

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. Contract ID Code
Firm-Fixed-Price

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2. Amendment/Modification No. 0001	3. Effective Date 2013MAR18	4. Requisition/Purchase Req No. SEE SCHEDULE	5. Project No. (If applicable)
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6. Issued By U.S. ARMY CONTRACTING COMMAND LISA M. DURBIN WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: LISA.M.DURBIN@US.ARMY.MIL	Code W56HZV	7. Administered By (If other than Item 6)	Code
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8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)	<input checked="" type="checkbox"/>	9A. Amendment Of Solicitation No. W56HZV-13-R-0017
		9B. Dated (See Item 11) 2013MAR01
	<input type="checkbox"/>	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 numbered 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 2 signed copies of the amendments; (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 ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS
It Modifies The Contract/Order No. As Described In Item 14.**

<input type="checkbox"/>	A. This Change Order is Issued Pursuant To: The Contract/Order No. In Item 10A.	The Changes Set Forth In Item 14 Are Made In
<input type="checkbox"/>	B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b).	
<input type="checkbox"/>	C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:	
<input type="checkbox"/>	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.)

SEE SECOND PAGE FOR DESCRIPTION

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 (Signature of person authorized to sign)	15C. Date Signed	16B. United States Of America By _____ /SIGNED/ (Signature of Contracting Officer)	16C. Date Signed

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SECTION A - SUPPLEMENTAL INFORMATION

1. The purpose of this Amendment 0001 is to incorporate the following changes into this Solicitation resulting from Questions and Answers.

2. The following changes have been made to Section C, L and M of this solicitation:

a) Section C.7.0 SECURITY has the following additional scope incorporated into it:

C.7.2.1 Communications Security (COMSEC). The COMSEC provided under this contract is SECRET unkeyed Controlled Cryptographic Items (CCI) and are labeled as TEST SET, under Attachment 0004 GFE. COMSEC shall be returned to Government control when no longer needed, or upon termination of the contract.

C.7.2.2 The contractor shall have an Electronic Key Management System (EKMS)/COMSEC Manager that serves as principal advisor on matters concerning the proper handling of COMSEC material and the administration of required records and reports.

C.7.2.3 The contractor shall meet the physical security requirements for COMSEC equipment during shipment and storage: facilities holding COMSEC equipment shall provide the maximum practical protection from pilferage, theft, compromise, damage and deterioration. Storage facilities shall be inspected and unless in use or continuously attended by an appropriately cleared person, COMSEC material must be stored separately from other classified material. General Service Administration (GSA) approved safes are the preferred method of storage for COMSEC material.

C.7.2.4 The contractor shall notify the COR within 3 days of EKMS account approval. This approval shall be gained within 90 days after contract award.

C.7.2.5 The contractor shall always use an SF 153 Transfer Report Voucher when transferring COMSEC under this contract.

b) Section L.4.4 has changed as follows:

FROM:

L.4.4 Offerors shall include documentation that they have a Facility Clearance (FCL) (Secret or above) and an Electronic Key Management System (EKMS) account for the receipt and storage of communication devices.

REVISED TO:

L.4.4 Offerors shall include documentation that they have a Facility Clearance (FLC) (Secret or above). Offerors must provide proof of an active Electronic Key Management System (EKMS) account within 90 days after contract award. An EKMS account is required for the receipt and storage of COMSEC devices. A Contract Security Classification Specification DD254 must be filled out and submitted under the offerors Proposal Terms and Conditions Volume. The DD254 is provided as Attachment 0009 under this solicitation. An Offeror's failure to submit the DD254 with its proposal may result in its proposal being unacceptable to the Government and elimination from consideration for award.

c) Section M.1.1.1 has changed as follows:

FROM:

M.1.1.1 Requirement for Facility Clearance (SECRET) and Electronic Key Management System account. To be considered for award, Offerors must have a SECRET Facility Clearance (FCL) and an Electronic Key Management System (EKMS) account. Offerors without a FCL and EKMS account will not be able to receive the radios required for the performance of the contract and therefore, are ineligible for award.

REVISED TO:

M.1.1.1 Requirement for Facility Clearance (SECRET). To be considered for award, Offerors must have a SECRET Facility Clearance (FCL). Offerors without a SECRET (or above) FCL will be considered ineligible for award.

