

FCI LORETTO
REPAIR HOOD SYSTEM
REPLACE CAMP KITCHEN VENTILATION
STATEMENT OF WORK

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ATTACHMENT 1: DAVIS BACON WAGE RATE

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PART 1 – SCOPE OF WORK:

1.1 GENERAL: The work to be performed under this contract and in accordance with this Statement of Work (SOW) shall consist of furnishing all necessary plant, labor, tools, transportation, supplies, supervision, equipment, materials, and incidentals necessary for providing all work shown in the SOW, and all applicable codes, regulations, standards, and criteria in effect at the date of solicitation.

Replace the ventilation system located at the FCI Loretto Camp Food Service Department.

1.2 PROJECT DESCRIPTION:

Replace the ventilation system located at the FCI Loretto Camp Food Service Department in order to make fully operational to comply with the following:

All Ventilation Systems must be installed, inspected, and tested in accordance with the appropriate NFPA standards.

The installation should include all labor, materials, tools, and equipment to ensure work is completed safely and properly. The contractor will be responsible for removing all old units and replacing/testing of all new units.

1.3 LOCATION: The Federal Bureau of Prisons, Federal Correctional Institution, 772 Saint Joseph Street, Loretto, PA 15940; The prison is located in southwest Pennsylvania between Altoona and Johnstown, 90 miles (140 km) east of Pittsburgh. The facility is located in Allegheny Township, Cambria County, just southeast of Loretto, off U.S. Route 22, between Interstate 80 and the Pennsylvania Turnpike via U.S. Route 220.

1.4 WORK AND MECHANICS: The work for this project shall be executed in the best and most workmanlike manner, by qualified trained and certified efficient mechanics/tradesmen, skilled in their respective trades. Only certified journeymen in each respective trade, or apprentices under the direct supervision of certified journeymen, shall be permitted to install and/or supervise installation for this project. Individual trade work for this project shall be performed and quality maintained by the applicable trade only. The Contractor shall assure that all trades coordinate their work with that of other trades. The Contractor shall coordinate and perform all operations in a manner that will result in a professional and expeditiously completed project. The work shall be in strict accordance with prevailing industry standards and manufacturer's instructions. Work and materials shall comply with this SOW and the editions in effect at the time of this solicitation for all applicable criteria, regulations, guidelines, and codes, all of which are made a part thereof.

1.5 WORKING CONDITIONS: The Contractor shall have one hundred twenty (120) calendar days to perform and complete all work after signing the Notice to Proceed (NTP). Applicable safety fence and signage where required by the contract shall remain overnight. All Contractor operated/owned vehicles, equipment, tools, etc., shall be stored as prescribed in paragraph DELIVERY, STORAGE, AND PARKING (1.14). Contractor will abide by all of the institutions security requirements. Contractor must recognize that security has the utmost priority and Contractor will allow for unproductive work times, caused by unforeseeable security issues, such as lock-downs, weather conditions or any other security situation determined by the institution. The Contractor will be permitted to wear jeans in the institution; green or khaki-color clothing will not be allowed. The clothes will be proper and suitable for the services that are being provided. A fluorescent orange or yellow vest shall be worn at all times inside the institution for security reasons.

1.5.1 WORK SCHEDULE: Working hours for the Contractor will normally be between the hours of 7:30 a.m. and 3 : 3 0 p.m. excluding Saturdays, Sundays, and Federal holidays, and emergencies due to the nature of a correctional setting. The Contractor shall submit the work schedule to the Contracting Officer 14 days prior to the start of work. Due to the nature of the correctional setting, delays in performance of work shall be expected. The Contractor may be delayed when a security concern arises; such delays may include, but are not limited to, inclement weather (rainy days), electrical or mechanical problems, or any other security matters.

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1.5.2 WORK AREA ACCESS: The Contractor shall coordinate with the Contracting Officer for facility access.

