

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES	
			J	1	9
2. AMENDMENT/MODIFICATION NO. 0001	3. EFFECTIVE DATE 31-Jul-2002	4. REQUISITION/PURCHASE REQ. NO. W58XUW-2177-4319		5. PROJECT NO.(If applicable)	
6. ISSUED BY USAED, KANSAS CITY 760 FEDERAL BUILDING 601 E 12TH STREET KANSAS CITY MO 64106-2896	CODE W58XUW	7. ADMINISTERED BY (If other than item 6) <b>See Item 6</b>		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			X	9A. AMENDMENT OF SOLICITATION NO. DACA41-02-R-0011	
			X	9B. DATED (SEE ITEM 11) 19-Jul-2002	
				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.) This amendment makes minor editing changes in the Price Proposal Schedule and issues additional clauses to the solicitation.					
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 _____ (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 31-Jul-2002	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**AMDT 0001

## CONTRACT

SPECIALIST: Perry D. Marks 816-983-3850 [Perry.D.Marks@usace.army.mil](mailto:Perry.D.Marks@usace.army.mil)

## PROJECT

MANAGER: Christine M. Hendzlick 816-983-3269 [Christine.M.Hendzlick@usace.army.mil](mailto:Christine.M.Hendzlick@usace.army.mil)**1. The price proposal schedule at SECTION 00010 Solicitation Contract Form is replaced with the following.**

## BASE SCHEDULE

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001		1.00	Lump Sum		
	BASE - ADVANCED WASTE WATER TREATMENT PLANT				
	FFP - Includes all work not covered by the optional CLINs (below), including main plant, pumping stations, pipelines, partial demolition of the Camp Forsyth and Custer Hill WWTP, complete demolition of the Main Post WWTP, and other work as required by the plans and specifications (includes minimum demolition required by series 50 sheets).				
				NET AMT	_____
	TOTAL BASE				_____

## OPTION SCHEDULE

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0002		1.00	Lump Sum		
	OPTION - ROTATING CIRCULAR FINE SCREEN M-0105-02				
	FFP - Rotating circular fine screen M-0105-02 in the Headworks building is optional. CLIN 0001 includes the requirement for the grate over the empty channel if this option is not exercised. Screen M-0105-01 is included in CLIN 0001. See series 4 sheets.				
				NET AMT	_____
0003		1.00	Lump Sum		
	OPTION - HISTORIC DISTRICT PUMP STATION & PIPELINES				
	FFP - All work contained in series 44 sheets.				
				NET AMT	_____
0004		1.00	Lump Sum		
	OPTION - CAMP FUNSTON PIPELINE FROM PUMP STATION				
	FFP - All work contained in series 46 sheets.				
				NET AMT	_____
0005		1.00	Lump Sum		
	OPTION - ADDL DEMO, CAMP FORSYTH WWTP				

FFP - Additional demolition at Camp Forsyth WWTP in accordance with series 52 sheets.

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0006		1.00	Lump Sum		
	OPTION - ADDL DEMO, CUSTER HILL WWTP, OPT 1				
	FFP - Additional Option 1demolition at Custer Hill WWTP in accordance with series 52 sheets as shown on sheet 52-X-3.				

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0007		1.00	Lump Sum		
	OPTION - ADDL DEMO, CUSTER HILL WWTP, OPT 2				
	FFP - Additional Option 2demolition at Custer Hill WWTP in accordance with series 52 sheets as shown on sheet 52-X-3.				

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0008		1.00	Lump Sum		
	OPTION - BIG BERTHA PUMP STATION EQUIPMENT TUBE				
	FFP - Installation of the Big Bertha pump station equipment tube, as shown on series 34 sheets.				

NET AMT

TOTAL OPTIONS

TOTAL BASE + OPTIONS

**2. Add the following to SECTION 00100 Bidding Schedule/Instructions to Bidders.**

CLAUSES INCORPORATED BY REFERENCE:

52.222-38 Compliance with Veterans' Employment Reporting Requirements DEC 2001

CLAUSES INCORPORATED BY FULL TEXT

52.214-5000 -- Apparent Clerical Mistakes (Mar 1995)

(a) For the purpose of initial evaluations of bids, the following will be utilized in the resolving arithmetic discrepancies found on the face of bidding schedule as submitted by the bidder:

- (1) Obviously misplaced decimal points will be corrected;
- (2) Discrepancy between unit price and extended price, the unit price will govern;
- (3) Apparent errors in extension of unit prices will be corrected;
- (4) Apparent errors in addition of lump-sum and extended prices will be corrected.

