

PERFORMANCE WORK STATEMENT (PWS)

Date: 28 March 2023

Trident Refit Facility (TRF), located at Naval Base Kitsap Bangor, has a waterfront pier area. Due to the proximity of the piers to the water, roosting and nesting gulls are a nuisance, causing both a safety and health concern for the TRF employees. TRF was formerly reported to the Center for Disease Control due to the amount of gull excrement in the vicinity of personnel's office areas. The ammonia smell enters the buildings from the Heating, Ventilation, and Air Conditioning (HVAC) systems and building vents, open doors, etc. TRF is requesting a Falcon Service to harass the problem birds from the area. Contractor must be qualified as a Master Falconer and must attain their own Special Purpose Abatement permit, pursuant to 50 Code of Federal Regulations (CFR) 21.29. A General Falconer may only conduct abatement activities as a subpermittee of the holder of the abatement permit.

The Contractor will patrol Delta and Marginal Piers with free flying predator birds that will chase the problem birds (primarily Glaucous-winged Gulls) offsite. The actual hours of operation will be determined based on time of day when the bird pressure is highest at the site. The base year performance period will be one calendar year, with four subsequent one-year option periods, and will have varying level of effort over the course of the period of performance aligned with bird pressure.

Since this work will occur on Delta and Marginal Piers, inside of the Waterfront Restricted Area (WRA), the Contractor must be able to meet the security requirement to obtain unescorted access within the WRA. In order to gain a W2 badge, a valid, activated National Agency Check with Inquiries (NACI) Tier 1 investigation with a Favorable Determination (within the last 10 years) is required.

PART 1: GENERAL INFORMATION

1.1 Description of Services: This is a non-personnel services contract to provide gull abatement. The Contractor shall provide all personnel, equipment, supplies, facilities, transportation, tools, materials, supervision, and other items and non-personal services necessary to perform Falcon Services as defined in this Performance Work Statement. The Contractor shall perform to the standards in this contract.

1.2 Performance Objectives:

- 1) Reduce gull population by 90 percent each day while onsite (on average), reducing the hazard to personnel and facilities.
- 2) Comply with all safety and security requirements of the WRA.
- 3) Communicate effectively with Navy personnel throughout the course of the contract.

1.3 Scope: The Contractor will patrol the facility with free flying predator birds that will chase the problem birds (primarily Glaucous-winged Gulls) offsite. The actual hours of operation will be determined based on time of day and time of year when the bird pressure is highest at the site.

1.4 Period of Performance:

BASE PERIOD:	27 JUNE 2023 – 26 JUNE 2024
OPTION YEAR 1:	27 JUNE 2024 – 26 JUNE 2025
OPTION YEAR 2:	27 JUNE 2025 – 26 JUNE 2026
OPTION YEAR 3:	27 JUNE 2026 – 26 JUNE 2027
OPTION YEAR 4:	27 JUNE 2027 – 26 JUNE 2028

1.5 Quality Assurance: The Government will evaluate the Contractor's performance under this contract in alignment with the Performance Requirements (Attachment 1). Attachment 1 outlines expected performance standards and how the Government will evaluate the Contractor for each performance objective. It defines how the performance standards will be applied, the method of surveillance, and the minimum acceptable defect rate(s).

1.6 Recognized Federal Holidays: Contractor is not required to perform services on federal holidays. The Government is not responsible for paying the Contractor for federal holidays.

1.7 Hours of Operation: The Contractor shall schedule a kickoff meeting within 15 days with the Government and complete all necessary forms and applications for security clearance (Section 1.11) prior to the start of falcon service work, at no additional cost to the Government. The Contractor shall perform 43 hours per week on average over the course of the year. The actual hours of operation will be determined based on time of day when the bird pressure is highest at the site. Dependent on the bird pressure, security restrictions around WRA operations, escort availability, federal holidays, or personal leave, the actual hours of abatement may be more or less in any given week, but must average 43 hours per week over the period of performance. Weekly hours are expected to be higher during the breeding season and lower during the non-breeding season. The Contractor is expected to fulfill seasonal hourly requirements, and will schedule around Federal holidays, closures of Government facility due to military operations or local or national emergencies, administrative closings, escort availability (if applicable), or similar Government-directed facility closings.

1.8 Place of Performance: The work to be performed under this contract will be primarily performed at Delta Pier, and at Marginal Pier as time allows. Both piers are located at Trident Refit Facility, Naval Base Kitsap Bangor, Silverdale, Washington.

