

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE	PAGE OF PAGES 1 OF 2
2. AMENDMENT/MODIFICATION NO. <b>AM-0003</b>	3. EFFECTIVE DATE <b>01/04/02</b>	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE	7. ADMINISTERED BY (If other than Item 6) CODE			

US ARMY ENGINEER DISTRICT, HONOLULU  
 CORPS OF ENGINEERS, BUILDING S-200  
 FORT SHAFTER, HAWAII 96858-5440  
 CONTRACT SPECIALIST: RENEE M. HICKS

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)	<input checked="" type="checkbox"/>	9A. AMENDMENT OF SOLICITATION NO. <b>DACA83-02-R-0003</b>
		9B. DATED (SEE ITEM 11) <b>12/07/01</b>
		10A. MODIFICATION OF CONTRACT/ORDER NO.
		10B. DATED (SEE ITEM 13)
CODE	FACILITY CODE	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.

Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. Accounting and Appropriation Data (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.

B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc). SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).

C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:

D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not,  is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)  
**FY02 MCA PN 50846 COLD STORAGE FACILITY, AND FY01 RDT&E REPAIR WATER TANKS, U.S. ARMY KWAJALEIN ATOLL**

(See Page 2 of 2 Pages)

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF SIGNER (Type or print)	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY _____	16C. DATE SIGNED
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

1. CHANGES TO SPECIFICATIONS. Attached hereto are new and revised pages to the solicitation. The revision mark "(Am-0003)" is shown on each page.

a. NEW PAGES. The following pages are added to the specifications:

Section 00210 - Evaluation Factors for Award - pages 1-9

b. DELETED PAGES. The following pages are deleted from the specifications:

Section 00210 - Evaluation Factors for Award - pages 1-10

c. REVISED PAGES. The following pages are hereby revised:

Section 00100 - S-36-2 "Magnitude of the Proposed Project

2. The proposal due date of March 1, 2002, 2:00 P.M. Hawaiian Standard Time (HST) remains unchanged.

issued as a result of the conference, normal procedures relating to issuance and acknowledgement of receipt will apply.

d. All costs incurred to attend and participate in the pre-proposal conference and any site visits (see paragraph e. below) will be at the expense of the planholder. This includes, but is not limited to, the cost of transportation, per diem, and hotel accommodations.

e. Refer to provision entitled SITE VISIT (CONSTRUCTION) in Section 00100 for information on the pre-proposal site visit.

[End of Statement]

#### S-36.2 MAGNITUDE OF THE PROPOSED PROJECT [FAR 36.204]

(a) Physical Characteristics: FY02 MCA, Cold Storage Facility, and FY01 RDT&E Repair Water Tanks, Kwajalein, U.S. Army Kwajalein Atoll. The work for FY02 MCA PN 50846, Cold Storage Facility is to construct a 22,000 SF, 315,000 CF cold storage warehouse, having two freezer and five chilled rooms with racking, and a contiguous ice plant. Supporting facilities include utilities, fire protection and alarm systems; paving, walks, curbs and gutters; storm drainage; information systems; and site improvements. Refrigeration load: 200 tons. Air conditioning: 20 tons. Demolish three buildings (112,100 CF) with asbestos abatement. The work for FY01 RDT&E, Repair Water Tanks, is to perform all work necessary to repair three existing 1 million gallon concrete water storage tanks (Facility Nos. 946, 947, 966), including piping. Contractors may visit the site subject to a two-week prior approval by the Commander, U.S. Army Kwajalein Atoll and proper entry clearance.

\* (b) Estimated Price Range: The estimated price range of this work is: between \$10,000,000 and \$25,000,000. \*

[End of Statement]

#### S-28.3 PENAL SUM AND FORM OF OFFER GUARANTEE

(Applicable to offers exceeding \$100,000)

Each offeror shall submit with its offer a separate offer guarantee using Standard Form 24, Bid Bond, with good and sufficient surety or sureties acceptable to the Government, or other security as provided in the clause entitled OFFER GUARANTEE in the CONTRACT CLAUSES section. This security shall be in the form of twenty percent (20%) of the offered price or three million dollars (\$3,000,000), whichever is less. The penal sum of the bond may be expressed in terms of a percentage of the offered price or may be expressed in dollars and cents.

Failure to submit a offer guarantee by the time and date set for receipt of proposals may be cause for rejection of a proposal, except as provided in provision 52.215-1, Instructions to Offerors-- Competitive Acquisition.

