at bids@aspower.com or by hard copy no later than **May 6, 2020 at 4:00 pm**.

NOTE TO OFFERORS:

This proposal is subject to the attached General Terms and Conditions of **“RFP NO.ASPA.20.023.ESD-WTR Construction of Well #15 Water System Project”**

The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective terms listed on the schedule of the cost proposal. In consideration of the expense to the American Samoa Power Authority in opening, tabulating, and evaluating this and other proposals, and other considerations such as the schedule, the undersigned agrees that this proposal shall remain firm and irrevocable within **One Hundred Twenty (120)** calendar days from the closing date to supply any or all of the items for which prices are quoted.

Signed: _____

Date: _____

American Samoa Power Authority

SPECIAL REMINDER TO PROSPECTIVE OFFERORS

OFFERORS are reminded to read the Proposal Invitation Instructions and General Terms and Conditions attached to the RFP and to verify that each submittal requirement (see boxes to be checked below) of the RFP is enclosed in the submittal envelope prior to the date and time of proposal opening.

[X] 1. PROPOSAL FORMS

- a. Proposal Invitation Form (Page 4)
- b. Proposal Transmittal Form (Attachment A)
- c. OFFERORS Qualification Sheet (Attachment C)
- d. Disclosure Statement (Attachment D)
- e. Non-Collusion Statement (Attachment E)
- f. Bid Bond Security Instructions (Attachment F)

[X] 2. BOND FORMS

- a. Bid Bond Security Instructions (Attachment F)
- b. Bid Bond Form (Attachment G) or cashier's check for 10% of the total bid amount
 - i. All Bid Bonds must be in the form included in the contract Documents. The Bid Bond and all other surety bonds required by ASPA, to be valid, must be accompanied by:
 - a) Current certificate of Authority issued by the insurance commissioner of the State where the surety has its primary place of business together with evidence acceptable to ASPA that applicable bonds will be valid in American Samoa.
 - b) Power of Attorney issued by the Surety to the Resident General Agent.
 - c) Power of Attorney issued by two (2) major officers of the Surety to whoever is signing on their behalf.

NOTICE TO ALL INSURANCE AND BONDING INSTITUTIONS:

All bonds must be accompanied by or include, as applicable, the signatures of the Offeror, two (2) Major Officers of the Surety and the Resident General Agent, if the Surety is a foreign or alien surety.

When the form is submitted to the **American Samoa Power Authority**, it should be accompanied with copies of the following:

- A. Current Certificate of Authority to do business in American Samoa issued by the Department of Treasury-Revenue and Taxation.
- B. Power of Attorney issued by the Surety to the Resident General Agent.
- C. Power of Attorney issued by two (2) Major Officers of the Surety to whoever is signing on their behalf.

The Bid Bond must be effective no later than the bid opening date.

[X] 3. BUSINESS LICENSE

Per **Section XV** of this document, the Offeror shall submit a current American Samoa business license, or must be able to obtain an American Samoa business license prior to the execution of a contract under this RFP.

[X] 4. TECHNICAL PROPOSAL

The Technical Proposal shall follow the Scope of Work as outlined in Attachment B of this document.

[X] 5. CONTRACT COST PROPOSAL

The Offeror shall submit a separately sealed cost proposal for the proposal.

[X] 6. SPECIAL REMINDER FORM

This form must be completed and submitted.

All required forms must be signed and returned with the proposal envelope. Failure to comply with these requirements may result in disqualification or rejection of the proposal.

I, _____ the duly authorized representative

of _____, acknowledge receipt of this special reminder to prospective offerors together with “**RFP NO.ASPA20.0230.ESD-WTR Construction of Well #15 Water System Connection Project**” as of this date, _____2020.

Signature of Offeror’s Representative

SIGNIFICANT DATES

The following are significant anticipated Scheduling Dates for this RFP:

<u>Tuesday, April 21, 2020</u>	Proposal advertisement
<u>Tuesday, April 28, 2020</u>	Pre-proposal meeting (10:00 am American Samoa Time)
<u>Wednesday, May 6, 2020</u>	Deadline for submitting questions and or clarifications
<u>Monday, May 25, 2020</u>	Proposal submittal closing date (2:00 pm American Samoa Time)

DATES ARE SUBJECT TO CHANGE AT ASPA'S DISCRETION

AMERICAN SAMOA POWER AUTHORITY

GENERAL TERMS AND CONDITIONS

FOR

Construction of New Well #15 Water System Connection Project

I. INTRODUCTION

This proposed Well #15 Water System Connection Project will be connected to the Leone Hydraulic Zone by a 4,470 LF of 8” PVC-O pipeline along the existing road to the Leone Water Tank.

Existing Well #70 will be also be connected to this fill line so water from all Wells go directly to fill the water tank by 550 LF 8” PVC-O pipeline.

The existing Leone Tank will feed the customers through a dedicated 4,480 LF of 8” PVC-O distribution pipeline towards inside Maleloa and towards the main Leone road.

This new system will help improve pressure of this DMA and reduce the NRW when the new PVC-O system replaces the old ACP system.

Electrical connections and SCADA will be included as part of the project. Majority of the materials will be supplied by ASPA (through a separate RFQ for materials), and some materials and scope shall be provided the selected Contractor.

The intent of this RFP is to have an agreement based on the successful completion of the SOW (Attachment B).

