

General Decision Number: MD120077 06/15/2012 MD77

Superseded General Decision Number: MD20100133

State: Maryland

Construction Type: Building

County: Anne Arundel County in Maryland.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Modification Number	Publication Date
0	01/06/2012
1	02/17/2012
2	04/06/2012
3	05/11/2012
4	05/18/2012
5	06/15/2012

CARP0132-013 05/01/2011

	Rates	Fringes
CARPENTER (Including Drywall Hanging, Form Work and Metal Stud Installation) (Excluding Acoustical).....	\$ 26.74	7.45
PILEDRIVERMAN.....	\$ 24.94	8.15

CARP1831-002 04/01/2011

	Rates	Fringes
MILLWRIGHT.....	\$ 30.24	7.65

ELEC0024-012 05/02/2012

	Rates	Fringes
ELECTRICIAN (Including low voltage wiring for and installation of alarms; HVAC controls).....	\$ 34.60	5.25%+13.45

ELEC0024-013 05/30/2010

	Rates	Fringes
ELECTRICIAN (Communication and Sound Equipment).....	\$ 23.38	4.75%+10.45+a

PAID HOLIDAYS: New Year's Day, Memorial Day, Fourth of July, Labor Day, Veterans Day, Thanksgiving Day, Day after Thanksgiving, Christmas Day

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ENGI0037-026 04/01/2009

	Rates	Fringes
OPERATOR: Bobcat/Skid		
Steer/Skid Loader.....	\$ 22.93	11.75+a
OPERATOR: Bulldozer.....	\$ 24.88	11.75+a
OPERATOR: Excavator.....	\$ 24.88	11.75+a
OPERATOR: Forklift.....	\$ 24.88	11.75+a
OPERATOR: Gradall.....	\$ 24.88	11.75+a
OPERATOR: Paver.....	\$ 24.88	11.75+a
OPERATOR: Roller excluding Asphalt.....	\$ 19.30	11.75+a

a. PAID HOLIDAYS: New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and Christmas Day.

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IRON0016-012 04/01/2012

	Rates	Fringes
GLAZIER.....	\$ 26.88	17.05
IRONWORKER (Fence Erection-Chain Link/Cyclone).....	\$ 26.63	17.05
IRONWORKER, ORNAMENTAL, REINFORCING AND STRUCTURAL.....	\$ 26.88	17.05
IRONWORKER, SHEETING.....	\$ 27.13	17.05

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\* PAIN0051-024 06/01/2012

	Rates	Fringes
PAINTER		
Brush, Roller, Spray, Drywall Finisher/Taper and Paperhanger.....	\$ 24.14	8.91
Industrial.....	\$ 28.18	8.91

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PLAS0891-005 07/01/2011

	Rates	Fringes
PLASTERER.....	\$ 27.66	5.82

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PLAS0891-006 05/01/2010

	Rates	Fringes
CEMENT MASON/CONCRETE FINISHER....	\$ 27.15	9.58

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PLAS0891-008 08/01/2011

	Rates	Fringes
PLASTERER (Fireproofing		

Including Sprayer, Mixer, and  
Handler)

Handler.....	\$ 15.00	3.89
Mixer/Pump.....	\$ 17.00	3.89
Sprayer.....	\$ 21.50	3.89

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PLUM0486-012 05/01/2011

	Rates	Fringes
PIPEFITTER (Including HVAC Pipe and System Installation)....	\$ 35.585	15.43

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ROOF0030-032 05/01/2011

All Areas South of the following line: where the point at which Maryland Route No. 175 crosses into Anne Arundel County from Howard County, southeast on Highway No. 175 into Highway No. 178 into Highway No. 50, then to Highway No. 2 to West Street; east to Bay Bridge Road and follow Bay Bridge Road to the bay.

	Rates	Fringes
ROOFER, Excludes Installation of Metal Roofs.....	\$ 26.60	8.98

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ROOF0030-034 08/01/2009

Remainder of Area

	Rates	Fringes
ROOFER, Excludes Installation of Metal Roofs.....	\$ 23.80	5.77

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SFMD0536-003 01/01/2012

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers) Baltimore City including a 10 mile radius beyond the city limits.....	\$ 30.80	15.70

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SFMD0669-003 04/01/2012

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers) Remaining Areas.....	\$ 30.53	17.47

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SHEE0100-020 07/01/2011

	Rates	Fringes
SHEETMETAL WORKER (HVAC Duct Installation Only).....	\$ 29.88	15.73

