

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE <b>J</b>	PAGE OF PAGES <b>1   4</b>
2. AMENDMENT/MODIFICATION NO. <b>0002</b>		3. EFFECTIVE DATE <b>26-Aug-2004</b>	4. REQUISITION/PURCHASE REQ. NO. <b>W16ROE-4184-0379</b>	
6. ISSUED BY USA ENGINEER DISTRICT, NEW YORK ATTN:CENAN-CT ROOM 1843 26 FEDERAL PLAZA NEW YORK NY 10278		CODE <b>W912DS</b>	7. ADMINISTERED BY (If other than item 6) <b>See Item 6</b>	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			<input checked="" type="checkbox"/> 9A. AMENDMENT OF SOLICITATION NO. <b>W912DS-04-B-0014</b>	
			<input checked="" type="checkbox"/> 9B. DATED (SEE ITEM 11) <b>29-Jul-2004</b>	
			10A. MOD. OF CONTRACT/ORDER NO.	
			10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE		
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>				
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer 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> 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. 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.				
12. ACCOUNTING AND APPROPRIATION DATA (If required)				
<b>13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>				
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 <input type="checkbox"/> is not, <input type="checkbox"/> 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.) AS PRESCRIBED IAW FAR 41.208 THIS SOLICITATION IS AMENDED TO INCORPORATE THE FOLLOWING:  1. TO INCOPORATE LANGUAGE RELATING TO THE INSURANCE REQUIREMENT (SEE SECTION 00800); 2. TO EXTEND THE BID DUE DATE (SEE SF30 CONTINUATION PAGE); 3. ALL OTHER TERMS AND CONDITIONS SHALL REMAIN THE SAME AND UNCHANGED.  THIS AMENDMENT SHALL BE ATTACHED TO THE SPECIFICATIONS AND SHALL BE INCORPORATED THEREOF.  NOTE: Bidders must acknowledge receipt of this amendment by the date specified in the solicitation (or as amended) by one of the following methods: in the space provided on the SF1442, by separate letter, or by telegram, or by signing block 15 below. FAILURE TO ACKNOWLEDGE AMENDMENTS BY THE DATE AND TIME SPECIFIED MAY RESULT IN REJECTION OF YOUR BID IN ACCORDANCE WITH THE LATE BID, LATE MODIFICATIONS OF BIDS OR LATE WITHDRAWAL OF BIDS (FAR14.304).  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.				
15A. NAME AND TITLE OF SIGNER (Type or print)			16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
			TEL: _____ EMAIL: _____	
15B. CONTRACTOR/OFFEROR  _____ (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA  BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED  <b>26-Aug-2004</b>

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

## SECTION 00010 - SOLICITATION CONTRACT FORM

The required response date/time has changed from 30-Aug-2004 02:00 PM to 02-Sep-2004 02:00 PM.

The following have been modified:

NOTES

1. It is the contractor's responsibility to comply with all conditions and requirements of the identified disposal site.
2. The low bidder for the purpose of award will be the conforming responsible bidder offering the lowest Total Bid Amount for Combined Basic Work and Option No. A.
3. Any bid, which is materially unbalanced, may be rejected. An unbalanced bid is one, which is based on prices significantly less than cost for some work and prices, and significantly overstated for the other work.
4. Bidders are reminded that they must bid on the issued plans and specifications as amended. Any deviations, conditions or attachments made by the bidder himself may render the bid non-responsive and may be cause for its rejection.
5. Bidders are required to bid on all items or their bid will be rejected.
6. Contract performance shall be completed within 45 (forty-five) calendar days of receipt by the contractor of the Notice to Proceed if only the Basic Work is awarded under this contract.
7. Contract performance shall be completed within 50 (fifty) calendar days of receipt by the contractor of the Notice to Proceed if both, the Basic Work and Option A are awarded.
8. The Option A will be exercised within 21 days of the Notice to Proceed issuance, if at all.
9. The Government has no obligations to exercise Option A under this contract.

## SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

The following have been added by reference:

52.236-3                      Site Investigation and Conditions Affecting the Work                      APR 1984

The following have been added by full text:

INSURANCE INFORMATION

1. Insurance

a. All contractors of the Corps shall procure and maintain insurance during the entire period of performance under this contract subject to the provisions herein.

b. All required insurance must be issued by companies which have an A.M. Best rating of at least A-7 or a Standard & Poor's rating of at least AA and are authorized to do business in the State of New York and must be in effect during the Term of this Agreement in not less than the following amounts (inclusive of excess liability coverage):

Workers' Compensation Insurance .....	\$ Per Statute
Employer's Liability for any one occurrence not less than .....	\$ 1,000,000
Commercial Liability Insurance (with Broad Form Property Damage, Products/Completed Operations Liability, Contractual Liability, Independent Contractors, Fire/Legal Liability, Property Insurance Endorsements) for any one occurrence not less than .....	\$ 3,000,000
Any Auto, Hired Auto and Non-owned Auto Insurance for any one occurrence not less than .....	\$ 3,000,000.

c. All policies, other than Workers' Compensation, shall name the City of New York as additional parties. A copy of the certificate of insurance shall be delivered to the Contracting Officer with the premium fully paid and so marked on or before the day when the Notice to Proceed is issued.

2. Notice

a. Notification of any third party claims against the City, its officers, agents and employees alleged to arise from the act or omission of an employee of the Corps and their respective assigns shall be submitted to the Commissioner within thirty (30) days of receipt, or within ten (10) days of receipt of notice of the commencement of an action with regard to any such claim, to the following office:

City of New York/Department of Parks & Recreation  
Attn: Counsel's Office  
The Arsenal, Central Park  
830 Fifth Avenue  
New York, NY 10021  
212-360-1313

b. Within five (5) business days after notice of any loss, injury, damage or violation related to the Project, the Corps or their respective assigns shall make a report in writing to the Commissioner at the above contact address.

(End of Summary of Changes)