

<b>SOLICITATION, OFFER, AND AWARD</b> <i>(Construction, Alteration, or Repair)</i>	1. SOLICITATION NUMBER DACW67-03-R-0003	2. TYPE OF SOLICITATION <input checked="" type="checkbox"/> SEALED BID (IFB) <input type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED 3 March 2003	PAGE OF PAGES 1
	<b>IMPORTANT - The "offer" section on the reverse must be fully completed by the offeror.</b>			

4. CONTRACT NUMBER DACW67-03-C-0012	5. REQUISITION/PURCHASE REQUEST NUMBER W68MD9-2338-3082	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 Pacific Sound Resoures Superfund Marine Sediment Unit Remedial Act at Harborl Island Seattle, Washington. in accordance with the attached Contract Clauses, Special Clauses, Technical Specifications and Drawings.

1. Solicitation DACW67-03-R-0003 dated 3 March with 5 amendments.
2. Wage Determinations:e WA010001 with 21 modifications dated 4 April 2003.
3. Drawings as listed in Section 00800
4. See page 00010-3 for alterations to Contract

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 10
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13. ADDITIONAL SOLICITATION REQUIREMENTS:
- A. Sealed offers in original and 5 copies to perform the work required are due at the place specified in Item 8 by 2:00 p.m. (hour) local time 15 May 03 (date). If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelo containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.
  - B. An offer guarantee  is,  is not required.
  - C. All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by referenc
  - D. Offers providing less than 120 calendar days for Government acceptance after the date offers are due will not be considered and w be rejected.

**OFFER (Must be fully completed by offeror)**

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)		15. TELEPHONE NUMBER (Include area code)	
American Civil Constructors West Coast, Inc. 3701 Mallard Drive Benicia, CA 94510 Tax ID No: <u>68-0148343</u> DUNS No: <u>189224249</u> eMail: <u>seattle@acconstructors.com</u>		(206) 763-1230 FAX: (206) 762-1854	
16. REMITTANCE ADDRESS (Include only if different than Item 14)		PO Box 80945 Seattle, WA 98108	
CODE	FACILITY CODE		

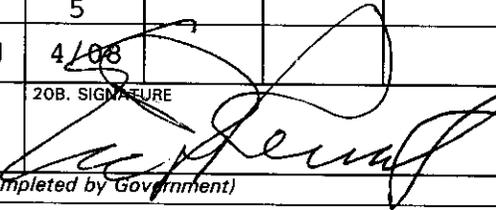
17. The offeror agrees to perform the work required at the prices specified below in strict accordance with the terms of this solicitation, if this offer accepted by the Government in writing within \_\_\_\_\_ calendar days after the date offers are due. (Insert any number equal or greater than the minimum 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	2	3	4	5				
DATE	3/17	3/28	3/31	4/01	4/08				

20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print)	20B. SIGNATURE	20C. OFFER DATE
Eric F Reichelt, P.E. Vice President		15MAY03

**AWARD (To be completed by Government)**

21. ITEMS ACCEPTED

LINE ITEM 0001 thru 0018

22. AMOUNT	23. ACCOUNTING AND APPROPRIATION DATA
\$5,392,484.00	6820X 81450000G32003 080000NA 000003230FB7C85

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) ( )

26. ADMINISTERED BY	27. PAYMENT WILL BE MADE BY
United States Army Corps of Engineers Seattle District Northwest Area Office PO Box 92146 Tillicum, WA 98492-0146	US Army Corps of Engineers Finance Center CEFC-AO-P 5722 Integrity Drive Millington, TN 38054-5005

**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.) Your 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	30C. DATE
31B. UNITED STATES OF AMERICA	31C. AWARD DATE
	20 May 2003

## ALTERATIONS IN CONTRACT (FAR 52.252-4)(APR 1984)

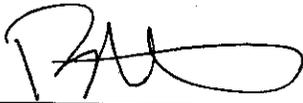
Portions of this contract are altered as follows:

