



## **United States Department of Veterans Affairs**

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### **Task Order Proposal Request**

via

Indefinite Delivery/Indefinite Quantity (IDIQ) Contract, ND/SD Region Veterans  
Integrated Service Network 23 (VISN 23)

Solicitation Number: 36C26323R0039

Project: Replace Selected Roofs 437-23-125

Project Location: Fargo VA Medical Center, 2101 Elm Street North  
Fargo, ND 58102

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#### **Pre-Proposal Site Visit:**

Wednesday, Jan 18, 2023, at 3:00 pm (Central Time)

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#### **Due Date for Proposal Questions:**

Tuesday, Jan 31, 2023, at 3:00 pm (Central Time)

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#### **Due Date for Proposal Package:**

Thursday, Feb 9, 2023, at 3:00 pm (Central Time)

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This solicitation administered by:  
Department of Veterans Affairs  
Network Contracting Office 23 (NCO 23)  
316 Robert Street North, Suite 506  
St Paul, MN 55101

SOLICITATION, OFFER, AND AWARD (Construction, Alteration, or Repair)	1. SOLICITATION NUMBER	2. TYPE OF SOLICITATION	3. DATE ISSUED	PAGE OF PAGES
	36C26323R0039	<input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)	01-11-2023	1 11

IMPORTANT - The "offer" section on the reverse must be fully completed by offeror.

4. CONTRACT NUMBER	5. REQUISITION/PURCHASE REQUEST NUMBER	6. PROJECT NUMBER
	437-23-2-6684-0001	437-23-125
7. ISSUED BY	CODE	8. ADDRESS OFFER TO
Department of Veterans Affairs NETWORK 23 CONTRACTING OFFICE Colin Moening - Contracting Specialist 316 Robert Street N. STE. 506 St. Paul MN 55101	36C263	Department of Veterans Affairs NETWORK 23 CONTRACTING OFFICE Colin Moening - Contracting Specialist 316 Robert Street N. STE. 506 St. Paul MN 55101
9. FOR INFORMATION CALL:	a. NAME	b. TELEPHONE NUMBER (Include area code) (NO COLLECT CALLS)
	Colin Moening	651-293-3021

### 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)

This solicitation is for the project titled Replace Selected Roofs, Project: 437-23-125.  
Project site location is Fargo VA Health Care System, Fargo, ND 58102.

The contractor shall provide all labor, materials, and equipment to accomplish the Replace Selected Roofs project per construction drawings and specifications. See Statement of Work, Specifications and Drawings for full project description and requirements.

This task order solicitation is 100% set-aside for Service-Disabled Veteran Owned Small Business (SDVOSB) General contractor who holds a Multiple Award Multiple Year Indefinite Delivery Indefinite Quantity (IDIQ) contract for the ND/SD region.

In accordance with VAAR 819.703 (b), at the time of submission of offers and prior to award of any task order, the offeror is required to be:

1. SDVOSB eligible under VAAR 819.70,
2. Small business concern under the NAICS codes assigned to this acquisition, AND
3. Listed as a verified SDVOSB in VIP database at SBA <https://veterans.certify.sba.gov/>

The project NAICS code is 238160, Roofing Contractors, small business \$19.0 Million.

Project Schedule: 215 calendar days after Notice to Proceed date.

Estimated Magnitude of Construction: Between \$1.0 Million and \$2.0 Million.

Request for Information (RFI) will only be accepted and acknowledged from contractors who hold a ND/SD IDIQ contract.

Subcontractors who need additional information are required to route questions through contractors who hold a ND/SD IDIQ contract.

RFI's will only be accepted and acknowledged via the Vendor Portal, and not via telephone or email.

Due to the current pandemic, face masks are required to be worn at all times while on VA campus including site visits. Please note additional site visit restrictions in the RFP.