[End of Statement]

#### K-2 RESTRICTIONS ON AWARD

## EVALUATION FACTORS FOR AWARD

### 1. GENERAL:

1.1 Cost of Preparing Proposals: The Government will not reimburse any Offeror its costs incurred in submitting an offer in response to this solicitation.

1.2 Inquiries: Address all inquiries regarding this Request for Proposals to:

U.S. Army Engineer District, Honolulu  
Attn: Ms. Renee Hicks (CEPOH-CT-C)  
Building S-200  
Fort Shafter, Hawaii 96858-5440  
Phone No. (808) 438-8567  
Fax No. (808) 438-8588  
E-Mail: renee.hicks@usace.army.mil

1.3 Proposal submission and sequence of evaluation:

1.3.1 The Government will evaluate offers in accordance with the NON-PRICE EVALUATION FACTORS (the technical proposal) and the offeror's price, as set forth in this Provision.

1.3.2 During proposal evaluation, the NON-PRICE EVALUATION FACTORS will be evaluated to determine acceptability by a Source Evaluation Board (SEB) utilizing the method described below.

1.3.2.1 Basis for Selection. The evaluation for this project be based on the Lowest Price Technically Acceptable (LPTA) method. The technical evaluation will be based on a pass/fail basis. The technical proposal will consist of evaluation factors in which offerors will receive either an acceptable or unacceptable rating.

1.3.2.1.1 TECHNICAL. The following factors will be used to evaluate each non-price evaluation factor:

1.3.2.1.1.1 Acceptable: Proposal is acceptable; proposal demonstrates acceptable understanding of requirements. Offeror's proposed capability or proposed effort is of an acceptable level of quality and justified or substantiated by meeting the requirements of each factor.

1.3.2.1.1.2 Unacceptable: Proposal is unacceptable; Government's requirements are not met. The Offeror's proposal lacks evidence of capability to perform proposed effort.

1.3.3.1.1 PRICE. The following procedures will be utilized to evaluate the price evaluation factor:

1.3.3.1.1.1 The Offeror's price proposal will not be scored, but will be evaluated separately from the offeror's technical proposal. The Government shall compare the competing prices

proposed by all the offerors, together with the Government's Estimate, to establish price reasonableness. Cost analysis will not likely be performed under this solicitation, however, the offerors' price breakdown will be evaluated for reasonableness.

1.3.3 The Government intends to award without discussions to the offeror which is determined to be technically acceptable and has the lowest price offer in accordance with the provisions of this solicitation and applicable acquisition regulations. Those offerors who receive an unacceptable rating on any of the technical factors will not be considered for award without discussions. However, if discussions are determined to be necessary, the Contracting Officer will establish a competitive range and conduct discussions with those Offerors within the competitive range. Upon conclusion of discussions, if necessary, the Contracting Officer will request final proposal revisions from the Offerors remaining in the competitive range and may, upon receipt of final proposal revisions, proceed to award a contract without further discussions or notice.

2. PROPOSAL SUBMISSION REQUIREMENTS: Offeror shall provide an INDEX for each of the proposal volumes/sections that shows the title of the subject matter discussed therein and the page number where the information can be found. In particular, Offeror shall specifically refer to the topics and evaluation factors addressed in this section of the instructions. Offeror shall tab and index the proposal to match the listed factors and subfactors. Proposals that are not tabbed and indexed may be considered non-responsive.

2.1 General Requirements for Proposals:

2.1.1 Submission requirements for proposals.

2.1.1.1 Technical Proposals:

Submit one (1) original proposal and four (4) copies, in the format for Technical Proposals as set forth in this Provision.

2.1.1.2 Price Proposals:

2.1.1.2.1 Complete and submit one (1) original and two (2) copies of Section 00010, the Price Proposal Schedule, which is found in this solicitation in sufficient detail to permit Government analysis.

2.1.1.2.2 Submit one (1) original and one (1) copy of the Offeror's Price Breakdown in the format as set forth in Appendix B to Section 00600. Indicate on the Price Breakdown whether or not Facilities Capital Cost of Money is included in the contractor's costs of performing the work. Proposals that state that Facilities Capital Cost of Money is not included in the contractor's costs of performing the work—or proposals that don't state anything at all about Facilities Capital Cost of Money—will be deemed to have waived Facilities Capital Cost of Money. Additionally, submit one electronic

copy of the Price Breakdown, formatted in either Microsoft® Excel97® or Word for Windows97® or an earlier version of the same. Submit the electronic copy on a three and one-half inch (3&1/2") floppy diskette, IBM compatible, labeled with the offeror's name, the solicitation number and title, and the words, "Price Breakdown Electronic Copy."

