

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE J	PAGE OF PAGES 1 15
2. AMENDMENT/MODIFICATION NO. 0002	3. EFFECTIVE DATE 17-Jun-2015	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) See Item 6		
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)		X	9A. AMENDMENT OF SOLICITATION NO. N33191-15-R-0823	
		X	9B. DATED (SEE ITEM 11) 20-May-2015	
			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 type="checkbox"/> is extended, <input checked="" 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 _____ 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.) The purpose of this amendment 0002 is to: 1. Revise section 00100 Instructions to Offerors & Evaluation Factors for Award. Changes are indicated in red. 2. Incorporate Cold Asphalt Specifications Attached. All other terms and conditions remain unchanged.				
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 _____ (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 17-Jun-2015

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

AMEND 0002 PPI RESPONSE

The following pre-proposal inquiries are answered:

1. Question: According to the ELINS description: "Cold asphalt patching material shall comply with "Cold Asphalt Specifications"

We have not found in the RFP the aforementioned "cold asphalt specifications". Please, provide.

Answer: Cold Asphalt Specifications are included as an Attachment of Amendment 0002.

SECTION 00100 - BIDDING SCHEDULE/INSTRUCTIONS TO BIDDERS

1.1 ENGLISH SPEAKING REPRESENTATIVE

At all times when any performance of the work at the site is being conducted by an employee of the Contractor or his subcontractors, the contractor shall have a representative present on the site capable of explaining the work operations and receiving instructions in the English language. The Contracting Officer shall have the right to determine, without appeal of such decision, whether the proposed representative has sufficient technical and lingual capabilities, and the Contractor shall immediately replace any individual not acceptable to the Contracting Officer.

1.2 CLASIFICACION DE EMPRESAS DE OBRAS CERTIFICATION

Offerors must hold an updated Certificate of Classification issued by the "Clasificacion de Empresas de Obras" of the Ministerio de Economia y Hacienda" covering the following groups, subgroups, and categories.

Group	Subgroup	Category
C	7	D
G	6	D
K	4	D

Proposals received from firms which do not individually or jointly hold an appropriate Certificate of Classification shall be considered nonresponsive.

1.3 JOINT VENTURES (JV) AGREEMENTS

FOR THE PURPOSES OF THIS SOLICITATION, A JOINT VENTURE (JV) REFERS TO A U.S.-STYLED FORMAL LEGAL ENTITY IN THE NATURE OF A PARTNERSHIP COMPRISED OF TWO OR MORE PERSONS OR COMPANIES. EACH JOINT VENTURE MUST PROVIDE ONE (1) CAGE/NCAGE CODE, ONE (1) DUNS NUMBER FOR THE JOINT VENTURE AND ONE (1) DUNS NUMBER FOR EACH MEMBER

COMPRISING THE JOINT VENTURE. EACH JOINT VENTURE MUST BE REGISTERED IN THE CCR USING THE NAME OF THE JOINT VENTURE.

Joint Venture Offerors (JV) offerors, shall provide with their proposal a notarized legal document that establishes the JV. The JV Agreement shall take effect upon the submission of the proposal and remain irrevocable until one (1) year after the work has been finally inspected and accepted by the Government. Submission of the notarized legal document that establishes the JV shall be furnished with the proposal in its original language version along with a certified English translation of the notarized JV document. **The Joint Venture must be formed and valid at the time of submission of the proposal.** The validated notarized legal document must include language that each member of the JV will be jointly and severally liable for the performance of the whole contract and will be incorporated into the contract award if award is made to the JV.

1. The Joint Venture Agreement shall include, at a minimum, the following:

- (a) Name of firms that form the JV and the name of the JV.
- (b) Name and title of the corporate officials signing on behalf of each party.
- (c) Solicitation number.
- (d) Description of the responsibilities in terms of work category for each member (for example: Firm A performing 100% of C-2-d.)
- (e) The statement "The composition and structure of the JV will remain unchanged from award to one (1) year after contract completion."
- (f) Date of issuance of the agreement and notarized signature of the corporate officials signing in behalf of each party.
- (g) Statement under oath stating that the Joint Venture(JV) is in compliance at the time of proposal submission with all applicable laws, rules, and regulations. This statement must be signed under oath by all members comprising the Joint Venture.

