

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE J	PAGE OF PAGES 1 7
2. AMENDMENT/MODIFICATION NO. 0002	3. EFFECTIVE DATE 04-Aug-2021	4. REQUISITION/PURCHASE REQ. NO. R5382421RC001YS		5. PROJECT NO.(If applicable)	
6. ISSUED BY NAVSUP FLC YOKOSUKA SASEBO OFFICE PSC 476 BOX 6 FPO AP 96322-0001		CODE N68246	7. ADMINISTERED BY (If other than item 6) See Item 6		
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X	9A. AMENDMENT OF SOLICITATION NO. N6824621Q0044
				X	9B. DATED (SEE ITEM 11) 23-Jul-2021
					10A. MOD. OF CONTRACT/ORDER NO.
					10B. DATED (SEE ITEM 13)
CODE		FACILITY CODE			
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.					
12. ACCOUNTING AND APPROPRIATION DATA (If required)					
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.					
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.					
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).					
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:					
D. OTHER (Specify type of modification and authority)					
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.					
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) The purpose of this amendment 0002 is to inform the prospective vendors of the following changes. 1) The hour and date specified for receipt of offer is extended from 1000hrs, 6 Aug 2021 to 1000hrs, 9 Aug 2021. 2) Q and A 3) Some changes on Addendum to FAR provision 52.212-1 Instructions to Offers 4) Some changes on Addendum to FAR provision 52.212-2 Evaluation					
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 04-Aug-2021

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 1449 - CONTINUATION SHEET

SOLICITATION/CONTRACT FORM

The required response date/time has changed from 06-Aug-2021 10:00 AM to 09-Aug-2021 10:00 AM.

The following have been added by full text:

Q AND A

Q3: As per the revised PWS addendum to provision 2. (13), (ii), Technical documents.

Since the subcontracting is each contract base, driver and bus has not yet determined as well as signed subcontractor agreement at the solicitation stage. As our standard process, can it be accepted that these documents will be submitted after award the contract? We can submit the subcontractor plan mentioned PWS 13. subcontracting instead of these documents along with our offer for the this solicitation. Please advise.

A3: The Government understands that all subcontractors may not have signed agreements or letters of intent prior to contract award. It may also be the case that subcontractors may not be identified prior to contract award. Therefore, submission of Subcontracting Plan Documentation with proposals is only required if the documents are available.

However, contractors are reminded that Section 13 of the Statement of Work requires any Subcontracting Plan changes to be reviewed and approved by the Contracting Officer prior to implementing the requested changes. In order for the change to gain approval, all required documents in SOW Section 13 must be submitted for the Government's review to ensure the proposed subcontractor meets the technical requirements of the effort. Therefore, it may be in the best interest of offerors to submit Subcontracting Plan Documentation as early as possible for approval.

The following have been modified:

ADDENDUM TO PROVISION**1. Addendum to FAR Provision, 52.204-7 System for Award Management (Oct 2018)**

In conjunction with paragraph (c) of this provision, Japanese offeror need to obtain Unique Entity Identifier (UEI). Currently UEI may be obtained as DUNS number from;

Tokyo Shoko Research Ltd.

D&B Business Promotion

Tel: 03-3574-2258 / Fax: 03-3574-2292

2. Addendum to FAR Provision, 52.212-1 Instructions to Offerors – Commercial Items (Oct 2018)

Notwithstanding paragraph (b), entitled "Submission of offers" is amended by adding the following;

(12) Offerors may submit offers in one of four ways by the time and date specified in Block 8:

- (i) E-mail: Hiromi.Kurita.Ja@fe.navy.mil
- (ii) Facsimile: 0956-50-3282;
- (iii) Hand delivery to the local address provided below contact information; or
- (iv) By mailing the offer to the local address provided below contact information.

Contact Information

NAVSUP Fleet Logistics Center Yokosuka Site Sasebo
Sasebo Contracts Division Code 240, Building #480 3rd floor
Sasebo U.S. Naval Base
Mubanchi Tategami-cho, Sasebo City, Nagasaki, Japan 857-0063
Contracting POC: Hiromi Kurita / TEL 0956-50-3649

NOTE: Offerors are responsible for making sure that all parts of their offers arrive to the Navy's facility and to the identified point of contact noted above by the time and date noted in Block 8 of the Standard Form 1449. Items not timely received will be deemed late, and may not be considered during the evaluation process.

All questions shall be asked in the English language and sent via email to above Contracting POC no later than 10:00 AM 29 Jul 2021 (JST).

