

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE	PAGE OF PAGES	
				J	1	20
2. AMENDMENT/MODIFICATION NO. 0004		3. EFFECTIVE DATE 05-Sep-2012	4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)	
6. ISSUED BY NAVFAC EUROPE AFRICA SOUTHWEST ASIA PSC 817 BOX 51 FPO AE 09622-0051		CODE N33191	7. ADMINISTERED BY (If other than item 6)		CODE	
			See Item 6			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X	9A. AMENDMENT OF SOLICITATION NO. N33191-12-R-0411	
				X	9B. DATED (SEE ITEM 11) 06-Jun-2012	
					10A. MOD. OF CONTRACT/ORDER NO.	
					10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE				
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS						
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> 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 <u>1</u> 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. 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 <input type="checkbox"/> is not, <input type="checkbox"/> 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.)						
Indefinite Delivery Indefinite Quantity (IDIQ) Multiple Award Construction Contract (MACC), Camp Lemonnier, Djibouti, Africa Amendment 0004 is issued for the following reasons: 1. Change of Procurement Contract Specialist from Sean Duffy to Caroline Xenia Lira 2. Respond to all Pre-Performance Inquiries (PPIs) received to date and amend solicitation requirements for clarity 3. Advise offerors that the result of this amendment does not constitute an extension to respond to this solicitation. The proposal date for 14 September 2012 remains the same. A description of these changes continues on Page 2.						
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)			
			TEL:		EMAIL:	
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)		05-Sep-2012	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

The purpose of this modification is to update point of contact information from Mr. Sean Duffy to Ms. Caroline Xenia Lira as the procuring contract specialist for this solicitation. Additionally, all Pre-Performance Inquiries (PPIs received to date are answered herein. A summary of Amended language of the solicitation, as appropriate, have been included below.

Pre-Performance Inquiries

PPI #1. Reference: A0001 to RFP Section 00101, Paragraph 1.5b (A0001 page 3)

Under the previous Africa MACC an amendment added the requirement for offerors to submit Representations & Certifications with their Phase I proposal. Are Reps and Certs required for this Phase I proposal as well?

RESPONSE: Yes.

PPI #2. Reference: 00101/1.4/ 2 of 20 Amendment 0001

Can we submit a Teaming Agreement with a designer instead of a JV Agreement?

RESPONSE: Please refer to section 00101, Subsection 1.5, Paragraph B, last bullet. A Joint Venture agreement is a specific partnership in which two entities combine to form a new and separate entity. A Joint Venture is not a requirement for a construction entity to partner with a design entity for the purpose of responding to this solicitation. Therefore, a JV Agreement is only required if you intend to merge as a new and separate entity with the design firm in question.

PPI #3. Reference: 00101/1.5(b) Factor – 2 Design/5 of 20, Amendment 0001

If more than one designers' experience is relevant to the scope in RFP, then are we to enter into teaming agreement with each one of them?

Further, each one of them will have to prove themselves in Factors 2 & 3. Is this assumption correct?

RESPONSE: Please refer to section 00101, Subsection 1.5, Paragraph B, last bullet. Options are for each primary construction and design entity, and include Teaming Agreements, Joint Venture Agreements, Partnership Agreements, and/or Letters of Commitment, as deemed appropriate by the offeror for each relationship established in response to this solicitation.

PPI #4. Reference: 00101 Pg.3 of 20 (Am0001) Para 1.5b

This paragraph states the required proposal documentation/submittal requirements. Please advise if Offerors are to also submit a completed Section 00600 with their electronic submission; specifically this consists of completing pages 24 thru 33 of 54 of the original solicitation.

RESPONSE: Yes, please submit completed pages 24 thru 33 of 54 of the original solicitation or indicate that current Reps and Certs are available on the ORCA website as described in

Amendment 0002.

PPI #5. Reference: Section 00101, Factor 2 Para 1.5b / Section 00102, Pg. 13 of 20 (Am0001), Para. E

Under Factor 2 - Experience, Offerors are asked to submit a copy of the LEED certificate for relevant projects which are registered USGBC LEED Certified. Please confirm that the LEED certificate will be excluded from the two (2) single-sided page limitation for the Construction & Design Experience Project Data Sheets.

RESPONSE: Yes, the LEED certificate will not count against the page count for this requirement.

PPI #6. Section 00102, Factor 2, Pg. 13 and 14 of 20 (Am0001), Para E

Under Factor 2 – Experience, the Construction & Design Experience Project Data Sheet is referenced as Attachment C. Please clarify that Attachment C does not apply to this RFP.

RESPONSE: The Construction & Design Experience Project Data Sheets are mandatory; however, it is not identified in the publication as attachment C. The solicitation shall be amended accordingly.

PPI #7. Section 00101, Factor 2, Pg. 6 of 20 (Am0001), Para 1.5.b

Under Factor 3 - Past Performance, Offerors are required to provide a CPARS evaluation if available for each project included under Factor 2 - Experience. On Design-build contracts, the contractor is the primary awardee/point of contact for the project owner and is the entity that receives an evaluation (i.e. CCASS); as a result, the design team is not directly evaluated for its work under design-build contracts. Because it has been our experience that design team members are unable to obtain a completed PPQ for design-build projects, please clarify if a designer is able to rely on the Contractor's CCASS.

RESPONSE: Yes. The designer and contractor is a team and therefore the designer will receive the same evaluation as the contractor on the same design-build contract.

