

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1   18</div>	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: center;">0003</div>		3. EFFECTIVE DATE <div style="text-align: center;">27-Mar-2023</div>		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)	
6. ISSUED BY NAVAL FACILITIES ENGINEERING SYS COMMAND 1314 HARWOOD STREET SE WASHINGTON DC 20374		CODE <div style="text-align: center;">N40080</div>		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center; font-weight: bold;">See Item 6</div>		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. N4008023R0020	
				X		9B. DATED (SEE ITEM 11) 02-Mar-2022	
						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.)  N40080-23-R-0020 - INDEFINITE DELIVERY, INDEFINITE QUANTITY, MULTIPLE AWARD CONSTRUCTION CONTRACT FOR LARGE GENERAL PROJECTS PRIMARILY IN THE WASHINGTON, D.C. AREA OF RESPONSIBILITY.  PLEASE SEE SF30 BLOCK 14 CONTINUATION PAGE							
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  27-Mar-2023	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

## SECTION SF 30 - BLOCK 14 CONTINUATION PAGE (SF 30)

The following have been added by full text:

AMENDMENT 0003

The purpose of this amendment is to:

1. Add contract clauses
2. Provide revised drawings for IFC Plans
3. Provide revised specification section
4. Provide Attachment Price Proposal Form
5. Revise General Overview of the contract
6. Revise the Basis of Evaluation and Submittal Factors
7. Revise RFP Section 5.4 SAM.GOV Opportunities
8. Provide PPI Response

2. Provide revised drawings

PROVIDE REVISED ATTACHMENTS WITHIN “IFC PLANS” DOCUMENTS:

GI-102\_REV.

GI-501\_REV.

NOTE: Below averages are provided in relation to temporary backflow requirement in GI-501.

In FY 2022 average of annual electricity cost = \$0.1016/Kwh

In FY 2022 average of annual Natural Gas cost = \$10.83/Million BTU

In FY 2022 average of annual potable water cost = \$8.81/Kgal

In FY 2022 average of annual waste water cost = \$14.41/Kgal

CS-503\_REV

3. Provide revised specification

PROVIDE REVISED ATTACHMENT WITHIN “ IFC8 PLANS SPECIFICATION “ DOCUMENTS:

Specification section 31 11 00

4. Provides Attachment

Provides revised “Attachment H P-3002 Price Proposal Form 3-22-23”. NOTE: The Price Schedule has been renamed as ATTACHMENT H.

Provides revised Attachment F – Small Business Participation Commitment Document

5. Revise RFP, Section 00 21 13 - Instructions to Bidders, 1. General, 1.3 GENERAL OVERVIEW OF CONTRACT

FROM

1.3.3 The completion date for the basic contract is one (1) year from the date of contract award with four (4) one- year option periods. The total five-year (base and four one-year options) estimated construction cost to be awarded under all contracts is not to exceed \$950,000,000.00 for the life of the contracts. Projects awarded under this MACC will have an estimated construction cost between \$10,000,000 and \$100,000,000; however, smaller and larger dollar value projects may be considered at the discretion of the Contracting Officer. The Government's minimum guarantee for each FFP IDIQ contract is \$5,000.00 to be paid during the base year of the contract.

TO

1.3.3 The completion date for the basic contract is one (1) year from the date of contract award with four (4) one- year option periods. The total five-year (base and four one-year options) estimated construction cost to be awarded under all contracts is not to exceed \$950,000,000.00 for the life of the contracts. Projects awarded under this MACC will have an estimated construction cost between \$10,000,000 and \$100,000,000; however, smaller and larger dollar value projects may be considered at the discretion of the Contracting Officer. The Government's minimum guarantee for each FFP IDIQ contract is \$5,000.00.

6. Revise RFP, Section 00 21 13, Instructions to bidders, 4 Evaluation Factors for award

***REMOVES THE FOLLOWING FROM FACTOR 5 – SMALL BUSINESS UTILIZATION, AND INSERTS THE FOLLOWING UNDER RFP, 3. Basis of Evaluation and Submittal Requirements for Each Factor, (a) Price, (I) Solicitation Submittal Requirements:***

(vii) SMALL BUSINESS SUBCONTRACTING PLAN INFORMATION – reference FAR 52.219-9 Alt II and DFARS 252.219-7003).

In accordance with FAR 19.7, all other than small businesses shall submit a Small Business Subcontracting Plan (SBSP) based on the proposed seed project amount utilizing the template provided as Attachment G within their price proposal. Acceptability of the SBSP will be considered a responsibility matter. The SBSP will not be evaluated or rated by the SSEB, but reviewed by a Small Business Professional/Authorized Representative and the Contracting Officer for acceptability. The SBSP shall be negotiated and/or accepted within the time specified by the Contracting Officer. Failure to negotiate an acceptable subcontracting plan within the time limit prescribed by the Contracting Officer will render the offeror ineligible for award of the contract. The SBSP will be incorporated into the resulting contract.