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SUMD2010-087 08/20/2010

	Rates	Fringes
ABATEMENT WORKER: ASBESTOS (Removal from Mechanical Systems).....	\$ 12.37	3.91
ASBESTOS WORKER/HEAT & FROST INSULATOR.....	\$ 22.60	8.26
BRICKLAYER (Excluding Pointing, Caulking and Cleaning).....	\$ 24.20	6.22
CARPENTER (Acoustical Installation Only).....	\$ 16.00	2.60
ELEVATOR MECHANIC.....	\$ 29.11	6.13
LABORER: Common or General.....	\$ 9.64	2.34
LABORER: Grade Checker.....	\$ 16.00	2.90
LABORER: Landscape.....	\$ 10.00	0.00
LABORER: Mason Tender - Brick...	\$ 12.63	1.29
LABORER: Mason Tender - Cement/Concrete.....	\$ 17.81	0.00
LABORER: Mason Tender - Stone...	\$ 14.03	0.00
LABORER: Mason Tender (Pointing, Caulking, Cleaning)...	\$ 12.93	0.00
LABORER: Mortar Mixer.....	\$ 16.61	9.08
LABORER: Pipelayer.....	\$ 16.00	00.00
MASON - STONE.....	\$ 29.82	10.05
OPERATOR: Asphalt Roller.....	\$ 21.35	5.38
OPERATOR: Backhoe.....	\$ 22.78	5.94
OPERATOR: Boom.....	\$ 21.44	8.29
OPERATOR: Crane.....	\$ 20.17	4.64
OPERATOR: Grader/Blade.....	\$ 16.75	5.79

OPERATOR: Loader.....	\$ 17.25	
PLUMBER.....	\$ 27.91	10.85
POINTER, CAULKER, CLEANER, Includes pointing, caulking, cleaning of existing masonry, brick, stone and cement structures (restoration work); excludes pointing, caulking, cleaning of new or replacement masonry, brick, stone or cement.....	\$ 19.75	
SCAFFOLD BUILDER.....	\$ 16.60	0.56
SHEET METAL WORKER (Excluding HVAC Duct and Metal Roof Installation).....	\$ 26.08	7.29
SHEET METAL WORKER (Metal Roof Installation Only).....	\$ 20.71	6.23
TILE FINISHER.....	\$ 17.08	2.10
TILE SETTER.....	\$ 21.38	4.65
Truck Driver, Dump.....	\$ 15.40	1.96
TRUCK DRIVER: Tractor Haul Truck.....	\$ 17.87	9.98

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WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

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Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

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The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is union or non-union.

Union Identifiers

An identifier enclosed in dotted lines beginning with characters other than "SU" denotes that the union classification and rate have found to be prevailing for that classification. Example: PLUM0198-005 07/01/2011. The first four letters, PLUM, indicate the international union and the four-digit number, 0198, that follows indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. The date, 07/01/2011, following these characters is the effective date of the most current negotiated rate/collective bargaining agreement which would be July 1, 2011 in the above example.

Union prevailing wage rates will be updated to reflect any changes in the collective bargaining agreements governing the rate.

#### Non-Union Identifiers

Classifications listed under an "SU" identifier were derived from survey data by computing average rates and are not union rates; however, the data used in computing these rates may include both union and non-union data. Example: SULA2004-007 5/13/2010. SU indicates the rates are not union rates, LA indicates the State of Louisiana; 2004 is the year of the survey; and 007 is an internal number used in producing the wage determination. A 1993 or later date, 5/13/2010, indicates the classifications and rates under that identifier were issued as a General Wage Determination on that date.

Survey wage rates will remain in effect and will not change until a new survey is conducted.

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#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

General Decision Number: MD120016 05/04/2012 MD16

Superseded General Decision Number: MD20100060

State: Maryland

Construction Type: Highway

County: Anne Arundel County in Maryland.

HIGHWAY CONSTRUCTION PROJECTS (excluding tunnels, building structures in rest area projects & railroad construction; bascule, suspension & spandrel arch bridges designed for commercial navigation, bridges involving marine construction; and other major bridges).

Modification Number	Publication Date
0	01/06/2012
1	03/23/2012
2	05/04/2012

\* SUMD2010-003 01/01/2011

	Rates	Fringes
CARPENTER.....	\$ 22.78	8.08
CEMENT MASON.....	\$ 23.00	6.96
ELECTRICIAN.....	\$ 24.35	11.70
IRONWORKER		
Reinforcing.....	\$ 26.38	16.44
Structural.....	\$ 27.88	13.16
LABORER		
Air Tool Operator.....	\$ 15.32	5.38
Burner.....	\$ 16.51	5.38
Common, Including Asphalt		
Laborer (Paver and Raker) ...	\$ 14.51	5.81
Concrete Puddler.....	\$ 18.31	13.40
Concrete Surfacer.....	\$ 18.81	4.73
Concrete Vibrator.....	\$ 18.31	13.40
Flagger.....	\$ 18.09	13.40
Grade Checker.....	\$ 18.31	13.40
Jackhammer.....	\$ 18.31	13.40
Landscape.....	\$ 18.09	13.40
Layout.....	\$ 18.31	13.40
Luteman.....	\$ 14.40	6.50
Pipelayer.....	\$ 17.12	5.38
Tamper.....	\$ 18.31	13.40
MILLWRIGHT.....	\$ 24.80	13.06
PAINTER (BRIDGE).....	\$ 30.32	7.91