1. Items accepted for Contract Award are the Base Items, Bid Schedule Section B, Schedule for Base Items 0001 through 0018.
2. The Contracting Officer's Representative (ACO) is: Jim Ulrich  
Telephone: (253)966-4394
3. The Alternate Contracting Officer's Representative (Alt ACO) is: George Henry  
Telephone: (253)966-4358
4. The total contract amount obligated for the Base Item, as stated in Section G, paragraph G.3, "Accounting And Appropriation Data", is \$5,392,484.00 The Accounting and Appropriation data is as follows:  
  
68X81450000 080000 3230FB7B7C85NA 000000 \$5,392,484.00
5. The current Wage Determination WA20001, Modification 21 dated 4/18/2003 is incorporated and made a part of this Contract.
6. Revised Section 01355 Environmental Protection is incorporated herein.
7. Small Business Subcontracting Plan (5 pages) is incorporated herein.
8. Contractors technical proposal dated 10 April 2003 and the final price proposal dated 16 May 2003 are hereby incorporated by reference.

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, Brian Stebbins, certify that I am the Executive VP/CEO Secretary of the Corporation named as Contractor herein; that Eric F. Reichelt, who signed this contract on behalf of the Contractor was then Vice President 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**

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)

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.
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Pacific Sound Resources Superfund Site, Marine Sediment Unit, Seattle, Washington

## SCHEDULE

<u>Item No.</u>	<u>Description of Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
<b>BASE ITEMS - Capping in RA1, Dredging, and Outfall Extension</b>					
0001	All Work for Mobilization and Demobilization	1	JOB	LS	\$ <u>225,000.00</u>
0002	Remedial Action Management Plan	1	JOB	LS	\$ <u>125,000.00</u>
0003	All Work for PSR Marine Sediments Unit Remedial Action - Capping in RA1, Dredging, and Outfall Extension, except for Item Nos. 0001, 0002, and 0004 through 0018, including site preparation and development	1	JOB	LS	\$ <u>1,100,000.00</u>
0004	Dredging and Disposal at Subtitle "D" Landfill	10,000	CY	\$ <u>75.32</u>	\$ <u>753,200.00</u>
0005	Sand Cap Mix	27,300	TON	\$ <u>28.05</u>	\$ <u>765,765.00</u>
0006	Gravel Mix	85,300	TON	\$ <u>16.25</u>	\$ <u>1,386,125.00</u>
0007	Filter Material No. 1	700	TON	\$ <u>27.35</u>	\$ <u>19,145.00</u>
0008	Filter Material No. 2	2,900	TON	\$ <u>30.68</u>	\$ <u>88,972.00</u>
0009	Riprap	12,200	TON	\$ <u>24.43</u>	\$ <u>298,046.00</u>
0010	Beach Sand	1,000	TON	\$ <u>16.80</u>	\$ <u>16,800.00</u>
0011	Habitat Mix	6,900	TON	\$ <u>15.99</u>	\$ <u>110,331.00</u>
0012	Shoreline Restoration	1	JOB	LS	\$ <u>10,500.00</u>
0013	Water Quality Monitoring	1	JOB	LS	\$ <u>159,750.00</u>
0014	Cap Verification Sampling and Analysis	1	JOB	LS	\$ <u>34,250.00</u>
0015	Longfellow Creek Outfall Extension and Outfall Grouting	1	JOB	LS	\$ <u>140,000.00</u>



Pacific Sound Resources Superfund Site, Marine Sediment Unit, Seattle, Washington

