



**RETURN BIDS TO:**  
**RETOURNER LES SOUMISSIONS À:**  
Bid Receiving - PWGSC / Réception des soumissions -  
TPSGC  
11 LaurierSt./ 11, rue Laurier  
Place du Portage, Phase III  
Core 0A1 / Noyau 0A1  
Gatineau  
Québec  
K1A 0S5  
Bid Fax: (819) 997-9776

**SOLICITATION AMENDMENT**  
**MODIFICATION DE L'INVITATION**

The referenced document is hereby revised; unless otherwise indicated, all other terms and conditions of the Solicitation remain the same.

Ce document est par la présente révisé; sauf indication contraire, les modalités de l'invitation demeurent les mêmes.

**Comments - Commentaires**  
THIS DOCUMENT CONTAINS A SECURITY  
CLEARANCE.

**Vendor/Firm Name and Address**  
**Raison sociale et adresse du**  
**fournisseur/de l'entrepreneur**

**Issuing Office - Bureau de distribution**  
Maintenance & Professional Consulting Services  
Division (FK)  
11 Laurier St./ 11, rue Laurier  
3C2, Place du Portage, Phase III  
Gatineau  
Québec  
K1A 0S5

<b>Title - Sujet</b> Cliff CHP Generator Requirement	
<b>Solicitation No. - N° de l'invitation</b> EJ196-130410/B	<b>Amendment No. - N° modif.</b> 003
<b>Client Reference No. - N° de référence du client</b> R.011879.052	<b>Date</b> 2013-03-07
<b>GETS Reference No. - N° de référence de SEAG</b> PW-\$\$FK-285-62175	
<b>File No. - N° de dossier</b> fk285.EJ196-130410	<b>CCC No./N° CCC - FMS No./N° VME</b>
<b>Solicitation Closes - L'invitation prend fin</b> <b>at - à 02:00 PM</b> <b>on - le 2013-03-22</b>	
<b>Time Zone</b> Fuseau horaire Eastern Standard Time EST	
<b>F.O.B. - F.A.B.</b>	
<b>Plant-Usine:</b> <input type="checkbox"/> <b>Destination:</b> <input checked="" type="checkbox"/> <b>Other-Autre:</b> <input type="checkbox"/>	
<b>Address Enquiries to: - Adresser toutes questions à:</b> Daly, Diane	<b>Buyer Id - Id de l'acheteur</b> fk285
<b>Telephone No. - N° de téléphone</b> (819) 956-6948 ( )	<b>FAX No. - N° de FAX</b> (819) 956-3600
<b>Destination - of Goods, Services, and Construction:</b> <b>Destination - des biens, services et construction:</b> PWGSC, NCA (Ottawa), Cliff CHP, 1 Fleet street, Ottawa, Ontario, K1A-0S5	

**Instructions: See Herein**

**Instructions: Voir aux présentes**

<b>Delivery Required - Livraison exigée</b>	<b>Delivery Offered - Livraison proposée</b>
<b>Vendor/Firm Name and Address</b> <b>Raison sociale et adresse du fournisseur/de l'entrepreneur</b>	
<b>Telephone No. - N° de téléphone</b> <b>Facsimile No. - N° de télécopieur</b>	
<b>Name and title of person authorized to sign on behalf of Vendor/Firm</b> <b>(type or print)</b> <b>Nom et titre de la personne autorisée à signer au nom du fournisseur/</b> <b>de l'entrepreneur (taper ou écrire en caractères d'imprimerie)</b>	
<b>Signature</b>	<b>Date</b>

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### Amendment #003

This Amendment is being raised to respond to questions and to update some of the policies recently updated.

**Delete:** 1.2 Summary in its entirety

**Insert:** 1.2 Summary as follows:

#### 1.2 Summary

- (i) To provide preventive maintenance services on the Generator and Generator Systems, including all necessary tools, equipment and services, consumable materials, labour for all inspections, testing, cleaning, maintenance services in accordance with the Statement of Work attached herein as Annex A. All additional parts and labour required to effect repairs to the equipment listed at Annex A will be at extra cost to Canada.
- (ii) This requirement is for the following building (CHP Cliff Plant) for Public Works and Government Services Canada (PWGSC) located at 1 Fleet Street Ottawa, ON K1A 0S5.

#### (iii) **Mandatory Response Time**

As per **Annex A, Statement of Work, 1.4.3, Emergency Calls**, items 1.4.3.1 and 1.4.3.2, it is a mandatory requirement of the contract that:

- (a) The Contractor must provide twenty-four (24) hour, seven (7) days a week emergency call back service for the duration of the contract at no extra cost.

