

| | | | | | |
|--|--|------------------------------------|---|---|-----------------|
| AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT | | | 1. CONTRACT ID CODE | PAGE OF PAGES 1 1 | |
| 2. AMENDMENT NO.: 0001 | | 3. EFFECTIVE DATE 6 DECI 01 | 4. REQUISITION/PURCHASE REQ. NO. | PROJECT NO. (If applicable) | |
| 6. ISSUED BY Department of the Army Baltimore District, Corps of Engineers Contracting Division P.O. Box 1715 Baltimore MD 21203-1715 | | CODE CW31 | 7. ADMINISTERED BY: Contracting Division, Contracts Branch CENAB-CT-C 10 N. Howard ST. Room 7000 Baltimore, MD 21203-1715 | | CODE E1P0100 |
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) | | | (x) | 9A. AMENDMENT OF SOLICITATION NO. DACA31-02-R-0011 | |
| | | | X | 9B. DATED (SEE ITEM 11) 15 NOV 01 | |
| | | | | 10A. MODIFICATION OF CONTRACT/ ORDER NO. | |
| | | | | 10B. DATED (SEE ITEM 13) | |
| CODE | | FACILITY CODE | | | |

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

| | |
|----------|---|
| X | The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <u>X</u> 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 1 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.

| |
|---|
| A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER No. 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 FAR43.103(b) |
| C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: changes clause FAR 52.243.1 |
| 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.)

DESIGN/BUILD MULTIPLE AWARD TASK ORDER CONTRACT FOR CONSTRUCTION SERVICES FOR USE ON PROJECTS THAT SUPPORT PROGRAMS WITHIN THE GEOGRAPHIC BOUNDARIES OF THE NORTH ATLANTIC DIVISION, U.S. ARMY CORPS OF ENGINEERS

(SEE ATTACHED)

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 CONTRACTING OFFICER (Type or print) | |
| 15B. CONTRACTOR/OFFEROR | 15C. DATE SIGNED | 16B. UNITED STATES OF AMERICA | 16C. DATE SIGNED |
| _____ (signature of person authorized to sign) | | BY _____ (Signature of Contracting Officer) | |

1. REFER TO SECTION 00100, PAGE 13, PARAGRAPH 3.1(E) AND DELETE THIS PARAGRAPH IN ITS ENTIRETY AND SUBSTITUTE WITH THE FOLLOWING:

E. IDENTIFY AND PROVIDE INFORMATION REGARDING THE FOLLOWING INDIVIDUALS AND/OR FIRMS; THE PROJECT ARCHITECT, LANDSCAPE ARCHITECT, CIVIL ENGINEER, MECHANICAL ENGINEER, ELECTRICAL ENGINEER, PROJECT MANAGER, CORPORATE CONSTRUCTION SUPERINTENDENT, CORPORATE QUALITY CONTROL AND CORPORATE SAFETY MANAGER.

2 REFER TO SECTION 00100, PAGE 19 OF THE SOLICITATION, CLAUSE ENTITLED "TYPE OF CONTRACT" AND CHANGE TO THE FOLLOWING:

"THE GOVERNMENT CONTEMPLATES AWARD OF A FIRM FIXED-PRICED MULTIPLE AWARD TASK ORDER CONTRACT RESULTING FROM THIS SOLICITATION".

3. REFER TO SECTION 00100, FORM ENTITLED "MINIMUM DATA REQUIRED FOR SUBMISSION OF A SUBCONTRACTING PLAN" DELETE THIS FORM IN ITS ENTIRETY AND SUBSTITUTE WITH THE ATTACHED REVISED FORM.

4. ATTACHED IS A LIST OF ATTENDEES AND QUESTIONS AND ANSWERS AS A RESULT OF THE PREPROPOSAL CONFERENCE HELD ON 28 NOVEMBER 2001.

