Addendum No. 2
To
REQUEST FOR PROPOSALS NO. DCAM-21-CS-RFP-0013
DESIGN-BUILD SERVICES
FOR
GARFIELD ELEMENTARY SCHOOL
Issued: September 21, 2021

This Addendum No. 2 is issued and hereby published on the DGS website and effective as of the date shown above. Except as modified hereby, the Request for Proposals (“RFP”) remains unmodified.

Item No. 1: Attachment D (Bidder/Offeror’s Certification Form) of the RFP is hereby revised and attached as (Exhibit 1).

Item No. 2: Section 4.2.10 of the RFP is hereby revised as follows:

Section 4.2.10: SBE Subcontractor information

The SBE subcontracting plan is not required to be submitted by the Design-Builder for pre-construction services; however, a full SBE subcontracting plan (50% of the contract amount including total design and build costs) is required to be submitted before entering into a guaranteed maximum price or contract authorizing construction. The design-builder shall submit the full SBE subcontracting plan to include:

(a) The name and address of each subcontractor;
(b) A current certification number of the small or certified business enterprise;
(c) The scope of work to be performed by each subcontractor;
(d) The price to be paid by the prime contractor to each subcontractor; and
(e) Meet the subcontracting requirements as further described in Section 4.2.1 of this RFP.

Item No. 3: Section 3.4.4 (iii) of the RFP is hereby revised as follows:

Section 3.4.4 (iii) Principal in Charge and his/her experience on similar type projects. Provide a list of at most 5 (five) completed projects and a list of all current projects (if any) and their completion dates.

Item No. 4: Section 2.10.2 (a) of the RFP is hereby revised as follows:

Section 2.10.2 (a) Cost of construction staff (only staff stationed in the field are reimbursable).

Item No. 5: Questions and Answers are hereby attached as (Exhibit 2).

By: [Signature]
Eric Njonjo
Contracting Officer

Date: 9/21/2021

- End of Addendum No. 2 –
EXHIBIT 1

[EXHIBIT WILL APPEAR ON THE FOLLOWING PAGE]
**BIDDER/OFFEROR CERTIFICATION FORM**

**COMPLETION**
The person(s) completing this form must be knowledgeable about the Bidder's/Offeror's business and operations.

**RESPONSES**
Every question must be answered. Each response must provide all relevant information that can be obtained within the limits of the law. Individuals and sole proprietors may use a Social Security number but are encouraged to obtain and use a federal Employer Identification Number (EIN). Provide any explanation at the end of the section or attach additional sheets with numbered responses. Include the Bidder's/Offeror's name at the top of each attached page.

**GENERAL INSTRUCTIONS**
This form contains five (5) sections. Section I concerns the bidder's/offeror's responsibility; Section II includes additional required certifications; Section III relates to the Domestic Preferences (if applicable); Section IV relates to the Walsh-Healey Act; and Section V requires the bidder's/offeror's signature. Please note, a determination that a prospective contract is found to be "not responsible" is final and not appealable.

**SECTION I. BIDDER/OFFEROR RESPONSIBILITY CERTIFICATION**

Instructions for Section I: Section I contains ten (10) parts. Part 1 requests information concerning the Bidder's/Offeror's business entity. Part 2 inquires about current or former owners, partners, directors, officers or principals. Part 3 relates to the responsibility of the Bidder's/Offeror's business. Part 4 concerns the Bidder's/Offeror's business certificates and licenses. Part 5 inquires about legal proceedings. Part 6 relates to the Bidder's/Offeror's financial and organizational status. Part 7 requires the Bidder/Offeror to agree to update the information provided. Part 8 relates to disclosures under the District of Columbia Freedom of Information Act (FOIA).