(b) For the purpose of bid evaluation, the government will proceed on the assumption that the bidder intends his bid to be evaluated on basis of the unit prices, the totals arrived at by resolution of arithmetic discrepancies as provided above and the bid will be so reflected on the abstract of bids.

(c) These correction procedures shall not be used to resolve any ambiguity concerning which bid is low.

(End of Statement)

**3. Replace the first sentence of SECTION 00110 SUBMISSION REQUIREMENTS AND INSTRUCTIONS, Paragraph 1 PROPOSALS as follows.**

“Proposals for the work described herein, will be received until the date and time indicated on Standard Form 1442, Block 13A in Section 00010, at the following address:”

**4. Add the following Provisions 52.219-1, 52.219-19, 52.219-21, and 252.223-7001 to Section 0600 Representations & Certifications.**

CLAUSES INCORPORATED BY FULL TEXT

52.219-1 -- SMALL BUSINESS PROGRAM REPRESENTATIONS (MAY 2001).

- (a)(1) The North American Industry Classification System (NAICS) code for this acquisition is 234910.  
(2) The small business size standard is \$28,500,000.00.  
(3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

(b) Representations.

- (1) The offeror represents as part of its offer that it [ ]\* is, [ ] \* is not a small business concern.  
(2) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents, for general statistical purposes, that it [ ] is, [ ] is not, a small disadvantaged business concern as defined in 13 CFR 124.1002.  
(3) (Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.) The offeror represents as part of its offer that it [ ]\* is, [ ]\* is not a women-owned small business concern.  
(4) [Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.] The offeror represents as part of its offer that it [ ] is, [ ] is not a veteran-owned small business concern.  
(5) [Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph (b)(4) of this provision.] The offeror represents as part of its offer that it [ ] is, [ ] is not a service-disabled veteran-owned small business concern.

(c) *Definitions.* As used in this provision --

Service-disabled veteran-owned small business concern --

(1) Means a small business concern --

(i) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and

(ii) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.

(2) Service-disabled veteran means a veteran, as defined in 38 U.S.C.101(2), with a disability that is service-connected, as defined in 38 U.S.C.101(16).

"*Small business concern,*" means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and the size standard in paragraph (a) of this provision.

Veteran-owned small business concern means a small business concern --

(1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C.101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and

(2) The management and daily business operations of which are controlled by one or more veterans.

"Women-owned small business concern," means a small business concern --

(1) That is at least 51 percent owned by one or more women; or, in the case of any publicly owned business, at least 51 percent of the stock of that is owned by one or more women; and

(2) Whose management and daily business operations are controlled by one or more women.

(d) Notice.

(1) If this solicitation is for supplies and has been set aside, in whole or in part, for small business concerns, then the clause in this solicitation providing notice of the set-aside contains restrictions on the source of the end items to be furnished.

(2) Under 15 U.S.C.645(d), any person who misrepresents a firm's status as a small, HUBZone small, small disadvantaged, or women-owned small business concern in order to obtain a contract to be awarded under the preference programs established pursuant to section 8(a), 8(d), 9, or 15 of the Small Business Act or any other provision of Federal law that specifically references section 8(d) for a definition of program eligibility, shall --

(i) Be punished by imposition of fine, imprisonment, or both;

(ii) Be subject to administrative remedies, including suspension and debarment; and

(iii) Be ineligible for participation in programs conducted under the authority of the Act.

(End of Provision)

52.219-19 -- SMALL BUSINESS CONCERN REPRESENTATION FOR THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM (OCT 2000)

(a) *Definition. "Emerging small business"* as used in this solicitation, means a small business concern whose size is no greater than 50 percent of the numerical size standard applicable to the North American Industry Classification System (NAICS) code assigned to a contracting opportunity.

(b) *[Complete only if the Offeror has represented itself under the provision at [52.219-1](#) as a small business concern under the size standards of this solicitation.]* The Offeror \* is, \* is not an emerging small business.

(c) *[Complete only if the Offeror is a small business or an emerging small business, indicating its size range.]* Offeror's number of employees for the past 12 months [check this column if size standard stated in solicitation is expressed in terms of number of employees] or Offeror's average annual gross revenue for the last 3 fiscal years.

