

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES
				1 of 2
2. AMENDMENT/MODIFICATION NO. 1	3. EFFECTIVE DATE 28-Jan-2002	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	
6. ISSUED BY US Army Corps of Engineers, Kansas City District 760 Federal Building, 601 East 12th Street Kansas City, Missouri 64106-2896	CODE	7. ADMINISTERED BY (If other than item 6)	CODE	

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)	(x) 9a. AMENDMENT OF SOLICITATION NO. X DACW41-02-B-0003
	9B. DATED (SEE ITEM 11) 1/18/2002
	10A. MODIFICATION OF CONTRACT/ORDER NO.
	10B. DATED (SEE ITEM 13)
CODE FACILITY CODE	

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above number solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended, 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 ___ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegraph 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.

(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 NUMBER 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:
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor is not, 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.)

Missouri River Bank Stabilization
Rulo, Nebraska, to St. Louis, Missouri

The Solicitation is amended in accordance with the attached pages.

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)
15B. CONTRACTOR/OFFEROR	16B. UNITED STATES OF AMERICA
15C. DATE SIGNED	16C. DATE SIGNED
(Signature of person authorized to sign)	BY (Signature of Contracting Officer)

POINTS-OF-CONTACT

CONTRACT SPECIALIST: Perry D. Marks Jr. 816-983-3850 Perry.D.Marks@usace.army.mil
PROJECT MANAGER: Michael.D.Chapman 816-240-8131 Michael.D.Chapman@usace.army.mil

THE MAGNITUDE OF THIS PROJECT IS REPRESENTED BY THE FOLLOWING ESTIMATED PRICE RANGE (See FAR 36.204): Between \$1,000,000 and \$5,000,000.

NOTES:

- 1) Bid prices must be entered for all items of the Bidding Schedule. A ward will be made as a whole to one Contractor.
- 2) All quantities are estimated.
- 3) All extensions of the unit prices shown will be subject to verification by the Contracting Officer. In case of variation between the unit price and the extension, the unit price will be considered to be the bid.
- 4) If a modification to a bid is submitted that provides for a lump sum adjustment to the total cost, the application of the lump sum adjustment to each price in the Bidding Schedule must be stated. If it is not stated, the bidder agrees that the lump sum adjustment shall be applied on a pro rata basis to every price in the Bidding Schedule.
- 5) Bidder's attention is directed to SECTION 0100 paragraph titled "Arithmetic Discrepancies" wherein are procedures for correction of errors.
- 6) Bidder's attention is directed to SECTION 01100, paragraph titled "Missouri Sales and Use Tax."
- 7) Bidder's attention is directed to CONTRACT CLAUSE titled "Contract Prices—Bidding Schedules."
- 8) Award will be made to the low responsive and responsible bidder. Bidder's attention is directed to SECTION 00100 paragraph entitled "Contract Award—Sealed Bidding—Construction" for further details.
- 9) Bidder's attention is directed to SECTION 01100: GENERAL for special provisions pertaining to this solicitation.
- 10) The general outline of the principal features of each item as listed does not in any way limit the responsibility of the bidder for making a thorough investigation of the drawings and specifications to determine the scope of work included in each item.
- 11) Bidder's attention is directed to the CONTRACT CLAUSES wherein the apparent low bidder is required to submit a subcontracting small business and small disadvantaged business subcontracting plan. The subcontracting plan shall be submitted in the format identified in SECTION 00100. Submission of the plan is required prior to award. Award will not be made under this solicitation before the plan is approved by the Contracting Officer.
- 12) Work in item 0001 shall be performed between river miles 145 and 0. Work in item 0002 shall be performed between river miles 145 and 0. Work in item 0003 shall be performed between river miles 145 and 498. Work in item 0004 shall be performed between river miles 498 and 0.
- 13) Bidder's attention is directed to SECTION 00800, paragraph "Continuing Contracts (Alternate)."

CAUTION!

BEFORE SIGNING AND MAILING THIS BID, please take note of the following, as failure to perform any one of these actions may cause your offer to be rejected.