II. AUTHORITY

- A. ASPA was formally established through legislative action by the American Samoa Government (ASG) in 1981.
- B. ASPA generates and distributes electrical power and provides water, wastewater, and solid waste services for the islands of American Samoa:
 - 1. As a separate and semi-autonomous authority, ASPA was established to afford better accountability for the utilities’ operations and cost of service.
 - 2. ASPA is governed by a five-member Board of Directors which are appointed by the Governor of American Samoa and confirmed by the legislature.
 - 3. ASPA’s utility rates are developed and promulgated in accordance with ASG Administrative Procedures Act (ASCA § 4.1001 et. seq.) and specific guidelines within the Public Utility Regulatory Policies Act (“PURPA”) for electricity.

III. DATE/TIME/PLACE OF PROPOSAL SUBMITTAL

- A. Each Offeror must submit its proposal in a sealed envelope addressed to:

Renee Leotele Togafau Mata’utia
Procurement Manager
PH: 684-699-3057
bids@aspower.com

- B. **Five (5) original hard copies** and one (1) PDF copy of the proposal must be received in the Office of Procurement on or before **May 15, 2020 at 2:00 p.m. American Samoa time**. Hard copies will be required for any proposal exceeding twenty-five pages.

- C. Late submittals **WILL NOT** be opened or considered and will be determined as non-responsive.
- D. All Offerors shall provide sufficient written and verifiable information that responds to the requirements of the RFP and in accordance with the SOW.

IV. PRE-PROPOSAL MEETING

- A. A Pre-Proposal Meeting will be held on **April 28, 2020, Tuesday at 10:00 AM** at Material Management conference room. Proposers are *encouraged* to attend this meeting.

V. PRE-PROPOSAL QUESTIONS

- A. Any pre-proposal questions and/or clarifications shall be submitted in writing to Renee Leotele Togafau Mata'utia by email at bids@aspower.com or in hard copy, **hand carried** to the address listed above in **Section IV-A** of this document.
- B. Pre-proposal questions must be **received no later than May 6, 2020 @ 2pm** American Samoa Time **either by mail (postal), hand delivered, or internet (email)**. ASPA will then issue addenda to address any questions and/or clarifications as may be necessary.

VI. ADDENDA

- 1. ASPA reserves the right to issue addenda for any changes to this RFP.
- 2. OFFERORS are required to send a signed "Receipt of Addenda" to ASPA for each addendum that may be issued.

VII. PROPOSAL PREPARATION INSTRUCTIONS

The response to this RFP shall include, but need not be limited to, the information described below. All information submitted shall pertain to the legal entity, subsidiary, or affiliate which will execute the ultimate construction contract.

A> Firm Qualifications and Experience:

The Offeror shall describe the qualifications of the Firm and each principal subcontractor, including examples of ongoing or recent construction contracts that are similar in scope, size and complexity to the one described herein.

The Offeror shall also list any ongoing contracts they are currently involved in that may overlap with the New Well #15 Water System Connection Project.

B> Confirmation of Subcontractors:

The Offeror shall provide letters of intent from each of the nominated sub-contractors including and a clear description of the services proposed including any limitations.

The proposal must clearly state whether the Offeror intends to use any sub-contractors. Similarly, if the Offeror does not intend to use sub-contractors, the proposal must provide a list of all staff, and their qualifications to perform each part of the project.

C> Work plan and Schedule

The Offeror shall provide a brief summary of a construction program and shall nominate any further documentation that is deemed necessary prior to providing final pricing. The construction program shall also address the Offeror's ability to keep the project moving within schedule, and how they intend to avoid delays.

Break down the work by tasks – show phases, planned start, completion dates and the estimated level of effort needed to complete the task. The work plan may include a matrix and/or time line charts. A project schedule structured in weeks, reflecting milestones and deliverables, should be included.

D> Price

The Offeror shall provide a cost estimate for complete construction of the facility as drawn and specified in the appendices. It is assumed that this price may change in response to the clarifications and modifications in a BAFO request.

ASPA reserves the right to reject any proposal when, in its opinion, the Offeror has insufficient experience, responsibility, skill, financial standing or business standing to perform the proposed service in strict compliance with the specifications, or when the information provided by the Offeror is deemed by the SEB as insufficient for making a judgment.

ASPA also reserves the right to check on references and to request additional information from any Offeror to assist ASPA in its considerations of the proposals.

VIII. CONTRACT AND PAYMENT TERM

A> **The term for this contract is 180 calendar days.**

B> The contract term shall be initiated by the issuance of a Notice to Proceed by ASPA at which time a contract completion date will be established.

C> ASPA will retain the sole option to renew or extend the contract after its initial term.

D> Successful Offeror shall agree to have ASPA retain **20%** of the Contract amount, which will be retained by ASPA from each monthly invoice/pay application submitted by the contractor for approval of payment, for a period of 30 days after the successful completion of the project.

IX. TYPE OF CONTRACT

A> The successful Offeror will provide services to ASPA under a **firm fixed-price, itemized** contract agreement.

B> The successful Offeror shall be an independent contractor and not an agent or employee of the American Samoa Power Authority.

C> The successful Offeror shall furnish the necessary personnel, materials, insurance, licenses, permits, equipment, ground transportation to and from work areas, and otherwise do all things necessary to perform the work and services specified in the SOW and to the satisfaction of ASPA's Project Engineer.

1. The Contractor must at all times comply with all applicable workman's compensation, occupational disease, occupational health and safety laws, statues, and regulations to the full extent applicable.
2. ASPA will not be held responsible in any way for claims filed by the successful Offeror or its employees for services employed under the terms of this RFP or the contract.

X. BASIS FOR SELECTION

Proposals will be evaluated by a Source Evaluation Board (“SEB”). SEB members shall be appointed by the Procurement Manager approved by the ASPA’S ACTING EXECUTIVE DIRECTOR. Submission of a proposal shall constitute a waiver of any challenge or dispute of the SEB members, as well as the choice of methodology set forth on the SEB score sheets. The award will be made by ASPA in accordance with the evaluation criteria set forth herein and with ASPA’s Procurement Rules.

