

## **SPECIAL NOTICE**

### **AVAILABILITY OF FISCAL YEAR 2014 FUNDS**

The Government's obligation under this solicitation is contingent upon the availability of congressionally appropriated Fiscal Year 2014 funds from which contract award may be made. No legal liability on the part of the Government for contract award may arise until funds are made available, with notice issued in writing, by the Contracting Officer.

### **INFORMATION REGARDING BID GUARANTEE AND BONDS**

A bid guarantee is required in an amount not less than 20 percent of the bid price but shall not exceed \$3,000,000. Failure to furnish the required bid guarantee in the proper form and amount, by the response due date, will require rejection of the bid in all cases except those listed in FAR 28.101-4, and may be cause for rejection even then. If the contract will exceed \$100,000 (see FAR 28.102-1 for lesser amount), the bidder to whom award is made will be required to furnish two bonds, a Payment Bond, SF 25A, and a Performance Bond, SF 25, each in the penal sum as noted in the General Conditions of the Specification.

### **PAST PERFORMANCE**

During contract administration, the government shall prepare and submit assessments on contractor performance for contracts and orders in excess of the simplified acquisition threshold (\$550,000 or more for construction; \$30,000 or more for architect-engineer service contracts) (see FAR Subpart 42.1502) by electronic submission to NIH CPS, which automatically transmits the information to PPIRS.

### **DESCRIPTION OF WORK**

Cost Range: \$250,000.00 to \$500,000.00.

## **VA NOTICE OF TOTAL SERVICE-DISABLED VETERAN –OWNED SMALL BUSINESS SET-ASIDE**

(a) *Definition.* In accordance with 38 U.S.C. § 8127, for the Department of Veterans Affairs, “Service-disabled veteran-owned small business concern”—

(1) Means a small business concern—

(i) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans (or eligible surviving spouses) (38 U.S.C. §§ 8127(h) and (k)(2)(A)(i)); and

(ii) The management and daily business operations of which are controlled by one or more service-disabled veteran (or eligible surviving spouse) or, in the case of a service-disabled veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran (38 U.S.C. §§ 8127(h) and (k)(2)(A)(ii)); and

(iii) The business meets federal small business size standards for the applicable North American Industry Classification System (NAICS) code identified in the solicitation document (38 U.S.C. § 8127(k)(1)); and

(iv) The business is listed in the VetBiz.gov Vendor Information Pages, (<http://www.VetBiz.gov>).

(2) “Service-disabled veteran” means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

(3) “Surviving Spouse” is an individual as defined in 38 U.S.C. § 101(3).

(b) General.

(1) Offers are solicited only from service-disabled veteran-owned small business concerns. Offers received from concerns that are not service-disabled veteran-owned small business concerns shall not be considered.

(2) Any award resulting from this solicitation will be made to a service-disabled veteran-owned small business concern.

(c) *Agreement.* A service-disabled veteran-owned small business concern agrees that, in the performance of the contract, in the case of a contract for—

(1) Services (except construction), at least 50 percent of the cost of personnel for contract performance will be spent for employees of the concern or employees of other service-disabled veteran-owned small business concerns;

(2) Supplies (other than acquisition from a non-manufacturer of the supplies), at least 50 percent of the cost of manufacturing, excluding the cost of materials, will be performed by the concern or other service-disabled veteran-owned small business concerns;

(3) General construction, at least 15 percent of the cost of the contract performance incurred for personnel will be spent on the concern’s employees or the employees of other service-disabled veteran-owned small business concerns; or

(4) Construction by special trade contractors, at least 25 percent of the cost of the contract performance incurred for personnel will be spent on the concern’s employees or the employees of other service-disabled veteran-owned small business concerns.

(d) A joint venture may be considered a service-disabled veteran owned small business concern if—

(1) At least one member of the joint venture is a service-disabled veteran-owned small business concern and makes the following representations: That it is a service-disabled veteran-

owned small business concern, and that it is a small business concern under the North American Industry Classification Systems (NAICS) code assigned to the procurement;

(2) Each other concern is small under the size standard corresponding to the NAICS code assigned to the procurement;

(3) The joint venture meets the requirements of paragraph 7 of the explanation of Affiliates in 19.101 of the Federal Acquisition Regulation; and

(4) The joint venture meets the requirements of 13 CFR 125.15(b).

(e) Any service-disabled veteran-owned small business concern (non-manufacturer) must meet the requirements in 19.102(f) of the Federal Acquisition Regulation to receive a benefit under this program.

