

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE J	PAGE OF PAGES 1 2
2. AMENDMENT/MODIFICATION NO. 0005	3. EFFECTIVE DATE 16-Jul-2004	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO.(If applicable)	
6. ISSUED BY CODE W912EP USA ENGINEER DISTRICT, JACKSONVILLE PRUDENTIAL OFFICE BLDG 701 SAN MARCO BLVD ATTN: CESAJ-CT JACKSONVILLE FL 32207-8175		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. W912EP-04-R-0017	
		X	9B. DATED (SEE ITEM 11) 28-May-2004	
			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 checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended.				
<p>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:</p> <p>(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.</p>				
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.) CANAVERAL LOCK, PAINTING AND OTHER REPAIRS, CANAVERAL HARBOR, FLORIDA Any enclosures accompanying this amendmet should be inserted into the plans and/or specification. All superseded material should be removed or adequately marked to indicate that they have been superseded. Proposal due is changed from 23 July 2004 to 26 July 2004. See attached SF30 Continuation 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)		

EXCEPTION TO SF 30
APPROVED BY OIRM 11-84

30-105-04

STANDARD FORM 30 (Rev. 10-83)
Prescribed by GSA
FAR (48 CFR) 53.243

SF 30 CONTINUATION SHEET

1. SPECIFICATIONS:

A. Either asterisks appear before and after the line or lines where revisions have been made to the text on the enclosed revised or added pages or the text changes have been updated with additions noted with underlined text and deletions noted with line/cross-outs, and pertain only to changes made by this amendment.

B. The text changes may have necessitated reformatting of subsequent text or pages. If this is the case, those pages have also been issued as amended pages but are not marked with asterisks or underlined text and line/cross-outs.

2. SECTION 00100A - PROPOSAL SUBMISSION REQUIREMENTS

Section 00100A has been deleted in its entirety and replaced with the attached Section 00100A

3. SECTION 00800 - SPECIAL REQUIREMENTS

DELETE Page 00800-5 and REPLACE with the Revised Page 00800-5

DESCRIPTIVE SPECIFICATION CHANGES: The following are descriptive changes to the specifications. Specifications should be adequately marked to indicate that they have been changed.

Replace the first sentence of Section 09965A, PAINTING: HYDRAULIC STRUCTURES, paragraph 3.11.2.a, with the following: Warning stripes (yellow and black) shall be applied to the sector gates and the structural plastic lumber (SPL) 3x12's placed on the sector gates as shown on the drawings.

Replace Section 09965A, PAINTING: HYDRAULIC STRUCTURES, paragraph 3.11.3, with the following:

3.11.3 Structural Plastic Lumber Stripes

Paint structural plastic lumber (SPL) 3x12's placed on the face of the sector gates with a manufacturer recommended paint for salt-water immersion. Warning stripes shall be painted on exposed faces of the lumber, matching with the warning stripes of the sector gates. The warning stripes shall have a minimum dry film thickness of 2.0 mils. The warning stripes shall be allowed to dry as recommended by the manufacturer prior to immersion, but in no case shall the drying period be less than 10 calendar days. Minimum drying periods may be increased up to twofold if the drying temperature is below 60 degrees F.

4. DRAWINGS:

DESCRIPTIVE DRAWING CHANGES:

Drawing No. 1/9, zones C3 and D3. Insert the mechanical key note 3 symbol, M3, adjacent to the control houses for gates 2,3, and 4, indicating new hydraulic power units.

Drawing No. 5/13, zone B6. Replace dimension label "52'-4 REPLACEMENT SPL 3X12. TYPICAL EACH 3X12. SEE KEY NOTE 1." with "52-4".

Drawing No. 2/5, zone G5. Replace last sentence of key note 1 with "PILING AND ANY CONCRETE ENCASUREMENT SHALL BE REMOVED TO THE MUDLINE."