The U.S. Government reserves the right to review the actual JV Agreement to determine its basis and compliance with the applicable laws. Any internal agreements affecting the internal composition of the existing JV and its potential liabilities in relation to the contract (performance guarantee, insurance, etc) will be sent to the Contracting Officer to provide notice of the same. Any change in the composition of the JV will require the JV to formally request a Novation Agreement in accordance with FAR 42.12, which will be approved/disapproved at the discretion of the Contracting Officer.

1.4 SYSTEM FOR AWARD MANAGEMENT

a. System for Award Management (SAM) registration is required for all offerors, including Joint Venture (JV) offerors (registration must state the NAME of the JV). SAM registration can be accomplished at <https://www.sam.gov>. Offerors not registered in SAM shall obtain a DUN & Bradstreet (DUNS) number and a CAGE or NCAGE prior to registering in SAM.

b. **A DUNS number is required for all offerors, including JV offerors.** In addition to the DUNS number required for JV, JV offerors must provide **a DUNS number for each member comprising the JV**. DUNS numbers can be obtained at <http://fedgov.dnb.com/webform>. The DUNS number is required in order to register in SAM.

c. CAGE/NCAGE Code – A CAGE/NCAGE Code is required for all offerors, including Joint Venture offerors. Joint Venture offerors must acquire a CAGE/NCAGE Code registered in the Joint Venture name.

(1) U.S. offerors: To obtain a CAGE Code, you must first be registered in SAM. Offerors will be assigned CAGE Codes as part of the SAM validation process.

(2) Non-U.S. offerors ONLY: Non-U.S. offerors must obtain a NCAGE instead of a CAGE Code prior to registering in the CCR database. NCAGE codes may be obtained at the NCAGE website http://www.dlis.dla.mil/Forms/Form_AC135.asp.

1.5 CAGE/NCAGE CODE

1. A CAGE/NCAGE Code is required for all offerors, including JV offerors. JV offerors must acquire a CAGE/NCAGE Code registered in the JV name.

2. U.S. Offerors, including Joint Venture offerors: U.S. offerors must obtain a CAGE Code prior to registering in the SAM database, which is part of the SAM registration process.

3. Non-U.S. (foreign) Offerors ONLY: Non-U.S. offerors must obtain a NATO CAGE (NCAGE) Code instead of a CAGE Code prior to registering in the SAM database. NCAGE codes may be obtained at the NCAGE website http://www.dlis.dla.mil/Forms/Form_AC135.asp.

1.6 INSTRUCTIONS FOR THE SUBMISSION OF OFFERS

All proposals must be received by the time and date stated on the SF 1442, Block 13. The time for receipt of proposals shall be based on the time on the receiving Contract Specialist's computer. Timeliness of proposals will be in strict accordance with FAR 52.215-1. Only those portions received by the specified time and date will be considered and reviewed. Incomplete proposals may result in the rejection of the proposal.

a. **PRICE PROPOSAL**: The Price Proposal shall be submitted via email to Mr. Joseph Martinez at joseph.a.martinez@eu.navy.mil and Mr. Erik Tornngren at erik.tornngren@eu.navy.mil no later than **23 June 2015 at 14:00 Central European Summer Time (CEST)**. Submit the Price Proposal with the following subject line:

“SOLICITATION N33191-15-R-0823 ROTA PAINTING, PAVING, & ROOFING IDIQ PRICE PROPOSAL”

Multiple emails may need to be sent for any of the submissions, if your e-mail exceeds 5MB. The U.S. Navy computer server will only accept e-mails with attachments up to 5MB. If you need to submit more than one e-mail for the above submission, number them at the end of the e-mail subject title as “1 of?”, “2 of?”, etc. **If your submission includes multiple attachments, number each attachment in the correct order that they should appear when the proposal is consolidated.**

Proposals not received at the above address on or before the hour and date set for the receipt of proposals shall be considered late, subject to the provisions of FAR Clause 52.215-1 Instructions to Offerors -- Competitive Acquisition (JAN 2004).