A determination shall be made by the SEB of those responsible Offerors whose proposals are susceptible of being selected for award. The determination shall be included in the contract file. Discussions may be conducted by the SEB with those responsible Offerors whose proposals are determined to be responsive to the RFP. These discussions shall only be conducted for the purpose of obtaining clarification from the Offeror on its proposal to ensure full understanding of and responsiveness to the RFP requirements. Discussions shall be conducted individually with each offeror and care shall be exercised to ensure that no information derived from competing offeror’s proposals is disclosed. All Offerors with whom discussions are conducted shall be accorded an opportunity to revise their proposals in response to specific clarifications based on the discussions. Unless the Procurement Manager determines that satisfactory evidence exists that a “mistake” has been made, as set forth in Procurement Rules §3-114, Offerors will not be permitted to revise their proposals after proposal opening.

The results of the evaluation will be documented, and written recommendation by the SEB will be sent to the Procurement Manager. Recommendation for award is sent to the ASPA’S ACTING EXECUTIVE DIRECTOR for approval.

ASPA reserves the right to make the award to the offeror that submits the proposal, which meets the requirements set forth herein and is in the best interests of ASPA after taking into consideration the aforementioned factors. *ASPA also reserves the right to select portions of a proposal, or to reject any and all proposals.*

XI. EVALUATION CRITERIA

A. The proposal must contain responses to Proposal Requirements. Points indicated are the number that can be achieved for each respective component:

- 1. Firm experience and qualifications 0 - 40 points
- 2. Sub-contractor 0 - 20 points
- 3. Work plan/Schedule 0 - 15 points
- 4. Price 0 - 25 points

Total points: 100 points

Individual SEB member evaluations will remain confidential.

B. ASPA reserves the right to make the contract award to the Offeror that submits the proposal which best meets the requirements set forth herein and which is in the best interest of ASPA after taking into consideration the aforementioned factors.

XII. ATTACHMENTS

A> Attachment A is the Proposal Transmittal Form

B> Attachment B is the Scope of Work

- C> Attachment C is the Offeror's Qualifications Form
- D> Attachment D are the Disclosure Statements
- E> Attachment E is the Non-Collusion Affidavit of Prime Offeror
- F> Attachment F is the Bid Bond Security Instructions
- G> Attachment G is the Bid Bond Security Form
- H> Attachment H is the Performance and Payment Bond Requirements
- I> Attachment I are the Technical Specifications
- J> Attachment J are the Drawings

XIII. QUALIFICATION OF OFFERORS

- A> At minimum, the Offeror shall submit the information required by the Offeror's Qualification Form (Attachment C) and section XXIV. ASPA may make such investigations as it deems necessary to determine the ability of the Offeror to perform the work.
- B> The Offeror shall furnish to ASPA such additional information and data for this purpose as ASPA may request, or the proposal may be deemed non-responsive.

XIV. MULTIPLE PROPOSALS—COLLUSION

- A> If more than one Proposal is submitted by any one party or in the name of its clerk, partner, or other person, all Proposals submitted by said party may be rejected by ASPA.
- B> If requested by ASPA to do so, an Offeror may submit an alternate Proposal.
- C> If ASPA believes that collusions exists amongst any Offerors, the participants in such collusion will be disqualified from contract award consideration.
- D> Proposals in which the proposed costs and fees are unreasonably high or unrealistically low may be rejected at ASPA's sole discretion.

XV. BUSINESS LICENSE

- A> An Offeror from elsewhere other than American Samoa shall be appropriately licensed in accordance with the state and/or country of the Offeror's origin and shall be skilled and regularly engaged in the general type and size of work called for under this RFP.
- B> The successful Offeror shall possess a currently valid American Samoa Business License prior to the execution of this contract.

XVI. CONTRACT DOCUMENTS

- A> The Contract Documents which govern all work set forth by this RFP consist of the following:
 1. This RFP;

2. All addenda to this RFP;
3. Any submissions pursuant to any issued addenda;
4. Any clarifications as may result from Proposal evaluations;
5. The Contract (or the Agreement).

XVII. OFFEROR'S UNDERSTANDING

- A> Each Offeror must inform itself of the conditions relating to the execution of the work.
- B> The Offeror will make itself thoroughly familiar with all the Contract Documents prior to execution of the Agreement.
- C> Each Offeror shall inform itself of, and the Offeror awarded the Contract shall comply with, federal and territorial statutes and ordinances relative to the execution of the work, including but not limited to, applicable regulations which concern the following:
1. Wage rates;
 2. Non-discrimination in the employment of labor;
 3. Protection of public and employee safety and health;
 4. Environmental protection;
 5. Historic preservation;
 6. Protection of natural resources;
 7. Fire protection;
 8. Burning and non-burning requirements;
 9. Permits and fees;
 10. Similar subjects.
- D> The Offeror agrees to a proposal by the requirements under Executive Order No. 11246, as amended, including specifically the provisions of the equal opportunity clause.

XVIII. USE OF SMALL AND MINORITY FIRMS, WOMEN'S BUSINESS ENTERPRISE AND LABOR SURPLUS AREA FIRMS.

All bidders must commit to taking affirmative steps to assure that minority firms, women's business enterprises, and labor surplus area firms are used when possible. Affirmative steps include:

- A> Placing qualified small and minority businesses and women’s business enterprises on solicitation lists;
- B> Assuring that small and minority businesses, and women’s business enterprises are solicited whenever they are potential sources;
- C> Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority business, and women’s business enterprises;
- D> Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority business, and women’s business enterprises; and
- E> Using the services and assistance of the Small Business Administration, and the Minority Business Development Agency of the Department of Commerce.