**PART 1: BIDDER/OFFEROR INFORMATION**

<table>
<thead>
<tr>
<th>Legal Business Entity Name:</th>
<th>Solicitation #:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address of the Principal Place of Business (street, city, state, zip code)</td>
<td>Telephone # and ext.:</td>
</tr>
<tr>
<td>Email Address:</td>
<td>Website:</td>
</tr>
</tbody>
</table>

Additional Legal Business Entity Identities: If applicable, list any other DBA, Trade Name, Former Name, Other Identity and EIN used in the last five (5) years and the status (active or inactive).

<table>
<thead>
<tr>
<th>Type:</th>
<th>Name:</th>
<th>EIN:</th>
<th>Status:</th>
</tr>
</thead>
</table>

1.1 Business Type (Please check the appropriate box and provide additional information if necessary.):
- [ ] Corporation (including PC) Date of Incorporation:
- [ ] Joint Venture Date of Organization:
- [ ] Limited Liability Company (LLC or PLLC) Date of Organization:
- [ ] Nonprofit Organization Date of Organization:
- [ ] Partnership (including LLP, LP or General) Date of Registration or Establishment:
- [ ] Sole Proprietor How many years in business?:
- [ ] Other Date established?:

If "Other," please explain:

1.2 Was the bidder's/offeror's business formed or incorporated in the District of Columbia? [ ] Yes [ ] No

If "No" to Subpart 1.2, provide the jurisdiction where the bidder's/offeror's business was formed or incorporated. Attach a Certificate or Letter of Good Standing from the applicable jurisdiction and a certified Application for Authority from the District, or provide an explanation if the documents are not available.

State __________________________ Country __________________________
1.3 Please provide a copy of each District of Columbia license, registration or certification that the Bidder/Offeror is required by law to obtain (other than those provided in Subpart 1.2). If the Bidder/Offeror is not providing a copy of its license, registration or certification to transact business in the District of Columbia, it shall either:
(a) Certify its intent to obtain the necessary license, registration or certification prior to contract award; or
(b) Explain its exemption from the requirement.

1.4 If your company, its principals, shareholders, directors, or employees own an interest or have a position in another entity in the same or similar line of business as the Bidder/Offeror, please describe the affiliation in detail.

1.5 If any officer, director, shareholder or anyone holding a financial interest in the Bidder/Offeror has a relationship with an employee of the Department or any District agency for whom the Department is procuring goods or services, please describe the nature of the relationship in detail.

**PART 2: INDIVIDUAL RESPONSIBILITY**

**Additional Instructions for Section I, Parts 2 through 8:** Provide an explanation of the issue(s), relevant dates, the government entity involved, any remedial or corrective action(s) taken and the current status of the issue(s).

Within the past five (5) years, has any current or former owner, partner, director, officer, principal or any person in a position involved in the administration of funds, or currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the bidder/offeror with any government entity?

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1 Been sanctioned or proposed for sanction relative to any business or professional permit or license?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>2.2 Been under suspension, debarment, voluntary exclusion or determined ineligible under any federal, District or state statutes?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>2.3 Been proposed for suspension or debarment?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>2.4 Been the subject of an investigation, whether open or closed, by any government entity for a civil or criminal violation for any business-related conduct?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>2.5 Been charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime, or subject to a judgment or a plea bargain for:</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>(a) Any business-related activity; or</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>(b) Any crime the underlying conduct of which was related to truthfulness?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>2.6 Been suspended, cancelled, terminated or found non-responsible on any government contract, or had a surety called upon to complete an awarded contract?</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>

Please provide an explanation for each "Yes" in Part 2 above.