PPI #8. Section 00101 & Section 00102

The solicitation allows the same project to be used to demonstrate both construction and design experience; however, a separate Project Data Sheet must be submitted for construction and design. This would be the case should an Offeror and its Design Team submit the same relevant projects for projects which they recently performed as a design-build team. Therefore, if a CCASS or Past Performance Questionnaire (PPQ) is provided under the Construction Experience subsection, please clarify that the designer is able to refer to that CCASS or PPQ.

RESPONSE: Yes.

PPI #9. Reference: PPQ

The PPQ is tailored for the evaluation of a Construction Contractor and not a Designer. Will NAVFAC provide a PPQ specifically tailored for the evaluation of a Designer? If yes, please

allow adequate time to obtain a completed Designer PPQ once such an attachment is issued.

RESPONSE: No. The PPQ form is mandated by DoD and cannot be altered specifically for this requirement.

PPI #10. Section 00101. Pg. 6 of 20 (Am0001), Para 1.5.b / Section 00102, 16 of 20 (Am0001), Para E.

On page 19 of the RFP, under Factor 4- Past Performance section states that Offerors may provide information on problems encountered and the corrective action taken for projects submitted under Factor 1 and shall not exceed “four (4) single-sided pages”. Please clarify if the page limitation is in reference to 4 pages per project OR 4 pages total for all construction and design projects combined.

RESPONSE: The page limitation is in reference to four (4) single-sided pages total, not per project.

PPI #11. Section 00102, 11 of 20 (Am0001), Para E.

Please advise as to what information the Offeror will be required to submit in response to Factor 4 – Safety.

RESPONSE: There are no safety factors required being evaluated in Phase I.

PPI #12. Is it possible to use 80% completed projects for Past Experience and Performance?

RESPONSE: No. Please refer to Section 00101, subsection 1.5.b, Factor 2, Bullet 1, Sub-bullet 4: “Projects submitted for the Offeror shall be completed within the past five (5) years of the date of issuance of this RFP.”

PPI #13. Reference: Pg 9, 1.5 b, place CCR in block 14 of SF1442 / Page 13, Para 2, CCR number must be indicated on the SF1442 in the same block as your company name.

There is not a CCR #, only a designation of “registered” or “not registered”. Duns# and CAGE Code # are needed to achieve registration as CCR. How do you want us to designate that we are CCR registered, because there is not a CCR # to place in block 14?

RESPONSE: CCR has been removed from the statement of requirements, however, please ensure all entities being proposed have up to date CCR registry.

PPI #14. Reference: Section 00600, starting page 24

Are representations and certifications required for the Phase I proposal? If so, please indicate where this material should be placed within the proposal.

RESPONSE: Yes, representations and certifications (reps and certs) are required for Phase I as outlined in Amendment 0001. Preferably, this information will be located toward the front of the proposal; however a specific location has not been identified.

PPI #15. Reference: Page 11 Design

To be relevant, the projects submitted shall be completed within the past 5 years.

Does the design have to be complete, or construction of the design be complete?

RESPONSE: The design element must be complete. The construction element must be complete only if it is one of the five construction projects being proposed in response to this solicitation.

PPI #16. Reference: Factor 3/page 12

Can we provide the government with CCASS ratings in lieu of CPARS and PPQ for Factor 3 – Past Performance?

RESPONSE: No.

PPI #17. Reference: Amendment 0001 - Page 4 of 20, Factor 2 – Experience: Construction & page 5 of 20 – Design

Regarding the dollar range for projects to be considered relevant, we would request that this requirement be changed to “projects need to have a value of at least \$3M”. This will allow offerors to include larger projects (over \$15M) that include many of the different facility types that will be performed under this MACC. Also, larger projects tend to have USGBC LEED certification.

RESPONSE: The request is accepted. The solicitation will be revised accordingly.

PPI #18. Reference: Amendment 0001 - Page 4 of 20, Factor 2 – Experience: Construction & page 5 of 20 – Design

If the dollar range for projects to be considered relevant cannot be changed to “projects need to have a value of at least \$3M”, how will an offeror be rated if they submit projects over the \$15M upper limit?

RESPONSE: See response to PPI #17.

PPI #19: Reference: Amendment 0001 - Page 6 of 20, Factor 3 – Past Performance

Per the Industry Day meeting held March 20th in Naples and for the convenience of our government clients, please confirm that a previously completed Past Performance Questionnaire (PPQ) can be submitted in lieu of requesting another PPQ or a final ACASS – CCASS can be submitted in this response for Factor 3 - Past Performance providing they are attached and not just referenced. NOTE: This was acceptable for the recent N33191-12-R-0614 submission.

RESPONSE: No. Please refer to section Please refer to Section 00101, subsection 1.5.b, Factor 3.

PPI #20: Reference: 1.5b/8-Design/11

The RFP states that “a relevant project is further defined as one in which the Offeror was the

Prime Contractor or Joint Venture Contractor.” As we are permitted to submit design experience for design subcontractors in the proposal, is it permitted for subcontractor past performance to be considered relevant if their experience is as a subcontractor?

RESPONSE: In accordance with the solicitation, the Offeror may utilize experience of a subcontractor that will perform major or critical aspects of the requirement to demonstrate construction/design experience under this evaluation factor. The Offeror must provide a letter of commitment and an explanation of the meaningful involvement that the subcontractor will have in performance of this contract. Additionally in accordance with Factor 1 Technical Approach, if the experience of a significant subcontractor is being claimed in Factor 2, the firm must be named in the narrative and organizational chart required in Factor 1. However, a relevant project must show prime experience, not subcontracting experience. Therefore, a proposed subcontractor should show how they were the prime on a relevant project in order for the project to be considered in this solicitation.

