

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE	PAGE OF PAGES 1   6
2. AMENDMENT/MODIFICATION NO. 0002	3. EFFECTIVE DATE 08-Aug-2012	4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)
6. ISSUED BY AFGHANISTAN DISTRICT SOUTH (AES) US ARMY CORPS OF ENGINEERS APO AE 09355	CODE W5J9LE	7. ADMINISTERED BY (If other than item 6) <b>See Item 6</b>		
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)		X	9A. AMENDMENT OF SOLICITATION NO. W5J9LE-12-B-0015	
		X	9B. DATED (SEE ITEM 11) 12-Jul-2012	
			10A. MOD. OF CONTRACT/ORDER NO.	
			10B. DATED (SEE ITEM 13)	
CODE	FACILITY CODE			
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>				
<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)				
<b>13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>				
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.)  Afghan National Police , Afghan National Civil (ANCOP) 2/3 Patrol Battallion (BN) Muqur District, Badghis Province, Afghanistan  This amendment is being issued to:  -Change the Point Of Contact for this solicitation from Clairice Dingle to Adrian Gavins at Adrian.O.Gavins@usace.army.mil.  -Revise and reissue Section 00100 in it's entirety.  The receipt of bids due date remains 21 August 2012 at 2:00 PM, Kandahar time.  Point of Contact for this solicitation is Adrian Gavins.  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  08-Aug-2012

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

SECTION 00100 - BIDDING SCHEDULE/INSTRUCTIONS TO BIDDERS

The following have been modified:

INSTRUCTIONS

**Section 00100 – BIDDING SCHEDULE/INSTRUCTIONS TO BIDDERS**

Bidders are required to complete and submit only one (1) original copy of the following:

Standard Form 1442 (signed) (including signed amendments if applicable)

Bid Schedule

Section 00600, Representations and Certifications

Bid Guarantee (see clause 52.228-1)

Filled out DBA insurance rates provision located in Section 00100

**IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO SUBMIT THE BID ON TIME.**

**BID CLOSING**

**All bids are due no later than 21 August 2012 at 2:00 pm local time.**

**BID OPENING**

The bid opening will be held at FOB Lindsey on 21 August 2012 at 2:00 pm local time at the USACE Castle 1 Building, 2nd floor conference room.

**BID SUBMISSION**

Bids can be submitted by mail, FedEx/DHL/UPS or delivered in person.

**Electronic submission/emailing of bids will not be accepted.**

**Bids submitted by FedEx/DHL/UPS shall be sent to:**

Mr. Adrian Gavins  
US Army Corps of Engineers  
Kandahar, Afghanistan  
USACE-AES  
APO, AE 09355

**Bids submitted by mail shall be sent to:**

Mr. Adrian Gavins  
USACE-AES  
APO AE 09355

**Bids delivered in person:** Only Contractors who can access Lindsey without an escort may drop off their bid package in person. If the contractor wants to drop of the package in person they shall contact Mr. Adam Justice at

079-948-7542 and meet him on FOB Lindsey USACE compound. **USACE WILL NOT PICK UP BIDS AT THE FRONT GATE TO LINDSEY.**

## **BASE ACCESS TO FOB LINDSEY TO ATTEND BID OPENING**

### **Contractors with KAF ID Badge:**

a. **If you have a KAF badge and are not part of NATO** and/or you do not have a CAC CARD – OR CONTRACTORS WITHOUT A KAF Badge: you will need to DHL/FED EX/UPS/MAIL your bid to the above address

(If the bid is sent DHL/FED EX/UPS/MAIL, this is a non reimbursable expense and will be done at no cost to the Government.) If the bids arrive by mail after the appointed date and time, they will be deemed as non responsive, and they will not be accepted and or evaluated.

b. **If you have a KAF ID, and are a part of a NATO country** – Please come straight to the Corps Bldg (USACE Castle 1 Building) on the far end of FOB Lindsey. If you get lost, call Mr. Adam Justice at 079-948-7542. Please display your KAF ID card at all times.

c. **If you have a KAF ID, and have a CAC CARD**, – you are exempt from filling out the visitor badge application. Please come straight to the Corps Bldg on the far end of FOB Lindsey. Please display your CAC card at all times.

On the day of bid opening, contractors who have access to FOB Lindsey shall report to FOB Lindsey USACE Castle 1 Building, 2nd floor conference room.

If you do not have access to Lindsey and still want to participate in the Bid Opening you may dial in to Dial in number -1-877-873-8017 or 9-1-636-651-3181. Your Participant's Pass code will be: 8725216. Your Security Code is: 1234.