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.7 In the past ten (10) years has the Bidder/Offeror had a contract terminated, in whole or in part, for any reason? If so, describe each such termination in detail.</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.8 In the past ten (10) years has the Bidder/Offeror ever been assessed liquidated damages, costs to re-procure, costs to complete, or any other monetary damages under a contract? If so, describe each such assessment in detail.</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>

**PART 3: BUSINESS RESPONSIBILITY**

Within the past five (5) years, has the Bidder/Offeror:

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1 Been under suspension, debarment, voluntary exclusion or determined ineligible under any federal, District or state statutes?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.2 Been proposed for suspension or debarment?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.3 Been the subject of an investigation, whether open or closed, by any government entity for a civil or criminal violation for any business-related conduct?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.4 Been charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime, or subject to a judgment or a plea bargain for:</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>(a) Any business-related activity; or</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>(b) Any crime the underlying conduct of which was related to truthfulness?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.5 Been disqualified or proposed for disqualification on any government permit or license?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.6 Been denied a contract award (in whole or in part, for any reason) or had a bid or proposal rejected based upon a non-responsibility finding by a government entity? If so, describe each such occurrence in detail.</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.7 Had a low bid or proposal rejected on a government contract for failing to make good faith efforts on any Certified Business Enterprise goal or statutory affirmative action requirements on a previously held contract?</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>3.8 Been suspended, cancelled, terminated or found non-responsible on any government contract, or had a surety called upon to complete an awarded contract?</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>

Please provide an explanation for each "Yes" in Part 3.
### PART 4: CERTIFICATES AND LICENSES

Within the past five (5) years, has the Bidder/Offeror:

<table>
<thead>
<tr>
<th>4.1 Had a denial, decertification, revocation or forfeiture of District of Columbia certification of any Certified Business Enterprise or federal certification of Disadvantaged Business Enterprise status for other than a change of ownership?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
</tbody>
</table>

Please provide an explanation for "Yes" in Subpart 4.1.

4.2 Please provide a copy of the bidder/offeror's District of Columbia Office of Tax and Revenue Tax Certification Affidavit.

### PART 5: LEGAL PROCEEDINGS

Within the past five (5) years, has the Bidder/Offeror:

<table>
<thead>
<tr>
<th>5.1 Had any liens or judgments (not including UCC filings) filed against it which remain undischarged?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
</tbody>
</table>

If "Yes" to Subpart 5.1, provide an explanation of the issue(s), relevant dates, the Lien Holder or Claimant's name, the amount of the lien(s) and the current status of the issue(s).

<table>
<thead>
<tr>
<th>5.2 Had a government entity find a willful violation of District of Columbia compensation or prevailing wage laws, the Service Contract Act or the Davis-Bacon Act?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
</tbody>
</table>

<table>
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<tr>
<th>5.3 Received any OSHA citation and Notification of Penalty containing a violation classified as serious or willful?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
</tbody>
</table>

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<tr>
<th>5.4 Engaged in any litigation with any government entity? If so, please identify and/or describe all threatened and pending litigation and/or claims, including but not limited to matters pending before any Boards of Contracts Appeals.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
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</table>

Please provide an explanation for each "Yes" in Part 5.

### PART 6: FINANCIAL AND ORGANIZATIONAL INFORMATION

6.1 Within the past five (5) years, has the Bidder/Offeror received any formal unsatisfactory performance assessment(s) from any government entity on any contract?

| Yes | No |

If "Yes" to Subpart 6.1, provide an explanation of the issue(s), relevant dates, the government entity involved, any remedial or corrective action(s) taken and the current status of the issue(s).

6.2 Within the past five (5) years, has the bidder/offeror had any liquidated damages assessed by a government entity over $25,000?

| Yes | No |

If "Yes" to Subpart 6.2, provide an explanation of the issue(s), relevant dates, the government entity involved, the amount assessed and the current status of the issue(s).

6.3 Within the last seven (7) years, has the Bidder/Offeror initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?

| Yes | No |

If "Yes" to Subpart 6.3, provide the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "initiated," "pending" or "closed".

6.4 During the past three (3) years, has the Bidder/Offeror failed to file a tax return or pay taxes required by federal, state, District of Columbia or local laws?

| Yes | No |

If “Yes” to Subpart 6.4, provide the taxing jurisdiction, the type of tax, the liability year(s), the tax liability amount the bidder/offeror failed to file/pay and the current status of the tax liability.