NAVFAC's command-wide small business subcontracting targets are shown below. These may be higher or lower than percentages that would represent realistic, challenging, small business subcontracting goals for this acquisition consistent with efficient and effective performance of the contract. These targets are based on a percentage of total planned subcontract dollars.

The SBSP shall be consistent with the commitments offered in the Small Business Utilization and Participation Factor (Attachment F). In accordance with DFARS 215.304(c)(i), when an evaluation assesses the extent that small businesses are specifically identified in proposals, those small businesses considered in the evaluation shall be listed in the SBSP.

Program	Prime	Subcontracting
Small Business (SB)	50.50%	40%
Historically Underutilized Business Zone Small Business (HUBZone)	5.72%	3%
Service-Disabled Veteran Owned (SDVOSB)	2.85%	3%
Small-Disadvantaged Business	32.33%	5%

Woman-Owned (WOSB)	4.89%	9%
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Please note that SBSP goals and the participation requirements provided in the Small Business Participation Commitment Document (SBPCD) WILL NOT be the same. The participation requirements within the SBPCD are provided as percentages of the total contract value; subcontract plan goals are provided as a percentage of planned subcontracting dollars. While the percentages will differ, the types of products/services identified in the SBSP, should be the same as those products/services identified in the SBPCD. Likewise, the planned small business subcontract dollars in the SBSP will be equal to (or in some cases greater than) the extent of small business participation identified in the SBPCD.

***Revises RFP, 3. Basis of Evaluation and Submittal Requirements for Each Factor, (a) Price, (1) Solicitation Submittal Requirements: ADDITIONAL INFORMATION TO BE SUBMITTED WITH PRICE PROPOSAL PACKAGE:***

2. The offeror shall provide the latest three complete fiscal year financial statements for the prime contractor, certified by an independent accounting firm, if practicable, or signed by an authorized officer of the organization. Submit evidence of availability of working/operating capital, which will be used for the performance of the resultant contract. For Joint Venture arrangements, submit the latest three complete fiscal year financial statements for each company in the Joint Venture and discuss the financial responsibilities among the companies. The Government may also utilize Dun & Bradstreet reports to evaluate the financial capacity of the offeror.

Offerors may provide proprietary financial statements via email to [Kennett.a.morris.civ@us.navy.mil](mailto:Kennett.a.morris.civ@us.navy.mil) in lieu of submitting within the price proposal through PIEE.

***Revises RFP, 3. Basis of Evaluation and Submittal Requirements for Each Factor, (b) Non-Cost/price Factors (1) Solicitation Submittal Requirements, Factor 1 – Corporate Experience, (2) Design Experience***

Remove the following language:

Experience with design-bid-build construction (at least one relevant project).

***Removes language from RFP, 3. Basis of Evaluation and Submittal Requirements for Each Factor, (b) Non-Cost/price Factors (1) Solicitation Submittal Requirements, Factor 1 – Corporate Experience,***

Remove the following language:

**IV BEST VALUE DECISION AND DOCUMENTATION.**

The SSA's decision regarding which proposal is most advantageous to the Government shall be based on a comparative assessment of proposals against all source selection criteria in the solicitation.

Recommendations, minority opinions presented to the SSA, as well as reports and analyses prepared by the SSEB shall be considered by the SSA. The source selection decision shall represent the SSA's independent judgment and provide a rational basis for award.

The SSA performs this assessment by comparing the strengths, weaknesses, and the cost/price of the competing proposals to determine which proposal represents the best value to the Government. The analysis must be consistent with the evaluation factors and process described in the RFP. Beyond this, the SSA has broad discretion in making the source selection decision. The SSA shall not merely rely on the adjectival ratings alone. To determine which proposal provides the best value, the SSA must understand and analyze the differences between competing proposals. The SSA is not bound by the evaluation findings of the SSEB as long as the SSA has a rational basis for the differing opinion.

B. There are three possible outcomes of the SSA's comparative analysis:

- The proposal with the lowest total evaluated prices is superior in terms of non-cost factors;
- There are no meaningful distinctions between the non-cost portions of the proposals;
- The proposal with the lowest total evaluated prices is not superior in terms of non-cost factors.

C. The SSA shall document in the SSDD the supporting rationale for the award decision and shall include the rationale for any business judgments and tradeoffs made or relied on by the SSA, including benefits to the Government associated with additional costs. The documentation need not quantify the dollar value of the tradeoffs that led to the decision. However, the SSDD should contain a detailed narrative explanation of all facts and supporting rationale relevant to the source selection decision. All tradeoffs shall have justifications clearly stating the benefits or advantages to the Government, and why it is in the Government's best interests to expend additional funds to obtain those benefits or advantages. Where the SSA determines the non-cost benefits offered by a higher priced, technically superior proposal are not worth the price premium, an explicit justification must be documented.

