

28 GAR - PUBLIC UTILITIES

Article 7 Unsolicited Proposals

§2760. Unsolicited Proposals.

§2761. Evaluation of Unsolicited Proposals.

§2762. Price Matching.

§2760. Unsolicited Proposals. Unsolicited proposals for projects may be accepted by GWA on a negotiated basis, provided, that *all* the following conditions are met:

1. such projects involved a new concept and technology and are *not* part of the current list of priority projects as provided for in §2214, *Publication*;
2. no direct government guarantee, subsidy or equity is required; and
3. GWA has invited, by publication in a newspaper of general circulation and by other international media, comparative or competitive proposals, and no other proposal is received for a period of sixty (60) working days. Providing further, that in the event another proponent submits a lower price proposal, the original proponent shall have the right to match that price within thirty (30) working days.

§2761. Evaluation of Unsolicited Proposals. The BOT Committee shall evaluate all unsolicited proposals to ensure technical and financial merit within ninety (90) days of receipt. If the Committee finds that the unsolicited proposal has merit, it will submit its recommendations and the proposal to the Board of Directors for disposition.

§2762. Price Matching. When another proponent submits a lower price proposal following publication by GWA and the original proponent matches that price within thirty (30) working days, then the BOT Committee shall identify which proposal has greater technical merit and submit its recommendations and the proposals to the Board of Directors for disposition.