**Note:** This Statement of Work includes twelve emergency calls per site per year at no extra cost to Canada. Any additional emergency calls will be at extra cost to Canada.

- (b) The Contractor must respond within 30 minutes and be on site ready to work within two (2) hours of receiving the emergency call. All work for emergency service must be executed by a qualified service personnel named in the Contract and such work must proceed continuously until the system is returned to safe operating condition.
- (iii) The period of any resulting Contract will be for a period **five (5)** years. The services must be provided in accordance with Statement of Work, attached herein as Annex A.
- (iv) There is a security requirement associated with this requirement. For additional information, consult Part 6 - Security Requirement, and Part 7 - Resulting Contract Clauses. Bidders should consult the " Security Requirements for PWGSC Bid Solicitations - Instructions for Bidders" (<http://www.tpsgc-pwgsc.gc.ca/app-acq/lc-pl/lc-pl-eng.html#a31>) document on the Departmental Standard Procurement Documents Web site.
- (v) **Bidders must provide a list of names, or other related information as needed, pursuant to section 01 of Standard Instructions 2003.**

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- (vi) The requirement is subject to the provisions of the World Trade Organization Agreement on Government Procurement (WTO-AGP), North American Free Trade Agreement (NAFTA), the Agreement on Internal Trade (AIT), the Canada-Chile FTA, the Canada-Colombia FTA, and the Canada-Peru FTA).

**Delete:** Part 5 - Certifications in its entirety

**Insert:** Part 5 - Certifications as follows:

## **PART 5 - CERTIFICATIONS**

Bidders must provide the required certifications and related documentation to be awarded a contract. Canada will declare a bid non-responsive if the required certifications and related documentation are not completed and submitted as requested.

Compliance with the certifications bidders provide to Canada is subject to verification by Canada during the bid evaluation period (before award of a contract) and after award of a contract. The Contracting Authority will have the right to ask for additional information to verify the bidders' compliance with the certifications before award of a contract. The bid will be declared non-responsive if any certification made by the Bidder is untrue, whether made knowingly or unknowingly. Failure to comply with the certifications, to provide the related documentation or to comply with the request of the Contracting Authority for additional information will also render the bid non-responsive.

### **5.1 Mandatory Certifications Required Precedent to Contract Award**

#### **5.1.1 Code of Conduct Certifications - Related Documentation**

By submitting a bid, the Bidder certifies as per section 01 of Standard Instructions 2003 for himself and his affiliates, to be in compliance with the Code of Conduct and Certifications clause of the Standard instructions. The related documentation there in hereinafter mentioned required will help Canada in confirming that the certifications are true.

#### **5.2. Additional Certifications Precedent to Contract Award**

The certifications listed below should be completed and submitted with the bid but may be submitted afterwards. If any of these required certifications is not completed and submitted as requested, the Contracting Authority will so inform the Bidder and provide the Bidder with a time frame within which to meet the requirement. Failure to comply with the request of the Contracting Authority and meet the requirement within that time period will render the bid non-responsive.

#### **5.2.1 Federal Contractors Program - \$200,000 or more (A3030T 2010-08-16)**

1. The Federal Contractors Program (FCP) requires that some suppliers, including a supplier who is a member of a joint venture, bidding for federal government contracts, valued at \$200,000 or more (including all applicable taxes), make a formal commitment to implement employment equity. This is a condition precedent to contract award. If the Bidder, or, if the Bidder is a joint venture and if any member of the joint venture, is subject to the FCP, evidence of its commitment must be provided before the award of the Contract.

Suppliers who have been declared ineligible contractors by Human Resources and Skills Development Canada (HRSDC) are no longer eligible to receive government contracts over the threshold for solicitation of bids as set out in the *Government Contracts Regulations*. Suppliers may be declared ineligible contractors either as a result of a finding of non-compliance by HRSDC, or

following their voluntary withdrawal from the FCP for a reason other than the reduction of their workforce to less than 100 employees. Any bids from ineligible contractors, including a bid from a joint venture that has a member who is an ineligible contractor, will be declared non-responsive.