1. **AMENDMENTS:** Have you acknowledged receipt of ALL Amendments? If in doubt as to number of amendments issued, please contact our office.
2. **SEALED BIDS:** Sealed envelopes containing bids shall be marked to show the bidders's name and address, the solicitation number, amendments received, and the date and time bids are due.
3. **AMENDED BID PAGES:** If any of the Amendments furnished amended bid pages, the amended bid pages must be used in submitting your bid.
4. **LATE BIDS:** In order for a late mailed bid to be considered, generally it must have been sent by either registered or certified mail not later than 5 calendar days before the receipt of bids date.
5. **BID GUARANTEE:** Sufficient bid guarantee in proper form must be furnished with your bid, if your bid exceeds \$50,000.
6. **MISTAKE IN BID:** Have you reviewed your bid prices for possible errors in calculations or work left out?
7. **TELEGRAPHIC MODIFICATIONS:** If you modify your bid by telegram, be sure to allow sufficient time for the telegram to reach us prior to the time set for receipt of bids. Any doubt should be resolved in favor of allowing Extra Time.
8. **FACSIMILE BIDS, MODIFICATIONS, OR WITHDRAWALS:** Will not be considered.
9. **SECTION 00600:** Certifications must be completed and submitted with your bid. Furthermore, prior to any award, the apparent low bidder must submit a Small Business and Small Disadvantaged Business Subcontracting Plan, found at the end of Section 00600, which must be approved prior to award.
10. **HAND-DELIVERED BID:** If bids are hand-delivered, you must be aware of enhanced security requirements in effect in the Federal Building and allow for extra time to clear security. You must have a valid picture ID in order to enter the building. No additional time will be allowed due to security requirements.
11. **BUY AMERICAN ACT:** All bidders are cautioned that, prior Government conduct notwithstanding, the Contractor's selection of a domestic construction material (as defined in SECTION 00700) which would require the subsequent selection of a foreign construction material for compatibility is not a justification for waiver of the Buy American Act. It is the Contractor's responsibility to verify, prior to submitting the materials for approval, that each system can be built to meet the contract specifications without the use of foreign construction materials.

BID BOND REQUIREMENTS (DEC 1989) (FAR 28.101-2): If your bid exceed \$50,000.00, the bid bond shall be in the amount of 20% of the bid price or \$3,000,000, whichever is the lesser amount. (See CONTRACT CLAUSE titled "Bid Guarantee.")

PLANS AND SPECIFICATIONS

Plans and specifications will be available only on CD-ROM, and will be free of charge. A street address must be provided when requesting a CD-ROM. Requests for the CD-ROM must be made via the Internet at <http://www.nwk.usace.army.mil/contract/contract.html>.

SOLICITATION DACW41-02-B-0003 is amended as follows:

1. **CLARIFICATION: Salvage of stone fill from notch excavations: Salvaged stone will be placed on existing dikes and revetments within two (2) miles of excavated notch.**

2. REVISED PAGES. The following pages have been deleted and replaced with revised pages of the same numbers. Copies of the revised pages are attached.

~~Contract Clauses:~~

Page 5 of 68

Page 6 of 68

3. DRAWINGS:

The following drawings are added to the Specification. Copies of the new drawings are attached.

Bank Excavation Detail
Chevron Detail
Root Excavation Detail
Rock Hard Points
Toe Trench Revetment Sections
Toe Trench Revetment Sections
Bankhead Plan, Profile and Sections
Revetment (Pile Revetment and Stone Fill)
Dike, Stone Fill and Root Sections

4. Bidders are required to acknowledge receipt of this amendment on the Bid Form, in the space provided, or by separate letter or telegram prior to opening of bids. Failure to acknowledge all amendments may cause rejection of the bid.

5. Bids will be received until 2:00 p.m. local time at place of bid opening, 2:00 p.m., 19 February 2002, in Room 748, Federal Building, 601 E. 12th Street, Kansas City, Missouri 64106-2896, and at that time publicly opened.

Encls

1. Drawings as listed