POWER EQUIPMENT OPERATOR:

Asphalt Distributor.....	\$ 23.55	11.30
Backhoe.....	\$ 23.81	10.38
Bobcat.....	\$ 24.05	11.55
Boom Truck.....	\$ 19.50	
Broom Truck.....	\$ 16.20	3.54
Bulldozer.....	\$ 23.23	10.11
Concrete Pump.....	\$ 24.82	13.10
Crane.....	\$ 27.94	14.55
Excavator.....	\$ 24.95	11.05
Forklift.....	\$ 20.74	6.97
Gradall.....	\$ 25.95	11.55
Grader.....	\$ 25.95	11.55
Loader.....	\$ 24.95	10.51
Master Mechanic.....	\$ 20.00	
Milling Machine.....	\$ 24.95	11.55
Paver.....	\$ 24.05	11.55
Piledriver.....	\$ 24.48	7.38
Roller, Asphalt.....	\$ 20.85	9.23
Roller, Earth.....	\$ 24.05	11.55
Scraper Pan.....	\$ 14.00	6.93
Screed.....	\$ 17.66	7.31
Sweeper.....	\$ 20.57	8.97
Track Drill.....	\$ 21.19	

TRUCK DRIVER

A-Frame.....	\$ 16.42	3.31
Dump Articulated.....	\$ 20.90	6.25
Dump.....	\$ 18.35	
Lowboy.....	\$ 20.98	6.53
Tack/Tar.....	\$ 20.69	6.53
Tandem.....	\$ 18.00	
Tractor Trailer.....	\$ 17.00	
Water.....	\$ 26.40	9.75

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END OF GENERAL DECISION

**Section L – Instructions, Conditions, and Notices to Offerors or Respondents****Instructions to Offerors – Proposal Preparation Addendum to FAR 52.215-1****LOWEST PRICE TECHNICALLY ACCEPTABLE (LPTA)**

**GENERAL:** These instructions prescribe the format of the proposal and describe the approach for the development and presentation of proposal data. These instructions are designed to ensure the submission of necessary information and to provide for the understanding and comprehensive evaluation of proposals. Carefully review this section and its relationship to Section M prior to commencing proposal preparation. All solicitation amendments must be acknowledged in accordance with Section L and FAR 52.215-1, Instructions to Offerors -- Competitive Acquisition. This solicitation is for a Firm-Fixed-Price type contract to perform Construction of a new approximately 51,000 SF Joint DeCA Commissary and approximately 98,000 SF Navy Exchange at NAS Annapolis, Maryland, using procedures for Lowest Price Technically Acceptable (LPTA) proposals in accordance with FAR 15.101-2.

**A.** To assure timely and equitable evaluation of proposals, offerors must follow the instructions contained herein. Offerors are required to meet all solicitation requirements, including terms and conditions, representations and certifications, and technical and past performance requirements, in addition to any other requirements specifically required by this solicitation. Failure to meet a requirement may result in an offer being ineligible for award. Taking exception to any provision in the solicitation may render the proposal ineligible for award. The proposal in response to this solicitation shall consist of three (3) separate parts: **Part I** - Price Proposal, **Part II** - Technical Proposal, and **Part III** - Past Performance Information. Each Part will be submitted in its own separate 3-ring binder. The Government may not make assumptions concerning intent, capabilities, or experience. Clear identification of proposal details shall be the sole responsibility of the Offeror. The Government will reject incomplete proposals after initial evaluation without further consideration. Therefore, the proposal shall meet the following basic requirements at Paragraph D. Specific Instructions.

**To be considered, a complete proposal package must be received not later than 2:00 PM Central Time on 08/01/2012 at HQ DeCA/LEAAF, Attn: John Bandy, 2250 Foulois Street, Suite 3, Lackland AFB, TX 78236. Proposal packages received after 2:00 PM on 08/01/2012 will be late and will be handled IAW FAR 52.215-1. Fax or email proposal packages will not be considered.**

Format for proposal shall be as follows:

1. The proposals will be on 8 1/2" x 11" paper except for fold-outs used for charts, tables, or diagrams, which may not exceed 11" x 17."
2. Typing shall not be less than 12 pitch.
3. Elaborate formats, bindings, or color presentations will not enhance the rating of the proposals.

4. Total length of the entire proposal including all attachments may not exceed 100 pages. Excess pages will be discarded beginning with page 101. All pages must be numbered.
5. Do not mix contents of Part I, Part II, and Part III. Do not include links to websites in your proposal.
6. Do not include any dollar amounts from the Price Proposal in the Technical Proposal. Do not cross-reference similar material in the Price Proposal, or vice versa.
7. Do not include exceptions to the terms and conditions of the solicitation in either the technical or price proposal.
8. For submissions with page limitations, the pages will be counted as follows: One side of the paper is one page; information on both the back and front of one sheet of paper will be counted as two pages. Pages furnished for organizational purposes only, such as "Table of Contents" or divider tabs, are not included in the page limitation.
9. Do not submit excess information, to include audio-visual materials, electronic media, etc.

