

SOLICITATION, OFFER, AND AWARD <i>(Construction, Alteration, Of Repair)</i>	1. SOLICITATION NUMBER W912DW-04-B-0007	2. TYPE OF SOLICITATION <input checked="" type="checkbox"/> SEALED BID (IFB) <input type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED May 7, 2004	PAGE OF PAGES 1
	IMPORTANT - The "offer" section on the reverse must be fully completed by the offeror.			

4. CONTRACT NUMBER W912DW-04-C-0012	5. REQUISITION/PURCHASE REQUEST NUMBER W68MD9-3314-5415	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 W912DW	8. ADDRESS OFFER TO Seattle District, Corps of Engineers PO Box 3755 ATTN: CENWS-CT-CB-CU Seattle, WA 98124-3755 HAND CARRY: Seattle District Corps of Engineers Contracting Division 4735 East Marginal Way South Seattle, WA 98134-2329
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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 Snoqualmie River Project, Bridge & Trestle Demolition, Snoqualmie Falls, Washington in accordance with the attached Contract Clauses, Special Clauses, Technical Specifications and Drawings.

1. Solicitation W912DW-04-B-0007 dated May 7, 2004 with 1 amendments.
2. Wage Determinations: WA20030001 with 7 modifications
3. Drawings as listed in section 00800.
4. 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 10
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13. ADDITIONAL SOLICITATION REQUIREMENTS:
- A. Sealed offers in original and 0 copies to perform the work required are due at the place specified in Item 8 by 2:00 p.m. (hour, local time June 8, 2004 (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.
 - 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 reference.
 - D. Offers providing less than 60 calendar days for Government acceptance after the date offers are due will not be considered and be rejected.

OFFER (Must be fully completed by offeror)

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)
AMERICAN CIVIL CONSTRUCTORS NEST COAST, INC
3701 MALLARD DRIVE
BENECIA, CA 94510

Tax ID No: **68,0148343** DUNS No: **189224249**
 eMail: **SEATTLE@ACCSTRUCTORS.COM**

15. TELEPHONE NUMBER (Include area code) **206 763 1230** Fax No.: **206 762 1854**

16. REMITTANCE ADDRESS (Include only if different than Item 14)
P.O. 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

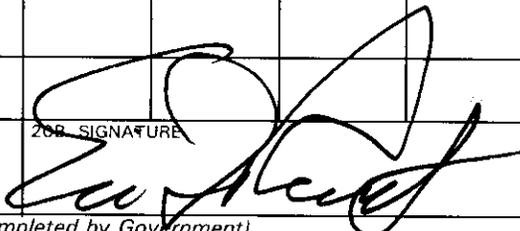
18. The offeror agrees to furnish any required performance and payment bonds.

19. ACKNOWLEDGEMENT OF AMENDMENTS

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

AMENDMENT NO.	1								
DATE	5/27/04								

20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) **ERIC F REICHELDT, VICE PRESIDENT**

20B. SIGNATURE 

20C. OFFER DATE **08 JUN 04**

AWARD (To be completed by Government)

21. ITEMS ACCEPTED

0001 thru 0002

22. AMOUNT **\$428,880.00**

23. ACCOUNTING AND APPROPRIATION DATA
 See Alterations in Contract, Page 00010-3

24. SUBMIT INVOICES TO ADDRESS SHOWN IN  ITEM **26**

(4 copies unless otherwise specified)

25. OTHER THAN FULL AND OPEN COMPETITION PURSUANT TO
 10 U.S.C. 2304(c) () 41 U.S.C. 253(c) ()

26. ADMINISTERED BY CODE _____

USACE - Seattle District
Northwest Area Office
PO Box 92146
Tillicum, WA 98492-0146

27. PAYMENT WILL BE MADE BY
US Army Corps of Engineers Finance Center
CEFC-AO-P
5722 Integrity Drive
Millington, TN 38054-500

CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE

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.

29. AWARD. (Contractor is not required to sign this document.) Your offer on this solicitation is hereby accepted as to the items listed. This 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.

30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN (Type or print)

31A. NAME OF CONTRACTING OFFICER (Type or print)
SHARON GONZALEZ

30B. SIGNATURE _____ 30C. DATE _____

31B. UNITED STATES OF AMERICA BY  31C. AWARD DATE **8/10/04**

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 and the Optional Item, Bid Schedule Section B, Schedule, for Base Items 0001 through 002 and Optional Item 0003.
2. The Contracting Officer’s Representative (COR) is Matthew Satter
(253)966-4360
3. The total contract award amount is \$428,880.00.
4. In accordance with Section 00800-7, CONTINUING CONTRACT, (EFARS 52.232-5002 (March 1995), funds are hereby decreased from \$250,000.00 to \$20,000. Accordingly, the following paragraph of the Clause is change to read, in part, as follows:

FROM: (b) The sum of \$250,000.00 has been reserved for this contract and is available for payments to the Contractor during the current fiscal year.”

TO: (b) The sum of \$20,000.00 has been reserved for this contract and is available for payments to the Contractor during the current fiscal year.”

The sum of \$20,000.00 has been reserved for this contract.

5. Accounting and Appropriation Data per line item funded:

Item No.	Description of Item	Qty	Unit	Unit Price	Amount
Base Items					
0001	Bridge and Trestle Demolition	1	JOB	L.S.	\$422,280.00
96X31220000 08243	3230B96305094411	NA	96543 (Federal Funds)		\$16,100.00
96X88620000 08243	3230B96305094411	NA	96543 (Non-Fed Funds)		\$3,800.00
0002	Extra Insurance Coverage as shown in SPECIAL CLAUSES paragraph SC-5.2	1	JOB	L.S.	\$100.00
96X31220000 08243	3230B96305094411	NA	96543 (Federal Funds)		\$100.00
Optional Item					
0003	Field Office Trailer	1	JOB	L.S.	\$6,500.00

6. The current Wage Determination WA20030001, Modification 7 dated 14 May 2004 is incorporated and made a part of this Contract.

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, PETER WELLS, certify that I am the ASSISTANT Secretary of the Corporation named as Contractor herein; that ERIC 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.

Peter Wells (CORPORATE SEAL)
ASSIST. (Secretary)

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

SCHEDULE

<u>Item No.</u>	<u>Description of Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Amount</u>
<u>BASE ITEMS</u>					
0001	Bridge and Trestle Demolition	1	JOB	L.S.	\$ <u>422,280.00</u>
0002	Extra Insurance Coverage as shown in SPECIAL CLAUSES paragraph SC-5.2	1	JOB	L.S.	\$ <u>100.00</u>
TOTAL BASE ITEMS					\$ <u>422,380.00</u>
<u>OPTIONAL ITEM</u>					
0003	Field Office Trailer (see Section 01501, paragraph 1.9)	1	JOB	L.S.	\$ <u>6,500.00</u>
TOTAL BASE AND OPTIONAL ITEMS					\$ <u>428,880.00</u>