Drawing No. 6/6, zone H2. Insert the following note: "NOTE 2. CONCRETE ENCASUREMENT OF PILING AT NEAR MUDLINE NOT SHOWN."

SECTION 00100A
INSTRUCTIONS, CONDITIONS, AND NOTICES TO OFFERORS

(TRADE-OFF)
(AWARD WITHOUT DISCUSSIONS)

PROPOSAL SUBMISSION REQUIREMENTS

INST-1 Notice. The Government intends to make award without holding discussions with offerors. Therefore, offerors are encouraged to include their best terms and conditions (both price and technical) in the initial offer. By submitting an offer in response to this solicitation, offerors are agreeing to comply with all terms and conditions contained in the solicitation. Unless the solicitation specifically invites the offeror to submit exceptions, the Contracting Officer may reject any offer that contains exceptions. If, despite the warning given in this paragraph, the offeror elects to include exceptions, the exceptions must be specifically and clearly identified on a separate page. In this solicitation, the words "offer" and "proposal" are used interchangeably. (See definition of "offer" at FAR 2.101.) Except for any portions of the offeror's proposal incorporated into the resulting contract by specific reference, the terms and conditions included in the solicitation, including any amendments, shall take precedence over the offeror's proposal.

INST-1.1 Certain positions and/or items of work are considered particularly critical to successful completion of the project. The Government will consider the qualifications of these persons/subcontractors during its evaluation of the offeror's proposal. In accordance with the Limitations On Substitutions For Certain Positions And/Or Subcontractors paragraph of this solicitation, if the offeror is awarded a contract the offeror will not be permitted to make substitutions without the approval of the Contracting Officer or Administrative Contracting Officer. If the offeror does not name a subcontractor for any identified item of work, the Government will assume the offeror intends to perform the work with its own forces and, if the offeror receives the contract, no substitutions will be allowed without prior approval of the Contracting Officer or Administrative Contracting Officer. Limitations apply to the following positions and/or items of work; therefore, the offeror shall name in its proposal the persons/subcontractors it proposes to use for these positions and/or items of work: containment systems, high performance epoxy and vinyl tape paint systems and composite piles.

INST-2 The Proposal. Each offeror shall submit a written proposal consisting of the following documents:

INST-2.1 Completed SF 1442 with price schedule (2 copies).

INST-2.2 Offer guarantee (or bid bond) if this solicitation includes the clause at FAR 52.228-1, Bid Guarantee.

INST-2.3 Completed representations & certifications (Section 00600 of this solicitation).

INST-2.4 Past performance information.

INST-2.4.1 Submit information for all relevant contracts and subcontracts started or completed within the past 3 years (measured from the date of this solicitation). Submit a separate Past Performance Information Collection Sheet for each project. (A copy of the sheet is attached to the solicitation.) Include past performance information regarding predecessor companies, key personnel who have relevant experience, and subcontractors that will perform major or critical aspects of the work. (For proposed subcontractors, clearly identify the work each will perform.) For each project submitted, explain why it is relevant to this project, and provide information on problems encountered and the actions taken to correct such problems. (Relevancy is defined in the DOD guide to collection and use of past performance as "information that has a logical connection with the matter under consideration and applicable time span.")

INST-2.5 A technical proposal consisting of:

