

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES	
			J	1	15
2. AMENDMENT/MODIFICATION NO. 0004	3. EFFECTIVE DATE 23-Apr-2004	4. REQUISITION/PURCHASE REQ. NO. W58XUW-3329-3071		5. PROJECT NO.(If applicable)	
6. ISSUED BY USACE, KANSAS CITY FEDERAL BLDG 601 E 12TH ST CT-C RM 757 KANSAS CITY MO 64106-2896	CODE W912DQ	7. ADMINISTERED BY (If other than item 6)		CODE	
		<b>See Item 6</b>			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			X	9A. AMENDMENT OF SOLICITATION NO. W912DQ-04-B-0006	
			X	9B. DATED (SEE ITEM 11) 19-Mar-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. 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.) 1. The bid opening date and time is established as April 29, 2004, at 10:00 AM (local time). Room 748, Bolling Federal Building. 2. The attached Bid Schedule supersedes all previous Bid Schedules issued. The attached Bid Schedule is the only Bid Schedule to be used to provide bid prices. 3. Amendment 1 Summary of Changes, are reinstated except for of the changes for CLIN 00025 and 0026, which are revised by current Amendment. 4. Section 00100 - Clause 52.228-1 Bid Guarantee has been revised.					
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)		23-Apr-2004	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

## SECTION 00010 – Solicitation Contract Form

BID SCHEDULE

## Base Bid Schedule

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001		1	Lump Sum		

## Demolition and General Work

FFP

Demolition includes but not limited to, channel paving to be broken, removed and placed in areas, noted on the drawings (or indicated in the specifications); removal of existing upstream paved slope protection and concrete walls, as shown; and the removal of the asphalt pavement. The work also covers all work not covered by Item No. 0002 thru Item No. 0021.

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0002		1	Lump Sum		

## Storm Sewer Alterations

FFP

Includes all work required to remove existing sewer line, renovate manholes and inlets as required, construct sewer lines, manholes, inlets and perform ancillary work.

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0003		1	Lump Sum		

## Clearing and Grubbing

FFP

Includes all work required to perform Clearing and Grubbing.

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0004	Rock Excavation FFP Includes all work required for the Excavation and Disposal of all Rock Units below the top of Hard Rock. (Hard Rock is defined as limestone.)	28,300	Cubic Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0005	Common Evcavation FFP Includes all work required to perform excavation of all clay, silts, sand, gravel, pebbles, cobbles, boulders and all other materials not defined as Rock Excavation. The work also includes the disposal of all Common Excavation material not used as Earth Fill, Impervious Fill or Topsoil.	32,300	Cubic Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0006	Earth Fill FFP Includes all work required for transporting and placing of Common Excavation materials, suitable for Earth Fill.	2,650	Cubic Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0007	Topsoil FFP Includes all work required to transport and spread Common Excavation materials, suitable for Topsoil.	2,300	Cubic Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0008		110	Cubic Yard		
	Impervious Fill FFP Includes all work require to transport and place Common Excavation materials, suitable for Impervious Fill.				

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0009		1,900	Cubic Yard		
	Pervious Fill FFP Includes all work required to furnish and place all materials suitable for Pervious Fill.				

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0010		325	Cubic Yard		
	Coarse Fill FFP Includes all work required to furnish and place all materials suitable for Coarse Filter.				

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0011		1	Lump Sum		
	Modular Block Walls FFP Includes all work required to design and construct modular block walls, unreinforced concrete footings, geogrid strips, granular backfill, and related excavation and backfill.				