**Note: Electronic devices (cell phones and cameras) are not allowed on FOB Lindsey and will be collected at the Front Gate.**

### **DIRECTIONS TO FOB LINDSEY FROM KAF**

**Departing ECP 5 heading east from KAF; turn right.**

**Follow the hard surface road straight thru the market (approximately 1/2 k).**

**Bear left after the market staying on the hard surface road.**

**Then turn right to go over the bridge.**

**(The ANA Camp Hero will be directly in front of the bridge).**

**Turn left after the bridge and the entrance to Camp Lindsey will be directly in front.**

Transit time is approximately 10 minutes to the front gate at FOB Lindsey. FOB Lindsey is not on KAF.

### **PRICE BASIS**

Bidders are advised that only bids submitted on a firm fixed price basis will be considered, and that bids submitted on any other than firm fixed price basis will be rejected. (FAR 14.201-2 (a))

Bid price alterations, i.e., crossed-out or white-out changes on the bid will not be accepted unless the change (s) is/are initialed by the person authorized to sign the bid package.

### **BID QUANTITIES**

Bids for less than specified quantities of each items in Section 00010 of the Schedule will not be considered. Failure to submit a unit price for each item where required in the Schedule will be considered as a material deviation from the requirements of the solicitation, and the bid will be rejected. (FAR 14.201-5)

### **ARITHMETIC DISCREPANCIES**

**Please use no more than 2 decimal places for the unit price or extended price amounts (i.e. \$100.12). Also, please properly extend each line item. Please do not round off your extended price. Rounding results in arithmetic discrepancies. If you want your extended prices to not have decimal places, then use whole dollar amounts for your unit prices.**

**Please refer to EFARS Clause 52.214-5000 APPARENT CLERICAL MISTAKES (MAR 1995) on how the Government will resolve arithmetic discrepancies found on the face of the bid schedule.**

### **BIDDER INQUIRIES**

All bidder inquiries shall be submitted by email to Mr. Adrian Gavins at [adrian.o.gavins@usace.army.mil](mailto:adrian.o.gavins@usace.army.mil) with a courtesy copy to [TAS.Contracting@usace.army.mil](mailto:TAS.Contracting@usace.army.mil) Inquiries will be accepted up to **7 calendar days prior** to the bid closing date.

## **BONDING REQUIREMENTS**

### **BID GUARANTEE**

**Bidders are required to furnish a bid guarantee in the proper form and amount, by the time set for opening of bids. The amount of the bid guarantee shall be 20% of the total bid amount but shall not exceed \$3,000,000. See FAR Clause 52.228-1 BID GUARANTEE (SEP 1996) for specific requirements. Original signatures are required on the Standard Form 24 (bid bond).**

**Since the bid guarantee amount is known, Contractors are HIGHLY encouraged not to wait on obtaining their bid guarantee. Contractors need to ensure they factor in adequate delivery time to Afghanistan when sending items via mail or FedEx/DHL/UPS.**

**"This solicitation requires the bidder to furnish a bid guarantee in accordance with FAR 52.228-1 (which is included in this solicitation). The bid guarantee must be supported by appropriate security, as described in FAR 52.228-1(b). If a bidder elects to furnish a bid guarantee supported by a corporate surety, that corporate surety must appear on Treasury Department Circular 570. If the corporate surety does not appear on Treasury Department Circular 570, the bid may be rejected in accordance with FAR 52.228-1(a). Bidders are advised that the circumstances in which the Contracting Officer may waive the solicitation's bid guarantee requirements are both extremely limited and discretionary (see FAR 28.101-4(c)) and therefore, a bidder should assume that a non-compliant bid guarantee will result in rejection of its bid."**

### **PERFORMANCE AND PAYMENT BOND REQUIREMENTS**

**The Contractor awarded this contract is required to provide performance and payment bonds. See FAR Clause 52.228-15 PERFORMANCE AND PAYMENT BONDS – CONSTRUCTION (OCT 2010). Please note that the penal amount of performance and payment bonds at the time of contract award shall be 30 percent of the original contract price.**

### **DETERMINATION OF RESPONSIBILITY REQUIREMENTS**

1. To ensure award is made to a responsible bidder, a determination of responsibility will be conducted. The apparent low bidder will be contacted by the Contracting Officer and will be required to provide the requested responsibility information within 4 days. As part of this responsibility determination, the Contracting Officer will utilize the guidance contained in FAR 9.104-1 which states to be determined responsible, a prospective contractor must:
  - a. Have adequate financial resources to perform the contract or the ability to obtain them.
  - b. Be able to comply with the required or proposed delivery or performance schedule.
  - c. Have a satisfactory performance record.
  - d. Have a satisfactory record of integrity and business ethics.
  - e. Have the necessary organization, experience, accounting and operational controls, and technical skills, or the ability to obtain them.
  - f. Has the necessary production, construction, and technical equipment and facilities, or the ability to obtain them.
  - g. Be otherwise qualified and eligible to receive an award under applicable laws and regulations.

