

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE	PAGE OF PAGES	
				J	1	10
2. AMENDMENT/MODIFICATION NO. 0001	3. EFFECTIVE DATE 07-Nov-2008	4. REQUISITION/PURCHASE REQ. NO. HE126082563901		5. PROJECT NO.(If applicable)		
6. ISSUED BY DODDS-P/DDESS-G - PROCUREMENT DIVISION MS. SUSAN PHILLIPS, UNIT 35007 APO AP 96376-5007	CODE HE1260	7. ADMINISTERED BY (If other than item 6)		CODE		
		See Item 6				
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X	9A. AMENDMENT OF SOLICITATION NO. HE1260-09-R-6001	
				X	9B. DATED (SEE ITEM 11) 06-Nov-2008	
					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.) Install Playground Equipment at Andersen Elem in Guam The INSTRUCTIONS TO OFFERORS included in the solicitation is replaced in its entirety by the SUBMITTAL REQUIREMENTS & Q&As SECTION HEREIN. SEE NEXT PAGE						
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		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA		16C. DATE SIGNED
_____ (Signature of person authorized to sign)				BY _____ (Signature of Contracting Officer)		07-Nov-2008

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

SUBMITTAL REQUIREMENTS & Q&AS

a. Proposals must adhere to the following instructions:

(1) These instructions are designed to ensure the submission of information essential to understanding the proposal. Offerors are cautioned to follow the detailed instructions fully and carefully, as the Government reserves the right to make award based on initial offers received.

(2) Proposals must be complete, concise, comprehensive, and presented in the manner described in this section. Elaborate art work, expensive paper, and/or expensive visual and other presentation aids are neither necessary nor desired. Excessive reliance on promotional brochures is discouraged.

(3) Offerors may, at the discretion of the Government, be asked to provide more information and clarification regarding their proposals. The Government may make a final determination as to whether an offer is acceptable or unacceptable solely on the basis of the proposals as submitted, without requesting any further information. However, if it is deemed necessary the Government may, at its sole discretion, request additional information clarifying or supplementing, but not substantially changing any proposal as submitted.

b. This will be a Lowest Priced, Technically Acceptable (LPTA) source selection procurement in accordance with FAR 15.

c. Submission of Proposal

(1) The Price and Technical Proposals shall be easily separable for review purpose and should actually be in separate volumes.

(2) As appropriate, a Table of Contents may be included at the front of each volume and major sections of the proposal identified by title tabs or divider pages.

(3) Pages shall be 8.5 inches X 11 inches, except for foldouts used for charts, tables, or diagrams. Each side counts as one page.

(4) Proposal must be submitted in the prescribed format and contain sufficient details to enable thorough evaluation and sound conclusion(s) as to the technical and management competence of offerors and their ability to perform the required contract services. Proposals shall be precise, factual, complete, and describe in sufficient detail the proposed method(s) of accomplishing tasks set forth in the Performance Work Statement.

(5) Offerors are required to submit proposals in response to this solicitation in the following principal element and copy:

Volume I - Technical Proposal:

4 copies (Original + 3 Copies) and one electronic copy

Page Limit: 50 pages

Volume II - Price Proposal

Pages submitted in excess of the stated limitations will be removed and not reviewed by the evaluation team. Title pages, Tab divider pages and Table of contents are exempt from above stated page limits. Foldouts count as one page.

(6) Offerors shall be prepared to have personnel either in Guam or be available telephonically or via email with all supporting data necessary to support/clarify the proposal within 24 hours after notification by the Contracting Officer. Times and dates for discussions with each individual entity will be confirmed in writing. The offeror is required to be ready to respond by email or facsimile to Clarification Requests and Discussion Questions within 24 hours.

(7) Proposals originating from outside of Japan:

(i) Use of Commercial, Overnight or Express Package Services - Offerors are notified that proposals coming to Okinawa, Japan through commercial package services outside the U.S. Postal System may have to clear local customs before being released to Department of Defense Schools Procurement. This can result in delays of up to five (5) days or more. Offers received at DoDDS Pacific after the date and time set for receipt will be considered late. Notification that the offeror's proposal is at the package delivery service prior to the closing of the solicitation is not considered receipt by the Government.

