

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE	PAGE	OF	PAGES
2. AMENDMENT/MODIFICATION NO. 005		3. EFFECTIVE DATE February 28, 2007		4. REQUISITION/PURCHASE REQ. NO. Not applicable		5. PROJECT NO. (If applicable) 1 5	
6. ISSUED BY NASA DRYDEN FLIGHT RESEARCH CENTER PO BOX 273/D-1422/A/ EDWARDS, CA 93523-0273			7. ADMINISTERED BY (If other than Item 6)				
8. NAME AND ADDRESS OF CONTRACTOR (No. Street, county, State and ZIP: Code) POTENTIAL OFFERORS				(X)	9A. AMENDMENT OF SOLICITATION NO. NND07154670R		
				X	9B. DATED (SEE ITEM 11) December 19, 2006		
					10A. MODIFICATION OF CONTRACT/ORDER NO.		
					10B. DATED (SEE ITEM 13)		
CODE		FACILITY CODE					

### 11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.

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 one (1) 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 DATA 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 data specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

Not applicable

### 13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

(X)	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  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.)

The purpose of Amendment 005 is to:

- (1) Change the reference regarding NPR 8715.3 from Appendix H to Appendix E.
- (2) Add two new reporting subcategories to DRD-02.

All changes made are detailed on the following pages.

- (3) Publish additional questions and answers resulting from release of the RFP and the pre-proposal conference. (see Attachment)

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)	
		Curtis Paul, Contracting Officer	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
(Signature of person authorized to sign)		BY  (Signature of Contracting Officer)	2/28/07

1. Under Provisions F.7(a)(1) and L.23 (d), change the reference from Appendix H to Appendix E.
2. Under DRD-02, "Financial Management Reports", add the two reporting subcategories of "Straight Time Hours" and "Overtime Hours" to Section 9.B.1, "Direct Labor Hours" as follows:
  - 1) Direct Labor Hours
    - (a) Straight Time
    - (b) Overtime

No other changes to this solicitation are made by issuance of this amendment.

## Post-RFP Issuance Questions and Answers

**Q59.** Reference: RFP L.21 PROPOSAL PREPARATION

Question: The RFP does not address the use of a glossary for defining acronyms and proprietary terms. May a glossary be added to the front matter (as a helpful tool for the evaluator) without counting against the page count for the volume?

**A59. No. The glossary will be included in the page count.**

**Q60.** Reference: L.21(a)(2) Proposal Content and Format, Solicitation Page 53, "Include a cover letter with your proposal."

L.21(b)(3) Proposal Page Limitations, Solicitation Page 55, "Title pages and tables of contents are excluded from the page counts specified in paragraph (1) of this provision."

Question: Will the Government exclude the cover letter from the page count?

**A60. No. The cover letter is included in the page count.**

**Q61.** Reference: L.21(b)(3) Proposal Page Limitations, Solicitation Page 55, "Title pages and tables of contents are excluded from the page counts specified in paragraph (1) of this provision."

Question: Typically a list of acronyms is included in the proposal for the convenience of the Government in order to facilitate evaluation. Will the Government exclude an acronym list from the page count?

**A61. No. The acronym list will be included in the page count.**

**Q62.** Reference: RFP Section L.23 (d) Safety and Health Plan (Subfactor), Solicitation Page 62, "Offerors are directed to NPR 8715.3, Appendix H instructions regarding the contents of Safety and Health Plan. NPR 8715.3 can be accessed at the following website: <http://nodis3.gsfc.nasa.gov/>"

Comment/Question: A search of the NODIS website provides NPR 8715.3 "NASA General Safety Program Requirements". Appendix H of this document is: NASA Operations and Engineering Panel for Facilities. Appendix E is: Sample Safety and Health Plan for Service or Operations Contracts.

Will the Government please verify that the correct guidance for offerors to follow in the preparation of the required Safety and Health Plan is contained in Appendix E of NPR 8715.3a "NASA General Safety Program Requirements"?

**A62. You are correct. The clause should have referred to Appendix E instead of Appendix H. DFRC's Safety Office also stated that the DCP-S-009 in the Reference Library will be useful in developing the Safety and Health Plan in that it is much more site specific than the NPR 8715.3a**

Q63. Reference: Appendix E of NPR 8715.3a "NASA General Safety Program Requirements", the outline goes from section 1.11 to 1.13. Section 1.12 appears to be missing.

Question: Can the Government provide Section 1.12 if it exists or was this simply an error in the formatting of NPR 8715.3a?

**A63. The DFRC Safety Office verified that Section 1.12 is missing from Appendix E and has notified NASA Headquarters about the apparent omission.**

Q64. L.25(c)(i) Cost Volume – Direct Labor Costs, Solicitation Page 65, "A Work-Year Equivalent (WYE) is defined as follows: the proposed productive hours needed to comprise one average full time employee for one year.... Productive labor hours are defined as follows: the total available hours for productive work in a year, excluding overtime, and paid time off (Vacation, Holiday, etc.)". In the next paragraph, the RFP states "direct labor hours"...."does include overtime hours"

Elsewhere, hours listed in RFP Form B, when correlated to staffing provided in RFP Exhibit 2, yields an hours ratio of 1,900 to 1. Furthermore, RFP Section L.25 (c) (vi) Form B instructions state "Do not propose award fee rates for overtime hours", implying that all of the 1,900 hours in Form B are to be treated as productive hours and not as direct labor hours since overtime is not included in the award fee base. Finally, Amendment 4 changes the answer to Question 11 in Amendment 3 to "Price all hours as Straight Time."

Question: Is it the Government's intention for offerors to cost labor at Straight Time using a) the offeror's detailed derivation of its productive labor hours (WYE), or b) direct labor hours including the offeror's derived productive labor hours (WYE) plus additional offeror derived overtime hours or c) 1,900 productive labor hours times the 75.8 total labor WYE in Exhibit 2 (144,020 Hours proposed hours total, as listed in Form B)?

**A64. The derivation of the productive labor hours (WYE) is to be based on the offeror's own polices and procedures. The hours shown in Form B are not intended for use in developing proposed direct labor costs. The 1900 hours in Form B is a standardized amount to be used only in developing the proposed award fee amounts. The offeror should not imply any assumptions from the 1900 hours. Furthermore, in accordance with Amendment 4, offerors are to price all hours as Straight Time. (But remember to address your overtime policy in your Compensation Plan.)**

Q65. Can you verify that 50% of costs must be expended by the prime rather than 50% by all small businesses on the team? Also clarify that it is by contract rather than by task order.

**A65. FAR 52.219-14 states "At least 50 percent of the cost of contract performance incurred for personnel shall be expended for employees of the concern." Therefore, the 50% must be incurred by the prime. The offeror is reminded that the Small Business Administration (SBA) is responsible for determining if a prime contractor is meeting the 50 percent. The offeror should contract the SBA if it has any questions regarding its teaming arrangements.**

Q66. Purchases/Subcontracting-Does the non-team member subcontracting (cost, no fee) costs count against the 50% rule for Prime contractor?

**A66. No. As stated in FAR 52.219-14, it should be 50 percent of the cost incurred for personnel.**

Q67. What is the range of staffing requirements anticipated for this contract based on a snapshot of how the incumbent contractor is supporting each DFRC office?

**A67. The slides for the pre-proposal conference contain historical data on staffing levels. In addition, the WYE information in Exhibit 2 provides the estimate of future staffing at the WBS level.**