1.6 DAVIS BACON WAGE ACT: The Davis-Bacon and Related Acts, apply to contractors and subcontractors performing on federally funded or assisted contracts in excess of \$2,000 for the construction, alteration, or repair (including painting and decorating) of public buildings or public works. Davis-Bacon Act and Related Act contractors and subcontractors must pay their laborers and mechanics employed under the contract no less than the locally prevailing wages and fringe benefits for corresponding work on similar projects in the area. The Davis-Bacon Act directs the Department of Labor to determine such locally prevailing wage rates. The Davis-Bacon Act applies to contractors and subcontractors performing work on federal or District of Columbia contracts. The Davis-Bacon Act prevailing wage provisions apply to the "Related Acts," under which federal agencies assist construction projects through grants, loans, loan guarantees, and insurance.

1.7 SAFETY: All Contractor operations shall be conducted and performed in accordance with Department of Labor and OSHA requirements found in Title 29 Volume 5 Subtitle B Chapter XVII 1910.120 and Volume 8 Subtitle B Chapter XVII 1926. The Contractor shall also ensure that all work is performed in accordance with project identified EPA, national Standards, instructions, pamphlets, standards, and handbooks, and with the latest edition in effect on the date of this solicitation. The contractor will have to submit a safety plan for review by FCI Loretto's Environmental and Safety Compliance office. A shoring plan will be submitted separately for review. All job sites are subject to inspections by the Government and OSHA.

1.7.1 Traffic Control/Maintenance of Construction Operations: The Contractor shall be fully responsible for furnishing, installing, and maintaining suitable, approved signs, barricades, roped barriers, etc., to warn occupants of hazardous areas at the jobsite for the duration of the project at no additional cost to the Government. Barricades shall contain warning lights operating in a flashing mode from dusk to dawn (if required).

1.7.2 All companies who conduct business within the state of Pennsylvania must be familiar with practices and procedures under Pennsylvania's Workers' Compensation Act, 77. P.S. § 1-1031. The contract must have an approved company safety policy and an Accident Prevention Plan. The safety plan must be on site and made available upon request.

1.7.3 Resolution of Department of Labor citations for violations of Occupational Safety and Health Standards is a Contractor responsibility and shall provide for no basis of a claim against the Government.

1.8 PROTECTION OF GOVERNMENT PROPERTY: The Contractor shall use reasonable care to avoid damaging existing buildings, equipment, and vegetation on the Government installation. If the Contractor fails to use reasonable care and causes damage to any of this property, the Contractor shall replace or repair the damage at no expense to the Government. If the Contractor fails or refuses to make such repair or replacement, the Contractor shall be liable for the cost, which may be deducted from the contract price.

1.9 SITE MAINTENANCE AND CLEANUP:

1.9.1 SITE MAINTENANCE: The Contractor shall protect adjacent property, buildings and their contents from dust, dirt or other materials. Work areas shall be maintained in a neat, clean, and safe condition and shall, at a minimum, be cleaned at the end of each shift. All streets and roadways in/or adjacent to the site shall remain free of project generated trash and debris at all times.

1.9.2 DAILY CLEANING: The Contractor shall keep the site free from debris at all times and shall perform daily cleaning of all areas.

1.9.3 CLEANUP: The Contractor shall collect any and all trash, debris, refuse, garbage, etc., that is generated and place it in appropriate containers with lids or approved covers on a periodic basis or as directed by the Contract Officer. The aforementioned materials shall be hauled from the site by appropriate means on a daily basis, unless otherwise approved by the Contract Officer. Disposal shall be outside the limits of Government property. Disposal

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shall be by sanitary landfill or other approved methods and shall conform to all local, state, and federal guidelines, criteria, and regulations. All project demo spoil (dirt, rocks, concrete, etc.) will be removed from FCI Loretto and disposed of by the contractor. Upon completion of the work, the Contractor shall leave the work site and storage area(s) in a clean, neat, and workmanlike condition satisfactory to the Contract Officer.

1.10 TOILET FACILITIES: There are toilet facilities available for Contractor use. Location will be shown to the contractor.