3. Offerors shall acknowledge receipt of this amendment in accordance with page 1 of this amendment by the date and time for receipts of proposals.

4. All other terms and conditions of solicitation W56HZV-13-R-0017 remain the same.

*** END OF NARRATIVE A0002 ***

Name of Offeror or Contractor:

SECTION C - DESCRIPTION/SPECIFICATIONS/WORK STATEMENT

APPLICABLE DOCUMENTS:

EXHIBIT A: Contract Data Requirement List (CDRL) A001 through A010

Attachment 0001: LAV-C2A2 Upgrade Technical Data Package (TDP)

Attachment 0002: LAV-C2A2 Acceptance Test Plan (ATP) Procedures

Attachment 0003: Technical Manuals (TM)

Attachment 0004: Government Furnished Equipment (GFE)

Attachment 0005: GFE Deficiency Form and Checklist

Attachment 0006: Final Inspection Report (FIR)

SECTION C. SCOPE OF WORK

C.1 GENERAL

C.1.1 The following Scope of Work establishes and identifies the work efforts that shall be performed by the contractor to complete the integration of the Command and Control, Communications, Computers, and Intelligence (C4I) upgrade on 14 Light Armored Vehicle - Command and Control vehicles (LAV-C2A2), as identified in the LAV-C2A2 Technical Data Package (TDP).

C.2 INSPECTION, MANUFACTURE, INSTALL, INTEGRATE

C.2.1 The contractor shall complete an initial Limited Technical Inspection in accordance with TM 08594C-20/4; 2-12 (Attachment 0003) and inventory upon receipt of each LAV-C2A2 vehicle (Table of Authorized Material Control Number (TAMCN) E09467B). Upon completion of this initial vehicle inspection the contractor shall submit a report in accordance with CDRL A001. Deficiencies and discrepancies shall be addressed on a case-by-case basis.

C.2.2 The contractor shall note all deficiencies or discrepancies with any of the provided GFE and provided to the Government in accordance with CDRL A002 utilizing the GFE Deficiency Form and Checklist located as Attachment 0005 of this contract. Any deficiencies or discrepancies with the vehicle chassis during initial inspection will be addressed by the Government. The Government will review the Deficiency Form within five working days of receipt. Once determined that the report is accurate, the Government will have twenty working days to remedy the deficiency.

C.2.3 The contractor shall manufacture, install, and integrate the Command and Control, Communications, Computers, and Intelligence (C4I) upgrades into 14 LAV-C2A2 vehicles in accordance with the LAV-C2A2 Upgrade Technical Data Package as provided in Attachment 0001 and in TM-08650C-20 provided within Attachment 0003. The 14 LAV-C2A2 vehicle chassis will be provided as Government Furnished Equipment (GFE) (see attachment A004).

C.2.3.1 The contractor shall also, in accordance with the TDP, manufacture and package separately the below list of parts. One cable set shall be stored inside each vehicle.

Cable Set, Operations Shelter (p/n 03002A1610), to include:

- Cable, Desktop CAU (p/n 03002A0228-1), Qty 1
- Cable, Desktop CAU (p/n 03002A0228-2), Qty 1
- Cable, Ethernet (p/n 03002A0231-1), Qty 1
- Cable, AC Power (p/n 03002A0229-1), Qty 1
- Cable, DC Power (p/n 03002A0230-1), Qty 1
- Cable, Bag (p/n 40026-1), Qty. 2

C.3 VEHICLE MAINTENANCE

C.3.1 The contractor shall be responsible to perform all maintenance actions in accordance with TM-08650C-10 (Attachment 0003), 2-44 Preventative Maintenance Checks and Services (PMCS), to ensure that the vehicle(s) remain fully operational when they are in the contractors possession until they are delivered to the Government.

C.3.2 The contractor shall perform a final PMCS in accordance with TM-08650C-10, 2-44 (Attachment 0003). The contractor shall document this final PMCS in the vehicle log book located within each of the vehicles.

C.4 TESTING

C.4.1 The contractor shall test each of the 14 LAV-C2A2 upgrade vehicles in accordance to the Acceptance Test Plan (ATP) (Attachment A002) to verify vehicle upgrade operational readiness. The contractor shall complete the checklist located on pages 108 through 132 of the ATP. The annotated document shall be furnished along with the vehicle when presented to Defense Contract Management Agency (DCMA) for final inspection in accordance with CDRL A010.