6.5 During the past three (3) years, has the Bidder/Offeror failed to file a District of Columbia unemployment insurance return or failed to pay District of Columbia unemployment insurance?

| Yes | No |

If “Yes” to Subpart 6.5, provide the years the Bidder/Offeror failed to file the return or pay the insurance, explain the situation and any remedial or corrective action(s) taken and the current status of the issue(s).

6.6 During the past three (3) years, has the Bidder/Offeror failed to comply with any payment agreement with the Internal Revenue Service, the District of Columbia Office of Tax and Revenue and the Department of Employment Services?

| Yes | No |

If “Yes” to Subpart 6.6, provide the years the Bidder/Offeror failed to comply with the payment agreement, explain the situation and any remedial or corrective action(s) taken and the current status of the issue(s).
6.7 Indicate whether the Bidder/Offeror owes any outstanding debt to any state, federal or District of Columbia government.  
☐ Yes  ☐ No

If "Yes" to Subpart 6.7, provide an explanation of the issue(s), relevant dates, the government entity involved, any remedial or corrective action(s) taken and the current status of the issue(s).

6.8 During the past three (3) years, has the Bidder/Offeror been audited by any government entity?  
☐ Yes  ☐ No

(a) If "Yes" to Subpart 6.8, did any audit of the Bidder/Offeror identify any significant deficiencies in internal controls, fraud or illegal acts; significant violations of provisions of contract or grant agreements; significant abuse; or any material disallowance?  
☐ Yes  ☐ No

(b) If "Yes" to Subpart 6.8(a), provide an explanation of the issue(s), relevant dates, the government entity involved, any remedial or corrective action(s) taken and the current status of the issue(s).

PART 7: CONTRACTOR PROCUREMENT ACTIVITY WITHIN THE DEPARTMENT

7.1 What is your organization's Design Capacity (total labor hours) to conduct or pursue business with the Department of General Services (DGS) in the current fiscal year? Design capacity is calculated by multiplying the total number of company employees dedicated to a particular line of business by no more than 12 hours per day. Person's completing this form may be required to provide supporting documentation to substantiate allocable labor hours presented.

(a) Construction: ___________________ labor hours

(b) Non-Construction: ___________________ labor hours

7.2 In the table below, please list:

(1) The active contracts your organization currently holds with the Department of General Services, please include the contract number(s) as a part of your response; and

(2) The number of labor hours your organization has allocated to each active contract within the current fiscal year. (Note, if more entries are required, please)

<table>
<thead>
<tr>
<th>Contract Number</th>
<th>Labor Hours Allocated</th>
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</thead>
<tbody>
<tr>
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PART 8: RESPONSE UPDATE REQUIREMENT

8.1 In accordance with the requirement of Section 302(c) of the Procurement Practices Reform Act of 2010 (D.C. Official Code § 2-353.02), the Bidder/Offeror shall

(a) Within sixty (60) days of a material change to a response; and

(b) Prior to the exercise of an option year contract.

PART 9: FREEDOM OF INFORMATION ACT (FOIA)

9.1 Indicate whether the Bidder/Offeror asserts that any information provided in response to a question in Section I is exempt from disclosure under the District of Columbia Freedom of Information Act (FOIA), effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code §§ 2-531, et seq.). Include the question number(s) and explain the basis for the claim. (The District will determine whether such information is, in fact, exempt from FOIA at the time of request for disclosure under FOIA.)  
☐ Yes  ☐ No

PART 10: CERTIFICATIONS RELATED TO THE COVID-19 EMERGENCY

9.1 The bidder/offeror certifies that it will comply with Mayor's Order 2021-099, and all substantially similar vaccine requirements, unless and until they are rescinded

9.2 The bidder/offeror certifies that it will comply with City Administrator's Order 2021-04, and all substantially similar mask requirements, unless and until they are

SECTION II. ADDITIONAL REQUIRED BIDDER/OFFEROR CERTIFICATIONS

Instructions for Section II: Section II contains eight (8) parts. Part 1 requests information concerning District of Columbia employees. Part 2 applies to the Bidder/Offeror's pricing. Part 3 relates to equal employment opportunity requirements. Part 4 relates to First Source requirements.

