

SOLICITATION, OFFER, AND AWARD <i>(Construction, Alteration, or Repair)</i>	1. SOLICITATION NUMBER DACW67-03-B-0005	2. TYPE OF SOLICITATION <input checked="" type="checkbox"/> SEALED BID (IFB) <input type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED 13 June 2003	PAGE OF PAGES 1
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IMPORTANT - The "offer" section on the reverse must be fully completed by the offeror.

4. CONTRACT NUMBER DACW67-03-C-0013	5. REQUISITION/PURCHASE REQUEST NUMBER W68MD9-3108-2054	6. PROJECT NUMBER
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7. ISSUED BY Seattle District, Corps of Engineers ATTN: CENWS-CT-CB-CU PO Box 3755 Seattle, WA 98124-3755	CODE W68MD9	8. ADDRESS OFFER TO Seattle District, Corps of Engineers PO Box 3755 ATTN: CENWS-CT-CB-CU Seattle, WA 98124-3755 HAND CARRY: Preston Conference Room 4735 East Marginal Way South Seattle, WA 98134-2385 BID OPENING ROOM: Preston Conference Room
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9. FOR INFORMATION CALL	A. NAME See Information Page inside Front Cover	B. TELEPHONE NUMBER (Include area code) (NO COLLECT CALLS) See Information Page inside Front Cover
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SOLICITATION

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying number, date):

Furnish all labor, materials and equipment and perform all work for Flow Measurement, Chief Joseph Dam, Columbia River, Bridgeport, Washington in accordance with the attached Contract Clauses, Special Clauses, Technical Specifications and Drawings.

- Solicitation DACW67-03-B-0005 dated June 13, 2003 with 1 amendment.
- Wage Determinations: WA030001 with 0 modifications
- Drawings as listed in Section 00800A.
- See page 00010-3 for alterations to Contract

NOTE: Award will be made pursuant to the Small Business Competitive Demonstration Program.

11. The Contractor shall begin performance within 10 calendar days and complete it within * calendar days after receiving award, notice to proceed. This performance period is mandatory, negotiable. (See * Paragraph SC-1, 00800 .)

12A. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE PAYMENT BONDS? (If "YES," indicate within how many calendar days after award in Item 12B.) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	12B. CALENDAR DAYS 5
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13. ADDITIONAL SOLICITATION REQUIREMENTS:
- Sealed offers in original and _____ copies to perform the work required are due at the place specified in Item 8 by 2:00 p.m. (hour) local time 8 July 2003 (date). If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelope containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.
 - An offer guarantee is, is not required.
 - All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.
 - Offers providing less than 90 calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

OFFER (Must be fully completed by offeror)

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code) BURKE ELECTRIC LLC 13563 SE 27 th BELLEVUE, WA 98005 Tax ID No: 91-0793148 DUNS No: 02-735-4261 eMail: Randy.H@burkeelectric.com	15. TELEPHONE NUMBER (Include area code) 425-644-0351 FAX: 425-747-5977 16. REMITTANCE ADDRESS (Include only if different than Item 14)
CODE	FACILITY CODE

17. The offeror agrees to perform the work required at the prices specified below in strict accordance with the terms of this solicitation, if this offer accepted by the Government in writing within _____ calendar days after the date offers are due. (Insert any number equal or greater than the minimum requirement stated in 13D. Failure to insert any number means the offeror accepts the minimum in Item 13D.)

AMOUNTS See page 00010-5

18. The offeror agrees to furnish any required performance and payment bonds.

19. ACKNOWLEDGEMENT OF AMENDMENTS

(The offeror acknowledges receipt of amendments to the solicitation - give number and date of each)

AMENDMENT NO.	1								
DATE	20 Jun 03								

20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) <i>Randy F. Burke</i>	20B. SIGNATURE 	20C. OFFER DATE 7-9-03
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AWARD (To be completed by Government)

21. ITEMS ACCEPTED

0001 thru 0002

22. AMOUNT \$184,456.00	23. ACCOUNTING AND APPROPRIATION DATA SEE ALTERATIONS PAGE 00010-3
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24. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)	ITEM 26	25. OTHER THAN FULL AND OPEN COMPETITION PURSUANT TO <input type="checkbox"/> 10 U.S.C. 2304(c) () <input type="checkbox"/> 41 U.S.C. 253(c) ()
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26. ADMINISTERED BY CODE Send the following office 1 Original Invoice and 1 copy Fairchild Resident Office PO Box 1929 Airway Heights, WA 99001-1929	27. PAYMENT WILL BE MADE BY US Army Corps of Engineers Finance Center CEFC-AO-P 5722 Integrity Drive Millington, TN 38054-5005
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CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE

