



AMERICAN CONSULATE GENERAL
Regional Procurement Support Office
Giessener Strasse 30
60435 Frankfurt am Main
Germany
Tel: (49) 69 7535 3309
E-mail: GabelTD@state.gov

March 3, 2016

Combined Synopsis and Solicitation Notice
Solicitation Number SGE500-16-Q-0013

The American Consulate General Frankfurt hereby provides the following Solicitation Notice for Request for Quotes (RFQ):

The United States Government (USG), Department of State (DOS), has a requirement to repaint the exterior of the Government owned residence located at Frauenlobstrasse 9, Frankfurt am Main. The contractor is to perform the services in accordance with the attached Statement of Work (SOW), the terms and conditions of this solicitation, and in strict conformance with the contract clauses and any special conditions contained herein.

Synopsis:

This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in FAR Subpart 12.6, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; offers are being requested and a written solicitation will not be issued.

The solicitation document and incorporated provisions and clauses are those in effect through Federal Acquisition Circular FAC 2005-78, effective 26 Dec 2014.

Contract Type:

The Government intends to award a firm fixed-price type contract. Multiple awards may result from this solicitation.

Site Visit

An organized site visit will be held on **Thursday, March 10, 2016 at 10:00 a.m.** local time at the work site. All prospective offerors are encouraged to attend.

Registration is required should you wish to participate in the site visit. Companies are therefore required to submit the names, nationality and I.D. numbers of those attending to **Tracci Gabel via email at GabelTD@state.gov, no later than 17:00 hours, Wednesday, March 9, 2016.**

Attendance is limited to no more than 2 persons per company, unless an acceptable reason exists for the presence of more than 2.

This information must be provided in order to obtain access to the site. No substitutes or additional persons may attend the site visit. Attendees are requested to carry their Photo ID along with them. Without Photo ID you may be refused entry to the site.

Question Submission:

Interested offerors must submit any questions concerning this RFQ to the email address GabelTD@state.gov within 12 calendar days of issuance request for offers. Questions not received within this time period will not be considered.

Delivery and Acceptance of Quotation:

Delivery and acceptance of offers shall be made via electronic means only. The point of contact is Ms. Tracci Gabel at GabelTD@state.gov , tel. +49 069 7535 3309.

Acquisition Method

The Government is conducting this acquisition using the simplified acquisition procedures in Part 13 of the Federal Acquisition Regulation (FAR). If the dollar amount exceeds the simplified acquisition threshold, then the Government will be using the test program for commercial items authorized by Subpart 13.5 of the FAR.

Applicable Clauses and Provisions:

All referenced FAR and DOSAR clauses and provisions may be accessed electronically at <https://www.acquisition.gov/far/> or <http://farsite.hill.af.mil/vffara.htm>

Clauses

FAR 52.212-4	Contract Terms and Conditions - Commercial Items (MAY 2015);
FAR 52.212-5	Contract Terms and Conditions Required to Implement Statutes or Executive Orders -- Commercial Items. (Feb 2016)
FAR 52.247-30	F.O.B. Origin, Contractor's Facility (FEB 2006)
FAR 52.247-42	C.I.F. – Destination (APR 1984)
DOSAR 652.225-71	Section 8(A) of the Export Administration Act of 1979, as amended (AUG 1999)
DOSAR 652.242-70	Contracting Officer's Representative (COR) (AUG 1999)
DOSAR 652.242-73	Authorization and Performance (AUG 1999)
DOSAR 652.243-70	Notices (AUG 1999)

Provisions

FAR 52.212-1	Instructions to Offerors - Commercial Items (Apr 2014)
--------------	--

Addendum to 52.212-3:

52.209-5 Certification Regarding Responsibility Matters (Apr 2010); 52.209-7 Information regarding Responsibility Matters (July 2013); DOSAR 652.225-70 Arab League Boycott of Israel (Aug 1999)

Addendum to 52.212-5:

FAR 52.212-5 -- Contract Terms and Conditions Required to Implement Statutes or Executive Orders -- Commercial Items. (Feb 2016)

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

(1) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (Nov 2015)

(2) 52.233-3, Protest After Award (AUG 1996) (31 U.S.C. 3553).

(3) 52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004) (Public Laws 108-77, 108-78 (19 U.S.C. 3805 note)).

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the contracting officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

52.204-10, Reporting Executive compensation and First-Tier Subcontract Awards (Oct 2015) (Pub. L. 109-282) (31 U.S.C. 6101 note).

52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Oct 2015) (31 U.S.C. 6101 note).

52.222-50, Combating Trafficking in Persons (Mar 2015) (22 U.S.C. chapter 78 and E.O. 13627).

52.223-18, Encouraging Contractor Policies to Ban Text Messaging while Driving (Aug 2011) (E.O. 13513).

52.225-13, Restrictions on Certain Foreign Purchases (Jun 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).

52.232-33, Payment by Electronic Funds Transfer— System for Award Management (Jul 2013) (31 U.S.C. 3332).

(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or executive orders applicable to acquisitions of commercial items:

(d) *Comptroller General Examination of Record* The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, and does not contain the clause at 52.215-2, Audit and Records -- Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.

(2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR Subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.

(3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.

(e)

(1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c) and (d) of this clause, the Contractor is not required to flow down any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause—

(i) 52.203-13, Contractor Code of Business Ethics and Conduct (Oct 2015) (41 U.S.C. 3509).