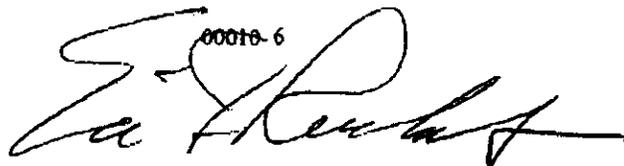
## SCHEDULE

<u>Item No.</u>	<u>Description of Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
0016	Pre-Construction Multi-Beam Hydrographic Survey	1	JOB	LS	\$ <u>42,000.00</u>
0017	Land Surveying and Single-Beam Hydrographic Surveys	1	JOB	LS	\$ <u>54,000.00</u>
0018	Record Drawing and Closeout Documentation	1	JOB	LS	\$ <u>57,600.00</u>
<b>TOTAL FOR BASE ITEMS 0001 THROUGH 0018</b>					\$ <u>5,392,484.00</u>
<b>GENERAL OPTION ITEMS</b>					
0019	Disposal at Subtitle "C" Landfill				
0019AA	First 10 Tons	10	TON	\$ <u>908.00</u>	\$ <u>9,080.00</u>
0019AB	All over 10 Tons	90	TON	\$ <u>241.00</u>	\$ <u>21,690.00</u>
0020	Additional Cap Verification Sampling and Analysis	30	EACH	\$ <u>1,950.00</u>	\$ <u>58,500.00</u>
0021	Standby for Site Access	10	DAY	\$ <u>9,500.00</u>	\$ <u>95,000.00</u>
0022	All Work for Additional Demobilization and Remobilization	1	JOB	LS	\$ <u>116,200.00</u>
<b>OPTION ITEMS - Capping in RA2a and RA3</b>					
0023	All Work for PSR Marine Sediments Unit Remedial Action - Capping in RA2a and Capping in RA3, except for Item Nos. 0024 through 0030, including site preparation and development	1	JOB	LS	\$ <u>375,000.00</u>
0024	Sand Cap Mix	38,600	TON	\$ <u>28.46</u>	\$ <u>1,098,556.00</u>
0025	Coarse Sand	32,800	TON	\$ <u>17.46</u>	\$ <u>572,688.00</u>
0026	Gravel Mix	5,500	TON	\$ <u>16.09</u>	\$ <u>88,495.00</u>
0027	Water Quality Monitoring	1	JOB	LS	\$ <u>85,000.00</u>

DACW67-03-R-0003

00016-6

R0002



## Pacific Sound Resources Superfund Site, Marine Sediment Unit, Seattle, Washington

## SCHEDULE

<u>Item No.</u>	<u>Description of Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
0028	Cap Verification Sampling and Analysis	1	JOB	LS	\$ <u>33,000.00</u>
0029	Single-beam Hydrographic Surveys	1	JOB	LS	\$ <u>17,000.00</u>
0030	Record Drawing and Closeout Documentation	1	JOB	LS	\$ <u>24,000.00</u>
<b>OPTION ITEMS - Capping in RA2b and RA4</b>					
0031	All Work for PSR Marine Sediments Unit Remedial Action - Capping in RA2b and Capping in RA4, except for Item Nos. 0032 through 0037, including site preparation and development	1	JOB	LS	\$ <u>936,000.00</u>
0032	Sand Cap Mix	266,100	TON	\$ <u>25.03</u>	\$ <u>6,660,483.00</u>
0033	Water Quality Monitoring	1	JOB	LS	\$ <u>110,000.00</u>
0034	Cap Verification Sampling and Analysis	1	JOB	LS	\$ <u>53,000.00</u>
0035	Single-beam Hydrographic Surveys	1	JOB	LS	\$ <u>22,500.00</u>
0036	Sediment Profile Imaging Surveys				
0036AA	First 4 surveys	4	EACH	\$ <u>18,000.00</u>	\$ <u>72,000.00</u>
0036AB	All over 4 surveys	4	EACH	\$ <u>18,000.00</u>	\$ <u>72,000.00</u>
0037	Record Drawing and Closeout Documentation	1	JOB	LS	\$ <u>24,000.00</u>
<b>OPTION ITEM - Post-Construction Survey</b>					
0038	Post-Construction Multi-Beam Hydrographic Survey	1	JOB	LS	\$ <u>25,250.00</u>

TOTAL FOR OPTION ITEMS 0019 THROUGH 0038

\$ 10,469,442.00

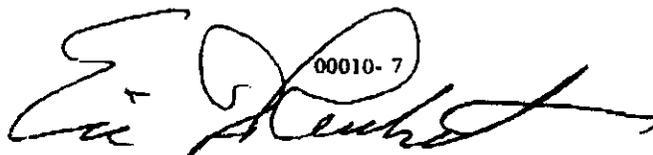
TOTAL FOR ALL ITEMS 0001 THROUGH 0038

\$ 15,861,926.00

Notes: CY - cubic yards

EA - each

LS - lump sum



00010-7

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