D. An SSDD shall be prepared for all source selections. The SSDD shall reflect the SSA's independent, integrated, comparative assessment and decision; shall include the rationale for any business judgments; tradeoffs made or relied on by the SSA (e.g., including benefits associated with additional costs); shall state why the benefit is in the Government's best interest; and shall be included in the contract file. The SSDD shall be the single summary document supporting selection of the best-value proposal consistent with the stated evaluation criteria. The SSDD shall clearly explain the decision and document the reasoning used by the SSA to reach the decision consistent with FAR 15.308. The SSA shall engage the Contracting Officer/Contract Specialist and Legal Counsel in review of the SSDD to ensure the SSDD clearly captures the judgment of the SSA in determining which proposal represents the best value to the Government consistent with the RFP.

7. Revise RFP, Section 00 21 13, Instructions to bidders, 5 PROPOSAL SUBMISSION

INSTRUCTIONS

***5.4 Revises language for 5.4 SAM.GOV Opportunities***

FROM

8.4 SAM.GOV OPPORTUNITIES (SAM)

Amendments will be posted directly to the Procurement Integrated Enterprise Environment (PIEE) and Sam. The drawings and specifications will be posted PIEE and on Sam under the Attachments section of this RFP. Additionally, other postings will be made to PIEE and Sam, such as the preproposal inquires (PPI) log, revised drawings, etc., under the Attachments section of the RFP. It is possible that postings to the Attachments section of Sam DO NOT generate an automated email to contractors. It is recommended contractors check the Sam listing periodically to see if additional postings have been made. It is the contractor's responsibility to check Sam.Gov for all postings.

TO

5.4 SAM.GOV OPPORTUNITIES (SAM)

Amendments will be posted directly to Sam. The drawings and specifications will be posted on Sam under the Attachments section of this RFP. Additionally, other postings will be made to Sam, such as the preproposal inquires (PPI) log, revised drawings, etc., under the Attachments section of the RFP. It is possible that postings to the Attachments section of Sam DO NOT generate an automated email to contractors. It is recommended contractors check the Sam listing periodically to see if additional postings have been made. It is the contractor's responsibility to check Sam.Gov for all postings.

8. Provide PPI Responses

	References			Inquiry	Government Response
	Page	Section	Para		
1	RFP, page 9 of 77	Factor 1 - Corporate Experience	(1) Construction Experience	Factor 1 requires offerors to demonstrate experience with at least one project with a final construction value of \$50,000,000 or greater. Because (1) offerors can submit projects that have been completed within the past ten years and (2) projects completed up to ten years ago that finished with a final value below \$50,000,000 may, with standard inflation rates considered, today have a final value that significantly exceeds \$50,000,000, would the Government consider amending this standard either to \$45,000,000 or allowing offerors to escalate final completion values to account for inflation, provided the inflation calculation follows the Government's (BLS's) official inflation calculator?	No, Bid per RFP.
2	RFP, page 18 and 19 of 77	Factor 5 – Small Business Utilization	(i) Solicitation Submittal Requirement	Factor 5 notes the following: "In accordance with FAR 19.7, all other than small businesses shall submit a Small Business Subcontracting Plan (SBSP) utilizing the template provided as Attachment G within their price proposal." Can the Government confirm that a completed Attachment G is to be submitted within the price proposal and not within the Factor 5 response where it is mentioned? Can the Government confirm if Factor 5 requires only completed Attachments E and F?	Confirmed, See Amendment 0003.
3	1 of 77	SF 1442	13.A.	Please consider extending the proposal due date by 30 days so that Contractors have adequate time to evaluate the project and provide an accurate estimate. This will also allow for adequate time to assemble the technical proposal, particularly the full schedule that is required by the RFP.	Bid per RFP.
4	5 of 77	00 21 13	1.3.5	00 21 13.1.3.5 states that a MACC awardee can only elect to withdraw from submitting a proposal on three (3) task order RFPs each year. Please provide a schedule for anticipated task order RFPs or a quantity of RFPs expected per month so that Contractors can evaluate this requirement.	No, Bid per RFP.
5	SOA Page 18 of 77	Factor 5	i	To reduce administrative burden for both the Government and Industry and due to market conditions that could significantly impact setting and/ or achieving subcategory goals we request that the small business subcontracting plan be required at time of award in lieu of with proposal submission. The Small Business Participation Plan already includes considerable small business information to	No, Bid per RFP.