MINIMUM DATA REQUIRED FOR SUBMISSION
OF A SUBCONTRACTING PLAN

- 1. IFB/RFP/Contract Number _____
- Company Name _____
- President of Co. Name _____
- Telephone Number _____
- Subcontract Administrator Name _____
- Telephone Number _____
- Total Amount of Contract \$ _____
- Total Amount to be Subcontracted for Base Year

(YOU MUST PROJECT \$\$ AND % FOR EACH OPTION YEAR, IF APPLICABLE)

\$ _____

Amount to be subcontracted to Small Businesses:

\$ _____ and % _____

Amount to be subcontracted to Small Disadvantaged
Businesses to include Historically Black Colleges
and Minority Institutions (HBCU/MI's):

\$ _____ and % _____

Amount to be subcontracted to Women-Owned Small Businesses:

\$ _____ and % _____

Amount to be subcontracted to Hub-zone Small Business

\$ _____ and % _____

Amount to be subcontracted to Veteran Owned Small Business;

\$ _____ and % _____

Amount to be subcontracted to Disabled Veteran Small Business

2. Policy statement or evidence of company's internal guidance and commitment to all Public Laws regarding small businesses (SB), small disadvantaged businesses (SDB's), including Historically Black Colleges and Universities and Minority Institutions (HBCU/MI's), and women-owned small businesses (WOB's). Demonstration of continuing management interest and involvement in support of these programs.

3. Assurances that efforts to increase SB's, SDB's, HBCU/MI's, WOB's and Hub-zone SB's in active vendor base will be taken.

4. Demonstration of outreach efforts and assurances as to how you will provide assistance to SB's, SDB's, HBCU/MI's, WOB's and Hub-zone SB's.
5. Description of the supplies/services to be subcontracted and planned for SB's, SDB's, HBCU/MI's, WOB's and Hub-zone SB's.
6. Description and assurances of efforts, based on previous experience, how SB, SDB, HBCU/MI and WOB concerns will be able to participate in new acquisitions. Description of efforts to ensure that SB, SDB's, WOB's and Hub-zone SB's' will have an equitable opportunity to participate in this acquisition.
7. Discussion of how percentage floors/goals were developed based on planned subcontracting which is challenging, yet realistic. Separate floors for base years and each option, as well as separate floors for SB's, SDB's, WOB's and Hub-zone SB's.
8. The name of the individual who will administer the subcontracting plan and a description of his/her duties.
9. Assurances that your company will include the required clause entitled "Utilization of Small/Disadvantaged Business Concerns" in all subcontracts in excess of \$1,000,000 for construction and \$500,000 for all others.
10. Assurances that the company will submit all required periodic reports and cooperate in any studies or surveys requested by the Baltimore District, Corps of Engineers.
11. Statement whether indirect costs are included/excluded from the proposed floors, and if included, how they will be pro-rated.
12. A recitation of types of records to demonstrate procedures adopted to comply with requirements and floors set forth in the plan; sources lists, etc.

NOTES:

Subcontracting plans are NOT required from Small Businesses

A subcontracting plan is required from large businesses for construction requirements exceeding \$1,000,000 and all services exceeding \$500,000.

If contract contains "OPTION YEARS", you are required to provide individual floors/goals for **each** option year.

This "Sample Plan" lists the minimum requirements expected. You may refer to FAR 19.704 for additional information. This is a sample plan only.

Revised 12/01/PH

LIST OF ATENDEES FOR PREPROPOSAL CONFERENCE HELD ON 28 NOVEMBER 2001 FOR
DESIGN/BUILD MULTIPLE AWARD TASK ORDER CONTRACT FOR CONSTRUCTION SERVICES FOR USE ON
PROJECTS THAT SUPPORT PROGRAMS WITHIN THE GEOGRAPHIC BOUNDARIES OF THE NORTH ATLANTIC
DIVISION, U.S. ARMY CORPS OF ENGINEERS
SOLICITATION NO. DACA31-02-R-0011