2.1.1.2.3 Submit with the Price Proposal:

2.1.1.2.3.1 One (1) original and two (2) copies of the Offeror's completed Standard Form (SF) 1442, using a printed copy of the SF 1442 that has been issued under this solicitation;

2.1.1.2.3.2 One (1) copy (certified as a true copy) of the Offeror's executed joint venture agreement (if the Offeror is a joint venture);

2.1.1.2.3.3 One (1) copy of the Offeror's completed Section 00600, Representations and Certifications, using a printed copy of Section 00600 that has been issued under this solicitation; and

2.1.1.2.3.4 One (1) copy of the Offeror's completed (if applicable) SF LLL, Disclosure of Lobbying Activities, using a printed copy of the SF LLL which is found in Appendix A to Section 00600.

2.2 Format Requirements for Proposals:

2.2.1 Any information, presented with a proposal that an Offeror wants to have safeguarded from disclosure to other parties must be identified and labeled in accordance with the requirements of Provision "52.215-1, Instructions to Offerors—Competitive Acquisition (Feb 2000)," subparagraph (e), which is found in Section 00100 of this solicitation. The Government will endeavor to honor the restrictions against release requested by Offerors, to the extent permitted under United States law and regulations.

2.2.2 Prepare proposals in the English language.

2.2.3 Type or print all information presented in the proposal, to the extent possible. Use clear, simple English letters and numbers. Laser printer-quality printing is adequate for the proposals. Elaborate calligraphy is not desired. Do not use size printing or typing less than 10 pitch (United States). Use black characters on white paper as much as possible. Color should be used for clarity, not for purposes of decoration. Do not use colors that do not reproduce legibly using standard office or commercial facsimile or copying machines. Prepare technical proposals on standard (United States), letter-sized (8.5 x 11 inches) or substantially similar international/metric-sized pages. Use only one side of the page. Use non-glossy paper of good weight and quality. Expensive or elaborate paper stock is not desired.

2.2.4 Submit proposal packages to the US Army Corps of Engineers ("the Government") as shown in Block 8 of Standard Form 1442.

2.2.5 Proposals received by the Government after the date and time set for receipt of proposals will be handled in accordance with the requirements of Provision "52.215-1, Instructions to Offerors—Competitive Acquisition (Feb 2000)," subparagraph (c), found in Section 00100.

### 2.3 Specific Requirements for Technical Proposals:

2.3.1 Submit technical proposals in a narrative format, organized and titled so that each section of the proposal follows the order and format of the factors and subfactors set forth below in paragraph 3. "Technical Evaluation Factors and Submission Requirements."

2.3.2 Information presented in the technical proposal should be sufficiently detailed in order to clearly describe how the offeror addresses the technical proposal evaluation factors. Professional looking and well organized (as opposed to poorly prepared and haphazardly organized) proposals will likely be considered to reflect more favorably on the capabilities of the Offeror; however, it is not the Government's intent to require elaborate "magazine-style" proposals. It is not necessary, nor desired, that Offerors prepare elaborate or lengthy proposals.

2.3.3 There is no limit to the size of technical proposals, or the amount of information that may be submitted to the Government. However, information should be concisely presented, to the extent possible. Information presented should be organized so as to pertain to only the evaluation factor or subfactor in which section the information is presented. Information pertaining to more than one evaluation factor or subfactor should be repeated for each factor or subfactor.

2.3.4 The proposal must set forth full, accurate, and complete information as required by this solicitation. The Government will rely on such information in the award of a contract. By submission of an offer, the Offeror agrees that all items in its proposal (key managerial and technical home office and on-site personnel, subcontractors, targets for utilization of eligible SDB concerns, etc.) will be used throughout the duration of the contract and any substitutions of items will require prior approval by the Contracting Officer.

### 3. TECHNICAL EVALUATION FACTORS AND SUBMISSION REQUIREMENTS

Each of the following technical factors (Past Performance, Experience, and Key Personnel) will be scored on pass/fail (technically acceptable/technically unacceptable) basis. Technical acceptability will be determined by evaluating the technical features of each proposal against the technical requirements specified in this RFP. A passing score for each factor is required for an offeror's proposal to receive further consideration. Failure to receive a passing score for any technical evaluation factor/subfactor will result in rejection of an offeror's proposal notwithstanding passing scores for other technical factors or lowest reasonable price. Award will be made to

the responsible offeror who submits the lowest, yet reasonably priced, offer which is also technically acceptable to the Government.

