

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE 1 OF 4 PAGES
2. AMENDMENT/MODIFICATION NO. 001	3. EFFECTIVE DATE February 14, 2020	4. REQUISITION/PURCHASE REQ. NO. PR8892936	5. PROJECT NO. (If applicable)	
6. ISSUED BY U.S. Embassy Nairobi, Kenya P.O. Box 606-00621, Village Market		CODE	7. ADMINISTERED BY (If other than Item 6) CODE	
8. NAME AND ADDRESS OF CONTRACTOR (NO., street, city, county, State, and ZIP Code)			9a. AMENDMENT OF SOLICITATION NO. 19KE5020Q0002	
			9b. DATED (SEE ITEM 11) January 24, 2020	
			10a. MODIFICATION OF CONTRACT/ORDER NO.	
			10b. DATED (SEE ITEM 13)	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS				
<p>[X] The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers [] is extended, [X] is not extended</p> <p>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>2</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers.</p> <p>FAILURE OF YOUR ACKNOWLEDGMENT 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 telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment and is received prior to the opening hour and date specified.</p>				
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.				
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 FAR 43.103(b)				
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:				
D. OTHER (Specify type of modification and authority)				
E. IMPORTANT: Contractor [X] is not, [] is required to sign this document and return _____ copies to the issuing office.				
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)				
<p>The solicitation is amended as follows;</p> <p>i. Section A Under line item #1. The wording 'Allow for construction zone fence length, approximately 100 meters.'</p> <p>ii. Section B Under scope of work include the wording 'The construction zone fence length, shall be approximately 100 meters'</p> <p>iii. Section K Evaluation Criteria first paragraph. is amended to read, 'Award will be made to the lowest priced, technically acceptable, responsible quotor.'</p> <p>iv. Section K Evaluation Criteria part v. is amended to read minimum size of 150 square meters.</p> <p>v. Section K Evaluation Criteria part x. is amended to read 'must be NCA registered Contractor' the term three(3) is deleted.</p> <p>vi. Section K Evaluation Criteria part ix is amended to read 'Derived \$250,000 of its revenue from private or public-use swimming pool construction for the last three years. The terms' 50%', 'annual', and 'each of' are deleted.</p> <p>Per i, ii, iii, iv, v, and vi above, replace the documents hereunder with the previous ones in the solicitation.</p> <p>Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</p>				
15A. NAME AND TITLE OF SIGNER (Type or print)			16A. NAME OF CONTRACTING OFFICER	
			Lance Posey	
15B. NAME OF CONTRACTOR/OFFEROR		15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
BY (Signature of person authorized to sign)			BY (Signature of Contracting Officer)	2/19/2020

A. PRICE

The Contractor shall complete all work, including furnishing all labor, material, equipment and services required under this purchase order for the following firm fixed price and within the time specified. This price shall include all labor, materials, all insurances, overhead and profit.

Item #	Descriptions	Units	Quantity	Price per unit	Total Price
1	<p>Mobilization/Demobilization/Design interpretation: The contractor shall safely secure the work area, provide all hounding, shoring, scaffolding, Protective gear and all associated materials to prepare safe working space. Allow for construction zone fence length approximately 100 meters. Upon completion of the project, allow for site demobilization, clean up, restoration of the landscape to blend with the existing ecosystem. Allow for architectural and engineering expert service dedicated to accurate interpretation of the client provided drawings and design concept to enhance effecting technical communication across the stakeholders. The vendor shall obtain all required permits from the relevant authorities for compliance.</p>	Lump Sum	1		
2	<p>Landscaping: Allowance for landscaping design and implementation, 10 meters around perimeter of Pool Deck, assuming pool deck is 10cm above adjacent grade at closest point, to include privacy hedge, and indigenous pollinator plantings.</p>	Lump Sum	1		
3	<p>Excavation and cart away: Prepare site, provide labor, required equipment and undertake ground excavation on the space prior to swimming pool, pool pump room, cabanas and septic system construction. This shall be done in a systematic manner in with all factors put into considerations including but not limited to: Engineering design, Underground features, weather, project schedule, site operations convenience. (See drawings: Cabana and Pool plans/SOW)</p>	M Cubic	400		

B. SCOPE OF WORK

SCOPE OF WORK DESCRIPTIONS

i. Mobilization/Demobilization/Design interpretation:

The contractor shall safely secure the work area, provide all hoarding, shoring, scaffolding, Protective gear and all associated materials to prepare safe working space. Upon completion of the project, allow for site demobilization, clean up, restoration of the landscape to blend with the existing ecosystem. Allow for architectural and engineering expert service dedicated to accurate interpretation of the client provided drawings and design concept to enhance effecting technical communication across the stakeholders. The vendor shall obtain all required permits from the relevant authorities for local and applicable international compliance. This shall include but not limited to National Construction Authority (NCA) permit, Nairobi City County (NCC) permit, National Environment Management Authority (NEMA) permit.