				inform the Government's source selection process.	
6	SOA Page 10 of 77	Factor 1	1	We request that the Government extend the timeframe for Past Performance timeframe from 10 years to 12 years to allow offerors to sufficiently demonstrate their experience on the multitude of project types included in the MACC.	No, Bid per RFP.
7	GC-005, CU-101, CU-102, and CU-221			Please confirm that no costs associated with the work performed by ASUS should be included with our bid. We understand that NAVFAC SOP has been updated and that NAVFAC will reimburse ASUS directly.	Bid Per RFP. Please refer to spec Section 01 14 1.22 (e).
8	CU-103 and CU-220			Please confirm if ASUS or the Contractor is responsible for installing the new fire line. If the Contractor is responsible, who performs the tie-in work to the existing water line?	Bid Per RFP. Please refer to spec Section 01 14 1.22 (e).
9	GI-501		detail 2	Drawing GI-501 Detail 2 illustrates a temporary backflow preventer for construction water supply. Please advise if bidders should provide this scope, or if the current ASUS requirements which requires ASUS to provide an underground temporary connection prevails. Provide ASUS connection fees if applicable.	Bid Per RFP. Please refer to spec Section 01 14 1.22 (e).
10	Price Schedule	CLIN 0003	1.2.g	General Bid Note 1.2.g in the Price Schedule, referencing CLIN 0003, indicates that the unsuitable subgrade will be replaced with compacted imported structural backfill or imported aggregate. Please confirm if there should be a unit price for each of the two backfill options.	Bid Per RFP. CLIN 0001A should include cost for "the entire work for the construction of the Hazardous Cargo Pad".
11		Spec 31 11 00	3.3.1	Please provide the Government appraised fair market value for the timber.	A valuation survey for the HCP area was determined to have no commercial value. See updated Spec Section 31 11 00.
12	GC-001 Price Schedule		26	Drawing GC-001 Note 26 provides quantities of 271,995 CY of total cut and 144,457 CY of total fill. However, CLIN 0001B and CLIN 0001C indicate 46,000 CY of soil cut and 167,000 CY of suitable soil cut respectively for a total cut of 213,000 CY. Please confirm what quantities we should use in our bid.	Bid per RFP, see revised Price Proposal Form with Amendment 0003.
13	Amendment 1 and sam.gov webpage for the solicitation, also the PEE page for Amendment 1 for this			Sam.gov shows a number (7 total) of "IFC Plans_Rev" files posted on Mar 8, 2023. On the same day, Amendment 1 was posted. Amendment 1 includes the following:  This purpose of this amendment is to provide: 1. Revised title 2. Proposal Due Date Extension 3. Pre-Proposal Conference and Site Visit Information 4. 2022.09.26-P-3002 IFC PLANS INSTRUCTIONS (Removed)	Confirmed, See Amendment 0003.

	solicitation			<p>5. Attachments</p> <p>Item 4, which is highlighted on the Amendment, includes the phrase “(Removed)”.</p> <p>Are the 7 “IFC Plans_Rev” files posted on Mar 8, 2023 part of Amendment 1? These files are not included on the PIEE page for Amendment 1 for this solicitation. Please advise.</p>	
14	sam.gov webpage for the solicitation			<p>On March 2, 2023 we received the files "2022.09.26 P-3002 IFC PLANS_N4008023R0020.pdf" via DoD SAFE. On March 8, 2023 sam.gov shows a number (7 total) of “IFC Plans_Rev” files posted. Do the 7 “IFC Plans_Rev” files posted on Mar 8, 2023 replace the file we received from DoD SAFE on March 2?</p>	Confirmed.
15	RFP Wage Scale			<p>Wage Determination Scale provided (General Decision Number: MD20230044 01/13/2023) pertains to " Building Construction ", however nature of this Solicitation (N4008023R0020 &amp; WO#1396550) is Heavy Civil/Highway work along with Water &amp; Sanitary work. Please provide Wage Scale related to nature of this Solicitation.</p>	See Amendment 0002 that revised the Wage Determination.
16	Price Schedule			<p>CLIN 0002: Bid Option Item No. 1 requires pricing for build out and permit new Batch Plant in accordance with drawings and specifications however there are no drawings or specifications provided. Please issues documents.</p>	See Amendment 0003, revised Price schedule, and amended drawing sheet GI-102. Bid Option 1 has been removed.
17	RFP	Concrete		<p>Please provide the name and contact of the operating firm for the existing Batch Plant.</p>	Bid per RFP.
18	RFP	Concrete		<p>Please provide information relating to the operating the existing Batch Plant? Will the contractor be provided the use of the existing Batch Plant?</p>	No, Bid per RFP.
19	RFP	Concrete		<p>Please provide the capacity of concrete yardage per hour for the existing Batch Plant.</p>	Bid per RFP.
20	RFP	Concrete		<p>Please provide an inventory list for material located at the existing Batch Plant that the contractor will be provided?</p>	Bid per RFP.
21	Price Schedule			<p>CLIN 0003: Bid Option Item No. 2 - is asking for unit pricing for hauling and disposal of " excess " or " Unsuitable soil " as one ADD value unit price. Hauling Material to Onsite Stockpile and Haul and Disposal off AAFB base are not priced the same, Please consider splitting it to two separate unit price adds.</p>	See Amendment 0003 and revised Price Schedule.
22	Price Schedule			<p>CLINs 0001B &amp; 0001C provided Total CY quantities for contractors to price unit cost and total values- How NAVFAC would handle in case the actual haul off quantities are lower than 46,000 CY to onsite pile and 167,000 CY to off-site facility ?</p>	Bid per RFP.



