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| AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT | | | 1. CONTRACT ID CODE | PAGE OF PAGES 1 2 |
| 2. AMENDMENT/MODIFICATION NO. 0006 | 3. EFFECTIVE DATE 8/13/03 | 4. REQUISITION/PURCHASE REQ. NO. | 5. PROJECT NO. (If applicable) | |
| 6. ISSUED BY U.S. Army Corps of Engineers Honolulu Engineer District Construction/A-E Contract Branch Building 200 Fort Shafter, Hawaii 96858-5440 | CODE | 7. ADMINISTERED BY (If other than Item 6) U.S. Army Corps of Engineers Honolulu Engineer District Schofield Resident Office Building 230 Fort Shafter, Hawaii 96858-5440 | CODE | |
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) | | | (<input checked="" type="checkbox"/>) 9A. AMENDMENT OF SOLICITATION NO. DACA83-03-R-0013 | (<input type="checkbox"/>) 9B. DATED (SEE ITEM 11) 7/3/03 |
| | | | 10A. MODIFICATION OF CONTRACTS/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.

Offers 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 ACKNOWLEDGMENT 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.

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|---|
| (<input checked="" type="checkbox"/>) 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.)

FY03 MCA/BUP PN 52068/69, Whole Barracks Renewal Brigade Complex, Phase 3A, Quad C, Schofield Barracks, Oahu, Hawaii

(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.

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

AM-0006
No. DACA83-03-R-0013
Item 14 (Continued)

Standard Form 30
Page 2 of 2 Pages

1. CHANGES TO SPECIFICATIONS. Attached hereto are new and revised pages and sections to the specifications. The revision mark "(AM-0006)" is shown on each new and revised page.

A. REVISIONS. The following are revised paragraphs to the specifications. Changes are indicated in bold.

Section 00120 - Evaluation Factors for Award

paragraphs 2.5.3.1.1 and 2.5.3.2.1, Evaluation Standards
paragraphs 2.5.3.1, Construction, and 2.5.3.2, Design-Build

B. ADDITIONS. The following information has been added to the solicitation:

Section 00900 - Additional Responses to Contractor Questions
Signage Information

2. The proposal due date of August 18, 2003, 2:00 p.m. Hawaiian Standard Time, remains unchanged.

2.5.3.1 Subfactor A, Construction

Documentation shall be provided for each of the final overall performance evaluations received for the relevant contracts submitted in Subfactor IA.

2.5.3.1.1 Evaluation Standards

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|--------------|---|
| Acceptable | The Offeror has received no less than satisfactory on all final performance ratings on the submitted relevant contracts; and the Offeror must not have received an Unsatisfactory performance evaluation on any Federal Government contract after 1997. |
| Unacceptable | The Offeror has received less than a satisfactory performance rating on at least one of the submitted relevant contracts; or the Offeror has received an Unsatisfactory performance evaluation on at least one Federal Government contract after 1997. |
| Neutral | Offerors will not be rated favorably or unfavorably if 1 or more contracts were not issued a final performance evaluation. |

2.5.3.2 Subfactor B, Design-Build

Documentation shall be provided for each of the final overall performance evaluations received for the relevant contracts submitted in Subfactor IB.

2.5.3.2.1 Evaluation Standards

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|--------------|---|
| Acceptable | The Offeror has received no less than satisfactory on all final performance ratings on the submitted relevant contracts; and the Offeror must not have received an Unsatisfactory performance evaluation on any Federal Government contract after 1997. |
| Unacceptable | The Offeror has received less than a satisfactory performance rating on at least one of the submitted relevant contracts; or the Offeror has received an Unsatisfactory performance evaluation on at least one Federal Government contract after 1997. |
| Neutral | Offerors will not be rated favorably or unfavorably if 1 or more contracts were not issued a final performance evaluation. |

2.5.3.3 Subfactor C, Customer Satisfaction

A customer satisfaction questionnaire is provided at the end of this section as Attachment 2. For each of the relevant contracts identified in Factor I, Subfactors A and B, Offerors shall complete Part A. Offerors shall send the partially completed forms to the Contracting Officer for the identified contract (respondent) for completion of Part B. Only one questionnaire for each relevant contract will be accepted. The respondent shall return completed questionnaires directly to the following address:

US Army Engineer District, Honolulu
CEPOH-CT-C
Attn: DACA83-03-R-0013, Customer Satisfaction Questionnaire
Bldg. 230
Fort Shafter, HI 96858-5440

Fax: 808-438-8588

Respondents should be requested to return questionnaires no later than the closing date of the solicitation. The Government advises Offerors that they are responsible for ensuring timely receipt of

78. The specifications for the referenced Contract call for the contractor to remove, handle, transport, and properly and legally dispose of contaminated materials, specifically the removal and disposal of asbestos containing materials, lead containing paint and coatings, pcb containing lighting ballasts, mercury containing light bulbs, and petroleum contaminated u/g storage tanks and soil.

