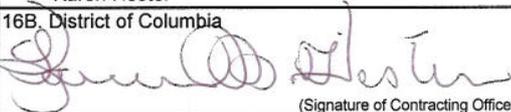


<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. Contract Number	Page of Pages 1   6	
2. Amendment/Modification Number DCFA-2008-R-0124-004		3. Effective Date 13-Mar-08	4. Requisition/Purchase Request No.	5. Solicitation Caption Evidence Control & Storage Facility	
6. Issued By: Office of Contracting and Procurement Construction, Design and Building Renovation Group 441 4th Street NW, Suite 700S Washington, DC 20001 Attn: Karen Hester			7. Administered By (If other than line 6)		
8. Name and Address of Contractor (No. Street, city, country, state and ZIP Code)			(X)	9A. Amendment of Solicitation No. DCFA-2008-R-0124	
				9B. Dated (See Item 11) 2/27/2008	
				10A. Modification of Contract/Order No.	
				10B. Dated (See Item 13)	
Code	Facility				
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
x	The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended. <input checked="" type="checkbox"/> is not extended. Offers 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> copy of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or fax which includes a reference to the solicitation and amendment number. FAILURE OF YOUR ACKNOWLEDGEMENT 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 letter or fax, provided each letter or telegram 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					
(X)	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 27 DCMR, Chapter 36, Section 3601.2.				
	C. This supplemental agreement is entered into pursuant to authority of: DCMR 27 2008.4 (a) (b) ©				
	D. Other (Specify type of modification and authority)				
<b>E. IMPORTANT:</b> Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copy to the issuing office.					
14. Description of amendment/modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.)  <b>Solicitation No. DCFA-2008-R-0124 is hereby amended to include response to Offeror questions. See pages 2 thru 6.</b>  Page 1 of Amendment No. DCFA-2008-R-0124-003 dated 3/6/08, is hereby amended by deleting "...and shall complete all work with the exception of Training and Commissioning and Relocation Phases with 540 calendar days" and replacing with "...and shall complete all work including Training and Commissioning within 540 calendar days".					
Except as provided herein, all terms and conditions of the document referenced in Item (9A or 10A) remain unchanged and in full force and effect					
15A. Name and Title of Signer (Type or print)			16A. Name of Contracting Officer Karen Hester		
15B. Name of Contractor		15C. Date Signed	16B. District of Columbia 		16C. Date Signed 3/13/08
(Signature of person authorized to sign)			(Signature of Contracting Officer)		

1. Question: Please confirm that Liquidated Damages for the new Evidence Control Property Facility is \$3,512.00/day. This figure appears excessively high considering the value, size and end-use of the facility, once completed.

Response: Section H, Paragraph H.1.1, is hereby amended to change the liquidated damages from \$3,512.00/day to \$2,806.00/day.

2. Question: After reading through the RFP, it seems that the technology for logistical control, storage, and retrieval of the evidence and supplies has been severely reduced in priority. The RFP seems to focus on the building of the facility as a construction project. Storage Technology is only mentioned briefly as an allowance to be allocated in the proposal, but whose design is to be determined later during design. Another indication of the severe reduction in priority for evidence control and storage technology is that the set asides for Small Business (50%) seems to require that the small business be certified in Building Construction. Is my reading of this reduction in priority for Evidence Control and Storage technology correct?

Response: This RFP is for a turn-key solution. All components are critical. Section B, Paragraph B.2, is hereby amended to delete..."SBEs must be certified in the procurement category of Building Construction (General Construction, etc.) in order to be eligible for the subcontracting set-aside" and replacing with ...."SBEs must be certified in the category appropriate to the work to be performed".

3. Question: A fair and reasonable price proposal for such a high-tech, multifaceted facility with such a wide variety of storage, IT and software solution, requires a thorough, if not substantial design solution to address all architectural, foundation, force protection, HVAC, electrical, structural and siting concerns. Due to the fact that project/proposal documents were just recently made available, and the pre-proposal conference was delayed, please consider a 6-week date extension to allow adequate time for the development of a responsive bid proposal.

Response: Requests for an extension to the March 24, 2008, proposal submission date are under consideration.

4. Question: The siting information provided is scanty and minimal. As a result, it provides inadequate information (boundary lines, required setbacks, site grading and elevations, etc.) to base a design. Please provide more information.

Response: There is no site survey information available.

5. Question: Paragraph C.6.1 Zoning states, "It is the responsibility of the Contractor to engage a reputable "Land-Use Attorney" to confirm that the project can be built under the current zoning status." As this process would take more time than is current available, even to conduct an initial/preliminary assessment, request that you consider delaying the bid/opening/RFP submission for six weeks, minimum.

Response: If Offerors are proposing to provide the new MPD evidence facility on the site identified on St. Elizabeth's Hospital East Campus, the District of Columbia Government will be responsible for providing all required zoning proposals. However, the Contractor shall be required to support the District as required by the zoning process. Requests for an extension to the March 24, 2008, proposal submission date are under consideration.