### **REQUIREMENTS FOR REGISTRATION IN CCR & JCCS**

**Requirements: FAR 52.204-7 (Central Contractor Registration) and DFAR S 252.204-7004 (Alternate A, Central Contract Registration) applies to this procurement. ALL prospective contractors must be registered in the Department of Defense CCR database and the Joint Contingency Contracting System (JCCS) prior to award. Offerors are encouraged to register early to ensure eligibility for award. Information on CCR registration and annual confirmation requirements may be obtained by calling 1-888-227-2423 or via the internet at <https://www.bpn.gov/ccr/default.aspx>. If you need a 9-digit Dun & Bradstreet (D&B) DUNS Number, please visit: <http://fedgov.dnb.com/webform>. Information on JCCS registration may be obtained via the internet at <https://www.jccs.gov/olvr/default.aspx>.**

Request for information must be directed to the person listed in Block 9A of the SF1442. Inquiries and requests that are directed to any other person may not be relayed to the proper person and therefore, may not be answered. Please email all questions to Adrian Gavins at e-mail address: [adrian.o.gavins@usace.army.mil](mailto:adrian.o.gavins@usace.army.mil) with a courtesy copy to [tas.contracting@usace.army.mil](mailto:tas.contracting@usace.army.mil).

### **DEFENSE BASE ACT INSURANCE RATES – LIMITATION – FIXED-PRICE (APRIL 2011)**

(a) The U.S. Army Corps of Engineers (USACE) has entered into a contract with **CNA Insurance** to provide all Defense Base Act (DBA) insurance to USACE, C-3 and the 408<sup>th</sup> CSB contractors and subcontractors at a contracted fixed rate. The fixed rates for this insurance are as follows:

Service	\$3.50	per \$100 of employee remuneration
Construction	\$4.25	per \$100 of employee remuneration
Security	\$10.00	per \$100 of employee remuneration
Aviation	\$17.00	per \$100 of employee remuneration

(b) Bidders/Offerors should **compute the total compensation or total payroll**, (salary, plus overseas recruitment incentive and post differential, but *excludes* per diem, housing allowance, travel expenses, temporary quarters allowance, education allowance and other miscellaneous post allowances to include fee or profit) to be paid to employees who will be covered by DBA insurance. Compute the cost of DBA Insurance by utilizing the spaces provided below for the base period and whatever extension there may be thereafter, if applicable.

(1) Compensation of Covered Employees: \_\_\_\_\_  
(Total Payroll Not Total Contract Value) Ex: If total Payroll is \$100,000.00

(2) Applicable DBA Rate: \_\_\_\_\_  
(Use appropriate Rate) Ex: If a Service, the rate is \$3.50/\$100 or 3.5%

(3) Total DBA Cost: \_\_\_\_\_  
(Amount of DBA Premium) Ex: \$100 K multiplied by 3% is \$3,000.00

(c) Bidders/Offerors shall include a statement as to whether or not local nationals or third country nationals will be employed on the resultant contract.

(d) CNA Insurance is utilizing Rutherford International as their managing Broker. The primary POC is the USACE DBA Program Administrator is Nikki Hougmany, (703) 813-6571 usace@rutherford.com.

(e) Labor Category/Job Classification Definitions:

**SERVICE:** White-collar” workers providing IT, engineering/consulting services, and restaurant services. Security consultants are included in this category if they are only providing risk assessment services and no form of armed protection.

**CONSTRUCTION:** “Blue-collar” workers providing services such as carpentry, electrical, plumbing, mechanical, concrete/asphalt, de-mining, roofing, landscaping, janitorial, trash removal, Port-a-John/septic cleaning, pest exterminating, auto repair/dismantling, drivers/couriers, and heavy equipment operation and maintenance. Construction site supervisors/managers and life support service providers are included in this category as well as all Unskilled and Manual Labor Day Laborers. \* *Most work will fall into this category*\*

**SECURITY:** Personal Security Detail (PSD) and Static or Convoy Guarding of property or personnel.

**AVIATION:** Pilot and Crew of any aircraft excluding ground personnel who provide maintenance or services and stay on the ground.

(End of Summary of Changes)