**B.** The contracting officer has determined there is a high probability of adequate price competition in this acquisition. Upon examination of the initial offers, the contracting officer will review this determination and if, in the contracting officer's opinion, adequate price competition exists, no additional cost information will be requested and certification under FAR 15.406-2 will not be required. However, if at any time during this competition the contracting officer determines that adequate price competition no longer exists, offerors may be required to submit information to the extent necessary for the contracting officer to determine the reasonableness of the price.

**C. Pre-Proposal Conference:**

(a) A pre-proposal conference will be conducted at the **NSA Annapolis Metzger Hall, Room 205 (second deck), 168 Bennion Rd, Annapolis, MD 21402 on 11 July 2012 at 9:00 AM Local Time** for the purpose of reviewing the contractual and technical requirements of this Request for Proposal and to visit the project site.

(b) Submit the names, driver's license number, state of driver's license, and date of birth of all attendees to Kimberly Nichols at [kimberly.nichols@deca.mil](mailto:kimberly.nichols@deca.mil) not later than **6 July 2012**. This information must be provided in advance in order to ensure access to the military base/conference site and adequate seating for the conference attendees.

(c) Offerors are requested to submit questions to the point of contact noted above not later than **18 July 2012**. Information provided at this conference shall not qualify the terms and conditions of the solicitation and specifications. Terms of the solicitation and specifications remain unchanged unless the solicitation is amended in writing. If an amendment is issued, normal procedures relating to the acknowledgment and receipt of solicitation amendments shall apply.

**D. Specific Instructions:**

1. **PART I – PRICE PROPOSAL** - *Submit original (labeled as such) and one (1) copy of each item listed in this Part.* Proposals shall include:

(a) In its entirety, complete the "Offeror" portion of the **Standard Form 1442** (i.e. page 1). An official having the authority to contractually bind your company must sign the SF 1442 in accordance with FAR 4.102. One copy of the SF 1442 must bear an original signature.

(b) Offer Guarantee (Bid Bond **Standard Form 24**).

(c) **Schedule B**: Insert the price(s) in the amounts column for each listed Contract Line Item Number (CLIN), and a total amount for all CLINs. Do not leave any "Amounts" blank.

(d) Completed Subcontracting Plan (For large businesses only).

(e) Representations and Certifications

2. **PART II – TECHNICAL PROPOSAL** - *Submit original (labeled as such) and three (3) copies.* Proposals shall include:

(a) Provide a **Preliminary Summary Project Schedule** to demonstrate your management approach to execute the project within the performance period of twenty (20) months. Submit the schedule as an MS Project or similar industry standard project management software printout in Gantt format. The project schedule shall clearly show the activities required to successfully complete the contract requirements. The preliminary summary project schedule should contain between 100 and 150 key activities including but not limited to mobilization, permitting actions, preparation of submittals, submittal review, major prime contractor and subcontractor activities, inspections, and contract closeout. Indicate the type of contractor (e.g., Electrical Contractor) planned to provide subcontracted resources. Descriptions with additional detail for subcontractors are not required. Demonstrate a clear understanding of the entire project, the durations for each phase and the prime contractor and subcontractor resources necessary to execute that phase, and the overall performance period. The preliminary schedule will serve as an interim schedule pending final approval of the CPM Schedule to be submitted after contract award. The Technical Evaluation Checklist in Section M establishes the standard for this requirement.

(b) Provide a **Project Organizational Chart** identifying both the minimum Key Personnel and key subcontractors supporting this contract. Key personnel include as a minimum a Project Manager, Superintendent, Quality Control Manager, Construction Project Scheduler, and Safety Manager. Illustrate the lines of supervision and/or reporting. The organizational chart is limited to one (1) page. The Technical Evaluation Checklist in Section M establishes the standard for this requirement.

(c) Provide **Personnel Qualifications Narratives** describing the qualifications, level of education, any professional licenses, technical certifications and/or qualifications required for each key position depicted in the Project Organizational Chart. The qualifications narrative for key positions is limited to one (1) page per position. The

Technical Evaluation Checklist in Section M establishes the standard for this requirement.

(d) Provide **Resumes** for the proposed person to fill each key position identified in the project organizational chart and personnel qualification narratives. Resumes for key positions are limited to one (1) page per position. The attached Technical Evaluation Checklist in Section M establishes the standard for this requirement.

(e) Provide **Past Experience** of key subcontractors and demonstrate the ability to perform in the local market. Past experience should demonstrate a minimum three-year history in relevant projects and ability to mobilize and perform at the project location. The Technical Evaluation Checklist in Section M establishes the standard for this requirement.

(f) Provide a **Management Plan** narrative to explain how the Key Personnel and subcontractors identified on the organization chart and qualifications narrative and resumes, provide the capacity, technical capability and management oversight to control the construction project quality and schedule. The narrative is limited to five (5) pages. The Technical Evaluation Checklist in Section M establishes the standard for this requirement.