SECTION 00100 - BIDDING SCHEDULE/INSTRUCTIONS TO BIDDERS

The following have been modified:

SECTION 00101

SECTION 00101 INSTRUCTIONS TO BIDDER’S/PROPOSERS

1.1 Pre-Proposal Inquiries (PPI).

Offerors who determine that the technical and or contractual requirements of this request for proposal (RFP) require clarification(s) in order to permit submittal of a responsive proposal shall submit all questions in writing. The pre-proposal inquiry format is provided as an attachment to the solicitation in NECO. Inquiries shall be submitted via e-mail to caroline.lira@eu.navy.mil. Pre-proposal inquiries (PPI’s) will be accepted up to 7 days prior to due date of the proposals. A response will be published via amendment to the solicitation. Confirmation of email receipt will be sent to each PPI; refrain from resubmitting PPI’s for which a confirmation has been received.

1.5 INSTRUCTIONS FOR THE SUBMISSION OF OFFERS AND OTHER INFORMATION

a. GENERAL:

1. Each offeror shall submit their **Phase I** factors (technical approach, experience, past performance) electronically to caroline.lira@eu.navy.mil, no later than 14 September 2012 at 11:00 A.M., Central European Standard time. No hard copies shall be sent. Individual email messages and their attachments shall not exceed 5MB in total. If multiple emails become necessary, the following format should be contained in the subject line: “RFP N33191-12-R-0411 (Corporate Name), File #__ of #_(total)_. Failure to submit the required documents could be grounds for rejection of the offer. **LATE PROPOSALS WILL NOT BE CONSIDERED.**

Special attention is called to FAR 52.215-1(c)(3)(ii)(A)(1), Instructions to Offerors. Any proposal, modification, or revision received at the Government office designated in the solicitation after the exact time specified for receipt of offers is “late” and will not be considered unless it is received before award is made, the Contracting Officer determines that accepting the late offer would not unduly delay the acquisition; **and if it was transmitted through an electronic commerce method authorized by the solicitation, it was received at the initial point of entry to the Government infrastructure not later than 5:00 P.M. LOCAL TIME ONE WORKING DAY PRIOR to the date specified for receipt of proposals.** Any proposal submitted after 5:00 p.m. local time the day before the due date will be considered late if it does not reach the email inbox of caroline.lira@eu.navy.mil by 14 September 2012 at 11:00 A.M., Central European Standard time.

b. REQUIRED PROPOSAL DOCUMENTATION / SUBMITTAL REQUIREMENTS

(PHASE I) In addition to the detailed instructions described in Section 00102 EVALUATION FACTORS FOR AWARD (Section E); Factor 1, Factor 2, and Factor 3, the electronic proposal shall include:

- Standard Form 1442 (SF1442), “Solicitation, Offer, and Award,” with blocks 14 through 20c completed by offeror
- DUNS Number and CAGE/NCAGE Code in block 14 of the SF1442
- If applicable, Joint Venture document as described in paragraph 1.4

Factor 1 – Technical Approach

- Provide a narrative describing the proposed primary construction firms and primary design firms for this contract and the rationale for proposing this arrangement.
 - Provide the role, responsibilities, and contractual relationships between the various firms
 - Include a simple organizational chart that clearly identifies the lines of authority between the entities. If the experience of a significant subcontractor is being claimed in Factor 2, the firm must be named in the above narrative and organizational chart.
- Submit a signed copy of a joint venture agreement, partnership agreement, teaming agreement, or letter of commitment for each member of the Offeror’s team identified above

Factor 2 – Experience

CONSTRUCTION

- Submit a **minimum of two (2)** and a maximum of five (5) construction projects for the Offeror that best demonstrates your experience on relevant projects that are similar in size, scope, and complexity to the RFP.
 - A relevant project is defined as one in which the offeror was the prime contractor, joint venture partner, or as a sub-contractor.
 - To be relevant, the project should have had a total value of **a minimum of \$3,000,000.00 (or the equivalent foreign**

currency). The Task Order range is \$3,000,000 to \$15,000,000.00, however those projects in excess of \$15,000,000 will also be considered relevant.

- The projects may have been completed for the U.S. Government or other clients.
- Projects submitted for the Offeror shall be completed within the past five (5) years of the date of issuance of this RFP.
- Construction & Design Experience Project Data Sheets shall be used to submit project information
 - If the same project is being used to demonstrate construction and design experience, submit separate Project Data Sheets for construction and design. **NOTE: Construction Project Data Sheets and Design Project Data Sheets are considered different in their entirety. Do not duplicate one Project Data Sheet and insert twice into proposal.**
 - For all submitted projects, the description of the project shall clearly describe the scope of work performed and the relevancy to the project requirements to this solicitation
 - In addition, the description should also address any sustainable features for the project, including specific descriptions of those features.
 - For projects which are registered USGBC LEED Certified, submit a copy of the LEED certificate (**this will not apply toward page count limitations**).
- If the Offeror is a Joint Venture (JV), relevant project experience should be submitted for projects completed by the Joint Venture entity
 - If the Joint Venture does not have shared experience, projects shall be submitted for each Joint Venture partner.
 - Offerors who fail to submit experience for all Joint Venture partners may be rated lower.
 - Offerors are still limited to a total of five (5) projects combined **for construction and a total of five (5) projects combined for design.**
- If an Offeror is utilizing experience information of affiliates / subsidiaries/parent/LLC/LTD member companies (name is not exactly as stated on the SF1442), the proposal shall clearly demonstrate that the affiliate/subsidiary/parent firm will have meaningful involvement in the performance of the contract.
- The Offeror may utilize experience of a subcontractor that will perform major or critical aspects of the requirement to demonstrate construction experience under this evaluation factor. The Offer must provide a letter of commitment and an explanation of the meaningful involvement that the subcontractor will have in performance of this contract