| NAME | COMPANY | PHONE NUMBER |
|--------------------|---------------------------------|---------------------|
| ASHA GOEL | DELAWARE CORNERSTONE BLDRS. | (301) 864-2600 |
| K. C. GOEL | DELAWARE CORNERSTONE BLDRS. | (301) 864-2600 X307 |
| CHARLES PALMIEZ | SLR CONTRACTING & SVC. CO. | (716) 896-8148 |
| DONALD ULDRICH | SLR CONTRACTING & SVC. CO.. | (716) 896-8148 |
| SUNDR L. RYCE | SLR CONTRACTING & SVC. CO. | (716) 896-8148 |
| BILL KASCHAK | UNITEC | (301) 695-0982 |
| CANDACE DICKERSON | DESBUILD, INC. | (301) 864-4095 |
| BHAVI RAJU | DESBUILD, INC. | (301) 864-4095 |
| MIKE DIMMICK | BELL COMPANY | (301) 962-7700 |
| JOHN MACLACHLAN | BAYBUTT CONSTRUCTION | (603) 352-6846 |
| TOM PECK | EARTH TECH | (603) 228-0535 |
| JAMES STEVENSON | JAMES CONSTRUCTION | (412) 278-3720 |
| HASAN ASKARI | HESS CONSTRUCTION | (301) 670-6880 |
| CHRIS SAUL | AQUA TERRA CONTRACTING, INC. | (361) 767-9363 |
| LARRY ROFFENBERGER | GANNETT FLEMING, INC. | (717) 763-7211 |
| JIM DURKEY | GANNETT FLEMING, INC. | (410) 889-3860 |
| PATRICK KELLAHER | ARCHITECTURAL MAINT. & PRESERV. | (202) 722-5969 |
| JIM BLOCKSTON | JOHN C. GRIMBERG CO., INC. | (301) 881-5120 |
| BRENDA POPE | JOHN J. KIRLIN, INC. | (301) 340-2898 |
| GREGG WEST | JOHN J. KIRLIN, INC. | (301) 340-2898 |
| KEVIN WINSETT | BOLD CONCEPTS, INC. | (301) 212-4127 |
| ANNE TRONE | BOLD CONCEPTS, INC. | (301) 212-4153 |
| GLENN JOHNSON | WESTON | (610) 701-7501 |
| ARNIE WEITZMAN | ARENA CONSTRUCTION | (914) 592-1155 |
| TRACY BRADICAN | CETROM, INC. | (301) 990-4111 |
| ORLANDO ALVARADO | AEC SERVICES, INC. | (202) 723-9061 |
| TED BAUMER | BORO CONSTRUCTION | (610) 272-7400 |
| FRED SHARIRO | BORO CONSTRUCTION | (610) 272-7400 |
| SHRI GONDHLEKAR | TORTI GALLAS & PARTNERS CHK | (301) 588-4800 |
| DAVID BOYDEN | MARTINEZ INTERNATIONAL | (303) 369-7949 |
| JOHN GILMORE | MARTINEZ INTERNATIONAL | (303) 369-7949 |
| STEVE ALTIZER | DICK CORPORATION | (703) 734-9400 |
| SHAUN MCCLOOKEY | DICK CORPORATION | (410) 986-0120 |
| BILL TIPPETT | WASHINGTON GROUP INTERNATIONAL | (410) 423-2511 |
| GLEN PICKELSIMER | HSMM | (540) 857-3195 |
| BOB PRIEST | HSMM | (202) 371-5200 |
| MARK BOEKENHEIDE | BBGM ARCHITECTS & INTERIORS | (202) 452-1644 |
| JOHN COAKLEY | COAKLEY WILLIAMS | (301) 963-5000 |
| JIM RAMA | KELLOGG-BROWN & ROOT | (703) 526-7543 |
| STEVE RANK | KELLOGG-BROWN & ROOT | (703) 526-7543 |
| MARC MEPEUPIO | WHITING-TURNER | (410) 337-5753 |
| CYNTHIA WALKER | APPLIED TECHNOLOGY SOLUTIONS | (410) 740-4287 |
| TONY WHALEY | APPLIED TECHNOLOGY SOLUTIONS | (410) 740-4287 |
| ERIC MAXFIELD | APPLIED TECHNOLOGY SOLUTIONS | (410) 740-4287 |
| PETER WOLFE | DTC | (203) 259-4200 |
| BILL SINGLETON | BURNS & MCDONNELL | (816) 822-3133 |
| CHRIS BAXTER | BURNS & MCDONNELL | (215) 937-7824 |
| DONELLY TYRELL | KC INDUSTRIES | (301) 736-4396 |
| RON SLIWOSKI | BENECO | (410) 305-1051 |
| ROSS RAPPAPORT | GILFORD CORPORATION | (301) 931-3900 X101 |