3. **PART III – PAST PERFORMANCE INFORMATION** - *Submit original (labeled as such) and one (1) copy.* Provide a minimum of 3 and a maximum of 5 of the most relevant projects performed within the last five (5) years. Also, the Government will consider past performance information only on projects that are 100% complete. Contractor shall provide a copy of the attached **Past Performance Questionnaire** (Attachment #) to each submitted source. Instruct each source to complete and return the past performance information directly to the Contracting Officer for this acquisition. Sources shall not return past performance information to the offeror. The Past Performance Checklist in Section M establishes the standard for this requirement.

For each submitted source provide the following:

- (a) Acquisition information:
- Contracting agency
  - Company/division name
  - Contract number
  - Product/Service Provided
  - Contract dollar value
  - Period of performance (Contract start and completion date)
  - Contact information for Contracting Officer/Administrator
    - Point of Contact:
    - Address:
    - Fax number:
    - Phone number:
    - Email address:
  - If contract was with another government agency, provide final Contractor Construction Appraisal Support System (CCASS) Rating for the contract

- Comments regarding compliance with contract terms and conditions
- Comments regarding any known performance deemed unacceptable to the customer, or not in accordance with the contract terms and conditions

(b) Statement of Relevancy: Provide a complete description of the work involved and total dollar value. Include rationale as to why and how the acquisition meets the relevancy definitions for this acquisition. Using the Past Performance information of an Architect-Engineering firm will not be considered relevant.

To be considered **relevant** (as stated in Section M, Past Performance Evaluation Factor No 2) the prime contractor must have completed projects with a contract value of at least \$25M per project, and projects are for construction of retail buildings, and the prime contractor or key subcontractor experience includes installation or replacement of supermarket product refrigeration systems and refrigeration monitoring and control systems.

Overall Performance Rating on contracts determined to be relevant must have been satisfactory or better.

To be considered **recent** all projects are 100% complete and all projects were completed no more than five years ago.

(c) Teaming Arrangements: If a teaming arrangement (i.e. Joint Venture) is contemplated, provide complete information as to the arrangement, including any relevant and recent past performance information on previous teaming arrangements with same partner. If this is a first time joint effort, each party to the arrangement must provide a list of relevant and recent contracts. Past experience of one team member will be considered past experience of all team members for purposes of evaluation.

#### **E. Subcontracting Plan – Large Business Offerors only:**

FAR 52.219-9 and DFARS 252.219-7003 are included in this solicitation and will be incorporated into any resultant contract. A subcontracting plan is required from **all large businesses**. The plan shall be submitted with the initial proposal and shall comply with the requirements of Federal Acquisition Regulation 52.219-9 entitled “Small Business Subcontracting Plan.” The Subcontracting Plan should include the offerors corporate commitment in providing subcontracting opportunities for small business, small disadvantaged business, women-owned small business, HUB Zone small business, veteran-owned small business and service disabled veteran-owned small business concerns.

Failure to submit an acceptable subcontracting plan in compliance with the FAR requirements shall make the offeror ineligible for award of the contract. The

Subcontracting Plan submitted for this contract will be incorporated into any resultant contract.

#### Minimum Goals/Targets

Describe how your subcontracting plan for this proposal compares to the minimum subcontracting goals below (i.e., meets, exceeds, or does not meet). Describe how you will meet specific subcontracting percentages and goals for the contract expressed in dollars and in percentages of your proposed subcontracting dollars for subcontracting in each category below. Any failure to meet a specific goal identified below must have an explanation as to why the goal cannot be met. Failure to meet any of the goals could make the offeror ineligible for award.

Small Business	36.7% of total planned subcontracted dollars
Small Disadvantaged Business	5.00% of total subcontracted dollars
HUB Zone Business	3.00% of total subcontracted dollars
Woman Owned Small Business	5.00% of total subcontracted dollars
Service Disabled Veteran Owned Business	3.00% of total subcontracted dollars
Veteran Owned Small Business	3.00% of total subcontracted dollars

## Section M - Evaluation Factors for Award

**EVALUATION CRITERIA**

**Introduction:** This is a competitive acquisition of a New Joint Commissary and Navy Exchange construction project utilizing the Lowest Price Technically Acceptable (LPTA) source selection process conducted in accordance with the Federal Acquisition Regulation (FAR) 15.101-2.

1. The government will award a contract resulting from this solicitation to the lowest price technically acceptable responsible Offeror meeting the acceptability standards for non-cost factors (FAR 15.101-2(b)(1)).
2. The Source Selection Evaluation Board (SSEB) will evaluate all proposals for completeness, price, technical capability, past performance, and responsibility to determine whether the offeror will satisfy the requirements for successful contract performance.
3. Proposals will be evaluated as follows:

**A. Proposal Completeness:** The evaluation process will begin by the Government verifying the completeness of the proposals in accordance with the solicitation requirements as identified in the Completeness Evaluation Checklist stated in the tables of Section M. If a proposal is determined to be incomplete, it will be excluded from the competitive range and not evaluated further.