DESIGN

- Submit a **minimum of two (2)** and a maximum of five (5) design projects for the design team that best demonstrates design experience on relevant projects that are similar in size, scope, and complexity to the RFP.
 - A relevant project is further defined one in which the offeror was the prime contractor or joint venture partner
 - To be relevant, the project should have had a total value of **a minimum of \$3,000,000.00 (or the equivalent foreign currency). The Task Order range is \$3,000,000 to \$15,000,000.00, however those projects in excess of \$15,000,000 will also be considered relevant.**
 - The contracts may be contracts completed for the U.S. Government or other clients.
 - Projects submitted shall be completed within the past five (5) years of the date of issuance of this RFP.

- Construction & Design Experience Project Data Sheets shall be used to submit project information
 - If the same project is being used to demonstrate construction and design experience, submit separate Project Data Sheets for construction and design. **NOTE: Construction Project Data Sheets and Design Project Data Sheets are considered different in their entirety. Do not duplicate one Project Data Sheet and insert twice into proposal.**
 - For all submitted projects, the description of the project shall clearly describe the scope of work performed and the relevancy to the project requirements of this
 - In addition, the description should also address any sustainable features for the project, including specific descriptions of those features.
 - For projects which are registered USGBC LEED Certified, submit a copy of the LEED certificate.

- If an Offeror is utilizing experience information of affiliates/subsidiaries/parent/LLC/LTD member companies (name is not exactly as stated on the SF1442), the proposal shall clearly demonstrate that the affiliate/subsidiary/parent firm will have meaningful involvement in the performance of the contract.

- The Offeror may utilize experience of a design subcontractor to demonstrate design experience under this evaluation factor. The Offer must provide a supporting joint venture agreement, partnership agreement, teaming agreement, or letter of commitment and an explanation of the meaningful involvement for the design subcontractor.

Factor 3 – Past Performance

- If a completed CPARS evaluation is available, it shall be submitted with the proposal.

- IF NO CPARS evaluation is available, submit completed Past Performance Questionnaires (PPQ) for each project included in Factor 2 for both construction and design experiences
 - Provide completed Past Performance Questionnaires (PPQ) in the proposal.
 - Offerors shall not incorporate by reference into their proposal PPQs previously submitted for other RFPs (However, this does not preclude the Government from utilizing previously submitted PPQ information in the past performance evaluation)
- If the Offeror is unable to obtain a completed PPQ from a client for a project(s) before proposal closing date, the Offeror should complete and submit with the proposal the first page of the PPQ, which will provide contract and client information for the respective project(s). The Government may make reasonable attempts to contact the client noted for that project(s) to obtain the PPQ information. However, Offerors should follow-up with clients/references to help ensure timely submittal of questionnaires.
- Offerors may provide any information on problems encountered and the corrective actions taken on projects submitted under Factor 2 – Experience.
- Offerors may also address any adverse past performance issues.

c. REQUIRED REGISTRATIONS

All offerors must be registered in the Central Contractor Registration (CCR), at www.ccr.gov to be considered for award of any United States of America, Department of Defense contract.

In order to register in CCR, offerors must have a Dun and Bradstreet Number (DUNS), located at <http://fedgov.dnb.com/webform> and a Commercial and Government Entity (CAGE) Code (U.S. firms) or a NATO Commercial and Governmental entity (NCAGE) Code (foreign firms), located at http://www.dlis.dla/Forms/Form_AC135.asp. The CCR requirement applies to all contract awards, regardless of the country where the work is performed. It is highly encouraged for prospective offerors to begin the CCR registration process as early as possible.

If you do not already have a DUNS or NCAGE code the following instructions are given:

DUNS:

Please take these steps to receive a DUNS number:

1. Go to <http://fedgov.dnb.com/webform>
2. Click "Begin DUNS Search"
3. Choose your country and fill out a short form.
4. D&B will list up to 3 matches. If your entity is not listed, choose "request new DUNS" and continue from there. D&B generally responds to each web form submittal within 24-48 hours.

If you are other than a U.S. company please register for a NCAGE Code:

To obtain a NATO CAGE code, you must go to http://www.dlis.dla.mil/Forms/Form_AC135.asp and fill in all the required information. Please take note that you must provide your email address in Block 1 and in Block 2 you must select "Other". The remainder of the form is self explanatory. Once you have completed the form, press the Send Request button at the bottom of the page. Your NCAGE code should be emailed to you within 24 hours. After you've received your DUNS number and NCAGE Code, please wait 24 hours to register at CCR.

CCR:

To begin your CCR registration, go to www.ccr.gov and click "Register in CCR" and then "New" on the next page. You must have your DUNS and NCAGE codes to register in the CCR.