The PRICE PROPOSAL shall include the following:

- (1) First page of the proposal shall be in accordance with FAR 52.215-1(c)(2)
- (2) All information required by the Price Proposal submission

b. **NON-PRICE PROPOSAL** (FACTORS 1, 2, 3 and 4): The Non-Price Proposal shall be submitted via email to Mr. Joseph Martinez at joseph.a.martinez@eu.navy.mil and Mr. Erik Tornngren at erik.tornngren@eu.navy.mil no later than **23 June 2015 at 14:00 Central European Summer Time (CEST)**. Submit the Non-Price Proposal with the following subject line:

“SOLICITATION N33191-15-R-0823 ROTA PAINTING, PAVING, & ROOFING IDIQ PRICE PROPOSAL”

Multiple emails may need to be sent for any of the submissions, if your e-mail exceeds 5MB. The U.S. Navy computer server will only accept e-mails with attachments up to 5MB. If you need to submit more than one e-mail for the above submission, number them at the end of the e-mail subject title as “1 of?”, “2 of?”, etc. **If your submission includes multiple attachments, number each attachment in the correct order that they should appear when the proposal is consolidated.**

Proposals not received at the above address on or before the hour and date set for the receipt of proposals shall be considered late, subject to the provisions of FAR Clause 52.215-1 Instructions to Offerors -- Competitive Acquisition (JAN 2004).

The NON-PRICE PROPOSAL shall include the following:

- (1) First page of the proposal shall be in accordance with FAR 52.215-1(c)(2)
- (2) All information required by Factor 1, Technical Solution
- (3) All information required by Factor 2, Past Performance
- (4) All information required by Factor 3, Safety

1.7 INSTRUCTIONS FOR SUBMITTING PRE-PROPOSAL INQUIRIES (PPI)

Pre-Proposal Inquiries (PPI) regarding the solicitation shall be submitted in writing via electronic mail to Contract Specialists, Mr. Joseph Martinez at joseph.a.martinez@eu.navy.mil and Mr. Erik Tornngren, at erik.tornngren@eu.navy.mil. Pre-Proposal Inquiries shall reference the technical or contractual requirement, including paragraph number. Verbal queries will not be entertained. Responses to the Pre-Proposal Inquiries will be provided as an attachment to an amendment and will be posted on the European Navy Electronic Commerce Online (EuroNECO) website at <https://euro.neco.navy.mil>. The Government may not respond to Pre-Proposal Inquiries submitted less than 10 days before the proposal receipt due date. The Pre-Proposal Inquiry (PPI) Template is provided as Attachment 3.

1.8 AMENDMENTS

Amendments will be posted to the EuroNECO website <https://euro.neco.navy.mil>. All documents published in EuroNECO will be transmitted to the Navy Electronic Commerce Online (NECO) website at <https://www.neco.navy.mil> and the Federal business Opportunities website at www.fbo.gov. It is highly recommended that firms register on EuroNECO as plan holders. It is the offeror's responsibility to check the EuroNECO website periodically for any amendments to the solicitation.