**B. Price Evaluation:** The Government will evaluate all complete proposals by price. Price evaluation will be accomplished in accordance with FAR 15.305(a)(1) Cost or price evaluation, FAR15.402 (a)(1) Pricing policy, and FAR 15.403-1 (c)(1) Adequate price competition.

All price proposals will be ranked from lowest to highest.

The Source Selection Authority (SSA)/Procurement Contracting Officer (PCO) will submit a select number of the lowest priced proposals to the SSEB for them to determine acceptability. The number of proposals selected will be dependent on the total number and quality of proposals received. If an acceptable proposal is not found in the first group submitted, the SSA/PCO will forward some more proposals. Based on this process, some of the proposals may not be evaluated beyond the price ranking stage.

**C. Technical Evaluation:** The Technical Evaluation Team will be provided complete technical proposals for evaluation using the Technical Factors and Standards stated in the tables of Section M for “Acceptable” or “Unacceptable” ratings. The Technical Evaluation Team will provide the technical evaluation results to the SSA/PCO.

Each proposal will receive one of the technical acceptability ratings as follows:

**Technical Acceptable/Unacceptable Ratings**

<b>Rating</b>	<b>Description</b>
Acceptable	Proposal clearly meets the minimum requirements of the solicitation.
Unacceptable	Proposal does not clearly meet the minimum requirements of the solicitation.

In order to be considered “Technically Acceptable”, there must be an “acceptable” rating in every non-price factor in the Technical Factors and Standards stated in the tables of Section M. Proposals determined to be “Technically Unacceptable” will not be evaluated for Past Performance.

**D. Past Performance Evaluation:** The Past Performance Evaluation Team will be provided complete past performance information for evaluation using the Past Performance Evaluation Factors and Standards stated in the tables of Section M for “Acceptable” or “Unacceptable” ratings. The Past Performance Evaluation Team will provide the past performance evaluation results to the SSA/PCO. Past performance will be rated on an “acceptable” or “unacceptable” basis using the ratings below:

**Past Performance Acceptable/Unacceptable Ratings**

<b>Rating</b>	<b>Description</b>
Acceptable	Based on the offerors performance record, the Government has a reasonable expectation that the offeror will successfully perform the required effort, or the offeror’s performance record is unknown. (See note below).
Unacceptable	Based on the offeror’s performance record, the Government has no reasonable expectation that the offeror will be able to successfully perform the required effort.

Note: In the case of an offeror without a record of relevant past performance or for whom information on past performance is not available or so sparse that no meaningful past performance rating can be reasonably assigned, the offeror may not be evaluated favorably or unfavorably on past performance (FAR 15.305(a)(2)(iv)). In the context of acceptability/unacceptability, “Unknown” shall be considered “Acceptable.”

To be considered **relevant** (Past Performance Evaluation Factor No 1), the prime contractor must have completed projects with a contract value of at least \$25M per project, and projects are for construction of retail buildings, and the prime contractor or key subcontractor experience includes installation or replacement of supermarket product

refrigeration systems and refrigeration monitoring and control systems. Performance on contracts must have been satisfactory or better.

To be considered **recent** (Past Performance Evaluation Factor No 2), all projects are 100% complete and all projects were completed no more than five years ago.

Past performance information shall be obtained from any sources available to the Government, to include but not limited to the Past Performance Information Retrieval System (PPIRS) and the Federal Awardee Performance and Integrity Information System (FAPIS).

#### **4. Basis for Award:**

The Government intends to evaluate proposals and award a contract without discussions with offerors in accordance with FAR 52.215-1, "Instructions to Offerors-Competitive Acquisition (Jan 2004)". The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary. If none of the proposals are determined acceptable or if the price of the Lowest Price Technically Acceptable proposal cannot be determined reasonable, a competitive range may be established and discussions held with those in the competitive range.

The SSA/PCO has final decision-making authority in selecting the successful Offeror. The SSA/PCO shall select the source whose proposal provides the lowest price, technically acceptable offer to the Government in accordance with established criteria in Section M., and has acceptable past performance. The SSA/PCO shall ensure the proposals are evaluated for acceptability but not ranked using non-cost/price factors. The SSA shall document the supporting rationale in the Source Selection Decision Document (SSDD). The SSDD shall be the single summary document supporting selection of the successful proposal consistent with the stated evaluation criteria. In this case, award will be made to the responsible Offeror whose proposal, is determined as the Lowest Price Technically Acceptable proposal. The award decision will represent the SSA/PCO's independent judgment and shall be based on the Lowest Price Technically Acceptable offer. This will represent an integrated assessment of the evaluated offerors considering completeness, price, technical capability, and past performance.

**5. Subcontracting Plan – Large Business Offerors Only:** The Government will evaluate the subcontracting plan of the lowest price technically acceptable offeror (Large Business Only) to ensure it meets the requirements as specified in Section L, paragraph E.