The DUNS and NCAGE numbers must be indicated on the SF 1442 in the same block as your company name.

SECTION 00102**SECTION 00102
EVALUATION FACTORS FOR AWARD****E. EVALUATION FACTORS FOR AWARD****Phase I Non-Cost/Price Factors:****Phase I:**

Factor 1 – Technical Approach

Factor 2 – Experience

Factor 3 – Past Performance

All ratings from Phase I will be carried into Phase II unless new or revised information is **requested and subsequently provided**.

Phase II Non-Cost/Price Factors:**Phase II:**

Factor 4 – Safety

Factor 5 – Technical Solution

Factor 2 – Experience:

(a) Solicitation Submittal Requirements:

The Offeror shall submit the following information:

(1) Construction Experience:

Submit a **minimum of two (2)** and a maximum of five (5) construction projects for the Offeror that best demonstrates your experience on relevant projects that are similar in size, scope, and complexity to the RFP. For purposes of this evaluation, a relevant project is further defined as one in which the offeror was the prime contractor, joint venture partner, or as a sub-contractor. To be relevant, the contract should have had a total value of **\$3,000,000.00 (or the equivalent foreign currency) or higher**. The contracts may be contracts completed for the U.S. Government or other clients.

Projects submitted for the Offeror shall be completed within the past five (5) years of the date of issuance of this RFP.

A project is defined as a construction project performed under a single task order or contract. For multiple award and indefinite delivery/indefinite quantity type contracts, the contract as a whole should not be submitted as a project; rather Offerors should submit the work performed under a task order as a project.

The Construction & Design Experience Project Data Sheet (**submitted as a separate Attachment to this solicitation**) is MANDATORY and SHALL be used to submit project information. If the same project is being used to demonstrate construction and design experience, submit separate Project Data Sheets for construction and design. Except as specifically requested, the Government will not consider information submitted in addition to this form. Individual blocks on this form may be expanded; however, total length for each project data sheet shall not exceed two (2) single-sided pages.

For all submitted projects, the description of the project shall clearly describe the scope of work performed and the relevancy to the project requirements of this RFP (i.e.: unique features, area, construction methods). In addition, the description should also address any sustainable features for the project, including specific descriptions of those features. This requirement also applies to LEED "Self Certified" or "Sustainable Validated" project (i.e. those not having U.S. Green Building Council (USGBC) certificate). For projects which are registered USGBC LEED Certified, submit a copy of the LEED certificate (**Note: This will not apply toward page count limitations**).

If the Offeror is a Joint Venture (JV), relevant project experience should be submitted for projects completed by the Joint Venture entity. If the Joint Venture does not have shared experience, projects shall be submitted for each Joint Venture partner. Offerors who fail to submit experience for all Joint Venture partners may be rated lower. Offerors are still limited to a total of five (5) projects combined.

If an Offeror is utilizing experience information of affiliates/subsidiaries/parent/LLC/LTD member companies (name is not exactly as stated on the SF1442), the proposal shall clearly demonstrate that the affiliate/subsidiary/parent firm will have meaningful involvement in the performance of the contract.

The Offeror may utilize experience of a subcontractor that will perform major or critical aspects of the requirement to demonstrate construction experience under this evaluation factor. The Offer must provide a letter of commitment and an explanation of the meaningful involvement that the subcontractor will have in performance of this contract.

(2) Design Experience

Submit a **minimum of two (2)** and a maximum of five (5) design projects for the design team that best demonstrates design experience on relevant projects that are similar in size, scope, and complexity to the RFP. For purposes of this evaluation, a relevant project is further defined one in which the offeror was the prime contractor or joint venture partner. To be relevant, the contract should have had a total value of **\$3,000,000.00 (or the equivalent foreign currency) or higher**. The contracts may be contracts completed for the U.S. Government or other clients.

Projects submitted shall be completed within the past five (5) years of the date of issuance of this RFP. For design-build projects, the design portion of the contract shall have been completed within the past five (5) years of the date of issuance of this RFP

A project is defined as a complete design effort performed under a single task order or contract/subcontract. For multiple award and indefinite delivery/indefinite quantity type contracts, the contract as a whole should not be submitted as a project; rather Offerors should submit the work performed under a task order as a project.

The Construction & Design Experience Project Data Sheet (**submitted as a separate Attachment to this solicitation**) is MANDATORY and SHALL be used to submit project information. If the same project is being used to demonstrate construction and design experience, submit separate Project Data Sheets for construction and design. Except as specifically requested, the Government will not consider information submitted in addition to this form. Individual blocks on this form may be expanded; however, total length for each project data sheet shall not exceed two (2) single-sided pages.

For all submitted projects, the description of the project shall clearly describe the scope of work performed and the relevancy to the project requirements of this RFP (i.e.: unique features, area, construction methods). In addition, the description should also address any sustainable features for the project, including specific descriptions of those features. Clearly identify projects that are certified by the U.S. Green Building Council (USGBC) LEED and the rating level. Also identify if the project is LEED "Self Certified" or "Sustainable Validated" project (i.e. those that were not able to achieve LEED certification).

If an Offeror is utilizing experience information of affiliates/subsidiaries/parent/LLC/LTD member companies (name is not exactly as stated on the SF1442), the proposal shall clearly demonstrate that the affiliate/subsidiary/parent firm will have meaningful involvement in the performance of the contract.