| NAME | COMPANY | PHONE NUMBER |
|-----------------|-------------------------|----------------|
| RONALD THOMPSON | STV INCORPORATED | (410) 944-9112 |
| MIKE CRASE | GILBANE | (301) 317-6113 |
| GLENN DAVIS | KLING LINDQUIST | (215) 569-5910 |
| SCOTT FORRESTER | FORRESTER CONSTRUCTION | (301) 255-0340 |
| JOHN LOWE | VANDERWELL ENGINEERING | (301) 332-4560 |
| MIKE ROARM | MASCARO CONSTRUCTION | (412) 321-4901 |
| PAUL SCANLON | BAKER & ASSOCIATES | (724) 495-4232 |
| BOBBIE BOYER | BAKER & ASSOCIATES | (724) 495-4232 |
| CRAIG WILLIAMS | PRIDE ENTERPRISES, INC. | (484) 322-0022 |
| RAYMOND POLLARD | BROWN & ROOT SERVICES | (703) 526-7597 |
| KEITH JOHNSON | SAUER, INCORPORATED | (904) 262-6444 |
| MARECO EDWARDS | WILLIS CONSTRUCTION | (410) 527-7292 |

Questions and Answers from Preproposal conference

NOTE: Many questions were addressed during the course of the conference; however many times those questions were asking about a similar issue. Below, broken down by subject are the areas that were discussed with the questions and answers.

I. Solicitation Errata

Due Date & Time

QUESTION: The due date and time for the receipt of offers is indicated in Block 13A on Form SF 1442 to be 12/18/01 at 4:00 PM, The time for receipt of proposals is indicated to be 4:30 PM on Page 17. Which time is correct?

ANSWER: The time and date for receipt of proposals is 4:00 PM, Local Time, 18 December 2001

Page Limit

QUESTION: Is there a 50 or 100 page limit?

ANSWER: The page limit for Tab 2 and Tab 3 combined shall not exceed 100 pages. Tab 1 and 4 are not included in this page limit.

Type Size

QUESTION: In the first paragraph on Page 15, it states, "Minimum acceptable type is 11 pitch". Should not this correctly state, "Minimum acceptable type is 11 point"?

ANSWER: Yes.

Small Business Utilization Form

QUESTION: On page 6 of the above solicitation in 52.0219-4076 there is a 3% Service-Disabled Veteran Owned small business requirement. On page 25 in SADB POLICY 99-01 there is no listing for the prime contractor to fill in for the Service-Disabled Veteran-Owned small business requirement. How will you be able to determine if the contractor has met the goal requirement when there is no listing for them to fill in? Will you be adding an additional line so that the prime contractor(s) can comply with this requirement?

ANSWER: The revised form will be included in this amendment. The revised form will include the appropriate lines .

Total Contract Capacity

QUESTION: For each unrestricted award, what is the potential NTE maximum contract value?

ANSWER: \$500 million is the total capacity for all contracts awarded. This capacity will be allocated among the successful phase 2 offerors based on task order competition.

AutoCad version

QUESTION: The solicitation requires design documents to be provided in AUTOCAD version 13. However, this version is now obsolete. Will we be allowed to submit documents in the then-current version of AUTOCAD?