11. The Contractor shall begin performance within <u>14</u> calendar days and complete it within <u>215</u> calendar days after receiving <input type="checkbox"/> award, <input checked="" type="checkbox"/> notice to proceed. This performance period is <input checked="" type="checkbox"/> mandatory <input type="checkbox"/> negotiable. (See <u>52.211-10</u> ).	
12a. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE AND 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

### 13. ADDITIONAL SOLICITATION REQUIREMENTS:

- Sealed offers in original and 0 copies to perform the work required are due at the place specified in Item 8 by 3:00pm (hour) local time 02-09-2023 (date). If this is a sealed bid solicitation, offers must be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, 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 45 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) MDM Construction LLC 2215 Sheyenne St. West Fargo, ND 58078  DUNS 829388623 CODE 5B1A9 FACILITY CODE J96QTKC5KVD4		15. TELEPHONE NUMBER (Include area code) (701) 356-3956
		16. REMITTANCE ADDRESS (Include only if different than Item 14.)

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

AMOUNTS

\*\*\*A completed Price Schedule and Price Schedule Breakdown Sheet must be submitted for all line items\*\*\*

Base Project \$ \_\_\_\_\_

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

**19. ACKNOWLEDGMENT OF AMENDMENTS**

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

AMENDMENT NUMBER										
DATE.										

20a. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) Dan Walters, President	20b. SIGNATURE	20c. OFFER DATE 2/6/23
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**AWARD (To be completed by Government)**

21. ITEMS ACCEPTED:

22. AMOUNT	23. ACCOUNTING AND APPROPRIATION DATA 437-3630162-6684-854200-3220 23NR2WA30 Obligation Number:	
24. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)	ITEM	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. 3304(a) ( )
26. ADMINISTERED BY Department of Veterans Affairs NETWORK 23 CONTRACTING OFFICE Construction Team One 316 Robert Street N. STE. 506 St. Paul MN 55101	27. PAYMENT WILL BE MADE BY Department of Veterans Affairs Financial Services Center PO Box 149971 Austin TX 78714-9971 PHONE: FAX:	

**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 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. 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) Karen Harris VA-VHA-RPOC-2023-0008	31b. UNITED STATES OF AMERICA	31c. AWARD DATE
30b. SIGNATURE	30c. DATE	BY	

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## PRICE SCHEDULE SHEET

<b>LIN</b>	<b><u>Description of Item</u></b>	<b><u>Type</u></b>	<b><u>Quantity</u></b>	<b><u>Unit</u></b>	<b><u>Unit Price</u></b>	<b><u>Amount</u></b>
BASE ITEMS						
0001	For all labor, materials, equipment, and associated costs to complete the work for the project entitled Replace Selected Roofs, project number 437-23-125 at the Fargo VA Medical Center.	FFP	1	JOB	L.S.	
TOTAL PRICE						

*LIN – Line Item Number*

*LS – Lump Sum*

## A.3 TASK ORDER INFORMATION

# NOTICE OF TASK ORDER REQUEST FOR PROPOSAL (RFP)

**ISSUE DATE:** Jan 11, 2023

**PROJECT NUMBER:** 437-23-125

**PROJECT TITLE:** Replace Selected Roofs

**LOCATION:** Fargo VA Health Care System

**CONTRACTING POINT OF CONTACT:** Colin Moening

**PROPOSAL DUE DATE:** Thursday February 9 at 3:00pm (CT).

Under the terms and conditions set forth in the Network Contracting Office 23 ND/SD Indefinite Delivery Indefinite Quantity (IDIQ) Multiple Award Task Order Contract (MATOC), VA Network Contracting Office 23 (NCO 23) requests that you provide a price proposal for the above referenced project as described below and in the attached Construction Documents. The following information is provided to assist you in preparing your proposal:

**Note: All documentation submittal due times are local time (Central Time).**

**Note:** If a firm is **not submitting** a proposal, you are requested to **submit a "No Bid" response** via email to the Contracting Officer or through Vendor Portal within five (5) business days from receipt of the RFP.