(13) The offeror is required to submit the following documents in English, and including any discount terms if any:

(i) Contract Document:

- SF 1449 for Solicitation No. See Block 5 on 1st page.
- Fill out block 30 a, b, and c (Signature, Name and Title of signer, and Date signed).
- Respond to FAR provisions 52.204-24 (d), 52.204-26 (c), 52.209-5, 52.212-3 Alt I (b)(2), 52.229-11, DFARS provisions 252.204-7016 (c) and 252.204-7017 (d).

(ii) Technical Documents: Documents/certificates listed below (See N6824621Q0044 and PWS para 12.2):

- One copy of each drivers' licenses
- One copy of current certificate of chartered bus permit issued by District Transportation Bureau
- One copy of compulsory auto liability insurance
- One copy of Voluntary insurance:
 - *Unlimited Bodily Injury Coverage
 - *Over JPY2,000,000 property damage coverage
- One copy of maintenance record book indicating vehicle inspection within 3 months
- Proof of Digital Tachograph and Drive Recorder possession
- One copy of subcontractor plan, if applicable. **If available, include** the following (see PWS para 13.1):
 - List of each sub-contractor by name.
 - Purpose/scope of each sub-contractor.
 - Sub-contractor certificates, registrations and licenses to operate a bus transportation service
 - Sub-contractor Agreement signed by both the prime contractor and sub-contractors.

(iii) Past Performance Information (PPI): The offeror is required to submit its PPI for the bus transportation services called for by this solicitation, provided within the past three (3) years using Attachment (A) Contract Data Sheet

(iv) Experience Information: Complete and submit at least 2 spread sheets covering experience from 2017 – Present Day using Attachment (B) Experience Information Sheet

(v) Cancellation Policy: Complete and submit one copy of your proposed Cancellation Policy that is consistent with current commercial practices using Attachment (C).

Remarks

This procurement will be conducted using procedures in FAR subpart 13.5, Simplified Acquisition Procedures for Certain Commercial Items.

Attachments to this solicitation

- Atch (A) Contract Data Sheet
- Atch (B) Experience Information Sheet
- Atch (C) Commercial Cancellation Policy

(End of ADDENDUM TO PROVISION)

52.212-2 EVALUATION--COMMERCIAL ITEMS (OCT 2014)

(a) The Government will award a contract resulting from this solicitation to the responsible offeror whose offer conforming to the solicitation will be most advantageous to the Government, price and other factors considered. The following factors shall be used to evaluate offers: **Lowest Price Technically Acceptable (LPTA)**

- (i) Price
- (ii) Technical capability
- (iii) Past performance
- (iv) Experience

(b) Options. The Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. The Government may determine that an offer is unacceptable if the option prices are significantly unbalanced. Evaluation of options shall not obligate the Government to exercise the option(s).

(c) A written notice of award or acceptance of an offer, mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award.

Addendum to FAR52.212-2

1. Narrative: The proposed acquisition is for Bus Transportation Service for U.S. Forces Japan (USFJ) and Commander, Naval Forces Japan (CNFJ). The Government intends to award to the lowest priced, technically acceptable, responsible offeror with acceptable past performance experience, and cancellation policy. To be eligible for award, an offeror's technical proposal, past performance information (PPI), its experience, and its cancellation policy must be evaluated "Acceptable" based on the evaluation provisions set forth in the solicitation. An offeror with the lowest price will be further evaluated for its technical acceptability, PPI, Experience, and Cancellation Policy for award. If the lowest priced offer is not rated as "Acceptable" for Technical Acceptability, PPI, Experience, or Cancellation Policy, the Contracting Officer will evaluate the next lowest offer. The process will continue until an offer is rated "Acceptable" in all factors and the offered price is determined to be fair and reasonable. However, the Government may reject any or all offers if such action is in the Government's interest.

2. Evaluation Factors for Award: The following factors will be used to evaluate the offers:

a. Price Factor: The Government will use price analysis to evaluate prices offered in response to this solicitation. The evaluated price will include the prices for the basic and option periods.

b. Non-price Factors:

(1) **Technical Acceptability:** The Government will review the documents listed below (for both the prime contractor and any proposed subcontractors **with available information**) to ensure completeness, ensure documents are up-to-date, and to ensure thresholds are met. (See N6824621Q0044 and PWS para12.2).

