



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
P.O. BOX 4970
JACKSONVILLE, FLORIDA 32232-0019

December 11, 2003

Contracting Division
CERP Branch

SUBJECT: Notice of Award-Contract No. W912EP-04-C-0007

Bergeron Land Development, Inc.
19612 SW 69th Place
Fort Lauderdale, Florida 33332

Gentlemen:

In accordance with the terms and conditions of Solicitation No. DACW17-03-B-0013, the Government has awarded your firm Contract No. W912EP-04-C-0007 for Central and Southern Florida Project For Flood Control and Other Purposes, Stormwater Treatment Area 1 East, C-51 Improvements, Palm Beach County, Florida. A copy of the contract is enclosed.

As required by the solicitation, you must submit acceptable performance and payment bonds within 10 calendar days of the day you receive this notice.

This notice does not constitute authorization to commence work under the contract. A separate notice to proceed will be issued when all pre-work conditions specified in the solicitation have been satisfied.

You must acknowledge receipt of this notice in the space provided below and send your acknowledgment to this office as soon as possible. The date of acknowledgment must match the date entered in the delivery service's delivery log.

If you have any questions, please contact Clairice M. Dingle at (904) 232-3736 or email at Clairice.M.Dingle@saj02.usace.army.mil.

Sincerely,

Cynthia S. Tolle
Chief, CERP Branch
Contracting Officer

ACKNOWLEDGMENT

Date: _____

Name/Title: _____

Signature: _____

SOLICITATION, OFFER, AND AWARD <i>(Construction, Alteration, or Repair)</i>	1. SOLICITATION NO. DACW17-03-B-0013	2. TYPE OF SOLICITATION <input checked="" type="checkbox"/> SEALED BID (IFB) <input type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED 26-Sep-2003	PAGE OF PAGES
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IMPORTANT - The "offer" section on the reverse must be fully completed by offeror.

4. CONTRACT NO. W912EP-04-C-0007	5. REQUISITION/PURCHASE REQUEST NO. W32CS531154896	6. PROJECT NO.
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7. ISSUED BY USA ENGINEER DISTRICT, JACKSONVILLE PRUDENTIAL OFFICE BLDG 701 SAN MARCO BLVD CESAJ-CT JACKSONVILLE FL 32207-8176	CODE DACW17	8. ADDRESS OFFER TO (If Other Than Item 7) CODE BY HAND: DELIVER TO "ISSUED BY" ADDRESS BY MAIL: USAED JACKSONVILLE, PO BOX 4970, ATTN: CESAJ-CT JACKSONVILLE FL 32232-0019	DACW17
TEL:	FAX:	TEL:	FAX:

9. FOR INFORMATION CALL:	A. NAME CLAURICE M DINGLE	B. TELEPHONE NO. (Include area code) (NO COLLECT CALLS) 904-232-3736
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SOLICITATION

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying no., date):

CENTRAL AND SOUTHERN FLORIDA PROJECT FOR FLOOD CONTROL AND OTHER PURPOSES, STORMWATER TREATMENT AREA 1 EAST, C-51 IMPROVEMENTS, PALM BEACH COUNTY, FLORIDA

DRAWINGS: D.O. FILE #400-38, 372 DATED FEBRUARY 2003, 41 Sheets Plus Cover

DESCRIPTION OF WORK: SEE PAGE 00010-3

MAGNITUDE OF CONSTRUCTION IS BETWEEN \$1,000,000.00 - \$5,000,000.00

THIS IS AN UNRESTRICTED PROCUREMENT BEING ISSUED PURSUANT TO PL 100-656 UNDER THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM. ALL BUSINESSES ARE ENCOURAGED TO PARTICIPATE.

YOU MUST BE REGISTERED IN THE CENTRAL CONTRACTING REGISTRATION IN ORDER TO BE ELIGIBLE TO RECEIVE AN AWARD FROM THIS SOLICITATION. CALL 1-888-227-2423 FOR INFORMATION.

11. The Contractor shall begin performance within 30 calendar days and complete it within 210 calendar days after receiving award, notice to proceed. This performance period is mandatory, negotiable. (See Sect 00700)

12 A. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE AND PAYMENT BONDS? (If "YES," indicate within how many calendar days after award in Item 12B.)

YES NO

12B. CALENDAR DAYS

10

13. ADDITIONAL SOLICITATION REQUIREMENTS:

A. Sealed offers in original and 0 copies to perform the work required are due at the place specified in Item 8 by 14:00:00 (hour) local time 12 Nov 2003 (date). If this is a sealed bid solicitation, offers must be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.

B. An offer guarantee is, is not required.

C. All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.

1. Offers providing less than 60 calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

SOLICITATION, OFFER, AND AWARD (Continued)
(Construction, Alteration, or Repair)

OFFER (Must be fully completed by offeror)

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code) Bergeron Land Development, Inc. 19612 SW 69th Place Fort Lauderdale, FL 33332 Duns# 032264202		15. TELEPHONE NO. (Include area code) 954-680-6100
CODE		16. REMITTANCE ADDRESS (Include only if different than Item 14) See Item 14
FACILITY CODE		

17. The offeror agrees to perform the work required at the prices specified below in strict accordance with the terms of this solicitation, if this offer is accepted by the Government in writing within 60 calendar days after the date offers are due. (insert any number equal to or greater than the minimum requirements stated in Item 13D. Failure to insert any number means the offeror accepts the minimum in Item 13D.)