*[check this column if size standard stated in solicitation is expressed in terms of annual receipts]. [Check one of the following.]*

No. of Employees Avg.	Annual Gross Revenues
<input type="checkbox"/> 50 or fewer	<input type="checkbox"/> \$1 million or less
<input type="checkbox"/> 51 -- 100	<input type="checkbox"/> \$1,000,001 -- \$2 million
<input type="checkbox"/> 101 -- 250	<input type="checkbox"/> \$2,000,001 -- <a href="#">\$3.5</a> million
<input type="checkbox"/> 251 -- 500	<input type="checkbox"/> \$3,500,001 -- \$5 million
<input type="checkbox"/> 501 -- 750	<input type="checkbox"/> \$5,000,001 -- \$10 million
<input type="checkbox"/> 751 -- 1,000	<input type="checkbox"/> \$10,000,001 -- \$17 million
<input type="checkbox"/> Over 1,000	<input type="checkbox"/> Over \$17 million

(End of Provision)

52.219-21 -- SMALL BUSINESS SIZE REPRESENTATION FOR TARGETED INDUSTRY CATEGORIES UNDER THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM (MAY 1999)

*[Complete only if the Offeror has represented itself under the provision at [52.219-1](#) as a small business concern under the size standards of this solicitation.]*

Offeror's number of employees for the past 12 months [check this column if size standard stated in solicitation is expressed in terms of number of employees] or Offeror's average annual gross revenue for the last 3 fiscal years.

[check this column if size standard stated in solicitation is expressed in terms of annual receipts]. [Check one of the following.]

No. of Employees Avg.	Annual Gross Revenues
___ 50 or fewer	___ \$1 million or less
___ 51 -- 100	___ \$1,000,001 -- \$2 million
___ 101 -- 250	___ \$2,000,001 -- \$3.5 million
___ 251 -- 500	___ \$3,500,001 -- \$5 million
___ 501 -- 750	___ \$5,000,001 -- \$10 million
___ 751 -- 1,000	___ \$10,000,001 -- \$17 million
___ Over 1,000	___ Over \$17 million

(End of Provision)

252.223-7001 -- HAZARD WARNING LABELS (DEC 1991)

(a) "Hazardous material," as used in this clause, is defined in the Hazardous Material Identification and Material Safety Data clause of this contract.

(b) The Contractor shall label the item package (unit container) of any hazardous material to be delivered under this contract in accordance with the Hazard Communication Standard (29 CFR 1910.1200 et seq). The Standard requires that the hazard warning label conform to the requirements of the standard unless the material is otherwise subject to the labelling requirements of one of the following statutes:

- (1) Federal Insecticide, Fungicide and Rodenticide Act;
- (2) Federal Food, Drug and Cosmetics Act;
- (3) Consumer Product Safety Act;
- (4) Federal Hazardous Substances Act; or
- (5) Federal Alcohol Administration Act.

(c) The Offeror shall list which hazardous material listed in the Hazardous Material Identification and Material Safety Data clause of this contract will be labelled in accordance with one of the Acts in paragraphs (b)(1) through (5) of this clause instead of the Hazard Communication Standard. Any hazardous material not listed will be interpreted to mean that a label is required in accordance with the Hazard Communication Standard.

Material (If None, Insert "None.")	Act
_____	_____
_____	_____
_____	_____

(d) The apparently successful Offeror agrees to submit, before award, a copy of the hazard warning label for all hazardous materials not listed in paragraph (c) of this clause. The Offeror shall submit the label with the Material Safety Data Sheet being furnished under the Hazardous Material Identification and Material Safety Data clause of this contract.

(e) The Contractor shall also comply with MIL-STD-129, Marking for Shipment and Storage (including revisions adopted during the term of this contract).

(End of Clause)

**5. Add the following clauses 52.225-7030 and 52.236-14 to SECTION 00700 Contract Clauses.**

CLAUSES INCORPORATED BY REFERENCE:

252.225-7030 Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate Oct 1992

CLAUSES INCORPORATED BY FULL TEXT

52.236-14 -- AVAILABILITY AND USE OF UTILITY SERVICES (APR 1984)

(a) The Government shall make all reasonably required amounts of utilities available to the Contractor from existing outlets and supplies, as specified in the contract. Unless otherwise provided in the contract, the amount of each utility service consumed shall be charged to or paid for by the Contractor at prevailing rates charged to the Government or, where the utility is produced by the Government, at reasonable rates determined by the Contracting Officer. The Contractor shall carefully conserve any utilities furnished without charge.

(b) The Contractor, at its expense and in a workmanlike manner satisfactory to the Contracting Officer, shall install and maintain all necessary temporary connections and distribution lines, and all meters required to measure the amount of each utility used for the purpose of determining charges. Before final acceptance of the work by the Government, the Contractor shall remove all the temporary connections, distribution lines, meters, and associated paraphernalia.

(End of Clause)

**6. SECTION 00800 Special Contract Requirements is changed as follows.**

At clause 52.211-10 COMMENCEMENT, PROSECUTION, AND COMPLETION OF WORK (APR 1984), delete the last sentence “\*The Contracting Officer shall specify either a number of days after the date the contractor receives the notice to proceed, or a calendar date.”