- One copy of each drivers' licenses
- One copy of current certificate of chartered bus permit issued by District Transportation Bureau
- One copy of compulsory auto liability insurance
- One copy of Voluntary insurance:
 - *Unlimited Bodily Injury Coverage
 - *Over JPY2,000,000 property damage coverage
- One copy of maintenance record book indicating vehicle inspection within 3 months
- Proof of Digital Tachograph and Drive Recorder possession
- One copy of subcontractor plan, if applicable. **If available, the Government will review.** (see PWS para 13.1):
 - List of each sub-contractor by name.
 - Purpose/scope of each sub-contractor.
 - Sub-contractor certificates, registrations and licenses to operate a bus transportation service
 - Sub-contractor Agreement signed by both the prime contractor and sub-contractors.

(2) **Past Performance Information (PPI) Acceptability:** The Government will evaluate of the offeror's past performance based on the information submitted by the offeror. In addition, the Government may review internal past performance records for each offeror for similar requirements provided in the past or review PPIRS and CPARS for relevant past performance information not submitted by the offeror.

(3) **Experience Acceptability:** The Government will review information provided in Attachment (B) Experience Information Sheet to determine acceptability as described below in Paragraph 3. The minimum number required is five (5) times per year.

(4) **Cancellation Policy Acceptability:** The Government will evaluate whether the cancellation policy is consistent with current commercial practices.

3. Rating Procedures: Due to the interrelationship of services to be provided, the Government intends to make an award to the lowest priced, technically acceptable offeror with an acceptable past performance, acceptable experience, and an acceptable cancellation policy.

- a. **Technical Acceptability:** The Contracting Officer will evaluate, with the support of ESG 7, the required documents (para 2b (1) above) provided for the prime contractor and proposed subcontractors, **if available**, to ensure the documentation is complete and up-to-date as well as **meeting coverage thresholds**. The offeror will be deemed technically acceptable if all documents are complete and current as well as meeting coverage thresholds.

Acceptable: All technical documents for the prime contractor and any proposed subcontractors, **if available**, listed in paragraph b (1) are complete, current, and meet thresholds.

Unacceptable: One or more technical documents listed for the prime contractor and any proposed subcontractors, **if available**, in paragraph b (1) are not complete and current or does not meet thresholds.

- b. **Past Performance Acceptability:** The Contracting Officer will evaluate PPI submitted for the past three (3) years. The following areas will be reviewed for past performance:

- (1) Quality of service (technical compliance with contract requirements);
- (2) Timeliness of performance (ability to meet schedule); and
- (3) Management (offeror's general businesslike concern for the interest of the customer)

One of the following two past performance ratings will be assigned to the offeror:

Acceptable: An “Acceptable” rating will be assigned to an offeror who, within the past three (3) years, has been not seriously deficient in contract performance. Or in the event of a seriously deficient rating, the Contracting Officer determines that the circumstances were properly beyond the offeror’s control, the offeror took appropriate corrective action, or the offeror’s performance record is unknown. (See note below.)

Unacceptable: An “Unacceptable” rating will be given to an offeror who within the past three (3) years has been seriously deficient in contract performance, unless the Contracting Officer determines that the circumstances were properly beyond the offeror’s control or that the offeror took appropriate corrective action. “Seriously deficient” denotes a situation where performance did not meet a material contract requirement. The past performance summary report will also include the recommendations and /or questions for each offeror’s proposal if there remains a need for discussions. An offeror who receives a rating of Unacceptable will not be further considered for award and will be excluded from the competitive range.

Note: In the case of an offeror without a record of relevant past performance or for whose 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. Therefore, the offeror shall be determined to have unknown past performance. In the context of acceptability/unacceptability, “Unknown” shall be considered “Acceptable”.

- c. **Experience Acceptability:** The Contracting Officer will evaluate contractor’s experience information sheet. One of the following two experience ratings will be assigned to the offeror.

Acceptable: The contractor have at least two (2) years’ experience within the last four (4) years performing passenger transportation services.

Unacceptable: The contractor does not have at least two (2) years’ experience within the last four (4) years performing passenger transportation services.

Note: In case an offeror doesn’t meet minimum requirements per PWS para 12.1, it will be rated as “Unacceptable”.

- d. **Cancellation Policy Acceptability:** The Government will evaluate the cancellation policy to determine if it is consistent with current commercial practices.

Acceptable: Determined to be consistent with current commercial practices.

Unacceptable: Determined not to be consistent with current commercial practices.

4. Responsibility Determination: The Contracting Officer will perform a responsibility determination on the proposed awardee prior to award in accordance with FAR 9.104-1. To be eligible for award, the prospective contractor must be determined responsible by the Contracting Officer.

5. Award: Through the above procedures, the Government intends to make contract award to the responsible offeror who submits the lowest priced, technically acceptable offer with an overall past performance rating of acceptable, acceptable experience and acceptable cancellation policy.

(End of provision)

(End of Summary of Changes)