County of Los Angeles
INTERNAL SERVICES DEPARTMENT
1100 North Eastern Avenue
Los Angeles, California 90063

SELWYN HOLLINS
Director

"Trusted Partner and Provider of Choice"

August 3, 2023

ADDENDUM NUMBER SIX
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ) #GCS-10621-S
FOR ENERGY SERVICES

This Addendum Number Six is issued to provide answers to questions to RFSQ #GCS-10621-S.

QUESTIONS/ANSWERS

Q1. Appendix B, Exhibit 6 – "Proposer must submit Exhibit 6 – Community Business Enterprise (CBE) Information in Excel format" – Are you able to provide the exhibit template as an Excel document instead of a pdf?

A: Yes. It will be released along with this addendum.

Q2. Section 3.1 Vendor's Minimum Qualifications – If we are submitting for one category now, but will meet the qualifications for other categories later in the year, is there a process for amending our submission? Should we submit a second statement of qualifications for that category once we meet the minimum requirements?

A: To be eligible for an additional category to an existing Master Agreement, will need to provide proof that you meet the Minimum Qualification(s). A separate SOQ is not necessary.

Q3. Section 3 of the RFSQ document states that the energy must be a lower cost than current utility rates. Under what billing timeframe will this be measured for BESS projects? Annual average, winter or summer average, peak windows?

A: Previous calendar year will be used.

Q4. Related to Section 3 of the RFSQ, will renewable attributes assigned to LA County be used to offset Vendor's cost of energy in order to determine if it's less than current utility rates?

A: Vendor is to use all available rebates and incentives except for Renewable Energy Credits to determine vendors proposed rates. County will retain all REC's.

Q5. Appendix E "Sample PPA", the following statement is made in the preamble: "…the anticipated cost to the Purchaser for electrical energy under the proposed Energy Services Purchase Agreements (ESPAs) will be less than the anticipated marginal cost to the Purchaser of energy that would have been consumed by the Purchaser in the absence of those purchases." Section 3 of the RFSQ references that Vendor must provide a lower cost than

the utility while Exhibit E references a requirement to be less than marginal cost of the utility. Please clarify how Vendor ESPA pricing proposals will be evaluated against current utility costs.

A: Pricing proposals will be evaluated based on overall savings to the County.

Q6. In Exhibit E Section 5.1, the standard for the County to obtain a lien waiver and/or consent is defined as being "commercially reasonable." Would the County consider as an alternative requiring a lien waiver and consent from any party with an interest in the premises?

A: Any possible alternatives would be on a case-by-case basis.

Q7. The concept of "co-located systems" acting in an integrated manner is raised in Section 2.6 of the Appendix E PPA. Is it the County's intent to cross default two Providers with systems at a facility when one party may have not control or influence over the performance of the others system? Does the County foresee the need to negotiate tri-party agreements with the other system owners?

A: This clause is regarding two separate properties with one PV system connected to one meter.

Q8. Also related to "co-located systems" in Appendix E, what is the County's position on the enforcement of liquidated damages against an ESPA Provider when their asset is not able to satisfy contract Minimum Guaranteed Output (Section 13.2 of Appendix E) due to the acts or negligence of the other co-located ESPA system asset owner?

A: Section 13.2 lists exemptions to the minimum output guarantee.

Q9. Can a vendor include new technology solutions in lieu of, or in addition to, solar photovoltaic panels? Wind turbines, for example? If so, how should it be indicated?

A: No. County has other contractual means for alternative energy production.

Q10. In the SOQ, the Table of Contents especially, can the name of a firm (e.g. "Acme Energy") be used in place of the term "Vendor"?

A: Yes, please substitute your firm's name with "vendor" when submitting your Statement of Qualifications (SOQ).

Q11. Will provision electric-vehicle charging equipment be included in the project? If not, is such part of another RFSOQ?

A: No. If EVSE is required, it will be from a different contractual method.

All terms and conditions of RFSQ #GCS-10621-S remain in effect.