1.9 Type of Contract: Firm Fixed Price (FFP) Service Contract

1.10 Security Requirements:

Contractor will be required to enroll and register into the Defense Biometric Identification System (**DBIDS**) and undergo a **federal background investigation** to obtain unescorted access to the WRA. If the Contractor requires the regular use of a vehicle to transport falcons/equipment, the Contractor will also need to obtain a **vehicle pass** for the WRA.

- 1) **DBIDS Credential**: Contractors are required to request enrollment in DBIDS by submitting a Badge Authorization Visit Request (BAVR). See Attachment 3 for BAVR instructions. Personnel will be allowed access to the WRA by having either a W1 (Escort Required) or a W2 (Unescorted Access) badge.
- 2) **Background Investigation**: In order to gain a W2 badge (unescorted access to the WRA), a valid, activated National Agency Check with Inquiries (NACI) Tier 1 investigation with a Favorable Determination (within the last 10 years) is required. Contractor personnel performing work under this contract must have, or have the ability to obtain a W2 for unescorted access to TRF at the time of the proposal submission, and must maintain the level of security required for the life of the contract. The background investigations are wide-ranging but the following are grounds for denying a security clearance:
 - Conviction of a crime in any U.S. court with a sentence of a year or more in prison
 - Using a controlled substance (as defined in section 102 of the Controlled Substances Act)
 - Mental incompetence as determined by a mental health professional approved by the DoD
 - A dishonorable discharge from the military

See Attachment 4, item 2 for instructions to request an NACI investigation, Attachment 5 for the Investigation Request form, and Attachment 7 for Form OF-306, Declaration for Federal Employment.

- 3) **Vehicle Pass:** In order to drive a non-Government vehicle into the WRA, the Contract must submit a Surface Weapons Facility Pacific (SWFPAC) Vehicle Pass Request (Attachment 6) to NAVFAC NW Security Manager and Assistant Security Manager (contact info in Attachment 4). The non-Government vehicle must be registered in the company's name AND must have a clear logo displayed on the vehicle indicating the company it is registered to.

Until the appropriate clearances are obtained, an escort will be required within the WRA. The Contractor is responsible for ensuring all badges and passes are current and up-to-date throughout the period of performance. Attachment 4 contains additional security protocols and restrictions, which the Contractor shall familiarize themselves with. Note no Bluetooth devices and no cameras (including cellphones with cameras) are permitted within the WRA. C/980S.5 Daniel Stoneburner or Hayley Keolanui-Bradshaw will be the onsite POCs to assist with badging, security briefing, scheduling, and directing where work is to be performed.

1.11 Personnel Safety: TRF is an industrial work area and compliance with safety regulations and protocols is paramount. The Contractor is responsible for maintaining compliance with Occupational Safety and Health Administration (OSHA) requirements for the tasks performed, including ensuring personnel are trained for specific tasks and equipped with appropriate personal protective equipment (PPE).

1.12 Special Qualifications: Contractor must be qualified as a Master Falconer and must attain their own Special Purpose Abatement permit, pursuant to 50 CFR 21.29. A General Falconer may only conduct abatement activities as a subpermittee of the holder of the abatement permit. The Contractor is responsible for following all applicable rules and regulations of the Special Purpose Abatement permit. If incidental bird takes occur, the Contractor shall follow the established protocols outlined in the Special Purpose Abatement permit.

1.13 Post Award Conference/Periodic Progress Meetings: The Contractor agrees to attend any post award conference convened by the contracting activity or contract administration office in accordance with Federal Acquisition Regulation Subpart 42.5. The contracting officer, Contracting Officer's Representative (COR), and other Government personnel, as appropriate, may meet periodically with the Contractor to review the Contractor's performance. At these meetings the contracting officer will apprise the Contractor of how the Government views the Contractor's performance and the Contractor will apprise the Government of problems, if any, being experienced. Appropriate action shall be taken to resolve outstanding issues. These meetings shall be at no additional cost to the Government.

1.14 Identification of Contractor Employees: All Contractor personnel are required to identify themselves as such to avoid creating an impression in the minds of members of the public that they are Government officials. They must also ensure that all documents or reports produced by contractors are suitably marked as contractor products or that contractor participation is appropriately disclosed. Contractor will need to wear badging or clothing that clearly announces who they are so that their work is not interrupted unnecessarily.