SUBFACTOR	SUBMISSION REQUIREMENT (Note: To ensure the proposal adequately addresses areas the Government considers important, the offeror should review paragraph EVAL-3 in Section 00100B prior to preparing the proposal.)
<p>Demonstrated Experience of Contractor/ Subcontractor</p> <p>- Experience in successfully completing a project requiring lead based paint abatement, containment systems, high performance epoxy and vinyl tape paint systems and composite piles.</p>	<p>In responding to this subfactor, the objective should be to instill confidence that the offeror thoroughly understands the requirement and complexities of this project, has the experience required to complete the work, and accomplish the task in the required timeframe.</p> <p>This project involves Dewatering the locks, maintaining the water table level beneath the lock chamber floor to provide a dry environment for the interior of the Lock Chamber, Prepare and maintain containment for sandblasting and painting of lock gate to provide a control environment free of contaminant (Asbestos). The potential of "Asbestos" in the existing paint requires a specialized Control Environment Monitoring System to filter the contaminated air produced by the sandblasting operation to assure no contaminations to the surrounding for the preservation of the health of the personnel. The containment also provides a control environment (Temperature, Humidity) for the application of paint system required for the gates.</p> <p>Other work that requires a higher level of expertise than normal are the repairs to the replacing gate walkway, adding chamber ladders, constructing a new storage area for the dewatering truss and needles, constructing a new north chamber guide wall, replacing manatee screens and frame work, upgrading hydraulic units, replacing gate grounding wires, installing surge protector at commercial service, replacing gate switches, replacing gate wire ropes, sheaves, and frames, and incidental related work."</p> <p>Provide a narrative of past experiences showing how you successfully completed a project with emphasis on marine/splash zone structures (marine and shore facilities, waterfront structures, hydraulic structures, fresh water immersion locks and dams, and ship hulls), that required (1) lead based paint abatement within a containment system, (2) application of a high performance epoxy and vinyl-tape paint systems and (3) installation of <i>composite piles</i>. Discuss the type of materials applied; equipment utilized, coordination and management requirements that were needed. Also discuss special project requirements (such as safety or environmental); and, any problems encountered and corrective actions taken to ensure project completion within the required timeframe (If not applicable; state N/A). Identify project(s) used as experience in the factor when submitting information provided for the past performance factor.</p> <p><i>Pursuant to the Non-Substitution clause in Section 00800 (999.215-4001) Limitations on Substitutions for Certain Positions and/or Subcontractors, provide a resume of experience for key personnel (this applies whether the work is being performed by the Prime or Subcontractor) performing the lead based paint abatement within a containment system, high performance epoxy and vinyl paint systems, and composite piles work. If any portion of this work is subcontracted provide a letter of commitment for each of these subcontractors.</i></p>

<p>Management Plan and Construction Schedule</p>	<p>In responding to this factor, the objective should be to instill confidence that the offeror thoroughly understands the requirement and complexities of this project, has the experience required to complete the work, and accomplish the task in the required time frame. The offeror shall provide a Management Plan and Construction Schedule for fulfillment of the contract that will be followed during contract execution.</p> <p>Management Plan - This plan will be in narrative format and will briefly describe the steps the prime contractor will take to oversee and accomplish the project from start to finish, with specific attention being paid to:</p> <ul style="list-style-type: none"> (1) lead based paint abatement within a containment system; (2) application of a high performance epoxy and vinyl tape paint systems (3) installation of <i>composite piles</i> (4) method(s) for controlling product quality; and (5) plan for responding to emergency or quick response situations <p>Construction Schedule - Provide a schedule of construction in the format of a Gantt, Pert, or similar graphical timeline, showing the start and completion dates, concurrent work, interdependence of activities and other relative scheduling factors or items of work, within the required performance period.</p>
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INST-2.6 Utilization of small business concerns.

INST-2.6.1 Completed contracts. This subparagraph applies to offerors that are small business concerns (including all categories) and to offerors that are other than small business concerns. FAR 52.219-8, Utilization Of Small Business Concerns, states the Government's policy that small business (SB) concerns, veteran-owned small business (VOSB) concerns, service-disabled veteran-owned small business (SDVOSB) concerns, HUBZone small business concerns, small disadvantaged business (SDB) concerns, and women-owned small business (WOSB) concerns have the maximum practicable opportunity to participate in performing contracts. For each of the 3 most recently completed federal contracts submit one of the following: (i) if the contract required a subcontracting plan, submit the final SF 294, Subcontracting Report For Individual Contract, or (ii) if the contract did not require a subcontracting plan, complete and submit the Utilization of Small Business Concerns Information Collection Sheet (Completed Contracts). (A copy of the sheet is attached.) Offerors that are SB, VOSB, SDVOSB, HUBZone SB, SDB, or WOSB may count work performed with in-house resources toward compliance with FAR 52.219-8 in the category (or categories) to which they belong. (For example, a HUBZone SDB could count work in 3 categories: SB, HUBZone, and SDB.)