ANSWER: The task orders will incorporate the then-current version of AUTOCAD, as this contract may go for up to five years, and technology will surely develop at a faster pace.

II. Small Business

Set-A sides

QUESTION: The SF 1442 provides check boxes for businesses to state whether they wish to be considered in the 8(a) set-aside, HUBZone set-aside, and/or unrestricted categories. Must an offeror submit three separate proposal packages to be considered in all three categories?

ANSWER: An offeror must check which categories in which it wishes to be considered. To be considered for an 8(a) or HUBZone set-aside, the offeror must include of the appropriate certification letter from the SBA (or both letters if the offeror wishes to be considered in both the 8(a) and HUBZone pools). A separate proposal is not required for offerors competing in more than one category .

QUESTION: How will the proposals be evaluated for contractors who wish to be considered for more than one category?

ANSWER: All proposals will initially be evaluated without regard to small business status. When making the final Phase 1 selections, the most highly qualified of the proposers in each category will be selected. After the Phase 2 proposals are evaluated, the selections will be made first for the unrestricted

category. After those selections, then the top HUBZone proposals not already selected in the unrestricted category would be selected. Finally, the top remaining 8(a) proposals would be selected. No offeror may receive more than one award, even if they are considered for more than one category.

Teaming

QUESTION: How will teaming with other offerors affect my chances for a prime award?

ANSWER: No single entity may receive more than one award. No entity may appear as a principal in more than one joint venture that receives an award. No entity may receive an award both as a principal and as a participant in another joint venture. However, this prohibition would not prohibit an entity winning a prime contract award from participating as a subcontractor to another prime contract holder.

QUESTION: Part 1, Section 1.0, GENERAL REQUIREMENTS (SCOPE OF HUBZONE CONTRACTS): (a) [We are] a HUBZone SBC that generally performs work within the marine and heavy civil construction industries. For the HUBZone contracts, will the scope of the task orders resulting under the contract be oriented to the HUBZone SBC's specialties? (b) If so, what general construction categories does the government intend to issue task orders within i.e. will there be marine and/or heavy civil categories? (c) If the HUBZone contracts are related to the contractor's specialized experience, how will the Phase 2 evaluation be conducted? (d) Will the phase 2 package be oriented toward the HUBZone SBC's specialties?

ANSWER: (a) No, the scope of the task orders will be oriented toward the project requirements, not any particular contractor. (b) No, the scope of the task orders will be oriented toward the project requirements, not any particular contractor (c) The phase 2 evaluation will be outlined in the phase 2 solicitation; however the project selected will not be oriented towards any particular contractor; (d) The scope of subsequent task orders will be oriented toward the project requirements.

Large business subcontracting plan requirements

QUESTION: If a large business offeror self performs the minimum of 20% of the construction work as stated in the Solicitation on Page 39, and must meet the 65% small business utilization goals set in Section 00100, Clause 52.219-4076, then the total amount of the contract that must go to small businesses is approximately 53%. In addition to the small business utilization goals required of

large business offerors, small business offerors are eligible to compete for the 3 to 6 unrestricted awards. Please confirm these requirements. Are the small business utilization goals mandatory requirements?

ANSWER: The goals set in Section 00100, Clause 52.219-4076 are required of large businesses only. Part of successful performance of a task order is achieving these goals, and part of the Phase 2 process will be presenting a realistic plan for achieving those goals. The 65% small business subcontracting goal applies to the portion of work that the large business subcontracts, therefore, assuming 80% of the work is subcontracted out, then approximately 52% of the total contract value would be subcontracted to small business.

40% small business prime contract goal

QUESTION: There has been mention made of the government having a 40% small business prime contract goal. What does that mean and how does it affect the contractors?

ANSWER: The government has a goal of placing 40% of the prime awards under this contract with small businesses. Small business is not limited to 8(a) and HUBZone contractors, but all businesses that meet the definition of a small business under the NAIC code for this solicitation. Depending on how many small businesses win contract awards, the shape of the competitive pools for individual task orders may be affected.