1. **SCOPE:** Construction work shall include, but shall not be limited to providing all labor, materials, deliveries, equipment, etc. necessary to complete Fargo VA Health Care System construction project 437-23-125: Replace Selected Roofing. All work shall be in accordance with Contracting Documents, Scope of Work (SOW), NFPA, local building codes, VA facility standards, and other applicable requirements.

## 2. PERIOD OF PERFORMANCE:

- 2.1. The contractor shall commence work under this contract within **14** calendar days after the date the Contractor receives the Notice to Proceed (NTP), prosecute the work diligently, and complete the entire work ready for use not later than **215 calendar days** from the contractor's receipt of the NTP. The time stated for completion shall include final cleanup of the premises.
- 2.2. Working hours will be 8:00 AM to 4:30 PM (CT) unless otherwise stated in the SOW/drawings/specifications or pre-arranged with the local VA Engineering Office/Contracting Officer's Representative (COR).

3. **NAICS CODE:** 238160, Roofing Contractors, size standard \$19.0M.

4. **OFFER ACCEPTANCE PERIOD:** Offers providing less than 45 calendar days for Government acceptance after the date offers are due may not be considered and may be rejected.
5. **MAGNITUDE OF CONSTRUCTION:** Between \$1,000,000.00 and \$2,000,000.00
6. **BONDS:**
  - 6.1. Bid Guarantee: **Yes.** 20% as indicated in FAR Provision 52.228-1.
    - 6.1.1. Note: A scanned copy of the stamped Bid Guarantee shall be provided with the proposal.
  - 6.2. Performance and Payment Bonds: **Yes.** Performance and payment bonds in the amount of 100% of the awarded CLIN(s) shall be required. Bonds shall be submitted for approval to the Contracting Officer within 10 days after award of the task order. Commencement of construction is contingent upon approval of required bonds.
7. **WAGE DETERMINATION:** ND20230013 01062023 Full text of Wage Determination is provided as Attachment D, titled Attachment D-Wage Determination ND20230013 dated 01062023.
8. **SITE VISIT:** An organized Site Visit **has** been scheduled for **Wednesday January 18 at 3:00pm CT. Participants will meet at the Fargo VA Medical Center, building 1, room BD-42.** The Fargo point of contact is Noel Nyborg. He can be reached at email [noel.nyborg@va.gov](mailto:noel.nyborg@va.gov) or phone (701)-239-3760. Offerors are strongly encouraged to visit the VA installation to fully appraise themselves with the physical layout and the character and conditions under which the service is to be performed. Failure to do so will in no way relieve the successful offeror from the necessity of furnishing the services as specified in this proposal without additional cost to the Government.
  - 8.1. Due to the current pandemic, a face mask will be required at all times while at the VA facility and only one representative from each company (general contractor & subcontractors) may attend the site visit. All Visitors will be pre-screened for symptoms of COVID-19. Please allow enough time to ensure you arrive by the site visit start time.
9. **SOLICITATION QUESTIONS/CLARIFICATIONS:** Questions must be submitted to the vendor portal. Questions will be accepted up to **Tuesday January 31, 2023 at 3:00pm CT.** All answers will be published to vendor portal via an amendment. The Government reserves the right to not answer any RFIs/questions after the stated due date/time.
10. **PROPOSAL FORMAT:**
  - 10.1. Proposals submitted in response to this solicitation shall be submitted via the eCMS Vendor Portal and formatted as follows:
    - 10.1.1. Offerors shall submit a cover letter and price proposal in the form of electronic documents. The cover letter shall include:
      - 10.1.1.1. The solicitation number.