XIX. COMPLIANCE WITH FEDERAL REGULATIONS

The Work will be funded by one or more federal agencies. As such, all bidders must agree to comply with applicable federal laws and regulations, including, but not limited to (i) Executive Order 11246 of September 24, 1965, entitled “Equal Employment Opportunity,” as amended by Executive Order 11375 of October 13, 1967, and as supplemented in Department of Labor Regulations (41 CFR chapter 60); (ii) the Copeland “Anti-Kickback” Act (18 U.S.C. 874) as supplemented in Department of Labor regulations (29 CFR part 3); (iii) the Davis-Bacon Act (40 U.S.C. 276a to 276a-7) as supplemented by Department of Labor regulations (29 CFR part 5); (iv) Sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-330) as supplemented by Department of Labor regulations (29 CFR part 5); and (v) applicable standards, orders, or requirements issued under section 306 of the Clean Air Act (42 U.S. C. 1857(h)), section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and Environmental Protection Agency Regulations (40 CFR part 15).

XX. WITHDRAWAL OF PROPOSAL

- A> Any proposal may be withdrawn prior to the scheduled time for the opening of Proposals by notifying ASPA in a written request.
- B> No Proposal may be withdrawn after the time scheduled for opening of Proposals.

XXI. OPENING AND EVALUATION OF PROPOSALS

- A> In accordance with Procurement Rule § 3-110, Proposals will be opened and recorded as part of the RFP record.
- B> All Proposals will be opened at the ASPA Procurement Conference Room in Tafuna, American Samoa or in another location as designated by the ASPA Acting Procurement Supervisor in Writing.

XXII. EXECUTION OF CONTRACT

Upon receiving ASPA’s Notice of Award, the successful Offeror must sign and deliver the Contract to ASPA, together with any other documents as may be required by ASPA within five business days.

XXIII. RFP CONDITIONS

- A> This RFP does not commit ASPA to award a contract or to pay any cost incurred in the preparation of this proposal.
- B> The American Samoa Power Authority reserves the right to do the following:
1. Reject any Offeror for being non-responsive to the Proposal requirements which are contained in this RFP;
 2. Reject all proposals and reissue an amended RFP;
 3. Request additional information from any Offeror submitting a proposal;
 4. Select an Offeror for award based on other than “least cost” criteria (e.g. capability to complete work in a timely fashion or substantive and relevant work experience);
 5. Negotiate a contract with the Offeror selected for award;
 6. Waive any non-material violations of rules in this RFP.
- C> ASPA reserves the right to issue any addendum to this RFP, after which the following steps will be followed:
1. OFFERORS shall send ASPA a signed Receipt of Addenda from confirming the receipt of any Addendum;
 2. OFFERORS shall submit any additional information as is required by any Addendum;
 3. If any Offeror fails to acknowledge the receipt of any such Addendum, the Offeror’s proposal shall be considered irregular and will be accepted by ASPA only if it is in ASPA’s best interest;
 4. If any Addenda are not received prior to submittal of the Offeror’s Proposal, a Supplementary Proposal may be submitted in order to revise the original Proposal;
 5. Supplementary Proposals must be received by ASPA prior to the scheduled time for the opening of Proposals.

XXIV. OFFEROR’S QUALIFICATION DATA

- A> It is the intention of ASPA to award the contract only to an Offeror who is able to furnish satisfactory evidence that the Offeror has the requisite experience and ability, including sufficient capital, facilities, and employees, which are necessary to prosecute the work successfully and promptly and to complete it within the term set forth in the contract.
1. Please provide past project experience on similar projects to this specific RFP.
 2. Please list experience in American Samoa and/or in similar remote locations with limited infrastructure.
 3. Please list any sources/suppliers/manufacturers of materials and prefab elements.
 4. Please provide recommendations that might help improve the project overall in terms of maintenance and operations.
- B> The Offeror shall complete and submit the Offeror’s Qualification Form (Attachment C), as part of the total proposal package.

I. ATTACHMENT A- BID FORM

TO: American Samoa Power Authority, Attn: Procurement Manager.

ADDRESS: PO Box PPB, Pago Pago, American Samoa 96799.

TITLE: Construction of Well #15 Water System Connections Project

RFP #: _____

BIDDER: _____

DATE: _____, 2020.

<i>All in US Dollars</i>					
ITEM NO.	DESCRIPTION	QTY.	UNIT	U/COST	COST
1	MOBILIZATION & DEMOBILIZATION (MAX. 5%)	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary to complete the Mobilization and Demobilization as specified in the RFP documents and per the standards, specifications, and as shown in the drawings of this Project.				
2	SITE WORKS	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary to complete the Site Works as specified in the RFP documents and per the standards, specifications, and as shown in the drawings of this Project.				
3	EROSION CONTROL	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary to complete the Erosion Control Works as specified in the RFP documents and per the standards, specifications, and as shown in the drawings of this Project. (Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
4	8" WATERLINE PVCO PIPE CLASS 200	10800	LF		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of 8" PVCO as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Pipe Material will be supplied by ASPA to include fittings, warning tapes, Tracer Wires, Bell Restraints (every bell connection regardless of slope or plane), and other appurtenant materials necessary. Materials OTHER than ASPA provided materials will be provided by the Selected Contractor.				

