

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES	
2. AMENDMENT/MODIFICATION NO. 0001			J	1	1
3. EFFECTIVE DATE 25-Aug-2004		4. REQUISITION/PURCHASE REQ. NO. W81C8X-4141-9449		5. PROJECT NO.(If applicable)	
6. ISSUED BY CODE CONTRACTING DIVISION USARMY ENGR DIST ST LOUIS 1222 SPRUCE ST RM 4.207 ST LOUIS MO 63103-2833		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. W912P9-04-R-0706	
			X	9B. DATED (SEE ITEM 11) 04-Aug-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 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.) Specifications and drawings for: Tainter Gate Repairs, Lock and Dam 24, Pike County, Missouri and Calhoun County, Illinois are amended as follows:  SECTION 00010 - Solicitation Contract Form (Bid Schedule) - Delete the former bid schedule in its entirety and replace with the attached revised bid schedule.  SECTION 00100 - The attached Security Clause PIL 2003-06 is hereby made a part of this section in the solicitation.  Also, in Section 00100, paragraph 1.2 b.(a) - delete "with a rated capacity of not less than 200 Tons" And, replace it with "of loads not less than 40 Tons with reach distances similar to those required under this solicitation (handling bulkheads and bulkhead storage operations)."  Note: After August 31, 2004, all questions and e-mails should be directed to Jean Beausang at 314-331-8512 or e-mail -Jean.Beausang@mvs02.usace.army.mil since Deborah Krems will be away from the office a few weeks. In Section 00700, Clause 52.217-7 is changed to read as follows: 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  25-Aug-2004

#### 52.217-7 OPTION FOR INCREASED QUANTITY – SEPARATELY PRICED LINE ITEM (MAR 1989)

The Government may require the delivery of the numbered line item, identified in the Schedule as an option item, in the quantity and at the price stated in the Schedule. The Contracting Officer may exercise option 1 by written notice to the Contractor within 300 days of notice to proceed. The exercise of option 2 would be exercised within 60 days of completion of option 1. Delivery time for each option will be 150 days each after the option has been exercised.

#### GENERAL PROVISIONS

Additional Information - The attached report is the results of the paint testing.

SECTION 00800 – Delete this section in its entirety and replace with the attached like numbered section, which reflects changes to clause 00800-23, subparagraph b.

SECTION 01025 – Delete this section in its entirety and replace with the attached like numbered section, which reflects changes to paragraph 1.1.

SECTION 01440 – Delete this section in its entirety and replace with the attached like numbered section, which reflects changes to paragraph 3.2.

SECTION 01500 – Delete this section in its entirety and replace with the attached like numbered section, which reflects changes to paragraph 2.1.

#### TECHNICAL PROVISIONS

SECTION 02920 – Delete this section in its entirety and replace with the attached like numbered section, which reflects changes to paragraph 1.4.1 and 3.5.

#### DRAWINGS

Include the following reference drawings in this solicitation:

##### Reference Drawings

M-L24-1/S-17 SPREADER BEAM

Section 00100 – Bidding Schedule/Instruction to Bidders – Additional clause to add:

PIL 2003-06, Security Language for all Corps of Engineers' Unclassified Contracts

All Contractor employees (U.S. Citizens and Non-U.S. citizens) working under this contract (to include grants, cooperative agreements and task orders) who require access to Automated Information Systems (AIS), (stand alone computers, network computers/systems, e-mail), shall, at a minimum, be designated into an ADP-III position (non-sensitive) in accordance with DoD 5220-22-R, Industrial Security Regulation. The investigative requirements for an ADP-III position are a favorable National Agency Check (NAC), SF-85P, Public Trust Position. The contractor shall have each applicable employee complete a SF-85P located at

<http://web1.whs.osd.mil/icdhome/SF85&86.HTM> and submit to the St. Louis District Security Officer, Dawn L. Walgate, Corps of Engineers, 1222 Spruce Street, St. Louis, MO 63103 within three (3) working days after award of any contract or task order, and shall be submitted prior to the individual being permitted access to an AIS. Contractors that have a commercial or government entity (CAGE) Code and Facility Security Clearance through the Defense Security Service shall process the NACs and forward visit requests/results of NAC to the St. Louis District Security Officer, Dawn L. Walgate, Corps of Engineers, 1222 Spruce Street, St. Louis, MO 63103. For those contractors that do not have a CAGE Code or Facility Security Clearance, the St. Louis District Security Officer will process the investigation with the Contractor and contract employees.

