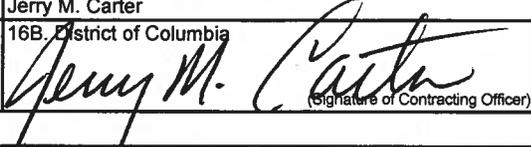


AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. Contract Number DCKA-2012-B-0089	Page of Pages 1 4
2. Amendment/Modification Number Four (4)	3. Effective Date See 16C Below	4. Requisition/Purchase Request No.	5. Solicitation Caption FY-12 Local Pavement Restoration Citywide	
6. Issued By: Office of Contracting and Procurement Roadways and Highway 55 M Street SE 7th Floor Washington, DC 20003		Code	7. Administered By (If other than line 6)	
8. Name and Address of Contractor (No. Street, city, country, state and ZIP Code)			(X) 9A. Amendment of Solicitation No. DCKA-2012-B-0089	9B. Dated (See Item 11) 10-Aug-12
Code			10A. Modification of Contract/Order No.	
Facility			10B. Dated (See Item 13)	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS				
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input checked="" 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> copies 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				
(X)	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 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> copies to the issuing office.				
14. Description of amendment/modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.)				
The solicitation is amended as follows:				
The Bid Opening Date has now changed to:				
FRIDAY, SEPTEMBER 21, 2012 @ 2:00 P.M.				
Section H.3-51% DISTRICT RESIDENTS NEW HIRES REQUIREMENTS AN FIRST SOURCE EMPLOYMENT AGREEMENT of the solicitation is modified to include the attached District of Columbia Workforce Intermediary Establishment and Reform of First Source Amendment Act of 2011.				
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 Jerry M. Carter	
15B. Name of Contractor (Signature of person authorized to sign)		15C. Date Signed	16B. District of Columbia  (Signature of Contracting Officer)	16C. Date Signed 9/11/12

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. Contract Number DCKA-2012-B-0089	Page of Pages 2 4	
2. Amendment/Modification Number Four (4)	3. Effective Date See 16C Below	4. Requisition/Purchase Request No.		5. Solicitation Caption FY-12 Local Pavement Restoration Citywide	

Question #4 from Addenda #3 is clarified as follows:

4. **Question** - In the schedule of Items, are line items 0670 and 0680 the same as items 0610 and 0630 respectively?

Response - No, line items 0670 and 0680 are not the same as line items 0610 and 0630. Line Items 0670 and 0680 refer to Recycled Asphalt (RAP) mixes corresponding to section C.14 of the Special Provision, which allows RAP up to 25% RAP in the base course and up to 15% in the surface course. Line items **0610** and **0630** refer to section 402 of the DDOT Standard Specifications for Highways and Structures, 2009.

Please note these 4 line items have changed under the revised pay item schedule issued under Addenda 4. They are now: 0610=0630; 0630=0650; 0670=0690; 0680=0700.

First Source



Department of Employment Services
Lisa Maria Mallory, Director

The District of Columbia Workforce Intermediary Establishment and Reform of First Source Amendment Act of 2011

Effective February 24, 2012, the District of Columbia Workforce Intermediary Establishment and Reform of First Source Amendment Act of 2011 significantly changes the District's First Source law. Crafted to increase the number of D.C. residents hired on projects funded by D.C. taxpayer dollars, it implements more aggressive requirements for hiring, monitoring, and compliance. These changes ensure that District residents are given priority for new jobs created by municipal financing and development programs. A workforce intermediary pilot program will be created by the Workforce Investment Council (WIC) and shall act as an intermediary between employers and training providers to provide employers with qualified residents. The intermediary will focus on the construction and hospitality industries.

Other major changes to the new law include:

- The initial Employment Plan from bidders or offerors must outline a strategy to meet local hiring requirements as part of its response to the bid solicitation. An evaluation will be made and shall be worth 10% of the overall score of the bid or proposal.
- The new law requires bidders and offerors of government contracts valued at five million dollars (\$5M) or more to submit initial Employment Plans that reveal past compliance and employment practices of D.C. residents as part of their bid packages. The past compliance also includes disclosure of apprenticeship and Davis-Bacon Act compliance.
- The winning bidder or offeror must submit a revised Employment Plan to the using agency for approval prior to beginning work associated with the relevant government project or contract. The new law outlines the requirements for Employment Plans.
- The new law requires the primary beneficiary of the First Source Employment Agreement to choose whether the hiring requirements of District residents will be cumulative on a project or contract or will be met by each individual beneficiary covered by the project or contract.
- The Department of Employment Services (DOES) must receive the First Source Employment Agreement no less than seven (7) calendar days in advance of the project or contract start date, whichever is later. No work associated with the relevant government assistance can begin on a project or contract until the First Source Employment Agreement has been accepted by DOES.
- The new law eliminates contracts under \$300,000 from the First Source obligations, but continues to require 51% of all new hires on government contracts be District residents.



Government of the District of Columbia
Vincent C. Gray, Mayor

First Source



Department of Employment Services
Lisa Maria Mallory, Director

- Government-assisted construction projects receiving government assistance totaling five million dollars (\$5M) or more must have the following percentage of D.C. residents on those projects:
 - 20% of journey-worker hours
 - 60% of apprentice hours
 - 51% of skilled laborer hours
 - 70% of common laborer hours
- The new law allows contractors to double-count hours worked by “hard to employ” District residents up to 15% of total hours worked by District residents.
- The new law allows DOES to consider altering the ratio of apprentices to journey-workers employed, based on a compelling District resident hiring rationale.
- The new law allows “roll over” hours for beneficiaries to count hours that exceed previous requirements toward their current requirements if hours are in excess.
- The new law maintains the 5% direct and indirect labor costs (monetary fine) level. The new law also includes debarment for those found in violation two (2) times over a ten-year period for a period of five (5) years.
- Appeals are heard at the Contract Appeals Board.

Department of Employment Services Contact:

Lewis P. Brown
Associate Director
Office of Apprenticeship and First Source
(202) 698-5099
lewis.brown@dc.gov



Government of the District of Columbia
Vincent C. Gray, Mayor