**6. Responsibility:** In addition to the evaluation factors noted above, the offeror must be determined responsible according to the standards in FAR Subpart 9.1 and FAR 9.104-1(a) thru (g), Responsible Prospective Contractors. Verification in the Excluded Parties List System (EPLS) System is required prior to award.

**Completeness Evaluation Checklist****Factor Standard****YES****NO**

		YES	NO
1	The package was received on time IAW Section L, paragraph A.		
2	The package was submitted in the proper format IAW Section L, paragraph A.		
3	The Price Proposal contained SF 1442 IAW Section L, paragraph D.1(a).		
4	The Price Proposal contained Bid Bond SF 24 IAW Section L, paragraph D.1(b).		
5	The Price Proposal contained completed Schedule B IAW Section L, paragraph D.1(c).		
6	The Technical Proposal contained Preliminary Summary Project Schedule IAW Section L, paragraph D.2(a).		
7	The Technical Proposal contained Project Organizational Chart IAW Section L, paragraph D.2(b).		
8	The Technical Proposal contained Personnel Qualification Narratives IAW Section L, paragraph D.2(c).		
9	The Technical Proposal contained Resumes IAW Section L, paragraph D.2(d).		
10	The Technical Proposal contained Past Experience IAW Section L, paragraph D.2(e).		
11	The Technical Proposal contained Management Plan IAW Section L, paragraph D.2(f).		
12	The Past Performance was submitted IAW Section L, paragraph D.3.		
13	The Subcontracting Plan (if required) was submitted IAW Section L, paragraph E.		

**Technical Evaluation Factors****Factor Standard****Acceptable****Unacceptable**

Factor	Standard	Acceptable	Unacceptable
1	The project schedule has logical activity sequencing, date sequencing, activity durations and phasing IAW Section L, Paragraph D.2.(a).		
2	The overall project duration does not exceed the required contract performance period of twenty (20) months IAW Section L, Paragraph D.2.(a).		
3	The Project Organizational Chart reflects key personnel IAW Section L, Paragraph D.2.(b).		
4	The Project Organization Chart illustrates appropriate supervisory/reporting relationships IAW Section L, Paragraph D.2.(b).		
5	All key personnel have a minimum of five years experience performing the roles and responsibilities identified in the qualifications narrative on similar scope, type, magnitude, and complexity to the work required for completion of this project.		
6	The General Contractor shall have experience in the construction of a Grocery, Supermarket, Commissary, Exchange, or retail project greater than 100,000 SF of similar complexity within the past 5 years.		
7	The Quality Control Manager is not the same person as the superintendent, project manager, or any other on-site person and does not perform in a dual capacity on the project.		
8	The Quality Control Manager has five years (minimum) experience as a Quality Control Manager, Project Manager, Engineer, Architect, or combination thereof.		
9	The Quality Control Manager reports to an officer or other top level official of the prime contractor.		
10	The Quality Control Manager is a permanent employee of the prime contractor.		

11	All key subcontractors identified demonstrate a minimum three-year history of relevant project experience and an ability to mobilize and work at the project site IAW Section L, Paragraph D.2.(e).		
12	The Management Plan has demonstrated the capability to successfully staff, manage, and control the project IAW Section L, Paragraph D.2.(f).		

**Past Performance Evaluation Factors**

<b>Factor</b>	<b>Standard</b>	<b>Acceptable</b>	<b>Unacceptable</b>
1	The past performance information is relevant IAW Section L, Paragraph D.3(b). Completed projects: - have a Contract value of at least \$25M per project and - are for construction of retail facilities and - Prime contractor or key subcontractor experience include installation or replacement of supermarket product refrigeration systems and refrigeration monitoring and control systems.		
2	Overall Performance Rating on all the projects provided in the past performance information was satisfactory or better, based on customer feedback and other sources available to the government IAW Section L, Paragraph D.3(b).		
3	The past performance information provided is recent IAW Section L, Paragraph D.3(b). Relevant projects: - are 100% complete and - were completed no more than five years ago.		
4	Proposed Teaming Arrangements IAW Section L, Paragraph D.3.(c) provide: - complete information as to the arrangement, - past performance on previous teaming arrangements, - list of relevant and recent contracts		

## **Past Performance Questionnaire 21 June 2012**

**Solicitation:** HDEC03-12-R-0006

**Title:** New Commissary Exchange, NAS Annapolis, MD

**Past Performance Information and/or Questionnaires  
are due no later than:**

**Date:** 01 AUG 12 **Time:** 2:00 P.M. (CST)

**Contracting Office:** Defense Commissary Agency  
2250 Foulis Street Suite 3  
Lackland AFB 78236

**Contract Specialist:** Kimberly Nichols  
Kimberly.nichols@deca.mil  
(210) 671-5276

**Contract Officer:** John Bandy  
John.bandy@deca.mil  
(210) 671-5283

## *Suggested Request Letter*

**DDMMYY**

**TO:** Insert addressee (*Agency or Company who will complete the questionnaire on your behalf*)  
Address  
City State, Zip Code

**FROM:** Your Firm Name  
Address  
City State, Zip Code

**SUBJECT:** Past Performance Information Request for Solicitation HDEC03-12-R-0006, New Commissary Exchange, NAS Annapolis, MD

1. You have been identified as a Point of Contact (POC) for a past and/or present performance evaluation of YOUR FIRM. YOUR FIRM is currently being considered for an, Firm-Fixed Price (FFP), Contract for the New Commissary Exchange, NAS Annapolis, MD..