1.11 REFERENCES: All publications listed herein shall be the most current editions in effect at the time of solicitation and form a part of this Statement of Work. The publications are referred to in the text by basic designation only and include the following:

Applicable Government Criteria and Standards:

Code of Federal Regulations (CFR):

Title 16 Volume 2 Part 1000-1799 Consumer Product Safety Commission
Title 29 Volume 5 Subtitle B Chapter XVII Part 1910.120 Hazardous Waste Operations and Emergency Response
Title 29 Volume 8 Chapter XVII Subtitle B 1926 Safety and Health Regulations for Construction
Title 29 Volume 17 Chapter XVII Subtitle B 1910.252 Welding Cutting and Brazing
Title 40 Volume 9 Part 61, National Emissions Standard for Hazardous Air Pollutants
Title 40 Volume 18 Part 82 Protection of Stratospheric Ozone
Title 40 Volume 22 Part 117 Determination of Reportable Quantities for Hazardous Substances
Title 40 Volume 22 Part 122 EPA Administered Permit Programs: The National Pollutant Discharge Elimination System
Title 40 Volume 24, Part 170 Worker Protection Standard
Title 40 Volume 25, Part 247, Comprehensive Procurement Guideline for Products containing Recovered Material.
Title 40 Volumes 26 and 27, Parts 260 - 282 Solid Waste Regulations
Title 40 Volume 28, Part 302 Designation, Reportable Quantities, and Notification

Environmental Laws

Archaeological and Historic Preservation Act (AHPA)
Archaeological Resources Protection Act (ARPA)
Clean Air Act (CAA) and all amendments
Clean Water Act (CWA) as amended
Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)
Endangered Species Act (ESA)
Emergency Planning and Community Right-To-Know Act (EPCRA)
Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended
Federal Water Pollution Control Act (FWPCA)
National Oil and Hazardous Substances Contingency Plan (NCP)
Occupational Health and Safety Act (OSHA)
Oil Pollution Act (OPA)
Pollution Prevention Act (PPA)
Resources Conservation and Recovery Act (RCRA)
Safe Drinking Water Act (SDWA), as amended

Pennsylvania's Workers' Compensation Act. 77

1.12 SUBMITTALS: The Contractor shall provide submittals in the form of manufacturer's data, certificates of compliance for all items provided and installed.

1.13 WARRANTY: The Contractor shall identify all items being installed that are guaranteed or under warranty for more than a one-year period, and provide validated copies of the manufacturer's warranty. All warranty information shall be filed by the Contractor in the Government's name. All warranties shall be identified by product with a listing of the name and address of the company and the expiration date of the guarantee or warranty.

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1.14 DELIVERY, STORAGE, AND PARKING: All equipment delivered and stored shall be reasonably protected.

1.14.1 CONTRACTOR PARKING & STORAGE: The Contractor shall submit a material and equipment storage area and contractor parking layout for Government approval.

1.14.2 STORAGE AREAS: All project storage areas shall be kept free of debris, leaks, stains, or splashes and kept in a neat, clean, and safe condition. Any contamination of the storage area by a hazardous substance shall be immediately remediated by the Contractor, in accordance with PART 2.0 below at no additional expense to the Government.

1.15 UTILITY OUTAGES AND SPECIAL CONDITIONS:

1.15.1.1 WORK CLEARANCE REQUEST: The Contractor shall obtain and process work clearance request for approval prior to commencement of work for this project. The Contractor shall submit the request to the Contracting Officer. Contractor requests should be submitted at the earliest possible date to preclude delays.

1.15.2 UTILITY OUTAGES: When a utility outage is necessary to perform the contract work in an occupied facility, the outage shall be performed by the Contractor at the discretion of the FCI Loretto at no additional cost to the Government, unless otherwise approved by the Contracting Officer. The Contractor shall notify FCI Loretto Facilities Department at 814-471-1435 of outage requirements to include buildings affected; length of outage; and reasons for the outage. The Contractor must allow affected occupants a minimum of fourteen (14) calendar days' notice prior to outage. The Contractor is also required to submit to the Contracting Officer a written notification of the requested outage.

1.15.3 UTILITIES CONSERVATION: The Contractor shall instruct employees in utilities conservation practices. The Contractor shall be responsible for operating under conditions that preclude the waste of utilities, which shall include: Lights shall be used only in areas where and when work is actually being performed. The Contractor shall not adjust mechanical equipment controls for heating, ventilation, and air conditioning systems. Water faucets or valves shall be turned off after the required usage has been accomplished. The Contractor shall not abuse the use of telephones. Telephones shall be used for contract related issues only. The Contractor shall use good judgment in the conservation of Government utilities. Prevailing energy conservation practices shall be adhered to and enforced by the Contractor.