<input type="checkbox"/> 28. NEGOTIATED AGREEMENT (Contractor is required to sign this document and return _____ copies to the issuing office.) Contractor agrees to furnish and deliver all items or perform all work requirements identified on this form and any continuation sheets for the consideration stated in this contract. The rights and obligations of the parties to this contract shall be governed by (a) this contract award, (b) the solicitation, and (c) the clauses, representations, certifications, and specifications incorporated by reference in or attached to this contract.	<input type="checkbox"/> 29. AWARD. (Contractor is not required to sign this document.) You offer on this solicitation is hereby accepted as to the items listed. The award consummates the contract, which consists of (a) the Government solicitation and your offer, and (b) this contract award. No further contractual document is necessary.
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30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN (Type or print)	31A. NAME OF CONTRACTING OFFICER (Type or print) CHERYL A. ANDERSON Contracting Officer
30B. SIGNATURE	31B. UNITED STATES OF AMERICA BY
30C. DATE	31C. AWARD DATE 11 July 2003

Portions of this contract are altered as follows:

1. Total awarded amount is \$184,456.00. Total obligated amount is \$184,456.00.

Accounting and Appropriation Data

96X40450000	082433	3230F98GH9003200	89	96453	\$184,456.00
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2. Items 0001 and 0002 are hereby accepted for award. Option Item 0003, if awarded, will be incorporated by modification.
3. SC-6. CONTINUING CONTRACTS (EFARS 52.232-5002) (Alternate) (MAR 1995), in part, is hereby revised as follows:
(b) The sum of \$184,456.00 has been reserved for this contract and is available for payments to the Contractor during the current fiscal year. It is expected that Congress will make appropriations for future fiscal years from which additional funds together with funds provided by one or more non-federal project sponsors will be reserved for this contract.

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IF THE CONTRACTOR IS A CORPORATION OR PARTNERSHIP, THE APPLICABLE PORTION OF THE FORM LISTED BELOW MUST BE COMPLETED. IN THE ALTERNATIVE, OTHER EVIDENCE MUST BE SUBMITTED TO SUBSTANTIATE THE AUTHORITY OF THE PERSON SIGNING THE CONTRACT. IF A CORPORATION, THE SAME OFFICER SHALL NOT EXECUTE BOTH THE CONTRACT AND THE CERTIFICATE.

CORPORATE CERTIFICATE

I, _____, certify that I am the _____ Secretary of the Corporation named as Contractor herein; that _____, who signed this contract on behalf of the Contractor was then _____ of said corporation; that said contract was duly signed for and on behalf of said corporation by authority of its governing body and is within the scope of its corporate powers.

(Secretary) (CORPORATE SEAL)

AUTHORITY TO BIND PARTNERSHIP LLC.

This is to certify that the names, signatures and Social Security Numbers of all partners are listed below and that the person signing the contract has authority actually to bind the partnership pursuant to its partnership agreements. Each of the partners individually has full authority to enter into and execute contractual instruments on behalf of said partnership with the United States of America, except as follows: (state "none" or describe limitations, if any)

NONE

This authority shall remain in full force and effect until such time as the revocation of authority by any cause whatsoever has been furnished in writing to, and acknowledged by, the Contracting Officer.

(Names, Signatures and Social Security Numbers of all Partners)

NAME	SIGNATURE	SOCIAL SECURITY NO.
<u>Randy BURKE</u>	<u>[Signature]</u>	<u>535-50-9432</u>
<u>Paul BURKE</u>	<u>[Signature]</u>	<u>538-16-9520</u>
_____	_____	_____
_____	_____	_____

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03024 Flow Measurement, Chief Joseph Dam, Columbia River, WA

SCHEDULE

<u>Item No.</u>	<u>Description of Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
BASE ITEMS					
0001	All Work for Flow Measurement Installation for Unit 15	1	LS	***	\$ <u>169,456</u> ^e
0002	All Work for As-Built Drawings	1	LS	***	\$15,000
TOTAL PRICE BASE ITEMS					\$ <u>184,456</u> ^e
OPTIONAL ITEM					
0003	All Work for Flow Measurement Installation for Unit 11	1	LS	***	\$ <u>160,000</u> ^e
TOTAL PRICE BASE AND OPTIONAL ITEMS					\$ <u>344,456</u> ^e

NOTE:

1. The dollar amount established in Item 0002 shall not be revised by bidders.

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