C.5 REPORTS

C.5.1 The contractor shall complete the Final Inspection Report (FIR) located at Attachment 0006 of this contract. The contractor shall

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submit a completed FIR to the Government in accordance with CDRL A009.

C.5.2 The contactor shall conduct a final Limited Technical Inspection (LTI) in accordance with TM 08594C-20/4; 2-12 (Attachment 0003). The results of this inspection shall be provided to the Government in accordance with CDRL A003.

C.5.3 The contractor shall annotate the following in the vehicle log book contained in each vehicle on the Vehicle Logbook modification page, "The C4I System was upgraded on this vehicle on this date XX".

C.5.4 The contractor shall provide an Integrated Master Plan (IMP) and Integrated Master Schedule (IMS) outlining the details of this effort. The IMP shall detail the contractors methodology for performing the manufacturing, installation, and integration of the upgrades. The IMP, along with the IMS shall be updated throughout the term of this contract in the event of any change affecting the IMP or IMS. The contractor shall provide the initial IMP (CDRL A004) and IMS (CDRL A005) at the start of work meeting.

C.5.5 The contractor shall report ALL contractor labor hours (including subcontractor labor hours) required for performance of services provided under this contract for the integration of the Command and Control, Communications, Computers, and Intelligence (C4I) upgrade on 14 Light Armored Vehicle - Command and Control vehicles (LAV-C2A2) via a secure data collection site. The contractor is required to completely fill in all required data fields using the following web address: <http://www.ecmra.mil/Reporting> inputs will be for the labor executed during the period of performance during each Government fiscal year (FY), which runs October 1 through September 30. While inputs may be reported any time during the FY, all data shall be reported no later than October 31 of each calendar year, beginning with 2013. Contractors may direct questions to the help desk at help desk at: <http://www.ecmra.mil>.

C.6.0 MEETINGS

C.6.1 Start of Work Meeting. The contractor shall host a one day Start of Work Meeting held at its facility, within 30 days after contract award. At this meeting, the contractor shall brief the Government on how they plan to manage the effort and provide the deliverables required by the contract. The contractor shall also discuss any risk areas it anticipates during the completion of this scope of work.

C.6.2 The contractor shall submit a meeting agenda in accordance with CDRL A006.

C.6.3 The contractor shall submit meeting minutes in accordance with CDRL A007.

C.7.0 SECURITY

C.7.1 The contractor shall provide physical security protection for all Government furnished equipment, test equipment, vehicles or vehicle components in accordance with the requirements found in the following Army Regulations (AR):

AR 190-11, Physical Security of Arms, Ammunition, and Explosives

AR 190-13, The Army Physical Security Program

AR 190-51, Risk Analysis for Army Property

C.7.2.1 Communications Security (COMSEC). The COMSEC provided under this contract is SECRET unkeyed Controlled Cryptographic Items (CCI) and are labeled as TEST SET, under Attachment 0004 GFE. COMSEC shall be returned to Government control when no longer needed, or upon termination of the contract.

C.7.2.2 The contractor shall have an Electronic Key Management System (EKMS)/COMSEC Manager that serves as principal advisor on matters concerning the proper handling of COMSEC material and the administration of required records and reports.

C.7.2.3 The contractor shall meet the physical security requirements for COMSEC equipment during shipment and storage: facilities holding COMSEC equipment shall provide the maximum practical protection from pilferage, theft, compromise, damage and deterioration. Storage facilities shall be inspected and unless in use or continuously attended by an appropriately cleared person, COMSEC material must be stored separately from other classified material. General Service Administration (GSA) approved safes are the preferred method of storage for COMSEC material.

C.7.2.4 The contractor shall notify the COR within 3 days of EKMS account approval. This approval shall be gained within 90 days after contract award.

C.7.2.5 The contractor shall always use an SF 153 Transfer Report Voucher when transferring COMSEC under this contract.

C.8.0 STORAGE OF VEHICLES

C.8.1 The contractor shall store the LAV vehicles in a covered area or under a tarp to prevent weather or water damage from occurring to the vehicles.