PART 2: CONTRACTOR FURNISHED ITEMS AND SERVICES

2.1 General: The Contractor shall furnish all supplies, equipment, facilities and services required to perform work under this contract that are not listed under Part 3 of this PWS.

PART 3: GOVERNMENT PROVIDED ITEMS, FACILITIES, AND SERVICES

3.1 Escort: The Government shall provide an escort for the Contractor until the Contractor attains the appropriate clearance for unescorted access into the WRA. The Government will provide an escort up to 40 hours per week, Monday through Friday.

3.2 Bird holding facility: The Government will provide a space to hold raptors during the day when the birds are not being flown. The facility must have adequate ventilation for avian health. Contractors may also store equipment overnight in this facility.

3.3 Bird recovery assistance: The Government will provide assistance, if needed, for recovery of birds in the water or in buildings.

3.4 Background check: The Government will perform the background check for Contractor personnel to determine appropriate level of clearance. See Attachment 4 for further instructions.

PART 4: REQUIREMENTS

4.1 Federal Special Purpose Abatement Permit: Contractor must hold a special purpose abatement permit for performing abatement activities for the Government.

4.2 State Master Class Falconry Permit: Special purpose abatement permit holder must be a certified Master Falconer.

4.3 Relevant Experience: Master Falconer work should have relevant experience conducting abatement in an industrial waterfront area.

4.4 Eligibility for Security Clearance: Contractor(s) must be eligible and willing to attain a valid, activated National Agency Check with Inquiries (NACI) Tier 1 investigation with a Favorable Determination (within the last 10 years). See Section 1.10 for instruction and common disqualifications for obtaining the clearance.

PART 5: ATTACHMENT/TECHNICAL EXHIBIT LISTING

Attachment 1 – Performance Requirements Summary
Attachment 2 – Deliverables Schedule
Attachment 3 – BAVR Instructions
Attachment 4 – Physical and Operational Security Guidance
Attachment 5 – Background Investigation Request Form
Attachment 6 – SWFPAC Vehicle Pass Request Form
Attachment 7 – Form OF-306, Declaration for Federal Employment
Technical Exhibit 1 – Daily abatement activity logbook for Contractor personnel

ATTACHMENT 1: PERFORMANCE REQUIREMENTS SUMMARY

The Contractor service requirements are summarized into the performance objectives that relate directly to mission essential items. The performance threshold briefly describes the minimum acceptable levels of service required for each requirement. These thresholds are critical to mission success.

Performance Objectives (PO)

- 1) Reduce gull population by 90 percent each day while onsite (on average), reducing the hazard to personnel and facilities.
- 2) Comply with all safety and security requirements of the WRA.
- 3) Communicate effectively with Navy personnel throughout the course of the project.

PO	Metric	Evaluation Method	Performance Threshold	Surveillance Method
1	Gull numbers around Delta Pier after abatement activity	1.1 The Contractor shall keep a daily log using the attached Excel spreadsheet (Technical Exhibit 1). The Contractor shall submit the completed log monthly, prior to submitting their invoice, within five business days of the end of each month. All data will be delivered in native file format (e.g., copies of notebooks, datasheets, Excel sheet).	Highly satisfactory: 90% reduction while onsite Satisfactory: 80% reduction while onsite Unsatisfactory: less than 80% reduction while on site	NAVFAC NW will review progress reports and Excel data.
1	Excrement loads around Delta Pier	1.2 Qualitative assessment of excrement loads at the facility will remain low, and not present a safety hazard to TRF employees.	Excrement loads may increase during breeding season, but remain far below pre-abatement activity levels.	Onsite POC will conduct walk-throughs at the site over the course of the contract, and speak with long-time personnel familiar with pre-abatement activity levels.