1.15.4 FIRE REGULATIONS: The Contractor shall comply with Fire Regulations as set forth in the latest edition of NFPA 5000. The Contractor shall use no explosives in performing the work. All work shall be in strict compliance with NFPA-101.

1.15.5 WELDING, CUTTING AND BRAZING: The Contractor shall contact the Environmental Safety Compliance Manager or his/her representative for a complete inspection of all welding, cutting, and brazing operations prior to any operation. The Contractor shall provide an appropriate operable fire extinguisher. Contractor shall comply with OSHA Standard 29 CFR 1910.252 Welding, Cutting and Brazing (General Requirements). A hot work permit will be issued prior to any operation and shall be kept on site until completion of operation or permit expires. Contact Environmental Safety at (814) 471-1558 for issuance of permit.

1.16 DISPOSAL: Items to be included in the removal shall include but not be limited to the careful removal and disposition of materials. The Contractor shall recycle or divert wastes from landfill disposal to the maximum extent practicable. The Contractor shall track recycling and waste disposal and submit the report on the attached Waste Management Form for Government Approval at the end of the project, and prior to final acceptance of the work. The Contractor shall, before commencement of any work, carefully survey the existing site to determine the extent of the work. The Contractor shall take all necessary precautions to ensure against damage to existing work to remain in place, or to remain the property of the Government. Any damage to the aforementioned shall be repaired or replaced by the Contractor at no additional cost to the Government. The Contractor shall be responsible for the proper disposal of all materials, meeting all rules pertaining to the disposal of such products.

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1.17 SECURITY: The Contractor shall be constantly aware of security. The Contractor shall ensure that its employees and subcontractor's employees receive background investigations and understand the BOP security policies prior to access to the institution and BOP property. The Contractor will have no contact with the inmate population. Any violations of the institution rules and regulations are to be brought immediately to the attention of an appointed Government employee for prompt and proper action. Contractors will not be permitted to bring cell phones, cameras or two-way pagers in to the Institution. Facilities Department maintains a digital camera that can be utilized by FBOP staff to document the project work. The Contractor may have copies of these documentation photos for record keeping. The Bureau of Prisons reserves the right to suspend, limit or revoke the Contractors privileges at FCI Loretto due to any violations of FBOP security procedures, safety regulations and/or standard codes of conduct, which will be presented during the site orientation meeting.

PART 2 – ENVIRONMENTAL REQUIREMENTS:

2.1 COMPLIANCE WITH LAWS: Construction activities are NOT exempt from air emission, storm water, hazardous waste, and other environmental compliance rules and regulations. The Contractor shall comply and ensure that all Sub-Contractors comply with all applicable federal, state, and local laws, regulations, ordinances and standards related to environmental matters. The Contractor shall also comply and ensure that all Sub-Contractors comply with all specific instructions or directions given to the Contractor by FCI Loretto regarding environmental matters. A daily tool inventory will be conducted for all tools going in/out of the institution. If requested, a sample tool inventory sheet can be provided.

2.2 HAZARDOUS AND SPECIAL WASTES GENERATED BY THE CONTRACTOR: The Contractor shall identify, characterize, containerize, store and dispose of hazardous wastes in strict accordance with federal guidelines found in the Code of Federal Regulations, Title 40 Volume 26 and 27 parts 260-270, PA DEP Regulations, all local guidelines, and as specified. A Uniform Hazardous Waste Manifest shall be used by the Contractor to document all parties and locations involved in the transportation, storage and disposal of all hazardous and special wastes. This form shall be provided to the government by the Contractor and signed by FCI Loretto Environmental Safety Coordinator before the waste is transported from the limits of Government property. A copy of the manifest shall be signed by the receiver of the waste and submitted to the Contracting Officer not later than forty-five days after disposal has taken place. Hazardous waste treatment, storage and disposal facility shall be located within in the state of Pennsylvania and permitted by the U.S. EPA, and approved by PA DEP.

2.3 HAZARDOUS MATERIALS: The Contractor shall have a list of all hazardous materials brought to the work site. The Contractor must supply up-to-date SDS for each requested items, that were listed as a hazardous material, as defined to be delivered under this contract. The hazardous materials shall be properly identified on the required request form and shall include any applicable identification number (such as part numbers, manufacturers name and any other special item number). This information shall also be included on the Safety Data Sheet submitted under this contract. The Contractor must maintain a file of all SDS. No chemicals, lubricants, oils, liquids or related materials shall be deposited in the refuse containers at FCI Loretto.