INST-2.6.2 Proposed for this contract. In accordance with FAR 15.304(c)(4), the extent of participation of small disadvantaged business (SDB) concerns shall be evaluated. Further, in accordance with DFARS 215.304(c)(i), the extent of participation of small businesses (SB) and historically black colleges or universities and minority institutions (HBCU/MI) shall be evaluated. The elements to be evaluated are:

- (1) The extent to which SDB's, SB's, and HBCU/MI's are specifically identified in the proposal. (If the successful offeror is required to submit a subcontracting plan before award, firms identified in the proposal must also be listed in the subcontracting plan.)
- (2) The extent of commitment to use such firms (for example, enforceable commitments will be weighted more heavily than non-enforceable commitments).
- (3) The complexity and variety of work such firms will perform.
- (4) The realism of the proposal.

(5) The extent of participation of such firms in terms of the total price of the proposal (including options, if applicable).

To facilitate the evaluation, the offeror shall provide the following information:

This requirement applies to offerors that are small business concerns (including all categories) and to offerors that are other than small business concerns. For this proposal, for each category (i.e., SDB, SB, and HBCU/MI) provide adequate responses to elements (1), (2), (3), and (5) above. Offerors that are SDB, SB, or HBCU/MI may count work performed with in-house resources toward compliance with this requirement; however, they must identify applicable category. (For example, if the offeror is SDB, all work to be performed with in-house resources can be used when formulating responses related to proposed SDB participation as well as SB participation. Offerors that are other than small business firms may elect to fulfill this requirement by responding as described above or by submitting a formal plan in accordance with the Small, Small Disadvantaged And Woman-Owned Small Business Subcontracting Plan clause of this solicitation.)

INST-2.7 Packaging the Proposal. The proposal shall be divided as indicated in the following table and each division shall be submitted in a separate sealed package. Each package shall be marked with the offeror's name, the solicitation number, and the package number.

Package	No. of Copies	Items
1	2	Price proposal, bond (if required), representations & certifications, and information related to utilization of small business concerns (when applicable) (Paragraphs INST-2.1, INST-2.2, INST-2.3, and INST-2.6). Each copy shall be separately bound.
2	2	Past performance information (Paragraph INST-2.4). Each copy shall be separately bound.
3	8	Technical proposal (Paragraph INST-2.5). Each copy shall be placed in a separate 3-ring binder. DO NOT INCLUDE PRICING INFORMATION IN THE TECHNICAL PROPOSAL.

INST-2.8 Proposal Format. To assist in ensuring a complete, well-organized proposal, the Government has included a proposal format at the end of this section for the offeror's use.

Source Selection Information -- See FAR 2.101 and 3.104

PROPOSAL IN RESPONSE TO SOLICITATION NO.
W912EP-04-R-0017

OFFEROR'S NAME:
OFFEROR'S ADDRESS:
OFFEROR'S POINT OF CONTACT (POC):
POC's TELEPHONE:
POC's FAX:
POC's EMAIL:

THIS OFFER IS SUBMITTED IN SEPARATE PACKAGES AS FOLLOWS:

[Offeror check each applicable item and enter NA for non-applicable items.]

___ Package one is submitted in 2 separately bound copies and contains our price proposal, bond (if required by the solicitation), representations & certifications, and information related to utilization of small business concerns (if required by the solicitation).

___ Package two is submitted in 2 separately bound copies and contains past performance information.

___ Package three is submitted in 8 separately bound copies and contains our technical proposal. There is no pricing information in this package.