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*** END OF NARRATIVE C0001 ***

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SECTION J - LIST OF ATTACHMENTS

<u>List of</u> <u>Addenda</u>	<u>Title</u>	<u>Date</u>	<u>Number</u> <u>of Pages</u>	<u>Transmitted By</u>
Attachment 0009	CONTRACT SECURITY CLASSIFICATION SPECIFICATION			

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SECTION L - INSTRUCTIONS, CONDITIONS, AND NOTICES TO OFFERORS

L.1 SECTION L INSTRUCTIONS, CONDITIONS, AND NOTICES TO OFFERORS

L.1.1 General Proposal Information. The proposal, subject to the Submission, Modification, Revision and Withdrawal, paragraph of Instructions to Offeror (s) Competitive Acquisition (52.215-1) contained in Section L of the solicitation, shall be submitted in the format and quantities set forth below. Section M of the solicitation sets forth the evaluation criteria and delineates the factors to be evaluated and their relative order of importance. The Offerors proposal, as specified by this section shall be evaluated as set forth in Section M of this solicitation. The proposal shall be presented in sufficient detail to allow Government evaluation of its response to the requirements of the solicitation. The Government will not assume the Offeror possesses any capability, understanding, or commitment not specified in its proposal. It is an Offerors responsibility to submit a well-written proposal, with adequately detailed information which clearly demonstrates an understanding of and the ability to comply with the solicitation requirements to allow for a meaningful review. The Government does not assume the duty to search for data to cure problems we find in the proposal.

L.1.2 Proposal Submission Procedures. Proposals shall be submitted through the Army Single Face to Industry (ASFI) Bid Response System in accordance with the instructions at <http://contracting.tacom.army.mil/acqinfo/ebidnotice.htm>. Proposal submissions are due at the date and time set forth in the solicitation. No hard copies or email proposals will be accepted.

L.1.3 The Offerors proposal shall be submitted in three separate volumes as set forth below. All proposal information must be in the English language. Font size must be no smaller than 10 point with margins no less than 1 inch (top, bottom, left and right) excluding headers, footers, and page numbers. Each volume shall have numbered pages and include a (i) title page (ii) table of contents (iii) list of tables and figures. Offerors are not authorized to include in the proposal, citations for, or linkages to websites. A Proposal Executive Summary or transmittal letter is optional and will not be considered as part of the responses called for in the proposal volumes required below, unless referenced therein. If a Proposal Executive Summary or transmittal letter is submitted, it must be as a separate volume from the volumes set forth below and it is recommended to be no more than five pages.

- Volume 1 - Experience Factor Volume (L.2)
- Volume 2 - Price Factor Volume (L.3)
- Volume 3 - Proposal Terms and Conditions Volume (L.4)

L.1.4 All or None. Offers in response to this solicitation must be submitted for all the requirements identified in the solicitation. Offers submitted for less than all the requirements called for by this solicitation may be rejected.

L.2 Volume 1 Experience Volume

The Offerors Experience proposal shall include the following:

L.2.1 The Offeror shall identify a grand total of no more than five contracts, delivery or task orders, as performed by the Offeror itself or by the Offerors proposed material or service suppliers or subcontractors, which are the most recent and relevant to the scopes of work specified below in paragraphs L.2.3.1-L.2.3.3 below.

L.2.2 Recent Contracts. Recent contracts or orders are those performed within approximately three years of the date of issuance of this RFP.

L.2.3 Relevant Contracts. Relevant contracts, orders or work directives are those which, as described below, are comparable in scope to RFP requirements. Where prior relevant experience is under a broader Blanket Purchase Agreement (BPA) or Indefinite Delivery Indefinite Quantity (IDIQ)-type contract, do not just cite the broader BPA or IDIQ Contract. Rather, include the specific individual work directives or task orders which you consider to be reflective of relevant prior experience. In accordance with section L.2.1 above, each contract or order identified by the Offeror as being applicable, shall be evaluated based upon the extent to which prior experience is relevant to RFP requirements. A single contract may be applicable to multiple requirements under L.2.3.1 through L.2.3.3.

Specifically, the extent of relevant experience will be assessed by the Government based on the following requirements:

L.2.3.1 Experience manufacturing in accordance with a Government Technical Data Package (TDP). For the purposes of this evaluation, "Manufacturing in accordance with a Government Technical Data Package" involves translating the TDP's over-arching requirements into manufacturing ready instructions, to specifically include detailed shop floor instructions for each production operation, such as fabrication, assembly and test of the TDP item.