PART 1. DISTRICT EMPLOYEES NOT TO BENEFIT

1.1 The bidder/offeror certifies that no officer or employee of the District of Columbia will benefit from this contract. List the name(s) of any officer or employee of the District of Columbia that may benefit from this contract in section 1.2 below.

1.2 The following officer or employee of the District of Columbia may benefit from this contract.

(a) ____________________

(b) ____________________
PART 2: INDEPENDENT PRICE DETERMINATION REQUIREMENTS

The Bidder/Offeror certifies that:

2.1 The signature of the Bidder/Offeror is considered to be a certification by the signatory that:
   (a) The contract prices have been arrived at independently without, for the purpose of restricting competition, any consultation, communication or agreement with any bidder/offeror or competitor related to:
      (i) Those prices;
      (ii) The intention to submit a bid/proposal; or
      (iii) The methods or factors used to calculate the prices in the contract.
   (b) The prices in this contract have not been and will not be knowingly disclosed by the Bidder/Offeror, directly or indirectly, to any other bidder/offeror or competitor before bid/proposal opening unless otherwise required by law; and
   (c) No attempt has been made or will be made by the Bidder/Offeror to induce any other concern to submit or not to submit a contract for the purpose of restricting competition.

2.2 The signature on the bid/proposal is considered to be a certification by the signatory that the signatory:
   (a) Is the person in the Bidder's/Offeror’s organization responsible for determining the prices being offered in this contract, and that the signatory has not participated and will not participate in any action contrary to subparagraphs 2.1(a)(i) through (a)(iii) above; or
   (b) Has been authorized, in writing, to act as an agent for the following principal in certifying that the principal has not participated, and will not participate, in any action contrary to subparagraphs 2.1(a)(i) through (a)(iii) above:

   [Insert full name of person(s) in the organization responsible for determining the prices offered in this contract and the title of his or her position in the bidder's/offeror's organization]

   (i) As an authorized agent, certifies that the principals named in subparagraph 2.2(b) above have not participated, and will not participate, in any action contrary to subparagraphs 2.1(a)(i) through (a)(iii) above; and
   (ii) As an agent, has not participated and will not participate in any action contrary to subparagraphs 2.1(a)(i) through (a)(iii) above.

2.3 If the Bidder/Offeror deletes or modifies subparagraph 2.1(b) above, the bidder/offeror must furnish with its bid a signed statement setting forth in detail the circumstances of the disclosure.

2.4 The Bidder/Offeror certifies that:
   (a) there are no other entities related to it that are responding to or bidding on the subject solicitation or invitation to bid. Related entities include, but are not limited to, any entity that shares management positions, board positions, shareholders, or persons with a financial interest in the Bidder/Offeror.
   (b) there are no current or former owners, partners, officers, directors, principals, managers, employees or any persons with a financial interest in the Bidder/Offeror who have a financial interest in the request for proposal or invitation for bid or any asset, tangible or intangible, arising out of any contract or scope of work related to the request for proposal or invitation for bid.

With regards to 2.4 (b), if the Bidder/Offeror has knowledge of such a financial interest, please provide a detailed explanation.

PART 3: EQUAL OPPORTUNITY AND HUMAN RIGHTS OBLIGATIONS

3.1 I hereby certify that I am fully aware of the contents of Mayor's Order 85-85, Mayor's Order 2017-313 and the Office of Human Rights' regulations in Chapter 11 of the DCMR, and agree to comply with them while performing this contract.

PART 4: FIRST SOURCE OBLIGATIONS

4.1 I hereby certify that I am fully aware of the requirements of the Workforce Intermediary Establishment and Reform of the First Source Amendment Act of 2011 (D.C. Law 19-84), and agree to enter into a First Source Employment Agreement with the Department of Employment Services if awarded any contract valued at $300,000 or more which receives funds or resources from the District, or funds or resources which, in accordance with a federal grant or otherwise, is administered by the District government.