3.1 Evaluation Factor (1) - Past Performance and Experience in an overseas environment similar to U.S. Army Kwajalein Atoll.

3.1.1 Subfactor (1)(a) - Offeror's past performance in completing projects of similar scope, dollar value, and complexity during the past 5 years.

3.1.1.1 (Requirements for Subfactor 1 (a)) The Government will review and evaluate information about each offeror's past performance and will rate offerors as acceptable or unacceptable on the basis of their documented past performance. By "past performance" the Government means an offeror's reputation for satisfying its customers by delivering quality work in a timely manner at a reasonable cost. Past Performance also includes an offer's reputation for integrity, reasonable and cooperative conduct, and commitment to customer satisfaction. In reviewing and evaluating an offeror's past performance, the Government will consider information obtained from the offeror and may consider information from other sources, including past and present customers and their current and former employees. Note that unavailability (due to nonexistence) of past performance records or information cannot result in failure of this element, but will result in a neutral rating. Evidence that an offeror has poor past performance in any area will result in failure of the entire element.

3.1.1.2 Submission Requirements for Evaluation Subfactor (1)(a) - Provide the following for each applicable project (including projects with the Federal, State, and Municipal Governments and private industry):

3.1.1.1.1 Contract Number, Project Description and Location,

3.1.1.1.2 Contracting Officer/Owner's Point of Contact, Telephone Number,

3.1.1.1.3 Original Contract Amount,

3.1.1.1.4 Final Contract Amount,

3.1.1.1.5 Final Completion Date (as established by contract modifications),

3.1.1.1.6 Actual Completion Date (date work accepted by Government or customer),

3.1.1.1.7 Estimated Percentage of Actual Construction Work that the Offeror and its employees performed on the project,

3.1.1.1.8 Interim or Final Performance evaluation (if customer was the Federal Government, submit Standard Form 1420),

3.1.1.1.9. Letters of Appreciation or Commendation and Awards. Letters or other communications generated specifically for purposes of this solicitation may not be given as much weight as evaluations and other communications that are generated in the ordinary course of business.

3.1.1.1.10 Offerors that report an adverse or unfavorable interim or final performance evaluation should attach a narrative that explains, rebuts or describes lessons learned from the adverse or unfavorable evaluation.

3.1.1.1.11 If the Offeror proposes to subcontract part of the work, provide the same information as required above for Offeror's proposed subcontractors. This applies to any subcontractor which the offeror expects to perform more than 20 percent of the work under the contract, in terms of the relationship of the subcontractor's price of doing the work compared to the offeror's overall cost of doing the work. Regardless of the percentage of the work they may undertake, the evaluation factor also applies to any electrical, mechanical, sheet metal roofing, structural steel, or masonry subcontractor.

3.1.1.1.12 For each completed project which the Offeror identifies as an example of past performance, describe that completed project's relevance to the current, proposed project in terms of the Offeror's proposed use of the same key management personnel and subcontractors (including the proposed use of the same key personnel for subcontractors and the use of any same lower tier subcontractors).

3.1.1.2 The information provided by the Offeror will provide the major portion of the information used in the Government's evaluation for past performance. The Government may use other sources to assess past performance information including the Construction Contractor Appraisal Support System (CCASS) and inquiries with previous customers/owners.

3.1.2 Subfactor (1)(b) - Offeror's experience in completing projects of similar scope, dollar value, and complexity in the past 5 years.

3.2.1.1 (Requirements for Subfactor 1 (b)) The Government will review and evaluate the documentation submitted with each proposal with respect to the offeror's past and current work experience, including technical and geographic similarities between the offeror's past work experience and the work described in this solicitation. Direct experience of the offeror, any joint venture partners or any offerors related by some form of ownership agreement, or experience of any subcontractors that any offeror proposes to utilize in the execution of this work (notwithstanding that the experience of the subcontractor may be more favorably suited to this project than the offeror's) will be considered. A five-year history (during the last five years) of experience performing technically the same or similar work, and a five-year history (during the last five years) of experience of working in the same or similar geographic area will be required. Evidence of experience showing completion of "fast track" - type projects in accordance with U.S. and outside U.S. standards of a like or similar nature will also be required. Offerors

will receive an acceptable or unacceptable rating for experience. If the Government concludes, based on evaluation of an Offeror's proposal, that there is significant doubt as to the offeror's ability to successfully perform and complete the required work, the offeror will be found technically unacceptable for this subfactor.