In accordance with Engineering Regulation, ER 380-1-18, Section 4, foreign nationals who work on Corps of Engineers' contracts or task orders shall be approved by the HQUSACE Foreign Disclosure Officer or higher before beginning work on the contract/task order. This regulation includes subcontractor employees. (Note: exceptions to the above requirement include foreign nationals who perform janitorial and/or ground maintenance services). The contractor shall submit to the Division/District Contract Office, the names of all foreign nationals proposed for performance under this contract/task order, along with documentation to verify that he/she was legally admitted into the United States and has authority to work and/or go to school in the U.S. Such documentation may include a U.S. passport, Certificate of U.S. citizenship (INS Form N-560 or N-561), Certificate of Naturalization (INS Form N-550 or N-570), foreign passport with I-551 stamp or attached INS Form I-94 indicating employment authorization, Alien Registration Receipt Card with photograph (INS Form I-151 or I-551), Temporary Resident Card (INS Form I-688), Employment Authorization Card (INS Form I-688A), Reentry Permit (INS Form I-327), Refugee Travel Document (INS Form I-571), Employment Authorization Document issued by the INS which contains a photograph (INS Form I-688B).

Section 00010 - Solicitation Contract Form

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	Mobilization and Demobilization	1	Lump Sum	_____	_____
0002	Demolition and Reconstruction of Gates 15,14,1,2,3,4,6,7	8	Each	_____	_____
0003	Demolition and Reconstruction of Gate No. 5	1	Each	_____	_____
0004	Replace Tainter Gate Side Seals on Gates 15,14, 1,2,3,4,5,6,7	9	Each	_____	_____
OPTION 1					
1001 OPTION	Mobilization and Demobilization Gates 8, 9 and 10	1	Lump Sum	_____	_____
1002 OPTION	Demolition and Reconstruction of Gates 8, 9, and 10	3	Each	_____	_____
1003 OPTION	Replace Tainter Gate Side Seals on Gates 8, 9 and 10	3	Each	_____	_____
OPTION 2					
2001 OPTION	Mobilization and Demobilization on Gates 11, 12 and 13	1	Lump Sum	_____	_____
2002 OPTION	Demolition and Reconstruction Gates 11, 12 and 13	3	Each	_____	_____
2003 OPTION	Replace Tainter Gate Side Seals Gates 11, 12 and 13	3	Each	_____	_____

GRAND TOTAL: \$ \_\_\_\_\_

**BID NOTES**

1. All quantities shown on the Bidding Schedule are estimated quantities except when the unit is shown as lump sum "LS".
2. When offers are solicited on a unit price basis, offerors shall insert in the spaces provided therefor in the SCHEDULE both the "unit price" and the "estimated amount" resulting from applying the said unit price to the estimated quantity shown. In event the offeror quotes only a total price ("estimated amount") in its offer and fails to quote the unit price, the Government will determine such unit price by dividing the total price quoted by the quantity of the item set out in the SCHEDULE. The offeror agrees that the unit price so determined shall be used for the purpose of bid evaluation, award and all payments to the Contractor, including final payment.
3. All extensions of the unit prices shown will be subject to verification by the Government. In case of variation between the unit price and the extension, the unit price will be considered to be the offer and the extension will be corrected accordingly.
4. If a modification to an offer based on unit prices is submitted, which provides for a lump sum adjustment to the total estimated cost, the application of the lump sum adjustment to each unit price in the bid schedule must be stated. If it is not stated, the offeror agrees that the lump sum adjustment shall be applied on a pro rata basis to every unit price in the bid schedule.
5. Offerors are required to bid on all items listed on the Bidding Schedule in addition to inserting a total quoted offer in the appropriate space provided. Failure to do so will be considered good cause to disqualify the offer.
6. Offerors are encouraged to pay particular attention to the requirements on lab "validation" in Section 1440 of the contract specifications.
7. Optional Bid Items

Bid Item Nos. 1001 thru 2003 are OPTIONAL ITEMS. Upon review of inspection at the site, the Contracting Officer, in accordance with the specifications and drawings will direct the work for optional bid items as needed. The Contractor shall perform the appropriate optional work ONLY when directed by the Contracting Officer. The Government is not obligated to request any work under any optional item(s). The bid prices for each optional item shall represent your firm price to perform that service. Payment will be made ONLY for work actually requested and performed to the Government's satisfaction.