The Offeror may utilize experience of a design subcontractor to demonstrate design experience under this evaluation factor. The Offer must provide a supporting joint venture agreement, partnership agreement, teaming agreement, or letter of commitment and an explanation of the meaningful involvement for the design subcontractor.

(b) Basis of Evaluation:

The basis of evaluation will include the Offeror's demonstrated experience and depth of experience in performing relevant construction and design projects as defined in the solicitation submittal requirements. The assessment of the Offeror's relevant experience will be used as a means of evaluating the capability of the Offeror to successfully meet the requirements of the

RFP. The Government will only review five projects. Any projects submitted in excess of the five (5) for Construction Experience and five (5) for Design Experience will not be considered.”

Relevant projects where the Offeror and the proposed design firm(s) have previously worked together may receive a higher rating than those that have not worked together.

Relevant projects that demonstrate design-build experience may receive a higher rating than those that do not have design-build experience.

Relevant projects that demonstrate experience with sustainable features or LEED may receive a higher rating than those that do not demonstrate experience with sustainable features.

Relevant projects that demonstrate work in the geographical region of Djibouti, Africa may receive a higher rating than those that do not have experience in the geographical region.

Factor 3 – Past Performance:

(a) Solicitation Submittal Requirements:

IF A COMPLETED CPARS EVALUATION IS AVAILABLE, IT SHALL BE SUBMITTED WITH THE PROPOSAL. IF THERE IS NOT A COMPLETED CPARS EVALUATION, the Past Performance Questionnaire (PPQ) included as an attachment to the solicitation is provided for the offeror or its team members to submit to the client for each project the offeror includes in its proposal for Factor 2, Experience. AN OFFEROR SHALL NOT SUBMIT A PPQ WHEN A COMPLETED CPARS IS AVAILABLE.

If no CPARS evaluation is available, submit Past Performance Questionnaires for each project included in Factor 2 for both Construction Experience and Design Experience. The Offeror should provide completed Past Performance Questionnaires (PPQ) in their proposal. Offerors shall not incorporate by reference into their proposal PPQs previously submitted for other RFPs - previously submitted PPQs can be submitted in their entirety. However, this does not preclude the Government from utilizing previously submitted PPQ information in the past performance evaluation. If the Offeror is unable to obtain a completed PPQ from a client for a project(s) before proposal closing date, the Offeror should complete and submit with the proposal the first page of the PPQ, which will provide contract and client information for the respective project(s). Offerors should follow-up with clients/references to ensure timely submittal of questionnaires. If the client requests, questionnaires may be submitted directly to the Government’s point of contact, caroline.lira@eu.navy.mil.

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

The following have been added by full text:

SECTION 00801

CONTRACT TYPE/PERFORMANCE

1. General Overview of a Multiple Award Construction Contract (MACC)

A MACC is a contract awarded from a single solicitation, and may result in award to multiple contractors. This procurement consists of one solicitation with the intent to award up to five Indefinite Delivery Indefinite Quantity (IDIQ) Construction Contracts to the offeror(s) whose proposal(s) conforming to the RFP will be most advantageous to the Government resulting in the Best Value, cost or price and other factors considered. However, the Government reserves the right to award more than five contracts at its discretion if it is determined to be in the best interest of the Government. Furthermore, the Government reserves the right to award only one contract covering the project identified in the RFP if it is in the best interest of the Government. The Government also reserves the right not to award the Seed Project (Proposed Task Order 0001).

2. Contract Content

The contract includes the solicitation in its entirety, including all amendments issued during the proposal preparation period, evaluation, and selection, and the successful Offerors' accepted proposals. The contract constitutes and defines the entire agreement between the contractor and the Government. No documentation shall be omitted which in any way bears upon the terms of that agreement. Acceptance of the proposal documents in making the contract award shall not be construed as a waiver of any RFP requirements.

Clauses specific to each task order that require fill-in or emphasis are provided with each Task Order RFP. All other terms and conditions identified in the basic contract are in full force by reference in the task order.

3. Description of Work

The work to be acquired under this solicitation is for new construction, repair, alteration, and renovation, by design-build or by design-bid-build of Facilities at Camp Lemmonier, Djibouti, Africa. In support of design-build strategies, each Offeror shall possess in-house capabilities or employ the services of a Lead Design firm (A-E) experienced in the design development and coordination of projects for each task order. The Lead Design Firm (A-E), their subsidiaries and affiliates that are involved at the design stage of a particular project will not be allowed to propose or be used on a Task Order for that project. Depending on their involvement during the RFP development stage of a particular procurement, they may not be allowed to propose or be used on a Task Order for that project.

4. Minimum Guarantee

The only work authorized under this contract is that which is ordered by the Government through issuance of a Task Order. The Government makes no representation as to the number of Task Orders or actual amount of work to be ordered; however, during the term of the contract, a minimum of \$25,000 worth of work is guaranteed to be ordered from each awardee at any time during the life cycle of the contract. Contractors are not guaranteed work in excess of the minimum guarantee specified herein. Contractors that choose to not bid on more than two Requests for Proposal annually forfeit their rights to the minimum guarantee and may not have their contract renewed for the next option period. Only those RFPs that fall outside the Task Order Range of \$3,000,000 to \$15,000,000 are exempt from this limitation.

5. Commencement of Work

No work under this contract will commence until such time as the Contracting Officer issues a Task Order, either in writing or orally. Oral task orders will be confirmed by the issuance of a written Task Order within five working days.