(ii) **Offeror's proposal package should be sent to the following mailing address:**

Torii Station

DODDS Pacific Director's Office

Attn: Procurement Division, Ms. Susan Phillips

Sobe, Yomitan-Son, Building 290

Okinawa, Japan 904-0304

Offerors should identify the Solicitation Number on the package.

(8) Late Proposal - Notwithstanding any other provisions of this solicitation, proposals received after the exact date and time specified herein for receipt of proposals are late and shall not be considered for award, unless Government mishandling at the installation was the proximate cause of the proposal being late. Late proposals sent by registered, certified, express or any other mail service shall not be considered for award in the absence of proof of Government mishandling at the installation or post office level.

e. **SUBMITTAL REQUIREMENTS**

(a) **Volume I - TECHNICAL PROPOSAL**: Offerors shall provide the following information in their technical proposal in order for the Government to determine their proposal Technically Acceptable or Technically Unacceptable:

(1) **Management Approach**: The offeror shall provide a narrative explaining its plan to accomplish the following contract requirements: bring the playground equipment to Andersen Elementary School in Guam; removal and disposal of existing tiles and equipment; and, installation of new tiles and equipment by the required completion date. Include in this narrative a table or activity list showing estimated delivery time, estimated demolition and disposal time and estimated installation time. Also, state if, and which, subcontractor(s) will be used for the contract, as well as the offeror's proposed warranty terms.

(2) **Technical Expertise**: The offeror shall provide a list of current and previous contracts or projects similar in nature to the requirement set forth in this solicitation. Include in this list, the following information:

- Date of contract or project
- Name of Customer – Organization Name and Point of Contact
- Phone number and/or email address of customer
- Description or scope of work of contract or project
- Value of contract or project

(3) **Past Performance**

(i) The offeror may provide the attached Past Performance Questionnaire (PPQ) to at least two (2) reference clients or customers whom the offeror and/or its proposed subcontractor(s) have successfully completed a contract or project similar to the requirement set forth in this solicitation, within the last 3 years. The reference/customer should submit their completed PPQ to Contract Specialist, Ms. Susan Phillips at susan.phillips@pac.dodea.edu and dppd@pac.dodea.edu no later than 20 Nov 08. In lieu of the PPQ submittal, or in addition to the PPQ(s) received, the offeror may also include in their proposal, a copy of current or previous Contractor Evaluation Ratings from any Government agency which shows the offeror's performance on a contract or project similar to the requirement set forth in this solicitation.

(ii) Offerors shall provide in their technical proposal a **List of References** which include the following information regarding the reference clients or customers whom the PPQs were provided to:

- **Name of client reference or customer**
- **Organization of client reference or customer**
- **Phone number of reference**
- **Email address of reference**
- **Title or description of work or project accomplished for reference customer**

This List of References is necessary in case the Government does not receive a completed PPQ from the listed references, or there is no information in any Government PPI database which demonstrates the offeror's past performance.

(b) Volume II – PRICE PROPOSAL

Pricing Information – Offerors must provide a proposed price for all Contract Line Item Numbers (CLINs) in this solicitation in order for the Government to determine price reasonableness and cost realism in accordance with FAR 15.403-3(a)(1). The Government reserves the right to request additional cost or price information from the offeror to facilitate price reasonableness and/or cost realism analysis and determination.

EVALUATION OF TECHNICAL PROPOSALS

(a) The Government will award a contract resulting from this solicitation to the responsible offeror whose offer conforms to the solicitation and whose offer represents the best value to the Government using the lowest price technically acceptable source selection process in accordance with FAR 15.101-2. Award will be made on the basis of the lowest evaluated price of proposal meeting or exceeding the technical acceptability standards.

(b) The following are the technical evaluation factors that offerors must address in their Technical Proposal:

Management Approach – The offeror's response to this factor will be evaluated to determine if the offeror's approach to delivery of playground equipment; removal and disposal of existing tiles and playground equipment; installation of new playground equipment and tiles; offeror's use of subcontractor(s); if any, and the offeror's warranty terms are acceptable to the Government.

Technical Expertise – The offeror's response to this factor will be evaluated to determine if the offeror has the requisite past and/or current experience with the same or similar requirement to successfully perform this contract.

Past Performance – The Government will evaluate past performance information (PPI) received on the offeror. The Government may use PPI ascertained from databases, telephonic or face-to-face inquiries, or any other method deemed appropriate or necessary to determine if the offeror would be successful in performing the requirement set forth in this solicitation.