L.2.3.2 Experience supplying data and communication cables, in accordance with a Government TDP, which are of a complexity comparable to the following cables which are required by the LAV-C2A2 Upgrade TDP:

- * NETWORK, 03002A1565-1 (CABLE ASSY, RIU ETHERNET BUS 1)
- * RF (Radio Frequency), 03002A1701-1, (CABLE ASSY, RF-7)

L.2.3.3 Experience welding to requirements of a complexity comparable to the following:

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1. Ground Combat Vehicle Welding Code - Steel (12479550)
 - a. MIL-DTL-46100E (ARMOR PLATE, STEEL, WROUGHT, HIGH-HARDNESS) or,
 - b. CMS 18 (utilize MIL-DTL-46100E)

2. COMBAT-VEHICLES AND FOR AMMUNITION TESTING "RHA-Rolled Homogeneous Armor"
 - a. MIL-DTL-12560H (ARMOR PLATE, STEEL, WROUGHT, HOMOGENEOUS) or,
 - b. CMS 19 (utilize MIL-DTL-12560J)

The GROUND COMBAT VEHICLE WELDING CODES can be found at: http://contracting.tacom.army.mil/engr/gcv_weldingcodes.htm

L.2.4 For each of the up to five recent and relevant contracts, orders, or work directives identified the Offeror shall provide the following:

- (a) Contract Number
- (b) Contract type
- (c) Contract performance period
- (d) Government or commercial contracting activity address, telephone number, and E-mail address
- (e) Procuring Contracting Officer's (PCO's) name, telephone number and E-mail address
- (f) Administrative Contracting Officer's (ACO's) name, telephone number and E-Mail address
- (g) Government or commercial contracting activity technical representative, or COR, name, telephone number and E-mail address
- (h) Copies of all Scope of Work paragraphs of the contracts or orders reflecting Experience which is relevant to the relevance considerations cited above in section L.2.
- (i) A discussion of specific similarities between these contract scopes of work and the scope in Section C of this solicitation.

Failure to provide the information requested under paragraph L.2.4, so that the Government can evaluate the recency and relevance of claimed experience may result in an assessment that prior experience lacks relevance or recency.

L.2.5 Cross-Reference Matrix: The Offeror shall also complete the matrix at Attachment 0007 Relevancy Matrix for Experience of this solicitation. The offeror shall include the Relevancy Matrix for Experience in the Experience Volume. The matrix identifies the experience considerations in the first row. The offeror shall list each of the up to five prior contracts or orders in the left margin of each chart. These contracts should match the types of experience the Government will be using for evaluation purposes. The offeror shall identify recent and relevant contracts under the Experience factor, through placement of a Very Relevant, Relevant, Somewhat Relevant or Not Relevant in the applicable matrix boxes.

L.3 Volume 2 - Price Volume

L.3.1 The Offeror shall provide all proposed prices in Attachment 0008 Pricing Matrix under the Summary tab and include Attachment 0008 in the Price Volume. DO NOT INSERT ANY PRICES INTO SECTION B of this solicitation. With the proposal, the Offeror shall include the completed electronic version of Attachment 0008 in Microsoft Excel, with all the original formulas still embedded in the file. The Price Volume shall also include all information below:

L.3.2 The Offeror shall provide a basis for establishing the proposed prices, including verifiable and established records that are regularly maintained by the vendor, and are published or otherwise available for customer inspections. Address significant factors accounting for price difference for future contract years. Any escalation proposed throughout the contract performance shall be identified in a narrative and explained. Identify assumptions made in determining the basis for escalation rates in the out years. The above information is intended to establish the reasonableness of the Offerors proposed prices.

L.3.3 Exchange Rate Information. In accordance with Submission of Offers in U.S. Currency (FAR Clause 52.214-35), all price information shall be stated in United States (U.S.) dollars only, for both the prime contractor and any potential subcontractors. The Offeror shall state the exchange rate (if applicable) being used to convert any currency to U.S. dollars.