23	Page 18-19	Factor 5 - Small Business Utilization	(i) Item #2	In regard to the requirement for Attachment C - Small Business Participation Commitment Document (SBPCD), is this to be based on the contract value of the Seed Project or the Program?	See revised Attachment in Amendment 0003.
24	Page 18-19	Factor 5 - Small Business Utilization	(i)	In regard to the requirement for Attachment G - Small Business Subcontracting Plan please confirm the requirement is for this to be prepared based on the Seed project contract value?	Confirmed.
25	Page 7 and 18	Factor 5 - Small Business Utilization	(i)	In accordance with FAR 19.7, all other than small businesses shall submit a Small Business Subcontracting Plan (SBSP) utilizing the template provided as Attachment G within their price proposal. Under the instructions for the Price Proposal it doesn't include reference to the Small Business Subcontracting Plan (SBSP). Please confirm if the SBSP should be added as Item (vii) under the Price Proposal?	Confirmed, See Amendment 0003.
26	21 of 77	5.2 Proposal Submission Instructions	5.2.3.	Please clarify if the hard copies of the price proposal and non-cost/price factors proposal should be mailed in separate envelopes.	No, Bid per RFP.
27	22 of 77	5.2 Proposal Submission Instructions	5.2.3.	Please clarify if a separate searchable CD is to be submitted for the price proposal and non-cost/price factors proposal.	Yes, Bid per RFP.
28	CS-503	C1 Double Box Frame Roller Gate	SS 32 31 33.53	The height of the 450' wide bi-parting gates is shown on the drawing CS503 detail C1 as being roughly 4'6" tall with the barb wire extensions, but the main fencing is supposed to all be 8' tall plus barbed wire (9' total height). The manufacturer of the bi-parting gate can make this gate 8+1, so it will match the main fencing height. Does the government want the bi-parting gate height to match the main fence height or does the government want the bi-parting gate to be as shown ? Please clarify and amend as necessary.	See Amendment 0003 and drawing sheet CS-503.
29	CS-503	A3 Motorized Swing Gate	SS 32 31 33.53	The 40' wide dual bi-parting gates are shown to be what Tymetal calls a Swingrizer. That is not available in anything larger than a 32' width. Tymetal is suggesting what they refer to as a TYM410VS operators instead. We are attaching a cut sheet for your review. Please confirm that this is acceptable and that the alterations to use the offset operators will not interfere with the bio-swale. Please confirm, clarify and amend as necessary.	See Amendment 0003 and drawing sheet CS-503
30	GI-501			Temporary fencing is shown as 7+1, with weighted tire posts, and getting a brown	See Amendment 0003 and drawing sheet GI-501.

				windscreen on drawing GI-501. Written spec calls out for driven posts or panelized, without mention of the windscreen. 1. Please confirm if driven posts is acceptable in all areas, except for the phase 4 work where it crosses the taxiway, which must be panelized to be removable. 2. Also please confirm if the windscreen is required. Note: Tire mounted is an unrealistic expectation, and would not be secure. Since the expectation is to be able to withstand 200 lbs of force anywhere along the fence line. The panelized will withstand it with concrete block weighting for counterbalance on the secure side. Typically windscreen is not used on panelized fencing. 3. Please confirm if temporary fence without windscreen is acceptable.	
31	GI-111 thru GI-114			New fencing to be installed by phase doesn't necessarily include the permanent terminations at earlier phases. Can the final terminations of the required cable hardening be installed on later phases where applicable, so we do not need to double up on deadman anchors?	Bid per RFP, see Sheets GI-111 thru GI-114.
32	11 of 77	Evaluation Factors for Award	Factor 1 -Design Experience	Page 11, (2) Design Experience lists "Experience with design-bid-build construction (at least one relevant project)" as an additional relevant characteristic. Please confirm this requirement is incorrect and a design-bid-build project should not be included in Design Experience.	Confirmed, See Amendment 0003.
33	16 of 77	Evaluation Factors for Award	Factor 4 - Past performance	Page 16, Factor 4 - Past Performance requests inclusion of CPARS evaluations. Please confirm: If the Offeror was both the Prime Contractor and Designer of Record on a project (and was not issued a separate AE CPARS/ACASS evaluating the DOR effort), may the same CPARS/CCASS be provided for both Construction and Design Experience – or – is it preferred that a PPQ evaluating solely Design performance be provided?	Bid per RFP, "The Offeror should provide completed PPQ in the proposal."
36				Our firm is privately held, and our financial information is confidential, corporate information. Is it acceptable for Offerors to submit financial statements, separately from the Price Proposal, via password-protected PDF files sent directly to the Contracting Officer?	Yes, See Amendment 0003.
37	RFP page 9	(b)	Item (c)	Please confirm the 10-point, Times New Roman font requirement does not apply to covers and tabs.	Confirmed.
38	RFP page 9; RFP 21 of 77	5.2	5.2.3	Would NAVFAC kindly consider removing the hard copy proposal and CD-ROM requirement and only require the proposal to be submitted electronically via PIEE?	No, bid per RFP.
39	RFP 18 of 77	(i)	1	Please confirm if Factor 5: Small Business Utilization (Attachments G, E, and F) is to be	See Amendment 0003.