2.4 NUISANCE AND POLLUTING ACTIVITY PROHIBITED: Polluting, dumping, or discharging of any harmful, nuisance, or regulated materials (such as but not limited to concrete truck washout, vehicle maintenance fluids, residue from saw cutting operations, solid waste and hazardous substances) into building drains, site drains, streams, waterways, holding ponds or to the ground surface shall not be permitted and the Contractor shall be held responsible for any and all damages which may result. Further, the Contractor shall conduct work activities in such a fashion as to avoid creating any legal nuisance, including but not limited to, suppression of noise and dust, control of erosion, and implementation of other measures as necessary to minimize offsite impacts of work activities.

2.5 RELEASE OF FLUIDS TO THE SANITARY SEWER SYSTEM: FCI Loretto's sanitary sewer system discharges into the sewage treatment plant. Accordingly, any Contractor performing work at FCI Loretto and contemplating a release of non-hazardous water into the sanitary sewer system shall meet the pretreatment standards and comply with the testing/release requirements established by the FCI Loretto STP Operators. Contractor is also responsible for all testing, monitoring, measuring, documenting, etc. to prove compliance with it. Contractor shall not discharge wastewater to FCI Loretto's sanitary sewer without prior approval of the Government.

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2.6 CONSTRUCTION WASTE MANAGEMENT: At the end of the project, and prior to final acceptance, the Contractor shall submit a solid waste diversion report by completing the Construction Waste Management form identifying the materials and weights either recycled or diverted from solid waste disposal to other re-use as well as weights of waste disposed in a landfill.

2.7 GREEN PURCHASING: Green Purchasing is a mandatory component of the FCI Loretto's pollution prevention program. The Department of Justice issued a policy memorandum "Establishment of the DOJ Green Purchasing Program (GPP)" which states: "The DOJ goal is to achieve 100% compliance with mandatory Federal GPP programs in all acquisition transactions." This document contains guidelines for implementing the RCRA, EO, DOJ, and Federal Bureau of Prisons requirements.

2.7.1 Applicable Environmental Regulations and Laws:

The Resource Conservation and Recovery Act (RCRA), Section 6002 (42 U.S.C. 6962).
Title 40, Volume 25, Part 247, Comprehensive Procurement Guideline for Products containing Recovered Material.
Energy Policy Act (EPACT).

2.8 EPA RECOMMENDATIONS: The U.S. EPA recommends minimum content levels for those items listed in the attached Construction Products Recovered Materials Form. These levels are mandatory for FCI Loretto procurements unless one of the following exemptions applies:

- a. The product is not available from a sufficient number of sources to maintain a satisfactory level of competition (i.e., available from two or more sources)
- b. The product is not available within a reasonable period.
- c. The product does not meet the performance standards in applicable specifications or fails to meet reasonable performance standards of the procuring agency.
- d. The product is not available at a reasonable price. For FCI Loretto purposes, "unreasonable price" is defined as follows: If the price of the recycled-content product exceeds the cost of a non-recycled item, then the price is considered unreasonable.

2.9 EPA DESIGNATED ITEMS:

2.9.1 A complete listing of the U.S. EPA-designated items can be obtained at the following website: <http://www.epa.gov/greenerproducts/recommendations-specifications-standards-and-ecolabels-federal-purchasing>. Also see <https://sftool.gov/greenprocurement>. Not all of these materials may be required in the construction of this project. Please refer to the drawings and specifications. See attached DOD Contractor's Guide for Construction Products Recovered Materials Form shall be used to demonstrate compliance with the stated procurement requirements.

2.9.2 INTENT: The intent of this section is to increase the use of GPP by all Contractors involved with this project.

2.9.3 The various sections of the specifications contain references to products to be used in the construction of this project. The listed product may or may not be manufactured from or contain recycled materials. Therefore, all contractors, subcontractors, equipment suppliers, and material suppliers are responsible for compliance with this specification and those items/products listed on the attached form. Recycled products shall be used wherever possible subject to the exemptions as per the paragraph entitled EXEMPTIONS (2.9.2).