In the contract documents specifications 13280A, and 13281A, paragraphs 3.8, the hazardous materials resulting from demolition shall become the property of the Contractor. This waste was generated by the Owner who must retain the legal title to this material even after proper disposal. While the Contractor accepts the obligation to properly handle and dispose of identified hazardous materials; they cannot carry the long-term liability associated with assuming the role of "generator" from the Owner. There is no language in the documents to indemnify the contractor from future responsibility for this hazardous material after proper disposal, including final cleanup and project clearances.

Please confirm in the next amendment that the Owner is considered the waste generator, reasonable party, and owner of the contaminated material and hazardous waste.

Please indemnify the Contractor from future responsibility after proper and legal disposal of the hazardous waste and materials.

Response- The Contractors will not be considered the owners of the waste material. The owner of the material is the Government.

NAN, Inc.

79. Answer to Response to Contractor Questions #1, noted that "contracts identified by an offeror as being only substantially complete (no final performance evaluation) will be evaluated only for experience and will receive a Neutral rating for past performance."

Firstly, we feel that this is unfair as substantially completed and turned over projects may not have a final performance evaluation issued until after all contractual obligations (i.e. punchlist, modifications) are met. Furthermore, it has been in our experience that this process can take from 6 months to 1 year after the project is "substantially complete" to receive a final PE.

Secondly, for non-Federal Government projects (i.e. private), such final performance evaluations, similar to those issued under Federal Government projects, may not be issued. In these instances, what can an Offeror provide to meet the requirement for a final performance evaluation?

Response - The Government is of the opinion that it is fair and reasonable for an offeror to have a statement from an authorized representative addressing the quality of past performance in those situations where none was provided. This includes both Federal and non-Federal projects.

80. In relation to the above question, Evaluation Standards for Factor II, Past Performance, Para. 2.5.3.1.1 and 2.5.3.2.1 was revised, per Amendment No. 0002, changing the “neutral rating” to read “Offerors will not be rated favorably or unfavorably if ALL contracts were not issued a final performance evaluation.” Please clarify if this sentence means that if:

- a) 10 out of 10 submitted projects do not have a final performance evaluation, the Offeror receives an overall “neutral rating”, or**
- b) 1 or more out of 10 submitted projects do not have a final performance evaluation, the Offeror receives an overall “neutral rating.”**

In addition, please also clarify why “a statement attesting to the situation shall be provided” for projects without final overall performance evaluations, as requested per Para. 2.5.3.1 and 2.5.3.2, if such a statement will not be accepted in lieu of the final performance evaluations, which may result in the Offeror receiving a “neutral rating” if the answer to the above question is item “b”. Again, if the Government’s answer is item “b” above, then it is unfair for the reasons stated in Quest 1 above.

Response - See Section 00120 in Amendment NO. 0006 (AM-0006)

Kiewit Pacific

81. Re: Attachment 18 - U/G Storage Tanks - executive summary page iii, bottom paragraph

From the language in the hazmat inspection report it is unclear whether the underground fuel tanks, associated piping and contaminated soils (if any) were removed and hazmat abated under a previous contract.

Please confirm whether this work has already been performed under a previous contract or if not provide present tank locations.

Response - All offerors can assume that underground fuel tanks, associated piping, and contaminated soils are not present in the construction site.

82. Section SOW 3-2, and on the plans, plan page C-3 calls for “NO PARKING” Signs. However, there is no other information, or references, saying what type of posts are needed to mount the signs.

- **What type of sign posts do you want to mount the “NO PARKING” Signs on to?**

Response - See attached sketch provided in this AM-0006

83. In SOW, pages 2-4 through 2-60, 12-1, 3, and FP-1, 8 calls for fire extinguishers and cabinets. However, we could not find any on the plans. Where would you like the fire extinguishers to be mounted?

Response - See RFP Specification CH 12, para. 12-1.2, Design Standards and Codes. Extinguisher location determined by the following codes: See para. 12- 1.2.3-NFPA 10, Portable Fire Extinguishers and para. 12.1.2.16-NFPA 101 (LSC)

84. In SOW, page 17-4, paragraph 17.4.4 calls for Quadrangle Signage. However, there is no information provided to say what type of sign it is.