4.2 I certify that the Initial Employment Plan submitted with my bid or proposal is true and accurate.

PART 5: EMPLOYMENT ELIGIBILITY OBLIGATIONS

5.1 I hereby certify that the Bidder/Offeror has verified the identity and employment eligibility of all its employees.

PART 6: LANGUAGE ACCESS OBLIGATIONS
6.1 For contracts where the contracting agency is a "covered entity" or "covered entity with major public contact" as defined in Sections 2(2) and 2(3) of the Language Access Act of 2004 (D.C. Official Code § 2-1931(2) and § 2-1931(3)), I hereby certify that I will comply with Language Access compliance requirements of the contracting agency while performing this contract.

PART 7: CONFLICTS OF INTEREST

7.1 The bidder/offeror certifies that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of its obligations under the contract.

PART 8: SUBCONTRACTING OBLIGATIONS

8.1 The bidder/offeror certifies that it has verified with the Department of Small and Local Business Development (DSLBD) the current certifications of its proposed certified business enterprise (CBE) subcontractors.

8.2 The bidder/offeror certifies that it has verified with the Department of Consumer and Regulatory Affairs (DCRA), and any other licensing authority, that its proposed subcontractors possess all applicable licenses and permits required to perform the work.

SECTION III. DOMESTIC PREFERENCE CERTIFICATIONS

Instructions for Section III: Section III contains three (3) part which should only be completed if goods are being provided that are subject to the requirements of the Buy American Act.

PART 1: BUY AMERICAN ACT COMPLIANCE (Applies if the bidder/offeror will provide goods to the District that are subject to the requirements of the Buy American Act)

1.1 In accordance with 41 USC 8301 et. seq. and implementing regulations, the bidder/offeror certifies that each end product, except the end products listed below, is a domestic end product.

EXCLUDED END PRODUCTS

COUNTRY OF ORIGIN

PART 2: FHWA BUY AMERICA ACT COMPLIANCE (Applies to FHWA-funded construction contracts)

2.1 In accordance with 23 CFR 635.410(b), the bidder/offeror certifies that only steel or iron materials manufactured in the United States will be used for permanent incorporation on the project.

PART 3: BUY AMERICAN ACT COMPLIANCE (Applies to locally-funded construction contracts)

3.1 In accordance with 41 USC 8301 et. seq. and implementing regulations, the bidder/offeror certifies that only construction materials manufactured in the United States will be used on the project.

SECTION IV. WALSH-HEALEY ACT

Instructions for Section IV: Walsh-Healey Act.

If this contract is for the manufacture or furnishing of materials, supplies, articles or equipment in an amount that exceeds or may exceed $10,000, and is subject to the Walsh-Healey Public Contracts Act, as amended (41 U.S.C. §§ 35-45) (the “Act”, as used in this section), the following terms and conditions apply:

(a) All representations and stipulations required by the Act and regulations issued by the Secretary of Labor (41 CFR 50-201.3) are incorporated by reference. These representations and stipulations are subject to all applicable rulings and interpretations of the Secretary of Labor that are now, or may hereafter, be in effect.

(b) All employees whose work relates to this subject shall be paid not less than the minimum wage prescribed by regulations issued by the Secretary of Labor (41 CFR 50-202.3) (41 U.S.C. §40). Learners, student learners, apprentices, and handicapped workers may be employed at less than the prescribed minimum wage (see 41 CFR 50-202.3) to the same extent that such employment is permitted under Section 14 of the Fair Labor Standards Act (29 U.S.C. §214).

SECTION V. CERTIFICATION

Instruction for Section V: This section must be completed by all bidder/offerors.

I, [ ], as the person authorized to sign these certifications, hereby certify that the information provided in this form is true and accurate. In accordance with the requirements of section 302(c) of the Procurement Practices Reform Act of 2010 (D.C. Official Code § 2-353.02(c)), I shall update any response provided in this form within 60 days of a material change to a response and prior to the exercise of an option period.