1.9 PREAWARD SURVEY/RESPONSIBILITY DETERMINATION

FAR §9.104 requires prospective contractors to demonstrate, among other things, that they have adequate financial resources to perform the contract or ability to obtain them, capability to comply with the required performance schedule, a satisfactory performance record, and be otherwise eligible to receive an award under applicable laws and regulations. The pre-award survey is not a part of the technical evaluation. The following information shall be submitted:

- a. Company financial statements (balance sheets and income statements) for the past two years.
- b. Financial resources available to perform the contract. Submit evidence of availability of working/operating capital that will be used for the performance of the contract. If the offeror plans to rely on financial support from other sources, identify the maximum lines of credit that will be available to include documentation to support the amounts. The maximum lines of credit should be based upon the inclusion of this contract effort. For joint ventures, discuss the financial responsibilities among companies and provide the same information for each partner.

1.10 PERFORMANCE GUARANTEE

The Contractor shall provide a performance guarantee for the duration of any and all active task orders greater than \$30,000 or as required by the Contracting Officer.

SAMPLE OF PERFORMANCE GUARANTEE ISSUED BY A BANK

If the Contractor chooses a bank letter of guarantee or other approved deposit, then the amount shall be no less than 10%. This sample meets the material requirements of clause NFAS 5252.228-9306, "Performance Guarantee." The Government will accept as valid a Performance Guarantee conforming to these requirements.

BANK LETTERHEAD

To: United States of America
U.S. Department of Navy
Naval Facilities Engineering Command, Europe Africa Southwest Asia
Viale Porto, Box 51
Aeroporto Capodichino
80144, Napoli, Italia

Attention: Contracting Officer
Date _____
Bank Letter of Performance Guarantee No. _____

This is a letter of performance guarantee. I/We, the undersigned, acting as the duly authorized representative(s) of the Bank, declare that the Bank hereby guarantees and is jointly and severally liable as guarantor with the Contractor named below to effect payment to the Contracting Office that issued the contract stated below, by check made payable to the "United States of America by the U.S. Department of the Navy, Naval Facilities Engineering Command Europe Africa Southwest Asia," within five (5) calendar days after receipt of a simple written request by registered mail, return receipt, in amount up to sum of (Amount equal to ten (10%) percent of the contract amount in the currency stated in the contract), which represents the deposit required of the Contractor to guarantee fulfillment of his obligations for the satisfactory completion and timely performance of the work under Contract No. (insert contract number) for (insert description of services and location), in strict compliance with the terms, conditions and specifications of said contract entered into between the United States of America by the U.S. Department of Navy, Naval Facilities Engineering Command Europe Africa Southwest Asia and the Contractor (insert name of Contractor) on (insert contract date), plus legal interest to be calculated from the date of receipt of the registered letter of request by the Contracting Officer to the date of actual payment, without any need for the Contracting Officer to take any legal action or obtain the prior consent of the Contractor, or for any other proof, action or decision by any other authority. The request by the Contracting Officer shall simply inform the Bank that the Contractor failed to comply with the terms and conditions of the contract, or did not fulfill his undertaking in whole or in part.

I/We agree and consent that said contract may be modified by change order or supplemental agreement affecting the amount or the period of performance of the contract without prior consent of the Bank and without affecting the validity of this guarantee; provided, however, that the amount of this guarantee shall remain unchanged.

This letter of performance guarantee will continue in effect without change in amount or terms until one year after the work has been finally accepted by the Government through its Contracting Officer's legal representative.

(BANK NAME & ADDRESS)

(CONTRACTOR NAME & ADDRESS)

Signed by: _____

Signed by: _____

(Typed name)

(Typed name)

(Title)

(Title)

(This Performance Guarantee shall be accompanied by a notarized document authenticating the bank agent's authority to sign the letter of performance guarantee for the bank company.)

The following have been modified:

EVALUATION FACTORS FOR AWARD
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ATTACHMENTS:

Attachment 1 – Construction Experience Project Data Sheet

Attachment 2 – Past Performance Questionnaire

Attachment 3 – Pre-Proposal Inquiries

Attachment 4 – Country Clearance Requirements for Employees and Other Civilian Personnel

PART I. GENERAL

1.1 INTENT TO AWARD WITHOUT DISCUSSIONS / COMPETITIVE RANGE

In accordance with FAR 52.215-1, the Government intends to evaluate proposals and award a contract without discussions with offerors (except clarifications as described in FAR 15.306(a)). Therefore, the offeror's initial proposal should contain the offeror's best terms from a cost or price and technical standpoint. The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary. If the Contracting Officer determines that the number of proposals that would otherwise be in the competitive range exceeds the number at which an efficient competition can be conducted, the Contracting Officer may limit the number of proposals in the competitive range to the greatest number that will permit an efficient competition among the most highly rated proposals.