3.1.2.2 Submission Requirements for Evaluation  
Subfactor (1)(b) -

3.1.2.1.1 Describe projects of similar scope, dollar value, and complexity, offeror has on-going or completed within the past 5 years.

3.1.2.1.2 State why or how the Offeror's experience with the described projects is relevant to the Offeror's expectation of successful completion of this project.

3.1.2.1.3 If the Offeror proposes to subcontract part of the work, provide the same information as required above for the proposed subcontractors. This applies to any subcontractor which the offeror expects to perform more than 20 percent of the work under the contract, in terms of the relation of the subcontractor's price of doing the work compared to the offeror's overall cost of doing the work. Regardless of the percentage of the work a subcontractor may undertake, the evaluation factor also applies to any electrical, mechanical, sheet metal roofing, structural steel, or masonry subcontractor.

3.2 Evaluation Factor (2) - Personnel experience, qualifications and organization demonstrating experience in successfully executing U.S. Government projects in remote sites, similar to USAKA.

3.2.1 Subfactor (2)(a) - Experience and qualifications of the Offeror's proposed key managerial and technical home office and on-site personnel to be used for the project that demonstrate the Offeror's ability to provide quality work within the project completion period, for the price offered.

3.2.1.1 (Requirements for Subfactor 2 (a)) The Government will review and evaluate the qualifications of each offerors' key personnel as acceptable or unacceptable based on years of experience, and the degree of management oversight of Government projects of similar scope, dollar value, and complexity that each individual has performed over the past ten years.

3.2.1.2 Submission Requirements for Evaluation  
Subfactor (2)(a) -

3.2.1.1.1 Identify the key managerial and technical home office and on-site personnel who will be assigned to work under the contract.

3.2.1.1.2 For each person so identified, provide a resume or other information that describes his or her

qualifications for the job(s) that the person will be performing, including any special skills or experiences deemed worthy of note.

3.2.1.1.3 Describe each person's experience in overseeing application of U.S. Government construction procedures, including Contractor Quality Control (CQC) procedures, if applicable to the position the person is to hold within Offeror's organization.

3.2.1.1.4 For all named, proposed subcontractors in Offeror's proposal, provide the same information as required in the preceding paragraphs for the subcontractors' proposed key managerial and technical home office and on-site personnel. This applies to any subcontractor which the offeror expects to perform more than 20 percent of the work under the contract, in terms of the relation of the subcontractor's price of doing the work compared to the offeror's overall cost of doing the work. Regardless of the percentage of the work a subcontractor may undertake, the evaluation factor also applies to any electrical, mechanical, sheet metal roofing, structural steel, or masonry subcontractor.

3.2.2 Subfactor (2)(b) - The Offeror's proposed home office and on-site organization structure to be used under the contract that demonstrates the Offeror's ability to provide quality work within the contract completion period, for the price offered.

3.2.2.1 (Requirements for Subfactor 2 (b)) The Government will review and evaluate the organization charts and other pertinent information as stated in the submission requirements for this subfactor as either acceptable or unacceptable. Offerors will demonstrate their ability to complete the required work successfully through the use of an efficient organizational structure that allows for streamlined reporting processes, proper subcontractor management, ability to manage resources, and technical knowledge and capability of the staff.

3.2.2.2 Submission Requirements for Evaluation  
Subfactor (2)(b) -

3.2.2.1.1 Describe the Offeror's proposed home office and job site organization.

3.2.2.1.2 Describe how the Offeror intends to monitor and control timeliness, quality and safety of the work at the job site, including the work of the subcontractors.

3.2.2.1.3 Incorporate into the description an organizational chart for home office and on-site managerial and technical staff, tying in the identities of the key managerial and technical personnel that are described in Subfactor (2)(a).

3.2.2.1.4. For all named, proposed subcontractors in Offeror's proposal, provide the same information as required in the preceding paragraphs for the subcontractors' proposed home office and on-site organization structure. This applies to any subcontractor which the offeror expects to perform more than 20 percent of the work under the contract, in terms of the relation of the subcontractor's price of doing the work compared to the offeror's

overall cost of doing the work. Regardless of the percentage of the work a subcontractor may undertake, the evaluation factor also applies to any electrical, mechanical, sheet metal roofing, structural steel, or masonry subcontractor.