2. Your prompt attention to this **Past Performance Questionnaire** will be greatly appreciated. Please be sure to email (preferred method) or fax (210) 671-1196 the completed worksheet directly to the Contracting Specialists:

Kimberly Nichols  
[kimberly.nichols@deca.mil](mailto:kimberly.nichols@deca.mil)  
(210) 671-5276

3. If you have any questions or concerns regarding this request, please contact Mr. John Bandy, Contracting Officer at (210) 671-5283 or by email [john.bandy@deca.mil](mailto:john.bandy@deca.mil)

YOUR FIRM'S POC  
Title

Attached

1. Past Performance Questionnaire, dated 21 Jun 2012



**SECTION B.** To be completed by a representative (respondent) responsible for **current / past** performance information in Section A of this document.

The following definitions are guidance in providing ratings:

<b>E</b> (Exceptional)	Performance meets contractual requirements and exceeds many requirements to the Government’s benefit. The contractual performance of the element being assessed was accomplished with few minor problems for which corrective actions taken by the contractor were highly effective.
<b>V</b> (Very Good)	Performance meets contractual requirements and exceeds some requirements to the Government’s benefit. The contractual performance of the element being assessed was accomplished with some minor problems for which corrective actions taken by the contractor were effective.
<b>S</b> (Satisfactory)	Performance meets contractual requirements. The contractual performance of the element being assessed contains some minor problems for which corrective actions taken by the contractor were, or appear to be, satisfactory.
<b>M</b> (Marginal)	Performance does not meet some contractual requirements. The contractual performance of the element being assessed reflects a serious problem for which the contractor has not yet identified corrective actions or the contractor’s proposed actions appear only marginally effective or were not fully implemented.
<b>U</b> (Unsatisfactory)	Performance does not meet most contractual requirements and recovery is not likely in a timely manner. The contractual performance of the element being assessed contains serious problem(s) for which the contractor’s corrective actions were, or appear to be, ineffective.
<b>N/A</b> (Not Applicable)	Self-explanatory.

**Rating Scale:** E = Exceptional

V = Very Good

S = Satisfactory



**3. Effectiveness of Management:**

- a. Cooperation and Responsiveness?
- b. Management of Resources/Personnel?
- c. Coordination and Control of Subcontractor(s)?
- d. Adequacy of Site Clean-Up?
- e. Effectiveness of Job-Site Supervision?
- f. Compliance with Laws and Regulations?
- g. Professional Conduct?
- h. Review/Resolution of Subcontractor’s Issues?
- i. Implementation of Subcontracting Plan?

E	V	S	M	U	N/A

Comments: \_\_\_\_\_

**4. Compliance with Labor Standards:**

- a. Correction of Noted Deficiencies?
- b. Payrolls Properly Completed and Submitted?
- c. Compliance with Labor Laws and Regulation with Specific Attention to the Davis-Bacon Act and EEO Requirements?

E	V	S	M	U	N/A

Comments: \_\_\_\_\_

**5. Compliance with Safety:**

- a. Adequacy of Safety Plan?
- b. Implementation of Safety Plan?
- c. Reporting/Correction of Noted Safety Deficiencies?

E	V	S	M	U	N/A

Comments: \_\_\_\_\_

**6. Overall Rating:**

a. Overall Rating for Contractor on this Project?

E	V	S	M	U	N/A

b. Would you award this Contractor any future contracts?

YES	
NO	

Comments: \_\_\_\_\_  
 \_\_\_\_\_

**SECTION C - RESPONDENT INFORMATION**

Name / Title \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Agency/Company: \_\_\_\_\_

Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Work phone number (including area code): \_\_\_\_\_

FAX number (including area code) \_\_\_\_\_

Your role relative to the project/contract: \_\_\_\_\_  
 (Administrative Contracting Officer, Inspector, Contract Administrator, Buyer, Quality Assurance Evaluator, Other - explain)

Length of involvement in project/contract: \_\_\_\_\_

Do you know anyone else who can provide information regarding this Offeror's performance?

Name: \_\_\_\_\_ Phone/Fax: \_\_\_\_\_

Name: \_\_\_\_\_ Phone/Fax: \_\_\_\_\_

***THANK YOU FOR YOUR ASSISTANCE IN COMPLETING THIS QUESTIONNAIRE***