The construction zone must be fenced for access control to a height of 9 feet, made of double twist chain link fence and 60% visibility screen mounted on concreted class B Round Hollow Section (RHS) tube. The construction zone fence length, shall be approximately 100 meters. Upon completion of the construction work, the vendor shall remove the construction fence and make good the site.

Upon completion, the contractor shall engage the services of a professional landscape design company for planning and implementation, characteristic of setting.

ii. Excavation, Leveling and Cart away:

The vendor shall prepare site, provide labor, required equipment and undertake ground excavation work on the marked-out space for the purpose of preparing pool and cabana construction. This shall be done in a systematic manner in with all factors put into considerations including but not limited to: Engineering design, Underground features, weather, project schedule, site operations convenience. Internal roads serving the residential location must be kept free from dirt during. The topography shall be modified to ensure that the correct pool depth is achieved while at the same time placing the cabana foundation at the appropriate height. Engulfment hazard management plan must be drafted, submitted, approved and implemented as required.

iii. Swimming Pool Construction:

The vendor shall provide materials, labor, equipment and undertake construction of the swimming pool putting into consideration the attached drawings. This includes reinforced concrete pool shell with all waterproofing treatments, tiling as per client's tiles selection, decking, drainage channels, drain sump. Pool walls must comply with the Chapter 22 of ACI 318-14. General pool design must comply with International Swimming Pool and Spa Code (ISPSC) Chapter 8: Permanent Inground Residential Swimming Pools (See attached), ISPSC Chapter 2 (Structural integrity)

All dimension as per the attached pool plan and elevations drawing.

NOTE: The swimming pool shall not be a diving pool.

K. EVALUATION CRITERIA

Award will be made to the lowest priced, technically acceptable, responsible quoter. The Government reserves the right to reject quotations that are unreasonably low or high in price.

Through the accompanying technical report, the contractor shall demonstrate the following:

i. Technical proposal shall be prepared in a required standard format, with at least the followings: ✦ Table of content

- ✦ Order of presentation to be in line with evaluation criteria
- ✦ Include only RFP relevant documentations

ii. Full understanding of the scope of work through the proposal. The vendor must indicate clearly how he/she intends to overcome challenges including but not limited to: weather, local regulations, material handling and movement, environmental friendliness, traffic, minimum interruption to property and residence.

iii. Capacity to deliver – must have evidence of access to specialized equipment and tools required for the services.

iv. Human resource capacity to include qualified (Civil, Mechanical, and Construction) engineering staff.

v. Must be a Pool & Spa industry contractor with references of satisfactorily completed jobs within the last three years. In the last three (3) years, constructed at least three (3) commercially designed private and public-use swimming pools, each of which have incorporated a minimum size of 150 square meters of water surface area. Contact information of recent customers is required.

vi. Proposed methodology and work schedule are compliant with the site conditions and operations. Sequence of operations presented on a floating Project Management Gantt chart required.

vii. Provision of reasonable/fair warranty terms which are expressly communicated.

viii. Provide financial statements (3 years) certified by CPA or equivalent.

ix. Derived \$250,000 of its revenue from private or public-use swimming pool construction for the last three (3) years.

x. Must be a National Construction Authority (NCA) registered contractor to the relevant field, or equivalent.

The Government will determine acceptability by assessing the offeror's compliance with the terms of the RFQ. The Government will determine responsibility by analyzing whether the apparent successful quoter complies with the requirements of FAR 9.1, including:

- ability to comply with the required performance period, taking into consideration all existing commercial and governmental business commitments;
- satisfactory record of integrity and business ethics;
- necessary organization, experience, and skills or the ability to obtain them;
- necessary equipment and facilities or the ability to obtain them; and
- otherwise, qualified and eligible to receive an award under applicable laws and regulations.