## **PRE-PROPOSAL CONFERENCE AND JOB SITE FAMILIARIZATION**

March 27, 2014 at 10:00 a.m. (PST)

VA San Diego Healthcare System  
3350 LaJolla Village Drive  
San Diego, CA 9216

## **PROPOSAL SUBMISSION**

Note: All Requests for Information (RFIs) regarding this RFP must be submitted in writing to the Contracting Officer and must be received at least seven (7) calendar days in advance of the offer due date in order to allow replies to reach all prospective offerors in a timely manner. Oral explanations given before award are not binding.

a) The Government will evaluate bids in response to this solicitation without discussions and will award a contract to the responsible bidder whose bid, conforming to the solicitation, will be most advantageous to the Government, considering only price and the price-related factors specified elsewhere in the solicitation.

b) The Government may reject any or all bids, and waive informalities or minor irregularities in bids received.

c) The Government may accept any item or combination of items, unless doing so is precluded by a restrictive limitation in the solicitation or the bid.

d) The Government may reject a bid as nonresponsive if the prices bid are materially unbalanced between line items or sub-line items. A bid is materially unbalanced when it is based on prices significantly less than cost for some work and prices which are significantly overstated in relation to cost for other work, and if there is a reasonable doubt that the bid will result in the lowest overall cost to the Government even though it may be the low evaluated bid, or if it is so unbalanced as to be tantamount to allowing an advance payment.

e) A Determination of Responsibility will be accomplished for the apparent awardee prior to processing the award. The above information, along with other information obtained from Government systems, such as the OSHA and EPA online inspection history databases will be used to make the Determination of Responsibility. Failure to affirm being within the guidelines above or submit this information will result in a determination of "Non-Responsibility" for the Offeror. NOTE: Any information received by the Government that would cause for a negative Determination of Responsibility will make the Offeror ineligible for award.

f) This requirement is applicable to all subcontracting tiers, and prospective prime contractors are responsible for determining the responsibility of their prospective subcontractors.

## **I. OFFER SUBMISSION REQUIREMENTS – Supplements Block 13A, Standard Form 1442**

Offers shall be completed and submitted in accordance with all terms, conditions, drawings, and specifications in this Solicitation. Offers shall be submitted in accordance with the structure and format stipulated both here and elsewhere in this section.

They shall also contain cover sheets labeled with the **Solicitation Number, Project Number, Project Title, Project Location, Offeror Organization, Address, Point of Contact, Phone Number, Fax Number, and Email Address.**

Offers shall submit 1 (one) hardcopy of original bonds and (one) 1 copy SF1442 in MS Word or PDF format and one copy on a CD of Bid Contents no later than Wednesday, April 16, 2014 at 10:00 am PST to:

### **FED EX ADDRESS:**

Network Contracting 22  
Attn: Timothy Prather, Contracting Officer  
4811 Airport Plaza Drive  
Suite 600 / 603 22  
Long Beach, CA 90815

**PUBLIC BID OPENING:** Will be held on Wednesday, April 16, 2014 at 10:15 am PST.

Network Contracting Office 22  
4811 Airport Plaza Drive, Suite 600  
1st Floor Conference Room  
Long Beach, CA 90815

### **A. Price Proposal Submission – a separate CD, labeled “VA262-14-B-0231 – Price Proposal” is required.**

Format the Price Proposal as follows:

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|------|--|
| TAB  | CONTENTS OF THE PRICE PROPOSAL   |
| I    | Price Proposal Cover Sheet   |
| II   | SF 1442; Acknowledgement of Amendments;<br>Joint Venture Agreement (If Applicable)   |
| III. | Representations, Certifications, and Other Statements of Offerors (unless offeror is in the ORCA system)   |
| IV   | Bid Guarantee - On Standard Form 24. The surety must be on the Department of Treasury Approved Sureties List. <b>Submission of a hard copy with wet signature is required.</b> |
| V    | Offeror's DUNS number. If submitting a Joint Venture, the Joint Venture DUNS number  |
| VII  | CD with copy of Proposal and Bid Guarantee   |

**NOTE: A Scanned signed 1442 is acceptable.**

## **POST-AWARD CONFERENCE / NOTICE TO PROCEED**

A post-award conference / notice to proceed shall be conducted with the successful Offeror after award of a fully executed contract. The post-award conference / notice to proceed shall be conducted in May 2014. Time and Date is "To Be Determined (TBD)."