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0012	6-inch Concrete Paving FFP Includes all work required to construct 6-inch concrete paving, with wire mesh, surface subgrade preparation and compacted aggregate base coarse	510	Square Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0013	9-inch Concrete Paving FFP Includes all work required to construct 9-inch concrete paving, with wire mesh, surface subgrade preparation and compacted aggregate base coarse.	875	Square Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0014	18-inch Concrete Channel Pavement FFP Includes all work required to construct 18-inch concrete paving, located between Curve 0 and Curve 1, and between Curve 3 and Curve 10. This work includes paving anchors, reinforced concrete, reinforcing steel and channel drains. The locations of the Curves are shown on drawing S3.1	3,791	Square Yard		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0015	Seeding and Mulching FFP Includes all work required to provide seeding and mulching	1	Lump Sum		

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0016		204	Cubic Yard		
	Dam FFP Includes all work required to construct structural reinforced concrete, between Curve 1 and Curve 3. Curves are shown on Sheet S3.1.				

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0017		137	Cubic Yard		
	Anchored Walls FFP Includes all work required to construct reinforced concrete Anchor Walls, including wall anchors and wall drains.				

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0018		96	Cubic Yard		
	Gravity Walls FFP Includes all work required to construct un-reinforced concrete Gravity Walls.				

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0019		794	Cubic Yard		
	L-Walls FFP Includes all work required to construct reinforced concrete L-Walls.				

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	ESTIMATED QUANTITY	UNIT	UNIT PRICE	AMOUNT
0020	T-Walls FFP Includes all work required to construct reinforced concrete T-Walls.	11	Cubic Yard		

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0021	Dam Intake Drainage Structure FFP Includes all work required to construct the Dam Intake Drainage Structure, excavate the soils or shore and brace soils, place concrete with all steel and backfill control structure. The reinforced concrete pipe, associated with the structure, is considered incidental. Items associated with the Dam Intake Drainage Structure, (trash rack, grating, manhole cover, gate and gate assemble) are also included in this bid item.	1	Lump Sum		

TOTAL BASE ITEMS: \$ \_\_\_\_\_

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0022	Option 1 - Structural Wall and Slope Protection FFP Includes all slope paving (except that covered by Item No. 0023), all turf reinforcing mat, structural walls from CP 19401 to CP19405 and structural walls from CP 20217A to CP 21203.	1	Lump Sum		

## FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0023		1	Lump Sum		

OPTION      Option 2 - Structural Wall and 84-inch Sewer  
FFP  
Includes all work required to construct the Structural Walls and the Slope Protection. The work also includes the 84-inch Outfall Structure, modifications to the existing 84-inch Sewer Line, the Structural Walls from CP 21101 to CP 21107 and from CP 21301 to 21310, the removal of the Bridge Abutment, demolition of the Grouted Rip-Rap, and Slope Paving from Sta. 144+60 to 146+00.

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0024		1	Lump Sum		

OPTION      Option 3 - Pumpwell and Re-circulation System  
FFP  
Includes all work required to construct the pumpwell and pumpwell pit; 6-inch channel paving; the recirculation line from the pumpwell to the Fountain Pedestal; the Fountain Pedestal; the Recirculation Pipe Outlet Structure; and the electrical conduit stub from the Fountain Pedestal to the Channel Wall. (This bid item does not include the Pump nor the Electrical Lines required to operate the Pump.)

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0025		1	Lump Sum		

OPTION      Option 4 - Park Ammenities  
FFP  
Includes all work required to provide additional 6-inch concrete paving, additional 9-inch concrete paving, new 4-inch asphalt street paving, trees and curbs & gutters.

FOB: Destination

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
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0026		1	Lump Sum		
OPTION	Option 5 - Electrical Work FFP Includes all work required to construct the Utility Duct, at (Approx.) Station 145+40. The work also includes all work required to provide the electrical work, from the SE corner of Swope Parkway & Woodland Avenue, to the Utility Pole, near Emanuel Cleaver Boulevard (Refer to Sheet C7.4 & E3.2 for location.) The work also includes the Relocation of Electric Line by KCPL. For Bidding Purposes, an allowance of \$75,000 for relocation work by KCPL should be included in this item. However, the Corps of Engineers will pay the actual cost billed by KCPL.				