L.3.4 In support of the Price Reasonableness determination, the Offeror shall provide the following information on a per unit basis for all 14 LAV-C2A2 Vehicle Upgrades:

- a) Direct Material Cost

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b) Direct Labor

L.3.4.1 Direct Material Cost. The Offeror shall provide the direct material cost breakdown on a per unit basis for the items as listed in Attachment 0008 Pricing Matrix under the Direct Material tab.

L.3.4.2 Direct Labor

The Offeror shall provide the below direct labor information on a per unit basis for CLIN 0001.

a) Direct Labor Hours. The Offeror shall include the total proposed direct labor hours and direct labor hours broken down by proposed labor category.

b) Direct Labor Rates. The Offeror shall include the proposed direct labor rate for each proposed labor hour category.

c) Direct Labor Cost. (Total dollar amount for wages and salaries only, with no fringe benefits or overhead).

L.3.5 In addition to the above information, the Government reserves the right, as a clarification under FAR 15.306(a), Clarifications and award without discussions, to request additional or more detailed price breakdown data to support its determination of price reasonableness.

L.4 Volume 3 - Proposal Terms and Conditions Volume

In this volume, the Offeror shall provide:

L.4.1 A scanned image of a signed copy of SF33 cover page signed by a person authorized to sign proposals on behalf of the Offeror, including all signed copies of amendments to the solicitation. Contractor fill-in blocks on the SF 33 include blocks 12, 13, 15A, 15B, 15C, 16, 17, and 18.

L.4.2 One copy of this solicitation (Sections A-K) with all fill-ins completed. ORCA certifications need not be separately submitted.

L.4.3 An affirmative statement specifying agreement with all requirements, terms, conditions and provisions included in the solicitation or any exceptions. Any exceptions taken to the attachments, exhibits, enclosures, or other solicitation terms, conditions, or documents must be fully explained; however, any such exceptions may be grounds for the Contracting Officer to reject the proposal from further consideration in the source selection.

L.4.4 Offerors shall include documentation that they have a Facility Clearance (FLC) (Secret or above). Offerors must provide proof of an active Electronic Key Management System (EKMS) account within 90 days after contract award. An EKMS account is required for the receipt and storage of COMSEC devices. A Contract Security Classification Specification DD254 must be filled out and submitted under the offerors Proposal Terms and Conditions Volume. The DD254 is provided as Attachment 0009 under this solicitation. An Offeror's failure to submit the DD254 with its proposal may result in its proposal being unacceptable to the Government and elimination from consideration for award.

L.5 Organizational Conflict of Interest (OCI)

L.5.1 The provisions of FAR 9.5, Organizational and Consultant Conflicts of Interest (OCCOI), apply to any award under this solicitation. Potential Offerors should review their current and planned participation in any other Government contracts, subcontracts, consulting, or teaming arrangements where they may be in a position of actual or perceived bias or unfair competitive advantage. A common example with the potential for OCI is where an entity performs work both as a system contractor or subcontractor and as a Government support contractor for Government offices involved in LAV-C2A2 or related programs.

L.5.2 Offerors should disclose any potential OCCOI situations to the Contracting Officer as soon as identified, including prior to proposal submission. The disclosure should include the facts and an analysis of the actual or perceived conflict and a recommended approach(es) to neutralize or mitigate the potential conflict. The preferred approach to potential conflicts is to negate or obviate the conflict. Mitigation is considered only if it is not practical to negate or obviate the conflict. The Contracting Officer will promptly respond to resolve any potential conflicts.

*** END OF NARRATIVE L0001 ***

Name of Offeror or Contractor:

SECTION M - EVALUATION FACTORS FOR AWARD

M.1 Basis of Award

M.1.1 The Government intends to award one firm fixed price contract for LAV Command and Control Upgrades as a result of this solicitation. The evaluation of proposals submitted in response to this solicitation will be conducted on a Best Value basis using Source Selection Trade-Off Procedures. The tradeoff evaluation will weigh the merits in Experience against the evaluated Price.

There are two evaluation factors:

- a) Experience
- b) Price

The relative order of importance of these factors is described in paragraph M.1.10 below.

M.1.1.1 Requirement for Facility Clearance (SECRET). To be considered for award, Offerors must have a SECRET Facility Clearance (FCL). Offerors without a SECRET (or above) FCL will be considered ineligible for award.

