

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE J		PAGE OF PAGES 1 3	
2. AMENDMENT/MODIFICATION NO. 0002		3. EFFECTIVE DATE 23-Feb-2023		4. REQUISITION/PURCHASE REQ. NO. W81G6722244570		5. PROJECT NO.(If applicable)	
6. ISSUED BY CONTRACTING DIVISION USACE, ST PAUL 332 MINNESOTA STREET SUITE E1500 ST PAUL MN 55101-1323		CODE W912ES		7. ADMINISTERED BY (If other than item 6) See Item 6			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. W912ES22B0026	
				X		9B. DATED (SEE ITEM 11) 01-Feb-2023	
						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 <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) The purpose of this solicitation amendment is to answer Vendor submitted questions and make a change to the Performance Work Statement. FAR Clause 52.229-1 Bid Guarantee is changed from "Incorporated by Reference", to "Incorporated by Full Text". All other solicitation terms and conditions remain unchanged.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 23-Feb-2023	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION C - DESCRIPTIONS AND SPECIFICATIONS

The following have been added by full text:

AMENDMENT 0002 SUMMARY

Vendor Questions and Answers

Q - Are there any seeding/monitoring requirements for Zone 6 after year 1? Also after removal of Zone 6 stockpile area?

A - See Performance Work Statement Part 2, Paragraph 4.B.1 and 6.B.

Q - Are there specific requirements and goals for the annual drone flight imagery?

A - Drone photography requirements are the same as the photograph requirements. This amendment adds a sentence to Part 2, paragraph 4.D.2.f.(4). See below for amended PWS language.

Q - What is the contingency plan if seeding cannot be accomplished in Spring 2023 due to climatic conditions

A - There is not a requirement for the planting to be performed within specific dates. The Contractor is required to submit a schedule that would include the timing of planting.

Q - What are the requirements for the NDPES compliance? Will there be a transfer from previous contractor or are we preparing an all new SWPPP?

A - See Performance Work Statement Part 1, Paragraph 11C.

The following have been modified:

PERFORMANCE WORK STATEMENT

Performance Work Statement Part 2, paragraph 4.D.2.f.(4) (page 13), which currently reads:

Photographs showing all representative areas of the mitigation site taken at least once each reported growing season during the period of June 1 to September 30. Photographs will be taken from a height of approximately five to six feet from at least one location per 10 acres. Photos will be taken from the same reference point and direction of view each reporting year. Location of the photographs shall be mapped on a GPS unit. Drone photos of the site are also required for each growing season.

Is hereby changed to read as follows (change highlighted):

Photographs showing all representative areas of the mitigation site taken at least once each reported growing season during the period of June 1 to September 30. Photographs will be taken from a height of approximately five to six feet from at least one location per 10 acres. Photos will be taken from the same reference point and direction of view each reporting year. Location of the photographs shall be mapped on a GPS unit. Drone photos of

the site are also required for each growing season. Drone photos shall show all representative areas of the mitigation site taken at least once each reported growing season during the period of June 1 to September 30. Drone photos shall be taken from a least one location per 10 acres.

SECTION I - CONTRACT CLAUSES

The following were previously included by reference and are now included by full text:

SECTION L - INSTRUCTIONS, CONDITIONS AND NOTICES TO BIDDERS

The following have been modified:

52.228-1 BID GUARANTEE (SEP 1996)

- (a) Failure to furnish a bid guarantee in the proper form and amount, by the time set for opening of bids, may be cause for rejection of the bid.
- (b) The bidder shall furnish a bid guarantee in the form of a firm commitment, e.g., bid bond supported by good and sufficient surety or sureties acceptable to the Government, postal money order, certified check, cashier's check, irrevocable letter of credit, or, under Treasury Department regulations, certain bonds or notes of the United States. The Contracting Officer will return bid guarantees, other than bid bonds, (1) to unsuccessful bidders as soon as practicable after the opening of bids, and (2) to the successful bidder upon execution of contractual documents and bonds (including any necessary coinsurance or reinsurance agreements), as required by the bid as accepted.-
- (c) The amount of the bid guarantee shall be 20 percent of the bid price or \$3 million, whichever is less.-
- (d) If the successful bidder, upon acceptance of its bid by the Government within the period specified for acceptance, fails to execute all contractual documents or furnish executed bond(s) within 10 days after receipt of the forms by the bidder, the Contracting Officer may terminate the contract for default.-
- (e) In the event the contract is terminated for default, the bidder is liable for any cost of acquiring the work that exceeds the amount of its bid, and the bid guarantee is available to offset the difference.

(End of provision)

(End of Summary of Changes)