- 10.1.1.2. The name, address, telephone and facsimile numbers, and e-mail addresses of the offeror.
- 10.1.1.3. A statement specifying the extent of agreement with all terms, conditions, and provisions included in the solicitation and agreement to furnish all items upon which prices are offered at the price set opposite each item.
- 10.1.1.4. Names, titles, phone numbers, facsimile numbers, and e-mail addresses of persons authorized to negotiate on the offeror's behalf with the Government in connection with this solicitation, and;
- 10.1.1.5. Name, title, and signature of person authorized to sign the proposal.
- 10.1.1.6. The price proposal shall be in the format provided in Price Schedule Sheet and Attachment A, Price Schedule Breakdown Sheet. The price proposal shall provide the total price and a price breakdown for the specified Divisions specified specifically for this project in Attachment A.
- 10.1.1.7. Electronic documents shall be submitted in Microsoft Word and/or Microsoft Office Excel as applicable. An additional copy of all documentation shall be submitted using portable document format (.pdf).
- 10.1.1.8. Minimum Submission Requirements: In order to be considered for award, the offeror is required to submit, at a minimum, the following:
  - 10.1.1.8.1. Signed SF-1442
  - 10.1.1.8.2. Signed Amendment(s) SF-30, if any.
  - 10.1.1.8.3. Solicitation provided Price Schedule and Attachment A-Price Schedule Breakout that contains pricing for the entire requirement.
  - 10.1.1.8.4. Safety or Environmental Information in accordance with the written instructions stated herein.

## **11. BASIS OF AWARD: Price Only**

### **11.1. EVALUATION PROCEDURES:**

- 11.1.1. The offeror's proposed price will be initially evaluated by the Contracting Officer (CO) for completeness. The Government will evaluate pricing for award purposes by reviewing the cost breakdown provided using the attached Price Schedule Breakdown Sheet. The Government may determine that an offer is unacceptable if the proposal prices are significantly unbalanced. A proposal price is unbalanced when the proposal is based on prices significantly less than the cost for some work and/or significantly overstated for other work. Price Completeness: Price proposals will be evaluated to determine if the proposal contains costs to perform all tasks as required by the Statement of Work, Specifications and Design Drawings.
- 11.1.2. Price Reasonableness: Reasonableness is based on the total evaluated price compared to historical prices for similar efforts, comparison to the Independent Government Estimate (IGE), and price competition obtained by the offeror's proposals submitted in response to this RFP. A reasonable price represents an amount that a prudent person would pay

in a competitive business environment.

- 11.1.3. Price reasonableness will be established using any necessary price/cost analysis techniques in FAR 15.404-1, including but not limited to price competition information and the Independent Government Cost Estimate (IGCE), along with any other pricing tools deemed necessary.

The offeror shall:

Submit the properly filled out Price Schedule, included in the solicitation.

Provide a cost breakdown based on the attached Price Schedule Breakdown Sheet, for the base bid and all alternative bids (if applicable).

An award cannot be made if the successful offer's proposal price exceeds available funding or cost limitations (if applicable).

- 11.2. **Selection and Award without Discussions:** It is the intent of the Government to make award based upon initial offers, without further discussions or additional information but the Government reserves the right to conduct such if so needed.

**12. SITE SUPERVISION:** The Contractor shall provide supervision in accordance with contract clause 52.236-6, Superintendence by the Contractor.

**13. CLAUSES:**

- 13.1. All applicable Clauses of the base IDIQ contract for each offeror are incorporated into this solicitation in full force and effect.

- 13.2. FAR 52.222-23, NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION TO ENSURE EQUAL EMPLOYMENT OPPORTUNITY FOR CONSTRUCTION (FEB 1999). Goals for minority participation for each trade and Goals for female participation for each trade: Minority: 0.7%; Female: 6.9%.

**14. SYSTEM FOR AWARD MANAGEMENT (SAM):** Contractors must ensure that their registration in SAM is up-to-date at time of proposal due date and prior to award of a task order. For more information, see the SAM website at [System for Award Management \(sam.gov\)](http://System for Award Management (sam.gov)). A task order cannot be awarded to a contractor that is not registered and current in SAM.