M.1.2 Importance of Price. The best value to the Government may not be the Offeror with the lowest evaluated price. However, the closer the Offerors evaluations are in those factors other than price, the more important price becomes in the decision. Notwithstanding the relative order of importance of the two evaluation factors stated herein, price may be controlling when:

- a) proposals are otherwise considered equal in the non-price factors; or
- b) an otherwise superior proposal is unaffordable; or
- c) the advantages of a higher rated, higher price proposal are not considered to be worth the price premium.

M.1.3 Rejection of Offers. Offerors shall carefully read, understand, and provide all the information requested in the Proposal Preparation Instructions contained in Section L. If there are parts of the Section L instruction you do not understand, request clarification from the Contracting Officer in writing before the closing date of this solicitation. The circumstances that may lead to the rejection of a proposal are:

a) The proposal fails to meaningfully respond to the Proposal Preparation Instructions specified in Section L of this solicitation. Examples of failure to meaningfully respond include:

- 1) When a proposal merely offers to perform work according to the solicitation terms or fails to present more than a statement indicating its capability to comply with the solicitation terms and does not provide support and elaboration as specified in Section L of this solicitation.
- 2) A proposal fails to provide any of the data and information required in Section L.
- 3) A proposal provides some data but omits significant material data and information required by Section L.
- 4) A proposal merely repeats the contract Scope of Work without elaboration.

b) The proposal reflects an inherent lack of technical competence or a failure to comprehend the complexity and risks required to perform the solicitations requirements because it is unrealistic in terms of technical or schedule commitments.

c) The proposal contains any unexplained significant inconsistency between the proposed effort and cost or price, which implies the Offeror, has (1) an inherent misunderstanding of Scope of Work, or (2) an inability to perform the resultant contract.

d) The proposal is unbalanced as to cost or price. An unbalanced offer is one which is based on costs or prices significantly high or low. There must be a direct relationship between the effort expended and its cost or price for each year.

e) The proposal price is unreasonable or unaffordable.

f) The proposal offers a product or service that does not meet all stated material requirements of the solicitation.

M.1.4 Evaluation and Source Selection Process. Selection of the successful Offeror shall be made following an assessment of each proposal, based on the response to the information called for in Section L of this solicitation and against the solicitation requirements and the evaluation criteria described in Section M herein. Proposals will be evaluated as specified herein, to include developing narrative support for the evaluation conclusions under each Factor. The Government reserves the right to reject offers, in accordance with solicitation provision Rejection of Offers above.

M.1.5 Source Selection Trade-off Process. This solicitation represents a best value acquisition using a source selection trade-off process. As such, the Source Selection Authority, in making the final source selection trade-off judgment, will weigh the merits of the non-price factors against the total evaluated price in arriving at the final source selection process. As part of the best value

Name of Offeror or Contractor:

determination, the relative strengths and weaknesses and risks of each Offeror's proposal in the non-price factors as well as the total evaluated price shall be considered in selecting the offer which is most advantageous and represents the best value to the Government. This determination may result in award to other than the Offeror with the lowest evaluated price.

M.1.6 Source Selection Authority. The Source Selection Authority (SSA) is the official designated to direct the source selection process and select the Best Value Offeror for contract award.

M.1.7 Source Selection Evaluation Board (SSEB). An SSEB has been established by the Government to evaluate proposals in response to this solicitation. The SSEB is comprised of technically qualified individuals who have been selected to conduct this evaluation in accordance with the evaluation criteria listed for this solicitation. Careful, full and impartial consideration will be given to all proposals received pursuant to this solicitation.

M.1.8 Award without Discussions. In accordance with FAR 52.215-1(f)(4), the Government intends to evaluate proposals and award a contract without discussions with offerors (except clarifications as described in FAR 15.306(a)). Therefore, the Offerors initial proposal should contain the Offerors best terms from a price and technical standpoint. The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary. If the Contracting Officer determines that the number of proposals that would otherwise be in the competitive range exceeds the number at which an efficient competition can be conducted, the Contracting Officer may limit the number of proposals in the competitive range to the greatest number that will permit an efficient competition among the most highly rated proposals.