Name [Print and sign]:

Telephone #: Fax #: Email Address:

Title: Contract No:

Date:

The District of Columbia is authorized to verify the above information with appropriate government authorities. Penalty for making false statements is a fine of not more than $1,000.00, imprisonment for not more than 180 days, or both, as prescribed in D.C. Official Code § 22-2405. Penalty for false swearing is a fine of not more than $2,500.00, imprisonment for not more than three (3) years, or both, as prescribed in D.C. Official Code § 22-2404.
EXHIBIT 2

[EXHIBIT WILL APPEAR ON THE FOLLOWING PAGE]
RFP advertised

No.

1. Please clarify the anticipated schedule for Notice to Proceed. RFP 1.6 (page 8) indicates an NTP two (2) weeks from Notice of Award (10/29/2021). RFP 1.9 (page 9) indicates a Notice to Proceed eight (8) weeks after award. Please advise which one should be reflected in our CPM schedule.

2. Please provide Addendum 1. RFP NO: 4954

3. Please provide the Past Performance Evaluation forms. If both, should the Prime submit three and the A/E submit three for a total of six? Refer to the Response to Question No. 29.

4. Will the cellphone towers on the project site will be relocated? Refer to the response to question No. 23.

5. Please confirm FF&E is excluded from the provided budget. No. The FF&E is included in the project budget.

6. Please confirm if Attachment W, Z and AA will be provided. Refer to “Attachment A - Attachment W” of the RFP on the DGS Solicitation page.

7. The RFP indicates a 10 month tenure period should be included for the project. When does this period start?

8. The school will be available during the Summer of 2022 to perform initial surveys and data collection. The school will be available in the Summer of 2022 for data collection with the swing school.

9. Please provide at the CD phase.

10. Will the Past Performance Evaluation forms be included in the RFP?

11. Please confirm that there are no window types required for this project.

12. Please confirm that there are no community assets.

13. Please confirm LEED Gold for School and energy start certifications are required for this project and Net Zero and Well certification are optional and not included in the scope.

14. Please reconfirm the budget for this project – inclusive of design/preconstruction, full construction, 6 months maintenance, net zero and well certified? Yes.

15. Are existing to scale site plans available? Refer to the response to question No. 2.

16. Are additional scale drawings of the existing buildings available? Refer to the response to question No. 2.

17. Will the Pre-K program require a separate entrance? No. The Pre-K program does not require a separate entrance; however, the CDC will need this access for the maintenance of the Pre-K program.

18. Does the Pre-K program require a separate entrance? Yes. The Pre-K program requires a separate entrance.

19. Please confirm that the project site will be unoccupied throughout the construction process. The project site shall be unoccupied starting Winter 2023 through Summer 2024.

20. Please confirm that there are no swing space requirements for this project. Move from the swing school to the newly modernized school should be included in this construction.

21. Please clarify which Architect/Engineer key personnel should be identified.

i. Project Manager

ii. Project Architect

iii. Architect’s Project Manager

iv. Lead Architect

v. Lead Structural Engineer

vi. Lead Envelope Consultant

vii. Lead Mechanical Engineer

viii. Lead Electrical Engineer

ix. Lead Engineer

x. Lead Site Engineer

22. Please provide contract form ASAP. Refer to the response to question No. 26.

23. Building Information Modeling (BIM). Please provide Owner’s Project Information Requirements (PIRs) and Employer’s Information Requirements (EIRs) that will address the BIM requirements for the project, and the BIM deliverables.

24. Network engineering design – Will this contract be assigned to the successful Design/Builder, or done outside of the Design/Build contract? What level of coordination will be expected?

25. Garfield Elementary School will swing to another building during winter 2023 and will be in operation in the fall of 2023. Yes. Garfield will assume there will be bussing provided to the students by DCPS during construction for the strong space. Logistics of where bussing will take place will be coordinated with the District of Columbia.