III. Proposal Preparation

Tabs

QUESTION: Which Tabs are covered by the page limit?

ANSWER: The page limit for Tab 2 and Tab 3 combined shall not exceed 100 pages. Tab 1 and 4 are not included in this page limit.

QUESTION: Page 13. In addition to Tabs 1 – 4, are there to be separate Tabs under Item a.1 through a.5?

ANSWER: Only Tabs 1 through 4 are required.

Bonding

QUESTION: I assume no bid bond is required in phase 1. Only [a] letter from [the] bonding company stating [that the offering] company can be bonded for the dollar amounts identified in the RFP.

ANSWER: The assumption is correct. Note that if the offeror is a joint venture, the bonding letter must reflect the joint venture's bonding capacity, not merely the bonding capacity of one of the participants in the joint venture.

Relevant Projects

QUESTION: With regard to the Design/Build MATOC North Atlantic Division RFP, "Past Performance" Section 3.1(a), Page 13, can you please confirm that:

(a) We are to provide a list of all design/build projects over \$2 million in the past 3 years with just the scope of work and the firm's role (and not including the information requested in b, c, d and e, such as performance rating, owner contact, cost") and

(b) We are to provide detailed information on only 6 Design/Build projects with responses to b, c, d, and e provided for just these 6 projects?

ANSWER: The statements in this clarification are correct. Provide the scope of work and the firm's role for the list of all design/build projects over \$2 million completed in the past 3 years. Provide a maximum of 6 projects with the detailed information as indicated.

QUESTION: Can projects less than \$2 million be used when listing all our relevant projects? Can projects currently under design and construction and not completed be listed? Will the government give credit for a design/build team that has some, but limited, experience together as a design/build team, but which has substantial experience as contractor/engineer on projects performed together?

ANSWER: The only pass/fail criteria is the bonding requirement. All other criteria will be subjectively evaluated, so do not omit information that may be valuable in evaluating the proposal.

QUESTION: Page 13 of 70, paragraph 3.1.a discusses "industrial/construction" projects. Would you please clarify the definition of "industrial/construction"?

ANSWER: Industrial includes buildings and processes. The government's intent is to do all types of design and construction.

Identified Key Personnel and Organization

QUESTION: Page 4, Section 10. Paragraph 6.c refers to Key Personnel, as an evaluation critical. Please clarify where Key Personnel should be addressed in the submission and which positions are considered Key.

ANSWER: Address key personnel in Tab 2 and Tab 3. Key positions include, but are not limited to, those listed in paragraph 3.1e of section 00100.

Paragraph 3.1.e states: Identify the Project Architect, Landscape Architect, Civil Engineer, Mechanical Engineer, Electrical Engineer, Project Manager, (on-site vs. corporate level) On-Site (field) Construction Superintendent, Dedicated/Full time Engineer/ Manager/Inspector with the primary responsibility for on-site quality control and the on-site Safety Manager). How is this to be submitted if there is no project on which to base the staff. Do we want this item to identify the depth of the proposed staff? Good comment - intent here is for the firms to submit resumes on key staff, with greater details to be furnished in the Phase II submittal.

QUESTION: Our original question asked: Paragraph 3.1.e. Not clear on what is required to address this section. Are you looking for names of individuals or companies for each D-B project we identify? Since there is no seed project identified and we will be organizing our team based on the unique requirements of each project, does this information provide any value for the evaluators? Your answer at the preproposal conference was that your intent was for firms to provide resumes for 'corporate level' people. This paragraph references site personnel.