				submitted in the Price Volume or the Non-Cost/Price Factors Volume? RFP page 18 states "In accordance with FAR 19.7, all other than small businesses shall submit a Small Business Subcontracting Plan (SBSP) utilizing the template provided as Attachment G within their price proposal." Is the intent to submit Attachment G within the Price Volume and Attachments E and F within the Non-Cost/Price Factors Volume?	
40	RFP 11 of 77		3	<p>"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. In addition, the description should also address any sustainable features for the project, including specific descriptions of those features. Provide applicable documentation on projects that were validated and/or certified through a Sustainable Third Party Certification program.....The absence of any such information may result in the Project being considered Not Relevant, which could result in a rating of UNACCEPTABLE for this Factor."</p> <p>Please confirm that Sustainability/LEED documentation does not count towards the Factor 1 project sheet page count. RFP page 10/77 states we are limited to two-pages per Attachment C project sheet.</p>	Bid per RFP.

## SECTION 00 10 00 - SOLICITATION

## CLIN 0001

The CLIN description has changed from Base Year to LARGE PROJECTS MACC.

The CLIN extended description has changed from:

Indefinite-Delivery, Indefinite-Quantity, Multiple Award Construction Contract for Large General Construction Projects Primarily in the primarily within the NAVFAC Washington Area of Responsibility. The contractor shall provide all material, labor, equipment and incidentals to provide quality design-build and design-bid-build services to Field Sites.

To:

Indefinite-Delivery, Indefinite-Quantity, Multiple Award Construction Contract for Large General Construction Projects Primarily in the primarily within the NAVFAC Washington Area of Responsibility. The contractor shall provide all material, labor, equipment and incidentals to provide quality design-build and design-bid-build services.

## SECTION 00 45 00 - REPRESENTATIONS AND CERTIFICATIONS

The following have been added by full text:

## 52.204-8 ANNUAL REPRESENTATIONS AND CERTIFICATIONS (DEC 2022)

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is 236220.

(2) The small business size standard is \$45,000,000.

(3) The small business size standard for a concern that submits an offer, other than on a construction or service acquisition, but proposes to furnish an end item that it did not itself manufacture, process, or produce is 500 employees if the acquisition--

(i) Is set aside for small business and has a value above the simplified acquisition threshold;

(ii) Uses the HUBZone price evaluation preference regardless of dollar value, unless the offeror waives the price evaluation preference; or

(iii) Is an 8(a), HUBZone, service-disabled veteran-owned, economically disadvantaged women-owned, or women-owned small business set-aside or sole-source award regardless of dollar value.

(b)(1) If the provision at 52.204-7, System for Award Management, is included in this solicitation, paragraph (d) of this provision applies.

(2) If the provision at 52.204-7, System for Award Management, is not included in this solicitation, and the Offeror has an active registration in the System for Award Management (SAM), the Offeror may choose to use paragraph (d) of this provision instead of completing the corresponding individual representations and certifications in the solicitation. The Offeror shall indicate which option applies by checking one of the following boxes:

(        ) Paragraph (d) applies.

(        ) Paragraph (d) does not apply and the offeror has completed the individual representations and certifications in the solicitation.

(c) (1) The following representations or certifications in SAM are applicable to this solicitation as indicated:

(i) 52.203-2, Certificate of Independent Price Determination. This provision applies to solicitations when a firm-fixed-price contract or fixed-price contract with economic price adjustment is contemplated, unless—

(A) The acquisition is to be made under the simplified acquisition procedures in Part 13;

(B) The solicitation is a request for technical proposals under two-step sealed bidding procedures; or

(C) The solicitation is for utility services for which rates are set by law or regulation.

(ii) 52.203-11, Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions. This provision applies to solicitations expected to exceed \$150,000.

(iii) 52.203-18, Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements--Representation. This provision applies to all solicitations.

(iv) 52.204-3, Taxpayer Identification. This provision applies to solicitations that do not include the provision at 52.204-7, System for Award Management.

(v) 52.204-5, Women-Owned Business (Other Than Small Business). This provision applies to solicitations that—

(A) Are not set aside for small business concerns;

(B) Exceed the simplified acquisition threshold; and

(C) Are for contracts that will be performed in the United States or its outlying areas.

(vi) 52.204-26, Covered Telecommunications Equipment or Services--Representation. This provision applies to all solicitations.

(vii) 52.209-2, Prohibition on Contracting with Inverted Domestic Corporations--Representation.

(viii) 52.209-5, Certification Regarding Responsibility Matters. This provision applies to solicitations where the contract value is expected to exceed the simplified acquisition threshold.

(ix) 52.209-11, Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law. This provision applies to all solicitations.

(x) 52.214-14, Place of Performance--Sealed Bidding. This provision applies to invitations for bids except those in which the place of performance is specified by the Government.

(xi) 52.215-6, Place of Performance. This provision applies to solicitations unless the place of performance is specified by the Government.