6. Place of Performance

The place of performance will be designated on each task order.

7. Proposal Preparation Costs

The costs for preparation of Task Order proposals shall be the responsibility of the Contractor and not directly reimbursable. Each Task Order awarded will include at a minimum all labor wages, management, supervision, mobilization, material and equipment costs. The Contractor shall furnish all project management, planning, estimating, labor, transportation, materials, equipment, tools, supervision, design if applicable, and all other associated costs necessary to fulfill the requirements of the Task Order.

8. Bondability

All Task Orders awarded on the MACC over \$150,000 require payment and performance bonds, unless waived by the Chief of Contracts.

9. Performance and Payment Bonds

Performance and Payment Bonds in the amount of 100% (unless otherwise stipulated on the individual task order) will be required for each Task Order and shall be submitted for approval to the Contracting Officer within 10 days (unless otherwise stipulated on the individual task order) of award of a Task Order. Commencement of construction is contingent upon approval of required bonds.

10. Project Plans and Specifications

Each task order request for proposal will be issued with its own plans and specifications specific to that project. The plans and specifications included for the seed project are representative of how future task order solicitations for design/bid/build packages will be issued.

11. Required Insurance

(a) Within fifteen days after award of this contract and each option period, the contractor(s) shall furnish the Procuring Contracting Officer a Certificate of Insurance as evidence of the existence of the following insurance coverage amounts not less than the amount specified below in accordance with FAR Clause 52.228-5, Insurance Work on a Government Installation.

(b) Above insurance coverages are to extend to contractor personnel operating Government owned equipment and vehicles.

(c) The Certificate of Insurance shall provide for thirty (30) days written notice to the Contracting Officer by the insurance company prior to cancellation or material change in policy coverage. Other requirements and information are contained in the aforementioned "Insurance" clause.

12. Drawings

Any applicable drawings that accompany Task Orders will be considered to be a part of the scope of work.

13. Pre-award Site Inspections

Upon receipt of the scope of work, including applicable drawings, and following a brief time period for reviewing the documents, the Contractor shall inspect the job site per the site visit instructions in each Task Order RFP. Any deficiencies, conflicts, or other areas of concern

existing in the scope of work and applicable drawings should be brought to the attention of the Contracting Officer through the Task Order PPI process. The Contractor shall also notify the Contracting Officer upon observing any features in the design that appear to be ambiguous, confusing, conflicting or erroneous.

14. Subcontracting Responsibilities

The Contractor shall be responsible for the management and performance of all subcontracts. The Contractor shall ensure Task Orders are completed within the stated requirements. The Contractor is responsible for ensuring subcontracting opportunities are made available in accordance with the goals of the contract.

15. Project Kickoff Meeting

Prior to commencing work under a Task Order the Contractor shall meet with the Administrative Contracting Officer and/or designated technical personnel at a mutually agreeable time to discuss and develop mutual understandings concerning schedule and administering work.

16. Partnering

Partnering is a structured process, as well as philosophy of doing business with Contractors and customers that recognizes common goals through communication and teamwork. It helps create an environment where trust and team work prevent disputes, foster good working relations to everyone's benefit, and facilitate the completion of a successful contract. In support of the command's goals of teamwork and customer satisfaction, our policy is to practice the philosophy of Partnering on every contract we administer. The level of partnering required for a particular project will depend on the dollar value of the project, technical complexity, and the nature of the scheduled completion date. The level of partnering required on a particular task order will be included in the specifications attached to the task order Request for Proposal.

17. Performance Evaluations

At the conclusion of each Task Order, the Administrative Contract Office will complete a Contractor's performance evaluation and input into CCASS/ACASS. The evaluation will take into account all aspects of the Contractor's Performance. Performance evaluations may be completed at any time the Contractor's performance is considered less than satisfactory. Contractors will be provided the performance evaluation through the online CCASS/ACASS system and an opportunity to comment on the evaluation. The performance evaluations may have an impact on the award of future Task Orders. Effective 1 November 2006, each contractor employee accessing CPARS, ACASS, or CCASS will be required to present a valid DoD Public Key Infrastructure (PKI) certificate. For information regarding obtaining PKI certificates visit http://www.cpars.navy.mil/pki_info.htm. A list of approved External Certificate Authority (ECA) vendors is provided.

SECTION 00802

CONTRACT ADMINISTRATION DATA

1. Identification of Procuring Contracting Officer

The Procuring Contracting Office (PCO) is located at the NAVFAC EURAFSWA, PSC 817 Box 51, APO AE 09622. Overall administration of the basic contract will be the responsibility of this office. The PCO is responsible for the contract in its entirety and possesses complete authority

to modify the terms of the basic contract. All correspondence for the basic contract shall be addressed to the PCO and shall include the contract number assigned.

2. Administrative Contracting Officers for Task Orders

Administrative Contracting Officers (ACO) will be designated, in writing, upon award of individual Task Orders. These individuals may include the Resident Officer in Charge of Construction and Contracting Officer located where the work is to be accomplished. These individuals will be responsible and possess the authority to act on behalf of the Government with respect to the specific Task Order.

All post award/administrative correspondence shall be addressed to the ACO for the specific Task Order to which it relates. Additionally, all correspondence and task orders/modifications, etc. shall include both Contract number and the Task Order number.