26. Please confirm that the DB/C/GC subcontractors will be required to register in the Debarred/Denied List System? No.


28. The RFP states that a CBE must perform at least 35% of the contracting effort with its own organization and resources if the certified business enterprise is granted a Contract. Please clarify which Architect/Engineer key personnel should be identified.

i. Architect’s Project Manager

ii. Project Architect

iii. Principal in Charge

iv. Lead Architect

v. Lead Structural Engineer

vi. Lead Envelope Consultant

vii. Lead Mechanical Engineer

viii. Lead Electrical Engineer

ix. Lead Engineer

x. Lead Site Engineer

29. Please clarify which Architect/Engineer key personnel should be identified.

i. Project Manager

ii. Project Architect

iii. Architect’s Project Manager

iv. Lead Architect

v. Lead Structural Engineer

vi. Lead Envelope Consultant

vii. Lead Mechanical Engineer

viii. Lead Electrical Engineer

ix. Lead Engineer

x. Lead Site Engineer

30. The New Design-Build methodology is element of the Owner’s Project Information Requirements (PIRs) and Employer’s Information Requirements (EIRs) that will address the BIM requirements for the project, and the BIM deliverables.

31. Phone tower – What is the intent for the phone equipment on the tower and the roof of the historic building, both during and after construction? Refer to the response to question No. 23.

32. Confirm whether FF&E is to be included in the project scope. Refer to the response to question No. 9.

33. Please confirm that there is no swing scope as part of the DCAM-21-CS-RFP-0013 project scope. Yes. All moving cost should be included in this budget.

34. Please confirm that the project site will be unoccupied throughout the construction process. The project site shall be unoccupied starting Winter 2023 through Summer 2024.

35. Please confirm that there are no window types required for this project.

36. Please confirm 50% SBE Requirement now that the COVID emergency will be concluded. SBE requirements shall be submitted per section 4.2 (Subcontracting Plan) of the RFP.

37. Confirm whether FF&E is to be included in the project scope. Refer to the response to question No. 9.

38. Please confirm FF&E is excluded from the provided budget. No. The FF&E is included in the project budget.

39. Please confirm that the project site will be unoccupied throughout the construction process. The project site shall be unoccupied starting Winter 2023 through Summer 2024.

40. Please confirm that the project site will be unoccupied throughout the construction process. The project site shall be unoccupied starting Winter 2023 through Summer 2024.

41. Please confirm that there are no window types required for this project.

42. Confirm that there is no swing scope as part of the DCAM-21-CS-RFP-0013 project scope. Yes. All moving cost should be included in this budget.

43. Confirm whether FF&E is to be included in the project scope. Refer to the response to question No. 9.

44. Confirm the A/E’s Project Information Requirements (PIRs) and Employer’s Information Requirements (EIRs) that will address the BIM requirements for the project, and the BIM deliverables.

45. Confirm whether FF&E is to be included in the project scope. Refer to the response to question No. 9.

46. Confirm that there are no swing space requirements for this project. Move from the swing school to the newly modernized school should be included in this construction.

47. Confirm which Architect/Engineer key personnel should be identified.

i. Project Manager

ii. Project Architect

iii. Architect’s Project Manager

iv. Lead Architect

v. Lead Structural Engineer

vi. Lead Envelope Consultant

vii. Lead Mechanical Engineer

viii. Lead Electrical Engineer

ix. Lead Engineer

x. Lead Site Engineer

48. Confirm which Architect/Engineer key personnel should be identified.

i. Project Manager

ii. Project Architect

iii. Architect’s Project Manager

iv. Lead Architect

v. Lead Structural Engineer

vi. Lead Envelope Consultant

vii. Lead Mechanical Engineer

viii. Lead Electrical Engineer

ix. Lead Engineer

x. Lead Site Engineer

49. Confirm whether FF&E is to be included in the project scope. Refer to the response to question No. 9.

50. Please confirm that there are no window types required for this project.