The Government reserves the right to eliminate from consideration for award any or all offers at any time prior to award of the contract; to negotiate with offerors in the competitive range; and to award the contract to the offeror submitting the lowest priced, technically acceptable offer.

1.2 ENFORCEABILITY OF THE PROPOSAL

The proposal must set forth full, accurate and complete information as required by this solicitation. The Government will rely on such information in the award of a contract. By submission of the offer, the Offeror agrees that all items proposed will be utilized for the duration of the contract and any substitutions will be equal or better than as proposed and accepted for contract award and shall require prior Contracting Officer's approval.

PART II. EVALUATION FACTORS / RATING SCHEME

2.1 EVALUATION CRITERIA AND BASIS OF AWARD

The LPTA process is selected as appropriate for this acquisition because the best value is expected to result from selection of the technically acceptable proposal with the lowest evaluated price.

The contract resulting from this solicitation will be awarded to the responsible offeror whose offers, conforming to the solicitation, are determined to be the most advantageous to the Government considering "Price" and "Non-Price/Technical" evaluation factors. Award will be made to the technically acceptable proposal with the lowest evaluated price. ~~The relative order of importance of the non-price evaluation factors is the technical factors—Factor 1 Technical Solution, Factor 2 Past Performance, and Factor 3 Safety—are of equal importance to each other. When the proposal is evaluated as a whole, the technical factors combined (i.e., the non-price evaluation factors) are approximately equal to Price.~~

An overall non-price factors rating must be at least "ACCEPTABLE" in order to be eligible for award. An "UNACCEPTABLE" rating in any factor results in the overall non-price factors proposal being rated "UNACCEPTABLE" unless corrected through discussions. An overall non-price factors rating of "UNACCEPTABLE" makes a proposal ineligible for award.

2.2 PRICE EVALUATION FACTOR

(a) Solicitation Submittal Requirements:

1. Cover letter in accordance with FAR 52.215-1(c)(2), including Solicitation Number; name, address, telephone and email address of the Offeror; in case the Offeror is a JOINT VENTURE (JV), the name of the JV MUST BE CLEARLY IDENTIFIED; Name, title, and signature of the person

authorized to sign the proposal; DUNS Number and CAGE or NCAGE Code of the Offeror, in case the Offeror is a JOINT VENTURE (JV), provide a DUNS Number for each member of the JV.

2. Completed (Blocks 14 through 20c) , signed and dated Standard Form (SF) 1442, Solicitation, Offer, and Award.
3. Completed ELIN Price Schedule Attachment J-01 in both PDF and Excel Formats. Contractor is required to verify all totals are complete and correct.
4. Acknowledgement of all amendments.
5. Joint Venture (JV) Agreement (if applicable).

For the purposes of this solicitation, a Joint Venture (JV) refers to a U.S.-Styled formal legal entity in the nature of a partnership comprised of two or more persons or companies. Each JV must provide one (1) CAGE/NCAGE code, one (1) DUNS number for the JV and one (1) DUNS number for each member comprising the JV. Each JV must be registered in SAMs using the name of the JV.

Joint Venture Offerors (JV) offerors, shall provide with their proposal a notarized legal document that establishes the JV. The JV Agreement shall take effect upon the submission of the proposal and remain irrevocable until one (1) year after the work has been finally inspected and accepted by the Government. Submission of the notarized legal document that establishes the JV shall be furnished with the proposal in its original language version along with a certified English translation of the notarized JV document. **The Joint Venture must be formed and valid at the time of submission of the proposal.** The validated notarized legal document must include language that each member of the JV will be jointly and severably liable for the performance of the whole contract and will be incorporated into the contract award if award is made to the JV.