PO	Metric	Evaluation Method	Performance Threshold	Surveillance Method
2	Safety and Security compliance	2.1 Performance assessment of Contractor's ability to follow safety and security protocols and guidance.	Satisfactory: Contractor personnel require only minimal guidance and only occasional reminders, if any, on appropriate safety and security measures after initial instruction. Unsatisfactory: Contractor personnel require repeated notification of breaches of safety and/or security protocols OR Contractor refuses to comply with safety and/or security measures.	Overall assessment based on feedback by TRF personnel to COR and COR's personal experience with Contractor personnel.
3	Timely communication	3.1 Contractor follows deliverable schedule. Contractor notifies COR immediately if any issues appear. Contractor responds to Government inquiries in a timely manner.	Highly satisfactory: Contractor always responds to Government inquiries within 2 business days. Contractor needs few, if any reminders, of deliverable requirement. Contractor notifies COR immediately of issues or incidents. Satisfactory: Contractor normally responds to Government inquiries within 2 business days; Contractor regularly needs a reminder of deliverable requirement. Unsatisfactory: Government must reach out to Contractor multiple times to receive response. Contractor does not provide deliverables or does so more than 15 days after the end of the calendar month. COR does not hear of issues from Contractor, but rather through third parties.	Assessment by COR of Contractor responsiveness and timeliness
3	Professional communication	3.2 Contractor personnel comport themselves in a professional manner. Contractor personnel work effectively with other Navy and TRF personnel.	Satisfactory: COR receives positive feedback from Navy and TRF personnel that work in coordination with Contractors (e.g., escorts, facilities staff). Unsatisfactory: COR receives complaints or incident reports of unprofessional actions by Contractor personnel.	Assessment by COR, with feedback from other Navy and TRF staff

ATTACHMENT 2: DELIVERABLES TABLE

Deliverable	Frequency	Method of delivery	Medium/ Format	Submit To
Technical Exhibit 1: Completed Monthly data log of hours worked and gull numbers	Provided monthly prior to invoice submission	Email	Excel spreadsheet	Hayley Keolanui-Bradshaw hayley.bradshaw@navy.mil Daniel Stoneburner Daniel.stoneburner@navy.mil Tyler Yasenak tyler.yasenak@navy.mil Rebecca Johnson Rebecca.a.johnson1@navy.mil

ATTACHMENT 3: BAVR INSTRUCTIONS

Please go to the following link to request access via the Badge Authorization Visit Request (BAVR) system: <https://www.bavr.cnmc.navy.mil>. A warning page may display asking if you want to continue to page. Yes, continue to page. You will be notified at the e-mail address you provided when all approvals have been completed. Each individual will need a badge.

Completion Instructions:

Ensure all the blocks in Red are filled in to include your Driver's License number. Most of the information is self-explanatory with exception of the following:

Work Information:

Personnel Type: Contractor

Command you are Visiting: Trident Refit Facility (TRF)

Disregard the Originating Command Security Officer Section - Not required.

Sponsor: Use the email address (ryan.e.cook4@navy.mil)

Purpose of Visit:

Requesting a DBIDS Badge. Request access per **Contract #** - for gull abatement service at TRF to protect human health and safety. Request codes B9, W2, and N1. Requesting unescorted access to Delta Pier and escorted access to topside submarines to retrieve birds in the water, if needed. TRF POC: Daniel Stoneburner/360-315-1234. NAVFAC POC: Rebecca Johnson/360-396-0079.

Start date: 5 business days from date of submission

End date: End of Period of Performance

Additional instructions for Badge Pick-Up

- DO NOT try to pick up your ID prior to the start date you listed on your application.
- Pick up at Naval Base Kistap, Bangor Submarine Base, Pass & ID. Pass & ID is located on the right as you approach the Trident Gate (main gate) at Naval Base Kitsap, Bangor. Hours: M-F 0700-1500
- BE SURE TO ARRIVE EARLY AS LINES ARE LONG (typical wait is 60-90 minutes). Friday afternoons and lunch times TUES-FRI tend to be shorter wait times. Mondays and mornings are generally busy.
- Bring in current registration and insurance for vehicle.
- Bring your Drivers License and proof of citizenship. Proof of citizenship can be any of the following list of documents:
 - o Current US Passport
 - o Enhanced Driver's License
 - o Driver's License and Certified copy of birth certificate (NO PHOTOCOPIES)

If you have any questions or need assistance filling out the online request, please contact Rebecca Johnson, 360-396-0079, Rebecca.a.johnson148.civ@us.navy.mil.

ATTACHMENT 4: PHYSICAL AND OPERATIONAL SECURITY GUIDANCE

1. Passes and Badges: Heightened security requirements may cause unexpected delays. The Contractor is responsible for requesting badges in a timely manner. Each employee shall wear the Government issued badge over the front of the outer clothing. When working on site, if wearing the badge would be a safety hazard, the individual may remove the badge but shall retain it in his/her possession to show if challenged. When an employee leaves the Contractor's or subcontractor's service, the employee's pass and/or badge shall be returned to the issuing office within three calendar days. Upon completion of the work, the Contractor shall return all identification items issued to them during the course of the contract.

