

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. Contract Number	Page of Pages 1 1	
2. Amendment/Modification Number DCFB-2011-B-0167-002		3. Effective Date 14-Sep-11		4. Requisition/Purchase Request No.	
				5. Solicitation Caption Complete Renovation and Modernization of Engine Co. 28 and Engine Co. 29	
6. Issued By: Department of Real Estate Services Contracting and Procurement Division 2000 14th Street N.W., Suite 500 Washington, D.C. 20009			7. Administered By (If other than line 6) Department of Real Estate Services Contracting and Procurement Division 2000 14th Street N.W., Suite 500 Washington, D.C. 20009		
8. Name and Address of Contractor (No. Street, city, country, state and ZIP Code)			9A. Amendment of Solicitation No. DCFB-2011-B-0167		
			9B. Dated (See Item 11) 24-Aug-11		
			10A. Modification of Contract/Order No.		
			10B. Dated (See Item 13)		
Code		Facility			
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 Offers <input type="checkbox"/> is extended. <input type="checkbox"/> is not extended. Offers 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> copy of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or fax which includes a reference to the solicitation and amendment number. FAILURE OF YOUR ACKNOWLEDGEMENT 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 letter or fax, provided each letter or telegram 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 data, etc.) set forth in item 14, pursuant to the authority of 27 DCMR, Chapter 36, Section 3601.2.					
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 checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copy to the issuing office.					
14. Description of amendment/modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.)					
The solicitation is hereby amended as follows: 1. Page 86, Section L.1.1 and L.1.3, Site Visit and Pre-Bid Conference: ADD: Additional site visits may be arranged for the last three Wednesdays in September 2011 by contacting Ralph Cyrus on 202-673-2278 or ralph.cyrus@dc.gov. 2. Page 1, Box 4 is hereby changed to delete DCHA-2011-C-0167 and substitute DCFB-2011-C-0167. 3. Answers to questions from prospective bidders are in Attachment #1. 4. Page 87, Section L.4.1, is hereby changed to delete DCHA-2011-B-0167 and substitute DCFB-2011-B-0167. 5. Page 93, Section L.23.1 Special Responsibility Standards - Is hereby changed to delete "The bidder or its proposed subcontractor shall have successfully completed at least two (2) LEED building renovations over the past three (3) years;" and substitute: "The bidder or its proposed subcontractor shall have successfully completed at least two (2) LEED building renovations over the past five (5) years." 6. Page 3, Section B.3, Estimated Price Range - delete: "between \$1,000,000.00 and \$5,000,000.00" and substitute: "between \$5,000,000.00 and \$10,000,000.00."					
Except as provided herein, all terms and conditions of the document referenced in Item (9A or 10A) remain unchanged and in full force and effect					
15A. Name and Title of Signer (Type or print)			16A. Name of Contracting Officer Diane Wooden		
15B. Name of Contractor		15C. Date Signed		16B. District of Columbia	
(Signature of person authorized to sign)				 (Signature of Contracting Officer)	
				16C. Date Signed 9/14/11	

**ATTACHMENT NO. 1 TO AMENDMENT #2
TO SOLICITATION NO. DCFB-2011-B-0167**

QUESTION NO. 1

In reference to the **Solicitation No. DCFB-2011-B-0167** (DC Fire Stations 28 and 29) I will need clear verification on the process of how this project will be awarded, as my first question.

On **page 3. Section B.2**, it states a designation of solicitations with a **35% SBE** subcontracting set aside for contractors over \$250,000.

Then on **page 3. section B.3**, it states that The District contemplates award of a firm fixed price contract to the contractor with the **lowest grand total** for the CLINS 0001 and 0002.

If this is correct, when reading **page 87 section L.3.2**, an evaluation bid will be determined by the Contracting Officer. The Contracting Officer will determine the lowest evaluated bid by applying, to the Lump Sum Price for CLINs 0001 & 0002 offered by each bidder in response to **Section B.4**, the appropriate preferences for each bidder according to **Section M.1**.

If our firm has required the **35% SBE subcontractors** needed for this project and are the apparent low bidder on bid day, it seems that on **page 95 section M.1**, our firm would still be at a disadvantage to the evaluation preference points. If this is true, it will determine our thinking process if we are to bid this job or not. Is a firm at risk, for not being awarded this project, if they are the lowest bidder meeting the required **35% SBE subcontractors** when paired against a firm who falls under **section M.1** who may receive anywhere from a 2-5% reduction in the bid? That 2-5% is a big factor in this bid process.

ANSWER TO QUESTION NO. 1

You have accurately summarized the bid price evaluation. Bids from firms that are not District certified business enterprises (CBE's) at the time of bid opening cannot be given CBE preference points and will not share that bonus.

QUESTION NO. 2

My next question related to Solicitation NO. DCFB-2011-B-0167 (DC Station 28 and 29) has to do with **section L.23.1 on page 93**.

L.23.1 states, "The bidder or its proposed subcontractors shall have successfully completed at least two (2) LEED building renovations over the past three (years).

Would a bidder be exempt if the bidder has only done ground up LEED buildings? Can a addendum be issued including LEED buildings from ground up? Basically requiring to meet one ,the other, or both LEED qualifications, since both LEED renovation and LEED new construction are very similar.

ANSWER TO QUESTION NO. 2

A bidder will not be exempt if the bidder has only done ground up LEED buildings.

QUESTION NO. 3

We request that the time constraints given in paragraph L.23.1 (see attached) be widened from 3 years to 5 years given the extremely limited amount of projects the CBE general contracting community has had to perform and have processed through to completion. Therefore we respectfully request you expand the requirements to projects completed within the last 5 years.

ANSWER TO QUESTION NO. 3

The requirement has been changed from three years to five years. See Amendment #DCFB-2011-B-0167-002 dated September 14, 2011.

QUESTION NO. 4

My next question is in reference to the Solicitation No itself. I recall when Mr. Cyrus asked in the beginning of the pre-bid meeting that the solicitation numbers are different. Three solicitation numbers had been given in the packet. **Box 1 reads DCFB-2011-B-0167**, and **Box 4 reads DCHA-2011-C-0167**. It also applies to **page 87 section L.4.1. for submission of bids**. This number reads **Solicitation No. DCHA-2011-B-0167**. Can you please verify which number is correct?

ANSWER TO QUESTION NO. 4

The correct solicitation number is DCFB-2011-B-0167, as stated at the referenced pre-bid conference in response to Mr. Cyrus' question. The corrected "contract" number (DCFB-2011-C-0167) in Box 4 will be the "contract" number. See Amendment DCFB-2011-B-0167-002 dated September 14, 2011.

QUESTION NO. 5

As requested in the solicitation on the front cover and on page 87, two copies and one signed original subcontractor plans shall be sent.

Do [due] to the extensive [extensive] detail of that information, does this need to be handed in with the bid or can it be sent at close of business or anytime after?

ANSWER TO QUESTION NO. 5

All information required in the solicitation is to be submitted with the bid except payment and performance bonds.