5	12" WATERLINE PVCO PIPE CLASS 200	100	LF		
<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of 12" PVCO as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Pipe Material will be supplied by ASPA to include fittings, warning tapes, Tracer Wires, Bell Restraints (every bell connection regardless of slope or plane), and other appurtenant materials necessary. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p> <p>*** Benchmark Elevation for Pipeline Invert elevation is Existing Road's finish elevation. If existing ground is below, selected contractor shall be responsible to build the finish grading elevation leveled sloping away from existing road finish elevation.</p>					
6	FIRE HYDRANT	10	EA		
<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of FH Assembly as specified in the RFP documents and per the standards, specifications, and drawings of this Project. FH Material will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p> <p>*** Benchmark Elevation for Fire Hydrants concrete base pad is Existing Road's finish elevation. Contractor shall be responsible to build the finish grading elevation of the FH concrete base pad leveled sloping away from existing road finish elevation.</p>					
7	FLUSH HYDRANT	3	EA		
<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Flush Hydrant Assembly as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Flush Hydrant Assembly Materials and OTHER Materials will be supplied by the Selected Contractor.</p> <p>*** Benchmark Elevation for Fire Hydrants concrete base pad is Existing Road's finish elevation. Contractor shall be responsible to build the finish grading elevation of the FH concrete base pad leveled sloping away from existing road finish elevation.</p>					
8	8"Ø IN-LINE GATE VALVES	18	EA		
<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of In-Line Gate Valves as specified in the RFP documents and per the standards, specifications, and drawings of this Project. FH Material will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p> <p>***Should be installed on upstream of FH assembly and Others every 1000 ft of pipeline stretch (location will be determined by ASPA). Valve Riser Concrete Base Pad shall be installed in the Finish elevation same with FH.</p>					
9	SERVICE CONNECTIONS / STUB-OUTS / LATERALS	150	EA		

	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Service Connection Works as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Service Connection Materials will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p> <p>***Contractor Should closely coordinate with ASPA Water System Operator to the exact location of the Service Water Meter.</p>				
10	FLOW METERS & VAULT	2	EA		
	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Flow Meters for Inlet and Outlet and a Vault for Outlet Flow Meter as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>)</p>				
11	EXISTING ALTITUDE VALVE REMOVAL, DISPOSAL, BACKFILL RESTORATION	1	EA		
	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the REMOVAL, DEMOLITION of Vault of the existing Altitude Valve and RESTORATION backfill to finish Grading as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (Materials shall be SUPPLIED by the <u>selected Contractor</u>)</p>				
12	INTER-CONNECTION WORKS				
12.1	LEONE MAIN ROAD (CORNER MALAELOA ROAD)	1	EA		
	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the Inter-connection Works as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Inter-connection Materials will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p>				
13	JUNCTION CONNECTIONS				
13.1	JUNCTION AT SHEET C7, C11	1	EA		
13.2	JUNCTION AT SHEET C9	1	EA		
13.3	JUNCTION AT SHEET C10 (Supply By-Pass)	1	EA		
	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the Various Junction Connection Works as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Various Junction connection Materials will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.</p>				
14	RESTORATION OF DAMAGED STRUCTURES	1	LS		
	<p>Above prices shall include all expenses to provide materials, labor, and equipment necessary for the Restoration of Damaged Structures to original condition as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (Materials shall be SUPPLIED by the <u>selected Contractor</u>)</p>				

15	EXISTING LEONE TANK NEW D.I. PIPING INLET, OULET, OVERFLOW, TIDEFLEX MIXING INLETM & D.I. END CAP (PLUG)	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Tank DI Piping (outlet, Inlet & Overflow), DI End Cap (Plug) along the water line system, and Inlet TIDEFLEX Mixing System as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
16	AIR RELIEF VALVE (ARV)	15	EA		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Air Relief Valve (ARV) as specified in the RFP documents and per the standards, specifications, and drawings of this Project. ARV Materials will be supplied by ASPA. Materials OTHER than ASPA SUPPLIED materials will be provided by the Selected Contractor.				
17	SAMPLING STATION	1	EA		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the installation of Sampling Station as specified in the RFP documents and per the standards, specifications, and drawings of this Project. Sampling Station Materials will be supplied by ASPA. (Other Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
18	PIPELINE & SERVICE CONNECTION FLUSHING & HYDROSTATIC PRESSURE TESTING	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the Flushing and Hydrostatic Pressure Testing of Pipeline and Service Connections as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
19	PIPELINE & SERVICE CONNECTION DISINFECTION WORKS	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the Disinfection Works of Pipeline and Service Connections as specified in the RFP documents and per the standards, specifications, and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>).				
20	WELL #15 BUILDING & WELL #70 INTERCONNECTION	1	LS		
	Above prices shall include all expenses to provide materials, labor, and equipment necessary to construct the Well #15 Pump house building inclusive of all electrical rough-ins and finishing, lightings, outlets and light switches as well as the power service entrance up to before the electric meter as specified in the RFP documents and per the standards, specifications, and drawings of this Project. A well as, Well # 15 Electro-Mechanical Installation, labor, supervision and equipment, and installation of electrical conduits for the Pump will be done by the selected Contractor. ASPA will only supply Materials for the Electro-Mechanical Works. (Other Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
21	FENCE & GATE	1	LS		
	Above prices shall include all labor, all materials, supervision, and equipment to construct/install the Fence & Gate of Well #15 building and perimeter as specified in the RFP Documents and per the standards, specifications and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>)				
22	ROAD UPGRADE (INLAND TO WELL #15)	1	LS		