3. Ombudsman

The agency's designated Task Order Ombudsman is Chief of Contracting, NAVFAC EURAFSWA. The Chief of Contracting is located at NAVFAC EURAFSWA, PSC 817 Box 51, APO AE 09622 and is responsible for reviewing complaints from Contractors and ensuring that all contractors are afforded a fair opportunity to be considered for award of Task Orders, in accordance with the requirements of the contract.

SECTION 00803

TASK ORDER ISSUANCE PROCEDURES

If multiple contracts result from this procurement, procedures for issuing task orders are stated as follows:

1. General

a. When the Government requires work under the contract, a Request for Proposal (RFP) will be issued as appropriate.

b. Task Orders will be awarded on a DD Form 1155 (Order for Supplies or Services). Task Orders will be placed in a sequential numbering system relating back to the basic contract number beginning with Task Order 0001.

c. The Government will not be obligated to reimburse the contractor for work performed or any costs incurred, nor shall the contractor be obligated to perform or otherwise incur costs except as authorized by executed task orders.

d. Each Task Order shall include as a minimum:

- Date of order
- Contract number and order number
- Contract item number and description, quantity, and unit price or estimated cost
- Delivery or performance schedule
- Place of performance
- Any packaging, packing, and shipping instructions

- Accounting and appropriate data
- Method of payment and payment office

e. Task Orders may be modified by the Contracting Officer. Modifications to task orders will be issued on a Standard Form (SF) 30 and cite the Task Order Number.

f. Contract awardees are required to submit a proposal for all Task Order Requests for Proposal (RFP) received from the Government. However, in the event a MACC awardee is unable to submit a proposal on a particular RFP, the contractor is required to notify, in writing, the Contracting Officer who issued the RFP **and** the PCO for the basic contract within five (5) working days from receipt of the RFP. **Note: A MACC awardee can only elect to withdraw from submitting a proposal on two (2) task order RFPs during the course of each year of the contract (base plus four options).** Additional withdrawal requests, in excess of two per year, may result in the Government choosing not to exercise remaining option terms. Additional withdrawal requests in excess of two (2) per annum also automatically forfeits the contractor's rights to minimum guarantee. Only those RFPs that fall outside the \$3,000,000 to \$15,000,000 Task Order range are exempt from this requirement.

2. Competition

a. Competition for task orders is limited to those awardees under this contract. All awardees will be given a fair opportunity to be considered for each task order. Upon determining the need to issue a task order, all awardees will be considered equally against the stated criteria.

b. Unless the Contracting Officer applies the exceptions noted below, each task order will be awarded, as a result of competition to the contractor whose offer is the most advantageous to the Government considering the criteria specified.

c. The Contracting Officer reserves the right to make award of a Task Order without competition based upon:

- One of the circumstances described below:
 - The agency need for the supplies or services are so urgent that providing a fair opportunity would result in unacceptable delays;
 - Only one awardee is capable of providing the supplies or services required at the level of quality required because the supplies or services ordered are unique or highly specialized;
 - The order must be issued on a sole-source basis in the interest of economy and efficiency as a logical follow-on to an order already issued under the contract, provided that all awardees were given a fair opportunity to be considered for the original order; or
 - It is necessary to place an order to satisfy a minimum guarantee; or
- A statute expressly authorizes or requires that the purchase be made from a specific source.

3. Requirement for Proposals

a. Task Orders will be firm fixed price with a specific completion date or performance period and clearly define the specific statement of work to be performed or the performance desired. When

options are included in the Schedule, the Task Order will specify the number of days after award for exercising the options. Each task order will contain applicable clauses and provisions. All Task Orders are subject to the terms and conditions of this contract. The Government reserves the right to incorporate additional clauses, as appropriate, into individual Task Order RFPs and awards, such as FAR 52.217-4 and 52.217-5 if options are to be evaluated as part of the task order solicitation.

b. Task order evaluation methods may include low price technically acceptable (LPTA) or Best Value – Tradeoff. Whenever possible, award will be made without discussions. If discussions are required, each contractor will be requested to provide a final proposal revision, unless eliminated from discussions through the establishment of a competitive range.

c. Task Order projects may be non-complex performance oriented tasks requiring minimal design, may be complex construction requiring design development for design-build construction, or a combination thereof.

d. Each proposed task order will indicate the detail of pricing information to be provided.

e. Design-Build Task Order: A RFP may be issued with the target award amount or contract-to-budget amount for design and construction along with, but not limited to, a Statement of Work, Design Criteria and or concept design. The contractors may be requested to submit a concept design along with a price proposal. The Task Order will be issued with a firm fixed price for design and construction. It is the Contractor's responsibility to design the project so that it can be constructed within the fixed price contract value. Failure to do so is at the Contractor's risk.

f. Offerors are expected to participate in site visits, read and understand the statement of work, drawings, specifications, schedule, and all instructions. Failure to do so will be at the offeror's risk.

g. Each offeror shall furnish the information required by the task order RFP. The offeror shall sign the offer and print or type its name on the Schedule and each continuation sheet on which it makes an entry. The person signing the offer must initial erasures or other changes. Offers signed by an agent shall be accompanied by evidence of that agent's authority, unless that evidence has been previously furnished to the issuing office.

4. Selection Criteria

One or more technical criteria, in addition to Price, will be considered when MACC contractors compete for award of a task order. The technical criteria may include, but are not limited to, the following;

- Past performance on earlier orders under the contract, including quality, timeliness and cost control
- Specialized experience/expertise
- Basis of Design
- Concept Design

(End of Summary of Changes)