Source Selection Information -- See FAR 2.101 and 3.104

SOLICITATION NO. W912EP-04-R-0017

OFFEROR:
COVER SHEET
PACKAGE ONE

This package contains the following documents: [Offeror check applicable items and mark others NA.]

- ___ 1. Signed price proposal (SF 1442, SF 33, or SF 1449) with line item pricing schedule.
- ___ 2. Bid bond.
- ___ 3. Representations and certifications.
- ___ 4. A Utilization of Small Business Concerns Information Collection Sheet (Completed Contracts) or SF294, Subcontracting Report, for each of the 3 most recently completed federal contracts.
- ___ 5. Information regarding proposed utilization of small business concerns on this contract.

Source Selection Information -- See FAR 2.101 and 3.104

SOLICITATION NO. W912EP-04-R-0017

OFFEROR:
COVER SHEET
PACKAGE TWO

[Offeror check applicable items]

____1. Past performance is not an evaluation factor in this solicitation; or,

____2. This package contains a Past Performance Information Collection Sheet for each relevant contract/subcontract (as defined in the solicitation). On each collection sheet, we have explained how we determined that the contract/subcontract is relevant to this project.

____3. If problems were encountered during performance of any of the referenced contracts/subcontracts, we have attached a paper to the collection sheet that fully explains the problem and details the corrective action we took to resolve the problem. If we did not check this paragraph and did not attach explanations to the collection sheets, you may assume that we consider any problems that may have occurred to be minor and insignificant.

Source Selection Information -- See FAR 2.101 and 3.104

SOLICITATION NO. W912EP-04-R-0017

OFFEROR:

COVER SHEET
PACKAGE THREE

[Offeror check applicable items]

___ 1. Technical merit is not an evaluation factor in this solicitation; or,

___ 2. This package contains a full and complete response to each technical subfactor.

___ 3. After carefully considering the Notice paragraph of the solicitation, we have determined that we must take exception to certain parts of the solicitation. As required by the Notice paragraph, we have included a separate page to document the exceptions. If we did not check this paragraph and did not include a separate page for exceptions, you may assume that we do not take exception to any part of the solicitation.

Source Selection Information -- See FAR 2.101 and 3.104

SOLICITATION NO. W912EP-04-R-0017
OFFEROR:
PACKAGE THREE
TECHNICAL MERIT SUBFACTOR ONE

SUBFACTOR ONE: Demonstrated Experience of Contractor/Subcontractor - Experience in successfully completing a project requiring lead based paint abatement, containment systems, high performance epoxy and vinyl tape paint systems and composite fiberglass reinforced plastic piles.

Provide a narrative of past experiences showing how you successfully completed a project with emphasis on marine/splash zone structures (marine and shore facilities, waterfront structures, hydraulic structures, fresh water immersion locks and dams, and ship hulls), that required (1) lead based paint abatement within a containment system, (2) application of a high performance epoxy and vinyl-tape paint systems and (3) installation of *composite piles*. Items above not all-inclusive; not required to be accomplished on the same project. Discuss the type of materials applied; equipment utilized, coordination and management requirements that were needed. Also discuss special project requirements (such as safety or environmental); and, any problems encountered and corrective actions taken to ensure project completion within the required timeframe (If not applicable; state N/A). Identify project(s) used as experience in the factor when submitting information provided for the past performance factor.

Pursuant to the Non-Substitution clause in Section 00800 (999.215-4001) Limitations on Substitutions for Certain Positions and/or Subcontractors, provide a resume of experience for key personnel (this applies whether the work is being performed by the Prime or Subcontractor) performing the lead based paint abatement within a containment system, high performance epoxy and vinyl paint systems, and composite piles work. If any portion of this work is subcontracted provide a letter of commitment for each of these subcontractors.

OUR PROPOSAL: [Offeror enter complete, detailed response.]