	Above prices shall include all labor, all materials, supervision, and equipment to construct Road Upgrading (Gravel Finish) inward to Well #15 Well House as specified in the RFP Documents and per the standards, specifications and drawings of this Project. (ALL Materials shall be SUPPLIED by the <u>selected Contractor</u>)
23	EXISTING LEONE TANK LEAK REPAIR
	Above prices shall include all expenses to provide materials, labor, and supervision from Tank Manufacturer / Supplier by UIG and equipment necessary for the Leak Repair of existing LEONE TANK as specified in the RFP documents and per the standards, specifications, and drawings of UIG, the tank manufacturer / Supplier for this works. (Materials shall be SUPPLIED by the <u>selected Contractor</u>)
24	AS-BUILT PLANS
	Above prices shall include all expenses to provide materials, labor, and equipment necessary for the submittal of As-Built Plans as specified in the RFP documents and per the standards, specifications, and drawings of this Project.
TOTAL BASE PROPOSAL	
	\$
BASE PROPOSAL IN WORDS:	

In accordance with the Scope of Work (Attachment B), General Terms and Conditions, and other procurement requirements specified in this document for the prices stated in the itemized proposal form(s) attached hereto, plus any and all sums to be added and/or deducted resulting from all extra and/or omitted work in accordance with the unit and/or lump sum prices stated in the itemized proposal form attached hereto.

The undersigned has read and understands the proposal requirements, and is familiar with and knowledgeable of the local conditions at location(s) where the work is to be performed. The Offeror has read the Request for Proposal Instructions and General Terms and Conditions attached to ascertain that all of the requirements (see check boxes) of the cost proposal are submitted in the proposal envelope, with five copies, at the date and time for proposal opening. (See Page Five of this document, "SPECIAL REMINDERS TO PROSPECTIVE OFFERORS" to verify that all four submittal requirement boxes have been checked.)

IN WITNESS THEREOF, the undersigned has caused this instrument to be executed by its duly authorized officers on this day of _____, 2020.

BIDDER:

By: _____

Name: _____

Title: _____

ATTACHMENT B- SCOPE OF WORK

“Construction of New Well #15 Water System Connection Project”

I. BACKGROUND

This project will serve and benefit all residence of American Samoa. The 2010 and 2013 US-EPA/AS-EPA Sanitary Survey of the ASPA Public Water System identified several significant deficiencies in the system with the major one being the high Non-Revenue Water in the system. The majority of leaks detected on the water mains were found at the AC pipe joints. The total length of AC pipes in the system is approximately 32 miles (169,000 LF). This project includes the design and installation of approximately 9,980 LF (6% of total AC Pipes) of new PVC pipes to replace old leaking AC pipes in the system. ASPA plans to replace all AC pipes over the next 10 years as funding comes available. All proposed work will occur within the footprint of existing ASPA facilities or existing road right-of-way.

This proposed Well #15 Water System Connection Project will be connected to the Leone Hydraulic Zone by a 4,700 LF of 8"Ø PVCO C909 transmission (Fill) pipeline along the existing road to the Leone Water Tank.

Existing Well #70 will also be connected to the new transmission (Fill) pipeline mentioned above, so water from Well #70 will go directly to fill the water tank by 575 LF 8" Ø PVCO C909 transmission (Fill) pipeline.

The Existing Leone Tank will feed the customers through a dedicated 2,840 LF of 12"Ø & 8"Ø PVCO C909 distribution (draw) pipeline toward two (2) Connections:

- (1) inside Malaelo, replacing the old ACP and will interconnect to existing 8" Ø PVC C900 (1,150 LF); and
- (2) towards the main Leone Road interconnecting to existing 12"Ø PVC C900 Mainline (740 LF).

Also in order to distribute water to the residents and future residents along the road leading to the new Well #15, a dedicated 1,850 LF of 8"Ø PVCO C909 distribution (draw) pipeline interconnected from an existing 8" Ø PVC C900 waterline.

This new system will help in improving pressure of this DMA and reduced the NRW when this new PVC-O system will replace the Old ACP system.

In summary, this project has a total of **9,980 LF** of PVCO C909 Transmission (Fill) and Distribution (Draw) Pipeline with various pipe size as follows:

- 5,280 LF of 8"Ø PVCO C909 transmission (Fill) pipeline;
- 4,620 LF of 8"Ø PVCO C909 distribution (Draw) pipeline;
- 80 LF of 12"Ø PVCO C909 distribution (Draw) pipeline;

II. SCOPE OF WORK:

- 1) **MOBILIZATION-** This work includes: acquiring of staging area which will be the responsibility of the selected contractor. Mobilization of equipment and construction material. Site office conducive to site meetings and of use by ASPA Personnel while on the site and site toilet construction. Installation of project signs which layout with the approval of ASPA & USEPA.