**15. SAFETY OR ENVIRONMENTAL VIOLATIONS AND EXPERIENCE**

**MODIFICATION RATE**

- 15.1. All Offerors shall submit information pertaining to their past Safety and Environmental record. The information must contain a certification that the bidder/offeror has no more

than three (3) serious, or one (1) repeat or one (1) willful OSHA or any EPA violation(s) in the past three years. If such certification cannot be made, a Bidder/Offeror shall explain why and submit as much information as possible regarding the circumstances of its past safety and environmental record, including the number of EPA violations and/or the number of serious, repeat, and/or willful OSHA violations, along with a detailed description of those violations.

15.2. All Bidders/Offerors shall submit information regarding their current Experience Modification Rate (EMR). This information shall be obtained from the Bidder's/Offeror's insurance carrier and be furnished on the insurance carrier's letterhead. If a Bidder/Offeror's EMR is above 1.0, Bidder/Offeror must submit a written explanation of the EMR from its insurance carrier furnished on the insurance carrier's letterhead, describing the reasons for the EMR, and the anticipated date the EMR may be reduced to 1.0 or below.

15.3. Self-insured contractors or other contractors that cannot provide their EMR rating on insurance letterhead must obtain a rating from the National Council on Compensation Insurance, Inc. (NCCI) by completing/submitting form ERM-6 and providing the rating on letterhead from NCCI. Note: Self-insured contractors or other contractors that cannot provide EMR rating on insurance letterhead from the states or territories of CA, DE, MI, NJ, ND, OH, PA, WA, WY, and PR shall obtain their EMR rating from their state-run worker's compensation insurance rating bureau.

15.4. If the NCCI cannot issue an EMR because the Bidder/Offeror lacks insurance history, Bidder/Offeror shall submit a letter indicating so from its insurance carrier furnished on the insurance carrier's letterhead and include a letter from the NCCI indicating that is has assigned Bidder/Offeror a Unity Rating of 1.0.

15.5. 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 an initial Determination of Responsibility.

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

### **Safety or Environmental Violations and Experience Modification Rate**

#### **Pre-Award Contractor Safety and Environmental Record Evaluation Form**

Company Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

Contact: \_\_\_\_\_

1. Utilizing your OSHA 300 Forms, please complete the following information:

Category	2020	2021	2022
Number of man hours (jobsite and office).			
Number of cases involving days away from work, restricted activity, or both (Column H and I of OSHA 300).			
Days away, restricted, or transferred rate (# of days away, restricted, or transferred cases x 200,000/# of man hours) (DART Rate).			
Number of serious, willful, or repeat violations from OSHA within the last 3 years. Please attach explanation for any violations.			

Please attach copies of the following documents: OSHA 300 and 300a Forms. These forms can be accessed through the OSHA publications search page:

<http://www.osha.gov/pls/publications/publication.html>.

2. Provide your six-digit North American Industrial Classification System (NAICS) Code for this acquisition: 238160
3. Who administers your company's Safety and Health Program?

4. Company's Insurance Experience Modification Rate (EMR): \_\_\_\_\_  
*End of Safety/Environmental Violations & EMR*

## A.4 ATTACHMENTS

See attached document: Attachment A - Price Schedule Breakdown Sheet, Roofs Fargo - 1 page.

See attached document: Attachment B - Specifications, 6 Dec 2022 - 157 pages.

See attached document: Attachment C - Construction drawings, 20 Dec 2022 - 17 pages.

See attached document: Attachment D - Wage Determination ND20230013 6 Jan 2023, as of 9 Jan 2023 - 6 pages.

See attached document: Attachment E - Questions Request Form - 1 page.

See attached document: Attachment F - P09 SOW-Rev 20 Dec 2022 - 3 pages.

See attached document: Attachment G - Limitations of Subcontracting Certificate of Compliance - 2 pages.