Source Selection Information -- See FAR 2.101 and 3.104

SOLICITATION NO. W912EP-04-R-0017
OFFEROR:
PACKAGE THREE
TECHNICAL MERIT SUBFACTOR TWO

SUBFACTOR TWO: Management Plan and Construction Schedule

The offeror shall provide a Management Plan and Construction Schedule for fulfillment of the contract that will be followed during contract execution.

Management Plan - This plan will be in narrative format and will briefly describe the steps the prime contractor will take to oversee and accomplish the project from start to finish, with specific attention being paid to:

- (1) lead based paint abatement within a containment system;
- (2) application of a high performance epoxy and vinyl tape paint systems
- (3) installation of *composite piles*
- (4) method(s) for controlling product quality; and
- (5) plan for responding to emergency or quick response situations

Construction Schedule - Provide a schedule of construction in the format of a Gantt, Pert, or similar graphical timeline, showing the start and completion dates, concurrent work, interdependence of activities and other relative scheduling factors or items of work, within the required performance period.

OUR PROPOSAL: [Offeror enter complete, detailed response.]

PAST PERFORMANCE INFORMATION COLLECTION SHEET
(Submit this sheet with Package 2 of your proposal)

(TO BE COMPLETED BY THE OFFEROR. SUBMIT A SEPARATE SHEET FOR EACH REFERENCE.)

	1. Your firm's name:
	2. Contract number of referenced project:
	3. Description, location & relevancy of work: <i>(Note: Relevancy is defined as something that has a logical connection with the matter under consideration, e.g., similar project size and type of work. It is the offeror's responsibility to establish relevancy.)</i>
	4. Owner's name and address:
	5. Owner's point of contact (name and telephone number) <u>(NOTE: IT IS YOUR RESPONSIBILITY TO ENSURE POINTS OF CONTACT CAN BE CONTACTED BY THE GOVERNMENT'S EVALUATORS AND THAT THEY WILL COOPERATE.)</u> :
	6. Prime contractor's name and address if you were a subcontractor on this project:
	7. Your role (e.g., Prime, Member of Joint Venture, Subcontractor, etc.) and work performed by your in-house forces:
	8. Contract price:
	9. Extent and type of work you subcontracted to other firms <i>(Note: See paragraph INST-2.6 of Proposal Submission Requirements for separate requirement for information regarding utilization of small business concerns. Information submitted in response to paragraph INST-2.6 must be submitted separately in package 1 of the proposal.)</i> :

	10. Date started _____ and date completed _____. (If not completed, give percentage of completion and expected completion date.)
	11. Did you receive a written performance evaluation for this project? (Yes/No) If yes, what rating did you receive?
	12. Was your contract/subcontract terminated for default? If so, attach an explanation of the circumstances.
	13. Were liquidated damages assessed? If so, attach an explanation of the circumstances.

Utilization of Small Business Concerns Information Collection Sheet (Completed Contracts) (Submit this sheet with Package 1 of your proposal)

(TO BE COMPLETED BY THE OFFEROR. SUBMIT A SEPARATE SHEET FOR EACH REFERENCE.)

The purpose of this sheet is to collect information regarding compliance with FAR 52.219-8 in previous contracts. The categories of interest are: small business (SB), small disadvantaged business (SDB), veteran-owned small business (VOSB), service-disabled veteran-owned small business (SDVOSB), HUBZone small business, and women-owned small business (WOSB). Definitions for all terms except small business concern can be found at FAR 2.101. The definition of small business concern can be found at FAR 19.001. For this collection sheet, any concern unable to meet the definition for small business concern shall be considered a large business (LB) concern. A SB concern may also qualify in one or more of the other categories. When completing the sheet, the offeror should check all categories that apply.