(xii) 52.219-1, Small Business Program Representations (Basic, Alternates I, and II). This provision applies to solicitations when the contract is for supplies to be delivered or services to be performed in the United States or its outlying areas, or when the contracting officer has applied part 19 in accordance with 19.000(b)(1)(ii).

(A) The basic provision applies when the solicitations are issued by other than DoD, NASA, and the Coast Guard.

(B) The provision with its Alternate I applies to solicitations issued by DoD, NASA, or the Coast Guard.

(C) The provision with its Alternate II applies to solicitations that will result in a multiple-award contract with more than one NAICS code assigned.

(xiii) 52.219-2, Equal Low Bids. This provision applies to solicitations when contracting by sealed bidding and the contract is for supplies to be delivered or services to be performed in the United States or its outlying areas, or when the contracting officer has applied part 19 in accordance with 19.000(b)(1)(ii).

(xiv) 52.222-22, Previous Contracts and Compliance Reports. This provision applies to solicitations that include the clause at 52.222-26, Equal Opportunity.

(xv) 52.222-25, Affirmative Action Compliance. This provision applies to solicitations, other than those for construction, when the solicitation includes the clause at 52.222-26, Equal Opportunity.

(xvi) 52.222-38, Compliance with Veterans' Employment Reporting Requirements. This provision applies to solicitations when it is anticipated the contract award will exceed the simplified acquisition threshold and the contract is not for acquisition of commercial products or commercial services.

(xvii) 52.223-1, Biobased Product Certification. This provision applies to solicitations that require the delivery or specify the use of USDA-designated items; or include the clause at 52.223-2, Affirmative Procurement of Biobased Products Under Service and Construction Contracts.

(xviii) 52.223-4, Recovered Material Certification. This provision applies to solicitations that are for, or specify the use of, EPA- designated items.

(xix) 52.223-22, Public Disclosure of Greenhouse Gas Emissions and Reduction Goals--Representation. This provision applies to solicitations that include the clause at 52.204-7.)

(xx) 52.225-2, Buy American Certificate. This provision applies to solicitations containing the clause at 52.225-1.

(xxi) 52.225-4, Buy American-Free Trade Agreements-Israeli Trade Act Certificate. (Basic, Alternates II and III.) This provision applies to solicitations containing the clause at 52.225-3.

(A) If the acquisition value is less than \$50,000, the basic provision applies.

(B) If the acquisition value is \$50,000 or more but is less than \$92,319, the provision with its Alternate II applies.

(C) If the acquisition value is \$92,319 or more but is less than \$100,000, the provision with its Alternate III applies.

(xxii) 52.225-6, Trade Agreements Certificate. This provision applies to solicitations containing the clause at 52.225-5.

(xxiii) 52.225-20, Prohibition on Conducting Restricted Business Operations in Sudan--Certification. This provision applies to all solicitations.

(xxiv) 52.225-25, Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran—Representation and Certification. This provision applies to all solicitations.

(xxv) 52.226-2, Historically Black College or University and Minority Institution Representation. This provision applies to solicitations for research, studies, supplies, or services of the type normally acquired from higher educational institutions.

(2) The following representations or certifications are applicable as indicated by the Contracting Officer:

[Contracting Officer check as appropriate.]

(i) 52.204-17, Ownership or Control of Offeror.

(ii) 52.204-20, Predecessor of Offeror.

(iii) 52.222-18, Certification Regarding Knowledge of Child Labor for Listed End Products.

(iv) 52.222-48, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment--Certification.

(v) 52.222-52 Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services--Certification.

(vi) 52.223-9, with its Alternate I, Estimate of Percentage of Recovered Material Content for EPA-Designated Products (Alternate I only).

(vii) 52.227-6, Royalty Information.

(A) Basic.

(B) Alternate I.

(viii) 52.227-15, Representation of Limited Rights Data and Restricted Computer Software.

(d) The Offeror has completed the annual representations and certifications electronically in SAM accessed through <https://www.sam.gov>. After reviewing the SAM information, the Offeror verifies by submission of the offer that the representations and certifications currently posted electronically that apply to this solicitation as indicated in paragraph (c) of this provision have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201); except for the changes identified below [        offeror to insert changes, identifying change by clause number, title, date]. These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, and complete as of the date of this offer.

FAR Clause	Title	Date	Change
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Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on SAM.

(End of provision)

The following have been modified:

52.204-24 REPRESENTATION REGARDING CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT (NOV 2021)

The Offeror shall not complete the representation at paragraph (d)(1) of this provision if the Offeror has represented that it "does not provide covered telecommunications equipment or services as a part of its offered products or services to the Government in the performance of any contract, subcontract, or other contractual instrument" in paragraph (c)(1) in the provision at 52.204-26, Covered Telecommunications Equipment or Services-- Representation, or in paragraph (v)(2)(i) of the provision at 52.212-3, Offeror Representations and Certifications- Commercial Products and Commercial Services. The Offeror shall not complete the representation in paragraph (d)(2) of this provision if the Offeror has represented that it "does not use covered telecommunications equipment or services, or any equipment, system, or service that uses covered telecommunications equipment or services" in paragraph (c)(2) of the provision at 52.204-26, or in paragraph (v)(2)(ii) of the provision at 52.212-3.

