

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES
2. AMENDMENT/MODIFICATION NO. 0001	3. EFFECTIVE DATE 03-Jan-2008	4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable) 1 169
6. ISSUED BY AFGHANISTAN ENGINEER DISTRICT US ARMY CORPS OF ENGINEERS KABUL APO AE 09356	CODE W917PM	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. W917PM-08-R-0017	
		X	9B. DATED (SEE ITEM 11) 28-Dec-2007	
			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 amendment is to incorporate a corrected version of Section 00120.				
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 02-Jan-2008

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

The following have been modified:

SECTION 00120

SECTION 00120

PROPOSAL EVALUATION AND CONTRACT AWARD

PART 1 – GENERAL

A. BASIS FOR AWARD AND PREREQUISITE. The Government intends to make one award for completion of the subject project. The award will be made to the offeror whose proposal represents the best overall value to the Government. Competing proposals shall be evaluated against the requirements of the solicitation in order to assess strengths, weaknesses and associated risks and deficiencies. The tradeoff process of evaluation between non-cost/price and cost/price aspects of the offerors' proposals will be used to determine those offers that may result in award of a contract. Implicit in the Government's evaluation and selection process is its willingness to accept other than the lowest priced offers.

To qualify for entry, an offeror must have experience as prime contractor or the key sub-contractor (responsible for at least 75% of the actual construction work) who had successfully completed a single project exceeding \$15 million. The government will verify the minimum qualification and the accuracy of the information provided by the offeror.

B. PROPOSAL EVALUATION.

B.1 Proposals will be evaluated by a Source Selection Evaluation Board (SSEB). The SSEB will be composed of Corps of Engineers personnel and possibly a customer representative. The identity of SSEB members is confidential and members will not be available for contact or discussion prior to submission of proposals.

B.2 The Volume I (Management Technical) factors are listed in **equal** importance. There are no sub-factors under each factor. The four factors will be evaluated and assigned merit ratings using the adjectives of excellent (E), good (G), satisfactory (S), marginal (M), and unsatisfactory (U). The non-pricing Volumes (I, Management-Technical) taken together are significantly more important compared to the pricing factor (Volume II) in the evaluation and selection process.

B.3 Templates. Model templates are provided in this RFP as a possible format available to assist offerors in the preparation of their proposals. Use of the template format is not required. Sections 110 and 120 of this RFP govern and the templates do not supplant or substitute the requirements stated in these sections.

1. VOLUME 1 – MANAGEMENT-TECHNICAL PROPOSAL EVALUATION CRITERIA.

1.1 Content

1.1.1 Factor 1 – Past Evaluations/Performance. This factor may be evaluated by contacting references for **customer satisfaction** and review of **quality performance** evaluations or other information provided by the offeror or obtained by the Government. The evaluators will consider the **relevance** of the past performance information and the success achieved on past projects to determine the rating. In the event that an offeror does not have a record of past performance evaluations, a written explanation of the reasons why no record is available is requested. In the case of an offeror without a record of relevant past performance evaluations or for whom information on past performance is not available, the offeror will not be evaluated favorably or unfavorably on this factor. A neutral rating will be assigned.

Proposals with the most relevant evidence will receive the highest ratings.

1.1.2 Factor 2 - Experience. The Government will evaluate the relevant work experience of the contractor's company and designer, including subcontractors, on projects similar to that described in this RFP which use the design-build process. Contractor experience with similar relevant projects (type of construction, dollar value, design-build method, complexity, applicable standards such as EMS 385-1-1) will receive a higher rating than those with dissimilar or non-relevant projects. Proposals with the most relevant evidence will receive the highest ratings.

1.1.3 Factor 3 – Project Management Plan.

The Government will evaluate and rate the Project Management Plan which will include the contractor's and designer's key personnel, the company's quality control procedures, health and safety plan, their ability to team work (engineers, subcontractors and the government), their ability to handle cost controls and managing construction time tables completion, their ability to resolve problems and describe their interactions with the Corps of Engineers. The Plan will also address how the offeror will adequately manage the project described in this RFP in light of any other ongoing projects and contractual commitments it may have within Afghanistan.

The government will give more emphasis and rate the project specific solution according to following measurements:

- The level of understanding of conditions, challenges, issues, and time constraints of this contract.
- The quality of the solutions provided
- The feasibility, viability, clarity, and commitment in executing the solutions.

The offeror has the most specific and convincing evidences to support a successful contract completion will receive the highest ratings.