- 2) **SITE WORK**- This work includes: clearing and grubbing for pipe alignment, waterline appurtenances, well pump house building, and other works of this project that requires site works. Disposal of trees and shrubs accumulated from clearing activities
- 3) **EROSION CONTROL (BMP)** - This work includes: installation of erosion control measures to prevent passage of silts to nearby streams and existing Storm Drain Structures. This includes maintenance of erosion control measure until completion of the project.
- 4) **WATERLINE INSTALLTION**- This work includes: installation of approximately 9,900 LF & 80 LF of 8"Ø & 12"Ø PVC waterline, respectively. This WORK will include trenching, sand bedding and pipe cushion laying and compaction, backfilling, installation of warning tape, tracer wire, Omni Marker Balls on bends, and installation and finish grading of water appurtenances along the waterline.
- 5) **INSTALL FIRE HYDRANT & FLUSH HYDRANT**- This work includes installation of **ALL** Fire & Flush hydrants. It includes trenching and excavation, installation of required piping, concrete thrust blocks, and structure backfilling to design finish grading with bench mark on top elevation of existing Road (Coordinate with ASG-DPW for future Road elevation and edge).
- 6) **INSTALL 8"Ø INLINE GATE VALVES** – This work includes installation of **ALL** Gate valves along the waterline on the upstream side of the Tee Connection to Fire Hydrant and on every 1000 LF of pipeline stretch (will be determined by ASPA). Valve Risers and Covers' concrete base pad shall be constructed according to its finish grade elevations.
- 7) **SERVICE CONNECTION / LATERAL**- This work includes installation **ALL** 2"Ø service connection from main. From 2"Ø lateral a 1"Ø service connection will be connected to each customer
- 8) **ROAD UPGRADE (GRAVEL FINISH)** – This work includes Labor, Materials, Supervision, manpower, Heavy Equipment, and tools to the Construction of Road Upgrading to Gravel Finish leading to inward Well # 15 well house as per the specifications, standards, and Drawings of this project.
- 9) **INSTALL FLOW METER AND VAULT**- This work includes: Excavation, construction of concrete meter vault and cover installation. Installation of required piping for installation of 4"Ø flow meter. Backfill area around the vault after completion. This work shall be done by selected contractor, labor and materials.
- 10) **EXISTING ALTITUDE VALVE REMOVAL** – This work includes: Removal / Demolition of the existing Altitude valve and to restore finish grade elevations as per standard, specifications and drawings of this project. This work shall be done by selected contractor, labor and materials.
- 11) **INTERCONNECTION AND JUNCTION CONNECTION WORKS** – This work includes installation of interconnection to mainline and junction connections. It includes trenching and excavation, installation of required piping, fittings, concrete thrust blocks, and structure backfilling and concrete base pads for Gate Valves riser covers to design finish grading with bench mark on top elevation of existing Road.
- 12) **INSTALL LEONE TANK NEW DI PIPING (INLET with TIDEFLEX Mixing System, OUTLET, OVERFLOW & DI END CAP (PLUG)** – This work includes all Labor and Materials, supervision and equipment provided by selected contractor to install the Leone Tank New DI pipeline for Inlet, Outlet, and Overflow. Its fittings, Gate Valves to connect to the proposed waterline and install all DI End Cap (Plug) on all existing waterline to be abandoned and for future connections as per Bid Documents, standard, specifications, and drawings.

- 13) RESTORATION OF DAMAGED STRUCTURES – This work includes labor, materials, equipment and supervision to restore damaged structures in performing **ALL** the scope of works of this project, **to its ORIGINAL Conditions.**
- 14) INSTALL ARV- This work includes: installation of **ALL** air relief valve. It includes excavation, installation of required piping, concrete pad, and installation of ARV enclosure.
- 15) INSTALL SAMPLING STATION - This work includes: installation of **ALL** Sampling Station. It includes excavation, installation of required piping, concrete pad, and installation of Sampling Station enclosure.
- 16) FLUSHING AND HYDROSTATIC PRESSURE TEST (LEAK TEST) – This work includes all Labor and Materials, supervision and equipment provided by selected contractor to perform and pass the flushing and hydrostatic Pressure test to all pipeline, appurtenances, and all other piping & fittings to the water system of this project as per Bid Documents, standard, specifications, and drawings.
- 17) DISINFECTION- This work includes: disinfection of waterline and its appurtenances to totality of its water system as per specification. This work shall be done by selected contractor and which can also nominate ASPA Water Quality Team to do this work for a fee.
- 18) WELL #15 BUILDING & WELL #70 INTERCONNECTION – This work includes all Labor and Materials, supervision and equipment provided by selected contractor to Construct the Well #15 Building inclusive of all electrical rough-ins and finishing, electric service entrance, installation the power control conduits for the well motor pumps and controls and the installation of Electro-Mechanical Controls and VFD and the Well # 70 interconnection of Well piping to proposed new waterline. Electro-Mechanical and Wells piping Materials will be provided by ASPA.
- 19) FENCE AND GATE – This work includes the installation of fence and gate inclusive of all materials, labor, supervision and equipment as per standard, specifications, and drawings of this Project.
- 20) LEAK REPAIR OF EXISTING LEONE BOLTED TANK – This work includes the repair of the existing Leone Bolted Steel Tank in accordance to Tank’s Manufacturer / Supplier, UIG, for the repair methodology. Selected Contractor shall provide, all materials, Labor, UIG Supervision, if necessary, tools and equipment to complete the Leak Repair of Existing Leone Tank for this Project.
- 21) AS-BUILT PLANS – This work includes the actual survey reference points to the actual layout or installation of all scope of works of this project. As well as manner of how it will be done, reviewed and a submitted for approval shall be as per the standards and specifications of this project.

ATTACHMENT C- OFFEROR QUALIFICATION FORM

- 1. Name of Organization: _____
- 2. Business Address: _____

- 3. Telephone: (Home Office) _____
Business Telephone: _____
Email Address: _____
Fax Number: _____
Tax Identification Number: _____
- 4. Contact Person: _____

5. Type of Business (please check one):
Corporation _____ Partnership _____ Proprietorship _____ Joint Venture _____

Note: For Corporations – Articles of Incorporation Certification must be on record with the Treasurer of American Samoa. Copies of partnership agreements and articles of incorporation must be submitted to the revenue branch with application form and relevant documents. Aliens cannot operate sole ownership enterprises and partnerships with aliens are subject to immigration board review.

- 6. Place of Organization or State of Incorporation: _____
- 7. Owner’s Names and Addresses (if not a Corporation):

8. For Corporations: Names and Addresses of Directors, Officers, and Stockholders with 20% or greater interest in the company.

9. List US States and Territories where company is registered as a foreign corporation.

10. List all projects of similar scope and extent which the Offeror has conducted within the past five-years; provide the dollar value contract amount for each project. And list project owner contact information for reference inquiries.