1. Your firm's name:	2. Contract number of referenced project:
3. Date completed_____. <i>(Do not submit information for an active contract.)</i>	4. Contract price: \$_____
5. Total amount subcontracted: \$_____ Amount subcontracted to: LB: \$_____ SB (in this total include all awards to SB, SDB, HUBZone SB, VOSB, SDVOSB, and WOSB): \$_____	6. Of the total amount subcontracted to SB, how much was subcontracted to: SDB: \$_____ HUBZone SB: \$_____ VOSB: \$_____ SDVOSB: \$_____ WOSB: \$_____
7. Contracting Officer's name and telephone number:	8. In blocks below enter dollar amount for work performed by your firm and by each listed subcontractor:

Name of Firm: Offeror	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								
Name of Firm:	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								
Name of Firm:	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								
Name of Firm:	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								
Name of Firm:	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								
Name of Firm:	CHECK EACH CATEGORY THAT APPLIES							
Phone:	LB	SB	SDB	HUBZONE SB	VOSB	SDVOSB	WOSB	
Amount: \$								

(7) Full cooperation with any Government agencies responsible for either investigation or corrective actions.
 (End of paragraph number 999.203-4000)

LIMITATIONS ON SUBSTITUTIONS FOR CERTAIN POSITIONS AND/OR SUBCONTRACTORS

The award decision for this contract was based, in part, on an evaluation of the personnel and/or subcontractors the Contractor included in its proposal for the positions and/or items of subcontracted work identified at the end of this paragraph. The Contractor agrees these personnel and/or subcontractors will be employed as described in its proposal and no substitutes will be employed without prior written approval of the Contracting Officer or Administrative Contracting Officer. The Contractor further agrees that any proposed substitutes shall meet or exceed the qualifications of the original personnel and/or subcontractors. If the Contractor's proposal did not name a subcontractor for an identified item of work, the Contractor will not be allowed to subcontract that item of work without prior approval of the Contracting Officer or Administrative Contracting Officer. The limitations described herein shall apply to the following positions and/or items of subcontracted work: project manager, QC manager, mechanical subcontractors, electrical subcontractors, certified industrial hygienist (CIH), lead abatement licensure and certified workers, all subcontracts valued at \$500,000 or more, Containment systems, high performance epoxy and vinyl tape paint systems and composite piles.

(End of paragraph number 999.215-4001)

RETAINAGE FOR FAILURE TO COMPLY WITH SUBCONTRACTING PLAN REPORTING REQUIREMENTS

(a) Read this paragraph in conjunction with Liquidated Damages--Small Business Subcontracting Plan (FAR 52.219-16) clause of this contract.

(b) Should the Contractor fail to submit SF 294 and/or SF 295 reports in a timely manner, the Government will consider this failure as evidence of possible failure to make a good faith effort to achieve goals contained in the Contractor's subcontracting plan. In order to protect the Government's ability to assess liquidated damages in the event the Contractor does fail to meet the goals and such failure results from a lack of good faith effort, the Contracting Officer will retain from progress payments an amount deemed sufficient to satisfy the Contractor's liability. The amount of the retainage will be determined in accordance with the following formula:

Total dollar amount proposed for subcontracting to small business multiplied by the percentage of actual progress on the contract, up to a maximum of 10% of the progress payment, will be withheld from the next progress payment that is due after the Contractor's failure to submit a required report. If one or more reports have been submitted before a failure to submit a required report, this formula will be adjusted by deducting any amounts reported as subcontracted to small business from the total dollar amount proposed to be subcontracted. See examples below.

Example 1 (No previous reports submitted)			
Total proposed subcontracting	\$500,000	Current progress payment	\$100,000
Percent of work completed	x .10	Maximum retainage percentage	x .10
Retainage	\$50,000	Retainage	\$10,000
Maximum that can be retained is \$10,000			

Example 2 (Previous reports submitted)			
Total proposed subcontracting	\$500,000	Current progress payment	\$100,000
Subcontracting previously reported(\$100,000)		Maximum retainage percentage	x .10
Percent of work completed	x .10	Retainage	\$10,000
Retainage	\$40,000		
Maximum that can be retained is \$10,000			