Only offers from Prime Contractors and Joint Ventures (JV) will be accepted.

(1) The Joint Venture Agreement shall include, at a minimum, the following:

- (i) Name of firms that form the JV and the name of the JV.
 - (ii) Name and title of the corporate officials signing on behalf of each party.
 - (iii) Solicitation number.
 - (iv) Description of the responsibilities in terms of work category for each member (for example: Firm A performing 100% of C-2-d.)
 - (v) The statement "The composition and structure of the JV will remain unchanged from award to one (1) year after the work has been finally inspected and accepted by the Government."
 - (vi) Date of issuance of the agreement and notarized signature of the corporate officials signing in behalf of each party.
 - (vii) Statement under oath stating that the Joint Venture(JV) is in compliance at the time of proposal submission with all applicable laws, rules, and regulations. This statement must be signed under oath by all members comprising the Joint Venture.
6. The Government intends to pay invoices in accordance with the clause for Wide Area Work Flow. To do this, your firm must have a U.S. bank or a U.S. bank affiliate associated with your local bank. With your proposal, identify the name of your U.S. bank or affiliate for purposes of paying invoices.
 7. Submit evidence of availability of working/operating capital from an independent financial institution, which will be used for the performance of the resultant contract.

(b) **Basis of Evaluation:** All submittals for this price factor are required, if one of these is not submitted, the offeror will be found unresponsive and are ineligible for award. The Government will evaluate price based on

the total price. Total price consists of the basic requirement and all options. Analysis will be performed by one or more of the following techniques to ensure a fair and reasonable price:

- (i) Comparison of proposed prices received in response to the RFP.
- (ii) Comparison of proposed prices with the Government Estimate.
- (iii) Comparison of proposed prices with available historical information.
- (iv) Comparison of market survey results.

2.3 NON-PRICE EVALUATION FACTORS:

The following Non-Price Evaluation Factors shall be used to evaluate the non-price proposals:

Factors 1, 2, and 3 are considered to be of equal importance.

Factor 1: Technical Solution

Factor 2: Past Performance

Factor 3: Safety

Factor 1, TECHNICAL SOLUTION:

(a) Solicitation Submittal Requirements:

Contractor to submit summaries demonstrating the following performance capabilities:

1. ELIN 768 (A/B/C/D/E) - Provide specific equipment (make/model/year) to be mobilized and supply location from which the labor, material, and equipment will be dispatched to meet the requirements of ELIN 768.
2. ELIN 851 (A/B/C/D/E) -a. Provide the system program (i.e. telephone call-in program) you will put in place to guarantee emergency roof repairs will be addressed within four hours of Government notification, b. What temporary protection system to prevent facility damages will be utilized and c. How long will it take contractor to provide their cost proposal if the ELIN threshold is exceeded?
3. ELIN 901 (A/B/C/D/E) - Provide a summary plan detailing all requirements necessary PRIOR to start of work on ELIN 901.
4. Provide documentation of an active recycling program in accordance with Spanish law.

Submissions for each of the 4 items above shall be limited to no more than one (1) single sided, single spaced page (8.5" x 11"), with 12 point font. Information submitted beyond the stated limitations will not be considered.

(b) Basis of Evaluation:

All submittals for this factor are required, if one of these are not addressed, the factor will be found unacceptable. The Offeror's proposal will be evaluated as Acceptable if all of the following criteria are satisfied:

1. ELIN 768 (A/B/C/D/E) – 1. Contractor shall describe the equipment: and material to be used (make, model, and year) to accomplish the emergency repairs to asphalt potholes and demonstrate material compliance with Contract specifications. Contractor shall demonstrate equipment used meets manufacturer's maintenance requirements. Contractor provides an Activity Hazards Analysis for the repairs that meet Contract Safety Specifications.