The Contractor shall provide accompanied escorts for contractor and subcontractor personnel as needed to meet installation security requirements. Contractor or subcontractor personnel who do not possess permanent access credentials shall not be left unattended.

2. Personnel Access: Personnel will be allowed access to the WRA by having either a W1 (Escort Required) or a W2 (Unescorted Access) badge. In order to gain a W2 badge, a current, National Agency Check with Inquiries (NACI) or Tier 1 investigation with a favorable determination (current is considered a favorable determination within the last 10 years) is required. An NACI/Tier 1 background investigation may be requested by the Contractor through the completion of the Declaration for Federal Employment form (OF 306) and by submitting U.S. Citizenship documentation to the NAVFAC Northwest Security Manager AND Assistant Security Manager (contact information below). The Contractor will then be required to complete fingerprinting. Given the sensitive nature of the information, the Contractor shall request a DoD Safe Link from the Security Manager to submit documents.

Upon receipt by the Government of the 1) OF 306, 2) proof of U.S. Citizenship, 3) and fingerprint results, an investigation request will be initiated in the e-QIP program. An email sent to the Contractor explaining how to login to e-QIP and what to do upon completion. After review of the e-QIP, citizenship documentation, OF 306, and fingerprint results, the Contractor may be eligible for a W2 badge.

3. Access to Installations: All Contractor personnel shall obtain access to the installation through enrollment and registration into the Defense Biometric Identification System (DBIDS).

The Contractor shall provide the Contracting Officer (KO) with the name of their designated Service Contractor Administrator for enrollment in BAVR for a Pacific DBIDS credential. Once enrolled, the Contractor must provide the KO with an approved employee list and then direct their employees to register into BAVR. The KO will send the list of employees to the Security Manager upon receipt.

4. BAVR Program: BAVR is an enterprise identity management and perimeter installation access control solution in which Contractor personnel who enroll, and are approved, are subsequently granted access to the installation for a period up to three years, or the length of the contract, whichever is less, and are not required to obtain a new pass from the Base Pass and Identification Office for each visit. There are no fees associated with obtaining a Pacific DBIDS credential.

The Government performs background screening and credentialing. Throughout the year the Contractor employee must continue to meet background screening standards. Periodic background screenings are conducted to verify continued DBIDS participation and installation access privileges. Pacific DBIDS access privileges will be immediately suspended or revoked if at any time a Contractor employee becomes ineligible.

FOR OFFICIAL USE ONLY/PRIVACY ACT DATA

5. Access to Buildings: The Contractor shall monitor and control access into restricted areas under their responsibility in accordance with CNICINST 5530.1, allowing only those individuals who have been properly cleared into restricted areas or other controlled access areas. The Contractor shall comply with security requirements, plus those imposed by the installation Commander at all times. Personnel with access to special areas will have the appropriate screening and/or security clearance, and personnel requiring routine access to restricted areas will wear special badges authorizing access for those areas. Contractor personnel shall not enter restricted or controlled areas or installation facilities unless specifically authorized in performance of their duties. The Contractor shall secure all buildings and facilities entered during non-duty hours and will secure all building and facilities under the Contractor's cognizance at the end of each work day or shift period.

6. Access Arrangements: The Contractor shall make all arrangements through the appropriate office necessary to obtain access to buildings, facilities and other work areas, and when necessary, arrange for them to be opened and closed by the controlling authority. The Government shall facilitate building access for the Contractor. The Contractor shall not be issued any keys for access into any Government building within Navy Region Northwest. The Contractor shall use due diligence and be responsible for compromised security systems to include replacement costs that result from its action or inaction.

7. Security Clearances: Portions of the work under the contract are performed in secure areas and all persons requiring access to a secure area shall possess the minimum security clearance required for access to that area or, in most cases, will be escorted by activity or Government personnel. In the case of escort, 48-hour advance notice to the activity will be required except in emergency or urgent work. Contractor employees must be free of felony convictions, and prior military service members must have had an honorable discharge.

8. Employee Status: The Contractor shall notify the KO and NAVFAC Northwest Security Office of any changes to any employee's status to include, but not limited to, termination, convictions, arrests, adverse actions taken on the job for any reason or any other documented misbehavior that may affect, or have the potential to affect, security standing in terms of access to federal facilities or IT systems.

9. Operational Security (OPSEC): Any photographs within Navy Region Northwest shall be reviewed by the NAVFAC Northwest OPSEC Manager (NAVFAC Northwest Security Manager) prior to public release.

NAVFAC NW Security Manager

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