2.9.4 RECYCLED OR RECOVERED PRODUCTS: Those construction materials identified on the form at the end of this section.

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2.9.5 SOURCES OF INFORMATION: The following is a partial list of sources of information for compliance with GPP requirements:

Select Sources of Supply for Environmentally Preferable Products and Services

- GSA: <http://www.gsa.gov/portal/content/105414>
- DLA: <http://www.dla.mil/WhatDLAOffers/EnvironmentalandSustainablePrograms.aspx>
- Energy Star®: <http://www.energystar.gov/>
- JWOD: http://www.abilityone.gov/procurement_list/product_contractors.html
- UNICOR: http://www.unicor.gov/Shopping/viewCat_m.asp?iStore=UNI&idCategory=1633
- EPA: <https://www.epa.gov/greenerproducts>

Green Procurement Program Product Listings

- CPG: <https://www.epa.gov/greenerproducts>
- Bio based: <http://www.biopreferred.gov/BioPreferred/>
- FEMP: <http://energy.gov/eere/femp/federal-energy-management-program>
- Energy Star: http://www.energystar.gov/index.cfm?fuseaction=find_a_product
- Alternatives to Ozone-Depleting Substances: <https://www.epa.gov/snap>
- For paints, carpet, office supplies, cleaners, and particle board: <http://www.greenseal.org/Home.aspx>
- For construction projects: <https://www.epa.gov/chemicals-under-tsca>

PART 3 – PRODUCTS:

3.1 REFERENCES TO MATERIALS, MANUFACTURERS, AND PRODUCTS: Materials and equipment shall be the standard products of a manufacturer regularly engaged in the manufacture of the products and shall essentially duplicate items that have been in satisfactory use for at least two years prior to bid opening.

3.1.1 VERIFICATION OF DIMENSIONS AND CONDITIONS: The Contractor shall visit the premises to become thoroughly familiar with details of the work and working conditions, field verify all dimensions and advise the Contracting Officer of any discrepancies before starting the work.

3.2 GOVERNMENT FURNISHED EQUIPMENT (GFE): The Government is not furnishing equipment/supplies for this project.

3.3 CONTRACTOR PROVIDED MATERIALS (CPM): The contractor shall furnish all necessary labor, tools, transportation, supplies, supervision, equipment, materials, and incidentals necessary for the replacement of the FCI Loretto Camp Kitchen Ventilation per the Statement of Work.

PART 4 – EXECUTION:

4.1 GENERAL: All work shall be installed as shown and in accordance with the manufacturer's diagrams and instructions, unless otherwise specified. Contractor shall field verify all dimensions and site conditions. The Contractor shall provide all labor, materials, tools and equipment required to perform all dismantling, repairs and reinstallation as listed in this statement of work.

4.2 INSTALLATION

- a. Evaluate existing Camp Kitchen Ventilation System.
- b. Replace ventilation system to ensure they are within NFPA standards.
- c. Testing and inspection of Systems by a certified technician.

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4.2.1 CONTRACTOR QUALITY CONTROL (DAILY) REPORTS: The Contractor shall establish and submit a written daily quality control report to assure compliance with the installed generator. Any work found not to be in compliance with the contract shall be promptly removed and replaced or corrected in an approved manner. Written daily Quality Control Report logs shall be submitted not later than one week after the date of the report to base contracting for approval, to include, but not be limited to the following:

- a. Number and skill level of craftsmen, start, and end time of various tasks.
- b. Number and types of vehicles and equipment that will be used daily.
- c. Verification of material compliance before, during and after installation.
- d. Materials delivered to job site.
- e. Work accomplished or in progress.
- f. Remarks or special instructions on delays and safety.

4.3 FINAL INSPECTION: The Contractor shall advise the Contracting Officer in writing of the Contractor's desired final inspection date seven (7) calendar days in advance of that desired date to permit proper coordination. The date selected shall provide adequate time for Contractor performed corrections of final inspection deficiencies within the contract performance time. The Contracting Officer will be the final authority for determining whether the Contractor's performance is sufficiently advanced to warrant a final inspection.

END OF STATEMENT OF WORK