ANSWER: See answer to next question

QUESTION: Our original question asked: Page 4, Section 10, Paragraph 6.c. refers to Key Personnel, as an evaluation critical. Please clarify where your Key Personnel should be addressed in the submission and which positions are considered Key. Your answer was: "Key personnel are identified in Section 3.1.e. This paragraph references site personnel. This appears in conflict the Management/Programmatic nature of the RFP and the thrust of answers given at the briefing yesterday

ANSWER: Paragraph 3.1.e states: Identify the Project Architect, Landscape Architect, Civil Engineer, Mechanical Engineer, Electrical Engineer, Project Manager, (on-site vs. corporate level) On-Site (field) Construction Superintendent, Dedicated/Full time Engineer/ Manager/Inspector with the primary responsibility for on-site quality control and the on-site Safety Manager). How is this to be submitted if there is no project on which to base the staff. Do we want this item to identify the depth of the proposed staff? Good comment - intent here is for the firms to submit resumes on key staff, with greater details to be furnished in the Phase II submittal. This paragraph is being revised by amendment to read “ Identify and provide information regarding the following individuals and/or firms: the project architect, landscape architect, civil engineer, mechanical engineer, electrical engineer, project manager, corporate construction superintendent, corporate quality control and corporate safety manager”

QUESTION: Paragraph 3.1 refers to the OFFEROR's TEAM, are you looking for names or an organizational lay down of our team for a seed project?

ANSWER: This is a two phase procurement. Phase 1 considers project experience and offeror capability. Project specific submittals are submitted in phase 2.

QUESTION: Paragraph 3.1.e. Not clear on what is required to address this section. Are you looking for names of individuals or companies for each D-B project we identify? Since there is no seed project identified and we will be organizing our team based on the unique requirements of each project, does this information provide any value for the evaluators?

ANSWER: Yes, we are looking for names of individuals and companies for each of the disciplines, **at the corporate level** – not necessarily for every project identified. Yes, this information is valuable.

QUESTION: Paragraph 3.2 addresses Specific Personnel, are you looking for names or just the organization as requested in 3.2.a.1. and 3.2.a.2?

ANSWER: We are looking for the names of key individuals and organizations.

QUESTION: Reference Paragraph 3.1.e, page 13 of 70: (a) Offerors are required to identify the on-site Construction Superintendent, Quality Control and Safety Personnel. As noted in the general comment this would be extremely difficult to do since a project and location has not been identified. Is it possible to amend this requirement to identify management personnel responsible for the overall program construction management, quality control, and safety? (b) Is the intent to identify the personnel listed for previous projects or are we to name the personnel we intend to assign to this contract? If the latter, should this paragraph be moved to 3.2 Capability to Perform?

ANSWER: (a) During phase 1, we will evaluate an offeror's past experience and capability to perform design-build work. (b) Our intent is that offerors demonstrate past experience when responding to paragraph 3.1.

Subcontracting Plans

QUESTION: Page 14. Is a Subcontracting Plan required with this submission? If so, must one be provided by the design team?

ANSWER: The formal Subcontracting Plan is not required until Phase 2. Only the information contained in Section 00100 is required in Phase I.

Quality Control Plans

QUESTION: Page 14 and 16 mention Quality Control Plans. Are full-blown Quality control plans required in Phase 1?

ANSWER: Formal Quality Control Plans are not required in Phase 1, submit only a discussion of the offeror's approach to quality control. Project specific Quality Control Plans will be required later in the Phase II RFP.

Sample Formats

QUESTION: In Section 52.219-4076, the RFP states: "Contractors should use as a guide, the sample format included in Section J (for all solicitations except construction) or Section 00100 (for construction solicitation)". In Section 52.219-4077, the RFP states; "In accordance with AFARS 19.705, all subcontracting plans submitted pursuant to Section L (for all but construction) or Section 00100 (for construction) provision, subcontracting plan submission will be evaluated by the Baltimore District Small Business Office". Section J and Section L are not provided with RFP. Please clarify.

ANSWER: This solicitation is considered "construction." Therefore Section 00100 is the appropriate place to look for the samples in the above-referenced sections.

Prebid attendance list

QUESTION: Will the prebid attendance list be available to firms considering this solicitation?

ANSWER: Yes, we will publish the attendance list on the web-site.