TOTAL OPTION ITEMS: \$ \_\_\_\_\_

TOTAL BID (BASE AND OPTION ITEMS): \$ \_\_\_\_\_

NWK-00010-001 FIELD OFFICE OVERHEAD (JUL 2002)

NOTICE TO BIDDERS: For your bid to be responsive, you must declare below the single accounting practice that you apply to contracts to calculate field office overhead for all change orders, modifications and requests for equitable adjustment. Pursuant to Federal Acquisition Regulations (FAR) Parts 31.105(d)(3) and 31.203(d)(1), an accounting practice that varies from modification to modification is not allowable. Select one of the following:

1. TIME DISTRIBUTION BASE FOR A PER DIEM RATE

If you use this practice, see Special Clause "Field Office Overhead Per Diem Rate" \_\_\_\_\_

2. DIRECT COST DISTRIBUTION BASE FOR A PERCENTAGE MARKUP

If you use this practice, see Special Clause "Field Office Overhead Percentage Markup" \_\_\_\_\_

3. OTHER ACCOUNTING PRACTICE THAT IS ALLOWABLE

UNDER THE FAR AND THAT USES A SINGLE DISTRIBUTION BASE. \_\_\_\_\_

If you choose 3, you must describe the accounting practice in sufficient detail below to allow the contracting officer to determine what accounting practice is being utilized by your company and that it complies with the FAR.

# 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 bid 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 AND MODIFICATIONS: Will not be considered. Facsimile withdrawals will 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.
12. **BONDS – Matter of All Seasons Construction, Inc. GAO Decision B-291166.2**  
**Bid Bonds must be accompanied by a Power of Attorney containing an original signature from the surety, which must be affixed to the Power of Attorney after the Power of Attorney has been generated. Computer generated and signed Power's of Attorney will**

**only be accepted if accompanied by an original certification from a current officer of the surety attesting to its authenticity and continuing validity.**

### **13. BOLLING FEDERAL BUILDING ENHANCED SECURITY**

**Due to enhanced security in the Bolling Federal Building the Bid Opening Room, Room 747, will open 30 minutes prior to bid opening and will remain open until all bids are opened and read. Persons delivering bids, or attending bid openings, will no longer be allowed to remain on Corps of Engineers floors (6,7 & 8) other than in the Bid Opening Room. Until the Bid Opening Room is available all persons delivering bids or attending the bid opening may wait in the Federal Building cafeteria on the Ground level or outside the building. Under Federal Acquisition Regulations bids can not be accepted after the time set for bid opening. Accordingly, to ensure your bid is not late, all bidders are encouraged to complete their bids prior to arrival at the Bid Opening Room.**

The following clause has been modified:

52.228-1 BID GUARANTEE (SEP 1996)

- (a) Failure to furnish a bid guarantee in the proper form and amount, by the time set for opening of bids, may be cause for rejection of the bid.
- (b) The bidder shall furnish a bid guarantee in the form of a firm commitment, e.g., bid bond supported by good and sufficient surety or sureties acceptable to the Government, postal money order, certified check, cashier's check, irrevocable letter of credit, or, under Treasury Department regulations, certain bonds or notes of the United States. The Contracting Officer will return bid guarantees, other than bid bonds, (1) to unsuccessful bidders as soon as practicable after the opening of bids, and (2) to the successful bidder upon execution of contractual documents and bonds (including any necessary coinsurance or reinsurance agreements), as required by the bid as accepted.-
- (c) The amount of the bid guarantee shall be **20%** percent of the bid price **or \$3,000,000.00**, whichever is less.-
- (d) If the successful bidder, upon acceptance of its bid by the Government within the period specified for acceptance, fails to execute all contractual documents or furnish executed bond(s) within 10 days after receipt of the forms by the bidder, the Contracting Officer may terminate the contract for default.-
- (e) In the event the contract is terminated for default, the bidder is liable for any cost of acquiring the work that exceeds the amount of its bid, and the bid guarantee is available to offset the difference.

(End of clause)

(End of Summary of Changes)