(c) Proposals that do not conform to the requirements of the solicitation may be rejected without further evaluation, deliberation, or discussion. Technical Proposals will be evaluated for technical acceptability based on the acceptability standards below:

(1) **Acceptable**: Offeror demonstrated a thorough understanding of the requirements, nature and scope of the work, and proposed a satisfactory approach or procedure. Offeror demonstrated the ability to successfully perform the technical elements/requirements set forth in the solicitation, and the offeror does not have an unsatisfactory Past Performance history.

(2) **Unacceptable**: Offeror did not demonstrate a thorough understanding of the requirements, nature and scope of the work, and/or proposed an unsatisfactory approach or procedures. Offeror did not demonstrate the ability to successfully perform the technical elements/requirements set forth in the solicitation, and/or the offeror has an unsatisfactory Past Performance history.

(d) **Price Evaluation Methodology** - The Government will take the unit prices proposed and multiply them by the quantities of the CLINs shown in Section 00010 - Schedule of Supplies/Services of the solicitation. Proposed prices will be evaluated to determine the lowest proposed offer among the technical proposals deemed Technically Acceptable. Proposed prices will still need to be determined reasonable and realistic to be acceptable for award.

(e) In accordance with FAR 15.306, the Government intends to evaluate proposals and award a contract without discussions. Therefore, each initial offer should contain the offeror's best terms from a price and technical standpoint. The Government reserves the right to conduct discussion if determined necessary by the Contracting Officer.

Questions and Answers

The following are questions from offerors, and immediately following are the Government's answers to those questions:

Q1 – Could you please provide any particulars and/or specs for this project. Are you also requiring that the supplier of equipment also install this equipment, or does the base have people on site to do this work?

A1 – The specifications and drawings for this project are attached to the solicitation in the FedBizOpps website. The supplier of equipment may install this equipment or hire a subcontractor(s) to perform the installation. The base does not have people on site to do this work.

Q2 – What is under the tiles on these 2 play areas? Is it dirt or concrete?

A2 – Compacted fill (dirt) is under the tiles on these 2 play areas.

Q3 – Is the Feb 1st completion date a firm requirement?

A3 – The completion date is 260 calendar days after receiving award.

Attachment For the Offeror's Client/Customer Reference
PAST PERFORMANCE QUESTIONNAIRE (PPQ)
FOR SOLICITATION HE1260-09-R-6001 Installation of Playground Equipment

The company listed below is being considered for a contract to be awarded by the Department of Defense Dependents Schools Pacific (DODDS-P) Procurement Division. We would appreciate it if you would provide us with comments regarding the company's past performance. Your comments are considered Source Selection Sensitive and, therefore, your name as a reference will not be released. In order to maintain the integrity of the source selection process, we respectfully request that you do not divulge the name of the company, nor discuss your comments on this questionnaire, with any other business which may be interested in competing for the same contract.

PLEASE RETURN THIS FORM BY 1200 ON 20 NOVEMBER 2008 TO DODDS-P	
VIA FAX TO: +81-98-957-4535, OR EMAIL TO: dppd@pac.dodea.edu or susan.phillips@pac.dodea.edu.	
Please complete the applicable blocks below for each contract or project you have been requested to serve as a Client Reference for the Contractor.	
Name of Company you are providing information on: Please circle: Prime Contractor or Subcontractor	
Contract Number & Project Title, including location of worksite(s):	
REFERENCED EVALUATOR: (The following information will assist in the analysis of the data. Information will be kept confidential).	
Reference's Name	Reference's Organization
Phone & FAX Numbers:	Email Address:
Address:	
Position you held or function in relation to the company's project or contract:	
Ratings: Please evaluate the company's performance using the following ratings:	
Exceptional (E)	The Contractor clearly exceeded in this area or requirement.
Acceptable (A)	The Contractor met this requirement.
Marginal (M)	The Contractor met the minimum requirement, but with difficulty.
Unacceptable (U)	The Contractor was poor and/or did not satisfy this requirement.
Please rate and provide any supporting information for the following—respond to only those that are applicable: (Use additional sheets as needed.)	