Location and Date of Project: _____

Nature and scope of contract (provide a brief project description): _____

Name and address of awarding agency or owner for which work was performed:

Name, address, and phone number of Contact Person for the agency

Contract Amount _____ Date of Completion _____

If not completed, why? _____

Was the contract completed within schedule? If delays occurred, please describe the reason for the delay, and length of delay?

Was contract performed under joint venture, if so with whom and under what arrangement?

Location and Date of Project: _____

Nature and scope of contract (provide a brief project description): _____

Name and address of awarding agency or owner for which work was performed:

Name, address, and phone number of Contact Person for the agency

Contract Amount _____ Date of Completion _____

If not completed, why? _____

Was the contract completed within schedule? If delays occurred, please describe the reason for the delay, and length of delay?

Was contract performed under joint venture, if so with whom and under what arrangement?

11. List the name or names of supervisory personnel proposed to be employed on the work under this Contract, including the qualifications and experience record for each. Personnel resumes must be included within the Offeror's proposal submittal.

<u>Name</u>	<u>Qualifications/Experience</u>
_____	_____

_____	_____

12. List the names and addresses of at least three (3) references, one of which should be a bank or other lending institution, governmental agency, or bonding company.

<u>Name of Reference</u>	<u>Address and Contact Information</u>
_____	_____

_____	_____

ATTACHMENT D- DISCLOSURE STATEMENTS

This form must be completed by all offerors and submitted with the proposal.

I _____,
(Name of owner or partner- all partners must complete a form)

of _____ the Offeror, that has submitted
(Name of Company)

the attached proposal:

(Complete one of the two following statements)

1. I **have no** immediate relatives (parents, children or siblings) who are currently employed by the American Samoa Power Authority (ASPA) or the American Samoa Government (ASG)

(Signed) (Title)

2. I **have** immediate relatives (parents, children or siblings) who are currently employed by ASPA or the ASG.

Their names and positions in are as follows.

Name	Relationship to Offeror	Position in ASPA
------	-------------------------	------------------

_____	_____	_____
_____	_____	_____
_____	_____	_____

(Signed) (Title)

Note: It is not against ASPA procurement rules for the relatives of government employees to bid on and receive government contracts provided they disclose such relationships at the time of bidding.

ATTACHMENT F- BID BOND SECURITY INSTRUCTIONS

The Bid Bond Security in the sum of 10% of the total bid amount must accompany each Bid and shall be furnished to the American Samoa Power Authority as a guarantee and will be retained until the written contract between the Contractor and ASPA is executed and the performance and labor and materials payment bonds are furnished by the Contractor. If the Contractor fails to enter into a written contract, ASPA will retain the Contractor's Bid bond as liquidated damages, but not as a penalty.

ATTACHMENT G- BID BOND SECURITY FORM

KNOW ALL PERSONS BY THOSE PRESENT that _____, as Principal, hereafter called the “Principal,” and _____, a duly admitted insurer under the laws of the Territory of American Samoa, as Surety, hereinafter called the “Surety”, are held firmly bound unto the American Samoa Power Authority (ASPA) for the sum of _____ dollars (\$ _____), for payment of which in lawful money of the United States, will and truly to be made, the said Principal and the said Surety binds themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of the above obligation such that, whereas the Principal has submitted a proposal for:

RFP No. ASPA20.023 Construction of New Well #15 Water System Connection Project

Offerors must provide a document that specifically and completely addresses work tasks as specified in the Scope of Work (“SOW”)

[Signature Page Follows]

IN WITNESS WHEREOF, we have hereunto set our hands on this bid bond this _____ day of _____, 2020.

Principal: _____
(Name of Firm)

Surety: _____
(Name of Firm)

By: _____
Name: _____
Title: _____

By: _____
Name: _____
Title: _____

By: _____
Name: _____
Title: _____

By: _____
Name: _____
Title: _____

Resident Agent:

By: _____
Name: _____
Title: _____

Address for Notices:

Address for Notices:

NOTE: The signature of the person executing this Bid Bond must be notarized. If an attorney-in-fact executes the bid bond on behalf of the surety, a copy of the current power of attorney bearing the notarized signature of the appropriate corporate officer must also be included with the bid bond.

ATTACHMENT H- PERFORMANCE AND PAYMENT BOND INSTRUCTIONS

Based on the Bonding Tier Requirements listed below, a Performance and Payment Bond must be provided within a reasonable time after the execution of the written contract. Both bonds shall be in the amount of \$_____ (total project cost). Such bonds shall be filed with an authorized surety company licensed in American Samoa or the United States, and approved or issued by a surety acceptable to ASPA. The costs of said bonds shall be included in the contract price. The Performance Bond and Payment Bond must remain in force until the work is completed.

Tier 1: A 20% retainage is required for contracts greater than \$35,000.00 but less than or equal to \$5,000,000.00.

Tier 2: The contractor shall provide 100% performance and payment bonding by a non-treasury listed company for contracts greater than \$5,000,000.00 (surety company must be licensed in American Samoa or United States) and a 10% retainage fee.

Tier 3: The contractor shall provide payment and performance bond by a surety company listed in Circular 570 (4810-35; 2006 Revision of the U.S Department of Treasury) for contracts greater than \$10,000,000.00 (surety company must be licensed in American Sāmoa or the United States).

The Performance Bond will be in force until the work is completed following the Notice to Proceed.

The undersigned understands that the American Samoa Power Authority reserves the right to reject any or all proposals or to waive any informality or technicality in any proposal in the interest of the American Samoa Power Authority.

RESPECTFULLY SUBMITTED BY:

(OFFEROR SIGNATURE)

(BY)

(TITLE)

(BUSINESS ADDRESS)

ATTACHMENT I – TECHNICAL SPECIFICATIONS

(Attached Separately)

ATTACHMENT J- DRAWINGS

(Attached separately)