- **Is the sign going to be a plaque or is it going to be individual lettering?**
- **What type of material is it going to be made out of?**
- **What are the dimensions of the lettering or the plaque?**
- **How is it going to be mounted?**

Response -

a. The sign will be a plaque, see RFP Specification, para. 17.4.4 for minimum sign size.

Plaque border shall be 'recessed bevel'.

b. Sign material is Bronze: plaque and letters.

c. Characters shall have a width-to-height ratio of 3:5 to 1:1; Characters shall be 5" in height.

Letters shall have Satin Polished faces and Matte Finished sides.

d. Mounting details:

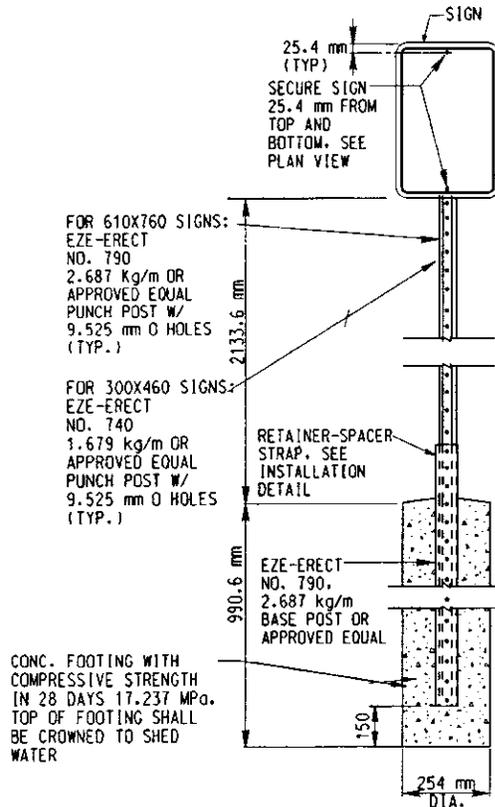
Letters: See RFP Spec., para 17.4.4

Plaque: mounting pin set in pre-drilled holes and anchored with epoxy grout for concealed fastening to concrete without using rosettes.

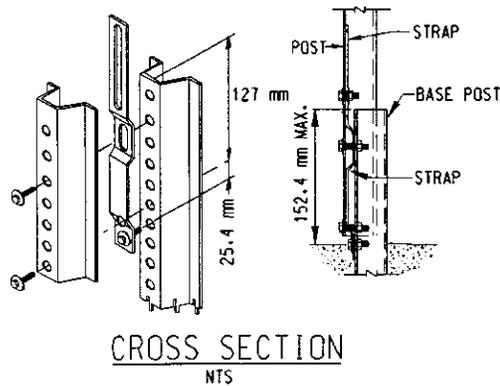
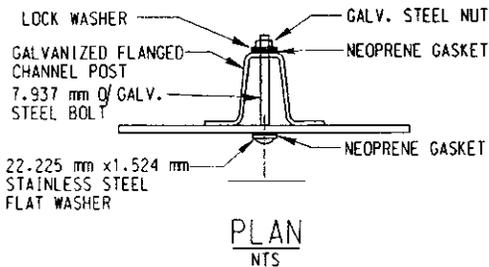
Concealed mounting discourages vandalism.

SIGN POST NOTES:

1. POSTS ARE TO BE MADE FROM HIGH STRENGTH HOT ROLLED RAIL STEEL CONFORMING TO ASTM A499, MODIFIED TO 413.7 MPa MIN YIELD AND 620.5 MPa MIN TENSILE STRENGTH.
2. POST AND RETAINER-SPACER STRAP FINISH SHALL BE GALVANIZED AFTER FABRICATION CONFORMING TO ASTM A123.
3. SIGN SHALL BE AS INDICATED IN SIGN NOTES.
4. RETAINER-SPACER STRAP SHALL BE AISI 1020 STEEL, LENGTH=431.8mm, WIDTH=25.4 mm, THICKNESS=6.35 mm, OFFSET=3.683 mm.
5. FABRICATION AND INSTALLATION SHALL BE IN ACCORDANCE WITH MANUFACTURER'S SPECIFICATION.
6. BASE POST SHALL BE EMBEDDED IN CONCRETE FOOTING LEAVING A MAXIMUM OF 152.4 mm PROJECTING ABOVE THE CONCRETE
7. BASE POST SHALL BE ORIENTED TO FACE ON COMING TRAFFIC.



SINGLE SIGN POST-ELEVATION
 NOT TO SCALE



INSTALLATION DETAIL
 NOT TO SCALE