1. The Contractor's technical capability to perform project or contracted work:

Rating: _____

2. The Contractor's on-site management and coordination of work requirements:

Rating: _____

3. The Contractor's overall corporate management, integrity, reasonableness and cooperative conduct.

Rating: _____

4. The Contractor's ability to deliver required equipment, supply and parts to work site in a timely manner:

Rating: _____

5. The Contractor's Quality Control system:

Rating: _____

6. The Contractor's ability to meet performance schedules:

Rating: _____

7. The Contractor's compliance with safety standards:

Rating: _____

8. The Contractor's loss and damage prevention program:

Rating: _____

9. The Contractor's ability to control costs:

Rating: _____

10. What type of performance problems did this Contractor have, if any, during your contract?

11. Do you think this Contractor would have any difficulty performing under adverse conditions? Please explain.

12. Would you award another contract to this Contractor or recommend him for a contract? If no, please state reason(s).

13. Were you, as the customer, satisfied with this Contractor's overall performance?

14. Please provide any additional comments regarding this Contractor.

15. OVERALL RATING: **Rating:** _____

SECTION 00010 - SOLICITATION CONTRACT FORM

The Issued By organization has changed from
 DODDS-P/DDESS-G - PROCUREMENT DIVISION
 MS. SUSAN PHILLIPS, UNIT 35007
 APO AP 96376-5007
 to
 DODDS-P/DDESS-G - PROCUREMENT DIVISION
 MS. MARY HARDING, UNIT 35007
 APO AP 96376-5007

SECTION 00100 - BIDDING SCHEDULE/INSTRUCTIONS TO BIDDERS

The following have been deleted:

INSTRUCTIONS TO OFFERORS

SECTION 00700 - CONTRACT CLAUSES

The following have been added by reference:

52.222-3	Convict Labor	JUN 2003
52.222-6	Davis Bacon Act	JUL 2005
52.222-7	Withholding of Funds	FEB 1988
52.222-8	Payrolls and Basic Records	FEB 1988
52.222-9	Apprentices and Trainees	JUL 2005
52.222-10	Compliance with Copeland Act Requirements	FEB 1988
52.222-11	Subcontracts (Labor Standards)	JUL 2005
52.222-12	Contract Termination-Debarment	FEB 1988
52.222-13	Compliance with Davis-Bacon and Related Act Regulations.	FEB 1988

52.222-14	Disputes Concerning Labor Standards	FEB 1988
52.222-15	Certification of Eligibility	FEB 1988
52.222-21	Prohibition Of Segregated Facilities	FEB 1999
52.222-26	Equal Opportunity	MAR 2007
52.222-27	Affirmative Action Compliance Requirements for Construction	FEB 1999
52.222-30	Davis-Bacon Act--Price Adjustment (None or Separately Specified Method)	DEC 2001
52.222-35	Equal Opportunity For Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans	SEP 2006
52.222-36	Affirmative Action For Workers With Disabilities	JUN 1998
52.222-37	Employment Reports On Special Disabled Veterans, Veterans Of The Vietnam Era, and Other Eligible Veterans	SEP 2006
52.223-5	Pollution Prevention and Right-to-Know Information	AUG 2003
52.223-6	Drug-Free Workplace	MAY 2001
52.225-13	Restrictions on Certain Foreign Purchases	JUN 2008
52.227-1	Authorization and Consent	DEC 2007
52.227-2	Notice And Assistance Regarding Patent And Copyright Infringement	DEC 2007
52.227-4	Patent Indemnity-Construction Contracts	DEC 2007
52.229-3	Federal, State And Local Taxes	APR 2003
52.232-5	Payments under Fixed-Price Construction Contracts	SEP 2002
52.232-8	Discounts For Prompt Payment	FEB 2002
52.232-25	Prompt Payment	OCT 2008
52.232-33	Payment by Electronic Funds Transfer--Central Contractor Registration	OCT 2003
52.233-1	Disputes	JUL 2002
52.233-1 Alt I	Disputes (Jul 2002) - Alternate I	DEC 1991

The following have been modified:

52.211-12 LIQUIDATED DAMAGES--CONSTRUCTION (SEP 2000)

(a) If the Contractor fails to complete the work within the time specified in the contract, the Contractor shall pay liquidated damages to the Government in the amount of \$1000 for each calendar day of delay until the work is completed or accepted.

(b) If the Government terminates the Contractor's right to proceed, liquidated damages will continue to accrue until the work is completed. These liquidated damages are in addition to excess costs of repurchase under the Termination clause.

(End of clause)

(End of Summary of Changes)