2. If the Bidder does not fall within the exceptions enumerated in 3.(a) or (b) below, or does not have a valid certificate number confirming its adherence to the FCP, the Bidder must fax (819-953-8768) a copy of the signed form LAB 1168, Certificate of Commitment to Implement Employment Equity, to the Labour Branch of HRSDC.
3. The Bidder, or, if the Bidder is a joint venture the member of the joint venture, certifies its status with the FCP, as follows:

The Bidder or the member of the joint venture

- (a) (  ) is not subject to the FCP, having a workforce of less than 100 full-time or part-time permanent employees, or temporary employees having worked 12 weeks or more in Canada;
- (b) (  ) is not subject to the FCP, being a regulated employer under the *Employment Equity Act*, S.C. 1995, c. 44;
- (c) (  ) is subject to the requirements of the FCP, having a workforce of 100 or more full-time or part-time permanent employees, or temporary employees having worked 12 weeks or more in Canada, but has not previously obtained a certificate number from HRSDC (having not bid on requirements of \$200,000 or more), in which case a duly signed certificate of commitment is attached;
- (d) (  ) is subject to the FCP, and has a valid certificate number as follows: \_\_\_\_\_ (e.g. has not been declared an ineligible contractor by HRSDC.)

Further information on the FCP is available on the HRSDC Web site.

### Work Force Reduction Program

Is the Bidder a FPS who received a lump sum payment pursuant to the terms of a work force reduction program? **YES** (  ) **NO** (  )

If so, the Bidder must provide the following information:

- (a) name of former public servant;
- (b) conditions of the lump sum payment incentive;
- (c) date of termination of employment;
- (d) amount of lump sum payment;
- (e) rate of pay on which lump sum payment is based;
- (f) period of lump sum payment including start date, end date and number of weeks;
- (g) number and amount (professional fees) of other contracts subject to the restrictions of a work force reduction program.

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For all contracts awarded during the lump sum payment period, the total amount of fees that may be paid to a FPS who received a lump sum payment is \$5,000, including the Goods and Services Tax or Harmonized Sales Tax.

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## **Questions and Answers:**

Question #001: During the site inspection the location or point of connection for an artificial load bank (section 1.6.1.2) could not be established. Please identify the location for the load bank connection and the electrical attributes such as a dedicated disconnect with bolted connections or CAMLoc connectors?

Answer #001: The Load Bank is connected to the Generator Main Breaker.

Question #002: With regards to 3.1.6 and the requirement for ARC Fault Training Certification - ARC fault warning labels were in evidence on electrical panels during the site inspection; however, no fault analysis for determining the appropriate PPE could be seen. For thermal imaging panels must be opened and tested while live (energized) and the ARC fault rating for PPE is required. Will the analysis be performed by others prior to the implementation of this contract?

Answer #002: ARC fault calculation is a simple formula that can easily be used with the information available to the Contractor via the single line diagram and equipment data on site. The analysis will not be completed by PWGSC.

Question #003: What is the date of the last recorded fuel system (delivery and storage) "comprehensive inspection"?

Answer #003: Unknown

Question #004: Section 1.6.1.2 during the monthly inspections and testing, is the building load available to be used (transferred to the emergency generator during normal working hours) and if it is available – what is the percentage of generator capacity that it represents?

Answer #004: A complete transfer will only occur quarterly or as allowed by the Property Manager. The allowable time for testing is stated within Annex "A", Statement of Work. Percentage of Load with transfer exceeds 30%.

Question #005: Section 2.4.4.2 Does PWGSC or the end user of the equipment; own a copy of the PLC source program that may be used to complete the requested comparison?

Answer #005: PLC source program, if required, can be acquired for comparison purposes.

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Question #006: Section 3.1.4 requires the technicians to be certified in the trade of which they are practicing (i.e. Mechanic), as well as, section 3.1.5 requires the company to be officially recognized as an "Authorized Agent" of the equipment OEM. This requirement places a restriction on the submitter and gives an advantage to an OEM in a competitive bid by allowing them to refuse a request for sub-contracting or the ability to be "Authorized" to conduct the preventative maintenance of the equipment in question. This request for a "letter" basically puts any company in a non-competitive position if the original equipment manufacturer is also bidding on the maintenance and refuses to "Authorize" any other company to be an "Agent". Does this action not create a Sole Source Contract?

Answer #006: No, this does not create a sole source contract. The letter requested in section 3.1.5 of the solicitation requires that the industry expand its relationships and be able to access the required information in order to maintain the Diesel Generator at Cliff Plant in accordance with manufacturer standards. This protects the warranty on the equipment and ensures that the equipment performs within safety and manufacturer standards. It is the responsibility of each Contractor to ensure they are able to access this information and be able to provide this confirmation when requested.

**ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.**