M.1.9 Determination of Responsibility. Per FAR 9.103, contracts will be placed only with contractors that the Contracting Officer determines to be responsible. Prospective Offerors, in order to qualify as sources for this acquisition, must be able to demonstrate that they meet standards of responsibility set forth in FAR 9.104. The Government reserves the right to conduct a Pre-Award Survey on any or all Offerors (or their Significant Subcontractors) to aid the PCO in the evaluation of each Offerors proposal and ensure that a selected contractor is responsible. No award can be made to an Offeror who has been determined non-responsible by the Contracting Officer. To make sure that you meet the responsibility criteria at FAR 9.104, we may:

a) Arrange a visit to your plant and perform a necessary Pre-Award Survey, or

b) Ask you to provide technical, production, quality, financial and managerial background information. If you do not provide us with the data we ask for within 7 days from the date you receive our request, or if you refuse to have us visit your facility, we may determine you non-responsible. If we visit your facility, please make sure that you have current data relevant to your proposal available for our team to review.

M.2 Evaluation Criteria. There are two evaluation factors:

- a) Experience
- b) Price

To determine the best value, the order of importance for the above factors is as follows: The Experience Factor is more important than the Price Factor.

M.2.1 Experience Factor

M.2.1.1 The Government will assess the expectation that the offeror will successfully perform the required effort. This assessment will result in the application of an Adjectival Rating which will be based upon the extent to which recent prior experience, within the last 3 years and as depicted in the Relevancy Matrix For Experience (Attachment 0007), is relevant to the following solicitation requirements:

M.2.2.1 Experience manufacturing in accordance with a Government Technical Data Package (TDP). For the purposes of this evaluation, "Manufacturing in accordance with a Government Technical Data Package" involves translating the TDP's over-arching requirements into manufacturing ready instructions, to specifically include detailed shop floor instructions for each production operation, such as fabrication, assembly and test of the TDP item.

M.2.2.2 Experience supplying data and communication cables, in accordance with a Government TDP, which are of a complexity comparable to the following cables which are required by the LAV-C2A2 Upgrade TDP:

- * NETWORK, 03002A1565-1 (CABLE ASSY, RIU ETHERNET BUS 1)
- * RF (Radio Frequency), 03002A1701-1, (CABLE ASSY, RF-7)

M.2.2.3 Experience welding to requirements of a complexity comparable to the following:

1. Ground Combat Vehicle Welding Code - Steel (12479550)

Name of Offeror or Contractor:

- a. MIL-DTL-46100E (ARMOR PLATE, STEEL, WROUGHT, HIGH-HARDNESS) or,
- b. CMS 18 (utilize MIL-DTL-46100E)

2. COMBAT-VEHICLES AND FOR AMMUNITION TESTING "RHA-Rolled Homogeneous Armor"

- a. MIL-DTL-12560H (ARMOR PLATE, STEEL, WROUGHT, HOMOGENEOUS) or,
- b. CMS 19 (utilize MIL-DTL-12560J)

The GROUND COMBAT VEHICLE WELDING CODES can be found at: http://contracting.tacom.army.mil/engr/gcv_weldingcodes.htm

M.2.2.4 Even where the offeror's proposal identifies experience for either itself or any subcontractor, the Government will consider whether the benefits of this experience will ever be employed or realized should the offeror subsequently be awarded a contract. Accordingly, any prime or subcontractor experience which is identified in the offeror's Experience Factor proposal, but the offeror's proposal under the Price Factor does not clearly support that this experience is intended to be used by the offeror during contract performance, will be discounted in whole or in part.

M.2.3 Price Factor

M.2.3.1 The Price Factor will assess the total evaluated price to the Government. This evaluation will include an assessment of the reasonableness of the proposed prices to accomplish the solicitation requirements. Reasonableness exists when an offered price does not exceed what would be incurred by a prudent person in the conduct of competitive business. The Government may reject a proposal which is not realistic, or not reasonable, as to price.

M.2.3.2 The total evaluated price will be used in the trade-off evaluation. The total evaluated price shall include an assessment of the total price of all CLINS listed in Attachment 0008, Summary tab. Vehicles will be shipped to the following location upon completion.

DODAAC: MMSA01
TRAFFIC MANAGEMENT OFFICER
MCLB BLDG 1221 DR 20
MF FSD STOR MAINTBR WHSE 1231 DR 11
ALBANY, GA 31704-5000

*** END OF NARRATIVE M0001 ***

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Attachment 0009: DD254 is available on website.