(a) Definitions. As used in this provision-

Backhaul, covered telecommunications equipment or services, critical technology, interconnection arrangements, reasonable inquiry, roaming, and substantial or essential component have the meanings provided in the clause 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.

(b) Prohibition.

(1) Section 889(a)(1)(A) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2019, from procuring or obtaining, or extending or renewing a contract to procure or obtain, any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. Nothing in the prohibition shall be construed to--

(i) Prohibit the head of an executive agency from procuring with an entity to provide a service that connects to the facilities of a third-party, such as backhaul, roaming, or interconnection arrangements; or

(ii) Cover telecommunications equipment that cannot route or redirect user data traffic or cannot permit visibility into any user data or packets that such equipment transmits or otherwise handles.

(2) Section 889(a)(1)(B) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2020, from entering into a contract or extending or renewing a contract with an entity that uses any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. This prohibition applies to the use of covered telecommunications equipment or services, regardless of whether that use is in performance of work under a Federal contract. Nothing in the prohibition shall be construed to--

(i) Prohibit the head of an executive agency from procuring with an entity to provide a service that connects to the facilities of a third-party, such as backhaul, roaming, or interconnection arrangements; or

(ii) Cover telecommunications equipment that cannot route or redirect user data traffic or cannot permit visibility into any user data or packets that such equipment transmits or otherwise handles.

(c) Procedures. The Offeror shall review the list of excluded parties in the System for Award Management (SAM) (<https://www.sam.gov>) for entities excluded from receiving federal awards for "covered telecommunications equipment or services."

(d) Representations. The Offeror represents that--



(1) It [ \_\_\_\_ ] will, [ \_\_\_\_ ] will not provide covered telecommunications equipment or services to the Government in the performance of any contract, subcontract or other contractual instrument resulting from this solicitation. The Offeror shall provide the additional disclosure information required at paragraph (e)(1) of this section if the Offeror responds "will" in paragraph (d)(1) of this section; and

(2) After conducting a reasonable inquiry, for purposes of this representation, the Offeror represents that--

It [ \_\_\_\_ ] does, [ \_\_\_\_ ] does not use covered telecommunications equipment or services, or use any equipment, system, or service that uses covered telecommunications equipment or services. The Offeror shall provide the additional disclosure information required at paragraph (e)(2) of this section if the Offeror responds "does" in paragraph (d)(2) of this section.

(e) Disclosures.

(1) Disclosure for the representation in paragraph (d)(1) of this provision. If the Offeror has responded "will" in the representation in paragraph (d)(1) of this provision, the Offeror shall provide the following information as part of the offer:

(i) For covered equipment--

(A) The entity that produced the covered telecommunications equipment (include entity name, unique entity identifier, CAGE code, and whether the entity was the original equipment manufacturer (OEM) or a distributor, if known);

(B) A description of all covered telecommunications equipment offered (include brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); and

(C) Explanation of the proposed use of covered telecommunications equipment and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b)(1) of this provision.

(ii) For covered services--

(A) If the service is related to item maintenance: A description of all covered telecommunications services offered (include on the item being maintained: Brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); or

(B) If not associated with maintenance, the Product Service Code (PSC) of the service being provided; and explanation of the proposed use of covered telecommunications services and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b)(1) of this provision.

(2) Disclosure for the representation in paragraph (d)(2) of this provision. If the Offeror has responded "does" in the representation in paragraph (d)(2) of this provision, the Offeror shall provide the following information as part of the offer:

(i) For covered equipment--

(A) The entity that produced the covered telecommunications equipment (include entity name, unique entity identifier, CAGE code, and whether the entity was the OEM or a distributor, if known);

(B) A description of all covered telecommunications equipment offered (include brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); and

(C) Explanation of the proposed use of covered telecommunications equipment and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b)(2) of this provision.

(ii) For covered services--

(A) If the service is related to item maintenance: A description of all covered telecommunications services offered (include on the item being maintained: Brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); or

(B) If not associated with maintenance, the PSC of the service being provided; and explanation of the proposed use of covered telecommunications services and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b)(2) of this provision.

(End of provision)

The following have been deleted:

52.204-8	Annual Representations and Certifications	DEC 2022
52.204-8	Annual Representations and Certifications	MAY 2022

#### SECTION 00 70 00 - CONDITIONS OF THE CONTRACT

The following have been added by reference:

52.212-5	Contract Terms and Conditions Required to Implement Statutes or Executive Orders--Commercial Products and Commercial Services	DEC 2022
252.203-7005	Representation Relating to Compensation of Former DoD Officials	SEP 2022
252.204-7017	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services -- Representation	MAY 2021

(End of Summary of Changes)