Contractor shall demonstrate how to meet four hour response time from notification by providing internal notification procedures and local sourcing for Contractor mobilization.

2. ELIN 851 (A/B/C/D/E) - Contractor shall demonstrate compliance with Contract Safety Requirements to include a preliminary fall protection plan and associate activity hazards analysis in order to accomplish the roof repair.

Contractor shall demonstrate how to meet four hour response time from notification by providing internal notification procedures and local sourcing for Contractor mobilization.

3. ELIN 901 (A/B/C/D/E) - Contractor shall demonstrate compliance with Contract Safety Requirements to include a preliminary fall protection plan and associate activity hazards analysis in order to accomplish the exterior painting. Contractor to provide European materials that are equivalent to the Division 4 INTERIOR CONCRETE MASONRY UNITS AND CEMENTITIOUS PAINT Table found in the specification 09 90 00. Provide a technical description and how equivalency was determined.

4. The Contractor shall demonstrate their recycling program in compliance with Spanish NTE for reuse of asphalt, concrete, and metal materials.

Factor 2 PAST PERFORMANCE:

(a) Solicitation Submittal Requirements:

Submit Past Performance Information for a minimum of three (3) to a maximum of six (6) examples of recent (completed within the last five (5) years of the issuance of this solicitation) and relevant projects similar in size, scope, and complexity. For the purpose of this solicitation, a relevant project is defined as any project similar in size (**task order or contract** over \$100,000), scope (painting, paving, & roofing projects as defined in the statement of work) and complexity. At least one project shall be submitted for each discipline (painting, paving, & roofing). A project may have a combination of any of the 3 disciplines. These projects are to have been performed by the offeror as a prime contractor, joint venture/team/partner member, or as a subcontractor. The Government will not consider any project submitted if it was performed by a firm other than the offeror without a supporting joint venture agreement, partnership agreement, teaming agreement, letter of commitment, or explanation of meaningful involvement. If more than six (6) projects are submitted, only the first six will be reviewed in the evaluation.

If a completed CCASS/ACASS/CPARS evaluation is available, it shall be submitted with the proposal. If there is not a completed CCASS/ACASS/CPARS evaluation, the Past Performance Questionnaire (PPQ) included in 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. AN OFFEROR SHALL NOT SUBMIT A PPQ WHEN A COMPLETED CPARS IS AVAILABLE.

If a CCASS/ACASS/CPARS evaluation is not available, ensure correct phone numbers and email addresses are provided for the client point of contact. Completed PPQs should be submitted with your proposal. 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 (Attachment 2), 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. Offerors shall not incorporate by reference into their proposal PPQs or CCASS/ACASS/CPARS previously submitted for other RFPs. However, this does not preclude the Government from utilizing previously submitted PPQ information in the past performance evaluation.

In addition to the above, the Government may review any other sources of information for evaluating past performance. Other sources may include, but are not limited to, past performance information retrieved through the Past Performance Information Retrieval System (PIIRS) using all CAGE/DUNS numbers of team members (partnership, joint venture, teaming arrangement, subcontractors, or parent company/subsidiary/affiliate) identified in the offeror's proposal, inquiries of owner representative(s), Federal Awardee Performance and Integrity Information System (FAPIIS), Electronic Subcontract Reporting System (eSRS), and any other known sources not provided by the offeror.

While the Government may elect to consider data from other sources, the burden of providing detailed, current, accurate and complete past performance information rests with the Offeror.

Offerors may provide any information on problems encountered and the corrective actions taken on projects submitted. Offerors may also address any adverse past performance issues. Explanations shall not exceed two single-sided pages in total with 11-point font. If more than two pages are submitted, only the first two pages will be evaluated.