Phase 2 project

QUESTION: Has the project for the Phase 2 solicitation process be identified? Please elaborate on the type of project it may be prior to the due date for Phase I submissions.

ANSWER: The Phase II project will be identified in the Phase II RFP.

IV. Phase 1 Evaluation

Number of Firms selected in Phase 1

QUESTION: Will the number of firms selected for the unrestricted phase 2 competition be limited to a maximum number of firms?

ANSWER: Our goal is to consider approximately 15 offerors in Phase 2. However, that number may vary depending upon the number of most highly qualified firms.

Geographic location not a factor

QUESTION: The Phase 1 Evaluation Criteria does not include offeror location within the geographical area where the work is to be performed as an evaluation factor. Are the business locations of the offerors and the offeror's team members important and will this be evaluated as a factor?

ANSWER: Geographic location will not be evaluated as a factor in Phase 1.

V. Post-contract award competition

Maximum limit on work to be awarded

QUESTION: Our understanding is that contractors selected for phase 2 will be considered for a maximum of one award up to a maximum value of \$20 million. Is this correct? Is there going to be the opportunity for multiple awards? Does the Phase 2 selection process involve competitive bidding on each task order after the initial Phase 1 solicitation selection?

ANSWER: Successful offerors will be awarded a contract under which multiple task orders may be awarded. Although provisions are in the contract to allow for sole-source and time and materials awards should the need arise, the government will primarily use this contract by issuing competitive RFPs to between two and five of the successful offerors under this solicitation. The government will then evaluate the proposals received based on criteria to be provided in those RFPs, but it is expected that the criteria will be similar to that used to evaluate Phase II. There is no pre-set maximum on how much work any contractor may receive of the maximum possible \$500 million.

No Stipends

QUESTION: Drawings and Other Data to Become Government Property. Some agencies compensate the A-E for Phase II efforts. When all the proposals become government property, what is the Corps policy about this?

ANSWER: No stipends will be paid to compensate for RFP submissions. The intent of this solicitation is to acquire very broad design and construction services.

Types of projects

QUESTION: Can the Corps be more specific about the type of projects that are anticipated for award as task orders to the successful offerors?

ANSWER: No specific requirements have as of yet been identified to be placed under this contract. Types of projects that may be performed are child development centers, industrial operations facilities, chapels, office buildings, **firing ranges, barracks,** However the contract is not limited to those types of projects.

Level of design

QUESTION: What percentage of the Task Orders will be Design/Build versus bid as per plans and specifications?

ANSWER: All task orders will be Design/Build in some form. Each task order RFPs may contain a different amount of design-effort. That will depend upon the status of the project at the time it is identified for this contract.

Task Order Competition Pools

QUESTION: After the pre-qualified contractors are selected, will the 7 to 10 contractors compete against each other for every task order or will be respective groups compete exclusively? (i.e 8(a), Hubzone and Unrestricted)

ANSWER: **T**he number of contractors offered task order RFPs will be 2-5. The selection will not automatically be made by the small business status of contractor. Small business category will be one of the factors, but not the exclusive factor.

QUESTION: Will a Task Order be issued at more than one site location concurrently?

ANSWER: Individual task orders will most likely be issued for single site locations. However, if a contractor does not have the capacity to participate at the site of a new Task Order requirement, then that contractor would not be required to submit a proposal for the new Task Order .

VI. Miscellaneous

Historical Data

QUESTION: Is there any historical data showing actual value of contracts issued under this type of solicitation, Base Year and Option Years?

ANSWER: The Baltimore District has not issued this type of contract before, so no historical data is available.

Partnering

QUESTION: In my review of the RFP for this solicitation, I did not find any reference to partnering or team-builds. While competent contractors may be successful in their bids, you could have task orders that might challenge the contractors, their subs, your resident engineer, etc. Using Partnering as an option for some or all of these task orders would help identify issues before they become problems during construction.

ANSWER: Partnering will be considered on a task order by task order basis.