6. Question: Does the District intend to procure a Project Manager separate from the Design Build contractor contemplated in this RFP. Section B4 requests a breakdown of both construction cost and soft costs. The line items include general conditions which could be interpreted as the field and project management team of the builder and the architectural and engineering fees which could be interpreted as the design professionals which could include contract administration during construction. Notwithstanding, the soft cost breakdown also includes a line item for "project management and supervision" which could be interpreted as the solicitation is also requesting a project manager to be part of the respondent team. In addition, the language in Section L.5.1.1 outlines the management requirements, and the technical evaluation takes the management plan into account, but this does not describe project management (owner's representative) activities.

Response: Subsection B.4, Pricing Data: Delete Division 01 – General Requirements/General Conditions and replace with General Conditions including Supervision. Delete under Soft Costs: Project Management and Supervision.

7. Question: Based on previous experience with District, we assume that OCP will retain separately a Project Manager (Owner Representative) to provide overall management of the project from programming, entitlements, design and construction management. Is that the case?

Response: The District may appoint an owner representative at its discretion.

8. Question: In Section B.4, you say you will entertain proposals with public, private, or combination financing. By what methodology will you use to determine best value in awarding a contract? These are very different approaches with short & longer term cost implications and we need to clearly understand where is the goal line in putting together our proposal? Can you give an example of how your formula will work in case of Public Financing vs. Private Financing?

Response: As indicated in Amendment No. DCFA-2008-R-0124-003, Section M.1.3 Price Factor, the Contractor with the lowest price regardless of the type of financing proposed will receive the maximum price points. All other proposals will receive a proportionately lower total score for price.

9. Question: Additional information is needed on the site in order to start the design process. When will it be available? Are we set at 100 sq ft for the St. Elizabeth's site? Is the site subdivided?

Response: Neither a site survey or site investigation report is available at this time. The site is not subdivided.

10. Question: Is MPD looking for the same amount of square footage (40,000 square ft) as they currently have? If not, how much?

Response: No, the design solution will determine required square footage.

11. Question: Performance criteria states each MPD unit will have a separate space, what is a MPD Unit?

Response: The 2 MPD units are the Equipment and Supply Unit (ESU) & the Evidence Control Unit (ECU).

12. Question: Is the requirement for LEED Certificate Silver absolute?

Response: Yes

13. Question: Can you define "Team Experience" as opposed to "Individual Contractor's Experience"?

Response: Individual contractor experience is the experience of the Prime Contractor that responds to this solicitation. Team experience is the experience of the Prime Contractor's major subcontractors that make up the Prime Contractor's Team.

14. Question: Will the District consider using a suitable existing structure at a different location such as Northern Virginia?

Response: Please see Section C.4.14.

15. Question: Can you confirm that Section L.5.1.3, Section 3B in "Proposed Density Storage Solution" intends the contractor to supply evidence supply control software as part of the proposal, as opposed to merely "discussing" it? We find no line item for that in B.4 Construction Cost Breakdown Pricing Data Matrix.

Response: All technology costs are required to be inserted under Division 11 in Section B.4.

16. Question: In the RFI, mention was made of moving the items from the existing to the new facility. Is that still MPD's intension, e.g. a full turnkey solution, in the wording "ease of use and demonstrated capacity to handle initial and subsequent evidence population."

Response: Bidders will not be responsible for the move associated with the evidence. Bidders should include an additional three months of training beyond commissioning and training associated with project closeout to ensure the storage technology systems are being used at maximum potential..

17. Question: Does some or all of the items have the PCN printed in machine readable (barcode) form on the items in storage?

Response: Currently, only some of the items have PCN numbers affixed. All evidence items transferred to the new facility will be expected to have the PCN printed in some type of machine readable form.

18. Question: Would it be possible to revisit the existing facility in order to explore the means whereby items will be able to be transported in and out of the facility? During the visit, we used stairs to move between floors but not elevators or their access to the docks from which items would need to be transported.

Response: Access was provided to all interested parties on two dates in January. There are no future tours of Shannon Place planned for at this time.

19. Question: If the move is part of the project, how does MPD conceive of insuring that all items pulled are put into the new facility? Does it envision maintaining a chain of custody for each item moved? Does it have a concept of how it envisions quality control?

Response: Physical moving of the evidence will not be made a part of this contract.

20. Question: What assumptions can the vendors make with respect to unfettered access to elevators, passage ways, the loading docks, etc. during the move? What assumptions can we make about hours of operation and access?

Response: Moving the evidence will not be made a part of the contract.

21. Question: Has the MPD selected a dedicated Project Manager on its side with appropriate access to decision makers to act as a conduit with the vendor to insure timely response when questions or issues are raised by the vendor? To whom does he or she report?

Response: No, The Office of Property Management retains Project Management responsibilities. MPD provides subject matter expertise and advisement as requested.

22. Question: Has MPD chosen an advisory team to the Project Manager? Does it include reps from the US Attorney, Corporation Counsel, the Courts, Patrol, Detectives, Forensics?

Response: MPD has a team of both internal (Evidence/Supply Officials) and external (Courts, Legal etc.) subject matter experts who provide the Project Manager pertinent information as requested.

23. Question: Define "District Financing"?

Response: District financing is defined as District award with public funds where progress payment is made based on completed work.