(ii) 52.219-8, Utilization of Small Business Concerns (Oct 2014) (15 U.S.C. 637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small business concerns) exceeds \$700,000 (\$1.5 million for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(iii) 52.222-17, Nondisplacement of Qualified Workers (May 2014) (E.O. 13495). Flow down required in accordance with paragraph (1) of FAR clause 52.222-17.

(iv) 52.222-21, Prohibition of Segregated Facilities (Apr 2015).

(v) 52.222-26, Equal Opportunity (Apr 2015) (E.O. 11246).

- (vi) 52.222-35, Equal Opportunity for Veterans (Oct 2015) (38 U.S.C. 4212).
- (vii) 52.222-36, Equal Opportunity for Workers with Disabilities (Jul 2014) (29 U.S.C. 793).
- (viii) 52.222-37, Employment Reports on Veterans (Oct 2015) (38 U.S.C. 4212).
- (ix) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496). Flow down required in accordance with paragraph (f) of FAR clause 52.222-40.
- (x) 52.222-41, Service Contract Labor Standards (May 2014), (41 U.S.C. chapter 67).
- (xi) X (A) 52.222-50, Combating Trafficking in Persons (Mar 2015) (22 U.S.C. chapter 78 and E.O. 13627).
 (B) Alternate I (Mar 2015) of 52.222-50 (22 U.S.C. chapter 78 E.O. 13627).
- (xii) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment--Requirements (May 2014) (41 U.S.C. chapter 67.)
- (xiii) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services--Requirements (May 2014) (41 U.S.C. chapter 67)
- (xiv) 52.222-54, Employment Eligibility Verification (Oct 2015) (E. O. 12989).
- (xv) 52.222-55, Minimum Wages Under Executive Order 13658 (Dec 2015) (E.O. 13658).
- (xvi) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).
- (xvii) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations. (May 2014) (42 U.S.C. 1792). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.
- (xviii) 52.247-64, Preference for Privately-Owned U.S. Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx 1241(b) and 10 U.S.C. 2631). Flow down required in accordance with paragraph (d) of FAR clause 52.247-64.

(2) While not required, the Contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

52.204-19 INCORPORATION BY REFERENCE OF REPRESENTATIONS AND CERTIFICATIONS (DEC 2014)

The Contractor’s representations and certifications, including those completed electronically via the System for Award Management (SAM), are incorporated by reference into the contract.

INSTRUCTIONS FOR SUBMISSION OF OFFERS

Each offer shall consist of the following physically separate volumes:

A	B	C
<u>Volume</u>	<u>Title</u>	<u>No. of Copies</u>
1	Price Proposal, to include: <ul style="list-style-type: none">• <u>BREAKDOWN OF PRICE PROPOSAL</u>• <u>PROOF OF SAM REGISTRATION</u>	1 Electronic Copy
<u>Volume</u>	<u>Title</u>	<u>No. of Copies</u>
2	Technical Proposal: <ul style="list-style-type: none">• <u>PERFORMANCE TIMELINE/PLAN</u>• <u>PAST PERFORMANCE AND RELEVANT EXPERIENCE OF THE OFFEROR</u>	1 Electronic Copy

(ii) Submittal format: Offers shall be in the number and types of copies listed in column C of the table above.

(iii) Evaluation will be performed on the electronic copies in response to Volume 1 and Volume 2.

The remainder of this page is left intentionally blank.

52.212-2 EVALUATION – COMMERCIAL ITEMS (OCT 2014)

(a) The Government will award a contract resulting from this solicitation to the responsible offeror whose offer conforming to the solicitation will be most advantageous to the Government, price and other factors considered. The following factors shall be used to evaluate offers:

(i) **Pricing:**

The price will be evaluated for the lowest overall price. The offeror will submit the attached Price Proposal Breakdown, complete with pricing for each item. The total currency amount reflected on the breakdown will be considered the total contract amount for this contract. The offeror will add line items to this breakdown, as needed to cover all authorized costs.

(ii) **Performance Timeline / Plan:**

The offer will include a timeline / plan on how the Offeror will complete the work with the two week timeframe.

(iii) **Past Performance and Relevant Experience of the Offeror:**

The offerors shall list a minimum of two contracts and/or subcontracts similar/comparable in scope that they have held over the past six years to demonstrate their prior experience in supplying this type of service. Plus, any additional information, such as letters, associations and standards to substantiate their acceptable past performance. The offerors shall provide the following information for each contract and/or subcontract:

- (a) Customer's name, address, and telephone numbers of customer's lead contract and technical personnel;
- (b) Contract number;
- (c) Contract dollar value; and
- (d) Any terminations (partial or complete) and the reason (convenience or default).

Other Requirements:

- (a) Bid MUST be good for 30 calendar days after submittal of proposal.
- (b) Offeror must be registered in the System for Award Management (SAM) database before an award can be made to them. If the offeror is not registered in the SAM, it may do so through the SAM website at <https://www.sam.gov/portal/public/SAM/>.
- (c) The solicitation and award will be subject to the laws and regulations of the United States of America.

Proposal Due Date:

The complete proposal is to be submitted via email on or before March 23, 15:00 CET. Any questions regarding this solicitation may be directed to Tracci Gabel at GabelTD@state.gov.

Sincerely,

[original signed]

Peter J. Covington
Contracting Officer, RPSO