AMOUNTS SEE SCHEDULE OF PRICES

18. The offeror agrees to furnish any required performance and payment bonds.

19. ACKNOWLEDGMENT OF AMENDMENTS

(The offeror acknowledges receipt of amendments to the solicitation - give number and date of)

AMENDMENT NO.	DATE

20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) Ronald M. Bergeron, Jr. Vice - President	20B. SIGNATURE 	20C. OFFER DATE 11/12/03
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21. ITEMS ACCEPTED: LINE ITEMS 0001 THROUGH 0008	
FUNDED: 96 NA X 3122.0000 K3 X 08 2444 002860 96083 3230 D72KGC	1,000.00
FUNDS REMAINING TO BE FUNDED:	2,996,195.00
	\$2,997,195.00

22. AMOUNT \$2,997,195.00	23. ACCOUNTING AND APPROPRIATION DATA 96 NA X 3122.0000 K3 X 08 2444 002860 96083 3230 D72KGC
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24. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)	ITEM 25	25. OTHER THAN FULL AND OPEN COMPETITION PURSUANT TO <input type="checkbox"/> 10 U.S.C. 2304(c) <input type="checkbox"/> 41 U.S.C. 253(c)
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26. ADMINISTERED BY SOUTH FLORIDA AREA OFFICE USA CORPS OF ENGINEERS ((CESAJ-CO-W) 4400 PGA BLVD, SUITE 203 PALM BEACH GARDENS, FL 33410 (PHONE: 561-626-5299)	CODE K3M0J00	27. PAYMENT WILL BE MADE BY USACE FINANCE CENTER 5722 INTEGRITY DRIVE ATTN: CEFC-AO-P MILLINGTON, TN 38054-5005	CODE T0B0200
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CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE

<input type="checkbox"/> 28. NEGOTIATED AGREEMENT (Contractor is required to sign this document and return _____ copies to issuing office.) Contractor agrees to furnish and deliver all items or perform all work, requisitions identified on this form and any continuation sheets for the consideration stated in this contract. The rights and obligations of the parties to this contract shall be governed by (a) this contract award, (b) the solicitation, and (c) the clauses, representations, certifications, and specifications or incorporated by reference in or attached to this contract.	<input checked="" type="checkbox"/> 29. AWARD (Contractor is not required to sign this document.) Your offer on this solicitation, is hereby accepted as to the items listed. This award consummates the contract, which consists of (a) the Government solicitation and your offer, and (b) this contract award. No further contractual document is necessary. YOUR APPROVED SUBCONTRACTING PLAN DATED NOVEMBER 25, 2003 IS HEREBY INCORPORATED INTO THIS CONTRACT.
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30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN (Type or print)	31A. NAME OF CONTRACTING OFFICER (Type or print) CYNTHIA S. TOLLE CONTRACTING OFFICER
30B. SIGNATURE	31B. UNITED STATES OF AMERICA BY
30C. DATE	31C. AWARD DATE 11 Dec 03

SECTION 00010A
LINE ITEMS AND PRICING SCHEDULE

CENTRAL AND SOUTHERN FLORIDA PROJECT FOR FLOOD CONTROL AND OTHER PURPOSES
STORMWATER TREATMENT AREA 1 EAST, C-51 IMPROVEMENTS
PALM BEACH COUNTY, FLORIDA

LINE ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL
0001	EXCAVATION (ESTIMATED QUANTITY)	421,124	CUBIC YARD	\$ <u>4.24</u>	\$ <u>1,785,565.70</u>
0002	CLEARING (ESTIMATED QUANTITY)	29	ACRE	\$ <u>1,900</u>	\$ <u>55,100</u>
0003	FP&L UTILITY RELOCATIONS		LUMP SUM		\$10,703.00
0004	DEMOLITION AND RELOCATIONS		LUMP SUM		\$ <u>512,784.30</u>
0005	TURBIDITY MONITORING		LUMP SUM		\$ <u>133,515.00</u>
0006	PS-319 ACCESS ROAD (ESTIMATED QUANTITY)	15,572	SQUARE YARD	\$ <u>4.00</u>	\$ <u>62,288.00</u>
0007	EROSION CONTROL MAT (ESTIMATED QUANTITY)	67,485	SQUARE YARD	\$ <u>1.20</u>	\$ <u>80,982.00</u>
0008	TOPSOIL AND SEEDING (ESTIMATED QUANTITY)	47	ACRE	\$ <u>7,580.00</u>	\$ <u>356,260.00</u>
TOTAL BID (LINE ITEMS 0001 THROUGH 0008)					\$ <u>2,997,195</u>

- NOTES:
- (1) OFFER MUST PRICE ALL LINE ITEMS. SEE PROVISION AT 52.214-18 (SECTION 00100).
 - (2) ESTIMATED QUANTITY FOR LINE ITEM 0001 DOES NOT INCLUDE TOLERANCES (SEE SECTION 01270). OFFERORS ARE RESPONSIBLE FOR CONSIDERING THE COST OF TOLERANCES THEY REQUIRE, AND INCLUDING THESE COSTS IN THE UNIT PRICE FOR THE QUANTITY INDICATED IN LINE ITEM 0001.
 - (3) PAYMENT FOR LINE ITEM 0003 WILL BE MADE IN ACCORDANCE WITH PARAGRAPH 1.2.1 OF SECTION 01270.
 - (4) FAILURE TO COMPLETE AND RETURN ALL REQUIRED SUBMISSIONS (SF 1442, SECTION 00010A, AND SECTION 00600) COULD RENDER YOUR BID NON-RESPONSIVE.
 - (5) SEE CLAUSE "BIDDER'S CHECKLIST - CONSTRUCTION/DREDGING CONTRACTS" OF SECTION 00100.