(b) Basis of Evaluation:

The degree to which past performance evaluations and all other past performance information reviewed by the Government (e.g., PPIRS, Federal Awardee Performance and Integrity Information System (FAPIIS), Electronic Subcontract Reporting System (eSRS), performance recognition documents, and information obtained from any other source) reflect a trend of satisfactory or better performance considering:

- A pattern of successful completion of tasks;
- A pattern of deliverables that are timely and of good quality;
- A pattern of cooperativeness and teamwork with the Government at all levels (task managers, contracting officers, auditors, etc.);
- Recent tasks performed that are identical to, similar to, or related to the task at hand.

To be considered Acceptable, at least three (3) relevant projects similar in size, scope and complexity to this requirement completed during the past 5 years as of the issuance of this solicitation must have past performance ratings of "Satisfactory" or higher. Ratings of "Marginal" or lower will be considered "Unacceptable." All three disciplines or any combination of the three disciplines (painting, paving, and roofing) shall be represented in these projects.

Offerors lacking relevant past performance history will not be evaluated favorably or unfavorably in past performance. In the context of acceptability/unacceptability "unknown" shall be considered "acceptable." However, as noted above, failure to submit three (3) relevant projects may lead to the offer being eliminated from competition for failing to submit a complete proposal.

Factor 3 SAFETY

(a) Solicitation Submittal Requirements:

The Offeror shall submit the following information: (For a partnership or joint venture, the following shall address each contractor who is part of the partnership or joint venture; only one safety narrative is required.)

(i) Technical Approach for Safety:

- ... Provide the number of recordable incidents for the last five years on all contracts calculated by your insurance carrier. For a joint venture provide data for each of the joint venture firms. Recordable incidents are any work related injury or illness that results in a death, or days away from work, or restricted work activity, or transfer to another job, or medical treatment beyond first aid, or loss of consciousness, or a significant injury or illness diagnosed by a physician or other licensed health care professional, and
- ... Provide a three (3) single-side page summary of the anticipated safety plan, specific to this project, following the requirements in the EM 385-1-1 Army Corps of Engineers Safety Manual Appendix A. Also provide a one (1) single-side page AHA for EACH of the three areas of paving, roofing, and painting in accordance with Section I Program Management paragraph 01.A.13 Figure 1-2 of the EM 385-1-1. Identify and provide the qualifications of your proposed Safety Manager. The

Safety Manager shall have a Master's Degree in Safety as per "Ley de Prevencion de Riesgos Laborales" with five years experience on similar (painting, roofing, paving) construction sites.

~~... Also, describe any innovative methods that the Offeror will employ to ensure and monitor safe work practices at all subcontractor levels. This Safety Narrative shall be limited to two pages. If more than two pages are submitted, only the first two pages will be evaluated.~~

(ii) Basis of Evaluation: The offeror's proposal will be evaluated as Acceptable if the following criteria are satisfied:

- Contractor's demonstration of a record of low recordable incidents for the past five years, anticipated safety plan and AHA for paving, roofing, and painting meet requirements of EM385-1-1 and proposed Safety Manager meets the minimum requirements specified in the RFP. Lack of any required safety submittals required above will result in a rating of Unacceptable and the offeror will be determined to be ineligible for award.

-The Government determines that the Offeror has consistently demonstrated a commitment to safety and that the Offeror plans to properly manage and implement safety procedures for itself and its subcontractors. The Government will evaluate the Offeror's overall safety record, and the Offeror's plan to select and monitor subcontractors, ~~and innovative safety methods that the Offeror plans to implement/enhance safety.~~ The Government's sources of information for evaluating safety may include, but are not limited to, OSHA, NAVFAC's Facility Accident and Incident Reporting (FAIR) database, and other related databases. While the Government may elect to consider data from other sources, the burden of providing detailed, current, accurate and complete safety information regarding these submittal requirements rests with the Offeror.

The evaluation will collectively consider the following:

- Offeror Technical Approach to Safety
- Other sources of information available to the Government

(End of Summary of Changes)