

**January 11, 2010**

Question #1:

Will a Joint Venture permitted by a 8(a) Mentor-Protégé Agreement where the Mentor has a bona-fide place of business in the stated jurisdictions of the solicitation be able to compete for this opportunity?

Answer #1:

No, for the purpose of this solicitation on a Mentor-Protégé JV, the 8(a) firm in the JV must be in one of the districts specified. The 8(a) is required to have a bona-fide place of business in the following Small Business Administration SBA jurisdictions of Los Angeles, San Diego, Santa Ana, California; Phoenix, Arizona; and Albuquerque, New Mexico district offices.

A bona-fide branch office is a place of business, for purposes of 8(a) construction procurements, located where an 8(a) participant regularly maintains an office which employs at least one full-time individual within the appropriate geographical boundary. The term does not include construction trailers or other temporary construction sites. In addition, all 8(a) firms must be currently registered and in good standing as a certified 8(a) program participant at the time proposals are due and at the time of contract award.

Question #2:

Phase I of the proposal is due in February. Assuming that our company is selected for Phase II, when would it be due? Our company graduates from 8(a) on May 25, does this disqualify us from bidding on this solicitation if Phase II of the proposal is due after May 25?

Answer #2:

Yes. Your firm's status at the time final proposals, including price, are received determines eligibility. For example, if NAVFAC received proposals for Phase Two on May 24 you would be considered an 8(a) firm even though you graduate the next day. It is unlikely that we would receive Phase Two proposals by May 24. Of course, it is a decision your firm must make I cannot tell you to attend or not to attend the pre-proposal conference.

Question #3:

What will the bonding requirement be to qualify for this MACC? Would the bond be held the entire time of the project, or would it only be supplied once an individual contract was awarded?

Answer #3:

For Phase One we will be looking at your bonding capacity to ensure you can meet the single project amount and that you can do multiple projects up to roughly \$10 million for Task Orders. We do not ask for a bid bond until Phase Two and we will hold onto your bid bond until an award is made for the MACC. Performance and Payments bonds will be required for award of a Task Order.