The commitments provided in the Technical Proposal by the awardee will be used as agreements between the government and the awardee. The government has the choice and right to enforce the agreement and evaluate the contractor's performance accordingly.

Offers which deviate from RFP specifications or requirements may be considered weak or deficient.

1.1.4 Factor 4 – Personnel and Equipment Resources.

1.1.4.1 Personnel. The Government will evaluate the qualifications and experience of contractor's & designer's personnel for this project. Contractor personnel with experience with **similar relevant** projects (type of construction, dollar value, design-build method, complexity) will receive a higher rating than those with dissimilar or non-relevant project experience.

Proposals will also address how the offeror will have adequate personnel for the project described in this RFP in light of any other ongoing projects and contractual commitments it may have within Afghanistan.

Proposals with the most relevant evidence will receive the highest ratings.

1.1.4.2 Equipment Resources. The Government will evaluate the adequacy of the offeror's equipment resources to successfully complete the project.

Proposals will also address how the offeror will have adequate equipment for the project described in this RFP in light of any other ongoing projects and contractual commitments it may have within Afghanistan.

Proposals with the most relevant evidence will receive the highest ratings.

1.2 Format. Proposal will be evaluated based on adherence to the requirements of Section 00110, Proposal Preparation.

1.3 Notes

1.3.1 Joint Ventures and Teaming Arrangements. Any contractors submitted in the proposal as part of a joint venture must submit a legally binding joint venture agreement. The Government will not evaluate the capability of any contractors that are not included in the joint venture agreement. Joint ventures must include a copy of the legal joint venture signed by an authorized officer from each of the firms comprising the joint venture with the chief executive of each entity identified and a translation in English, if the original agreement is in a language other than English. Incomplete evidence of a joint venture results will not be considered.

If submitting a proposal as a Joint Venture, the experience, past performance, management plan and equipment submittal of each of the Joint Venture Partners can be submitted for the Joint Venture Entity. The experience for each Joint Venture Partner will be considered the experience of the Joint Venture entity.

The proposal may receive a higher rating if the proposal contains evidence of the Joint Venture Entity working successfully together previously on relevant projects.

1.3.2 Credit For Others. If an Offeror wishes to be credited with a subcontractor or supplier, i.e. a firm that is not the prime contractor or part of the joint venture, a letter of commitment signed by the subcontractor must be submitted. The commitment letter must be submitted even if the firm is in some way related to a joint venture partner (for example, the subcontractor is a subsidiary of a joint venture partner, or a subsidiary of a firm to which the joint venture partner is also a subsidiary). In regard to the Experience and Past Performance factors, if an Offeror submits projects demonstrating experience in one of the factors or sub-factors, and that project was completed by a subcontractor, a subsidiary, or a supplier, as opposed to the prime or one of the joint venture partners,

the Offeror **MUST** submit a signed letter of commitment from the contractor who performed and completed the work. If a letter of commitment is not submitted, the experience will not be considered.

2. VOLUME II - PRICE PROPOSAL PREPARATION. The Government will evaluate whether the Volume II price proposals are complete and reasonable. The price proposals will not be assigned adjective ratings but will be assigned a confidence/risk rating. The government will evaluate the proposed pricing and supporting information to determine the reasonableness and completeness of the proposed price.

C. METHOD OF PROPOSAL EVALUATION

C.1 Proposals will be reviewed to determine if they contain the required minimum procurement and technical data. Incomplete proposals may be eliminated. All forms shall be filled in and all requested data must be provided.

C.2 After the compliance review, the SSEB will begin evaluation and scoring the factors and sub-factors set forth herein. The Price proposal information will be evaluated (not scored) with regard to reasonable and complete pricing and associated risks.

C.3 If necessary, a competitive range may be determined. The competitive range will consist of all proposals which are considered to have a reasonable chance of being selected for award. However, the offeror is reminded that the Government intends to award without discussions and that their best offer should be provided with the initial proposal. After the determination of the competitive range, written and/or oral discussions may be conducted with all offerors within the competitive range. Upon completion of written and/or oral discussions, Final Proposal Revision will be requested.

C.4 The Government may reject any or all proposals based upon irregularities in the proposal or waive minor informalities or minor irregularities in proposals.

D. SELECTION and AWARD. Award will be made to the offeror that, in the judgment of the Contracting Officer, provides the best combination of management and technical capability and reasonable cost. The Government reserves the right to make award to other than the lowest cost offeror, price and other factors considered under the provision of "best value" to the Government.

-- End of Section --

(End of Summary of Changes)