

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE N/A	PAGE OF PAGES 1 7
2. AMENDMENT/MODIFICATION NO. 0004	3. EFFECTIVE DATE 5 MAR 2004	4. REQUISITION/PURCHASE REQ. NO. N/A	5. PROJECT NO. (If applicable)	
6. ISSUED BY USACE SACRAMENTO DISTRICT ATTN: CONTRACTING DIVISION 1325 J STREET SACRAMENTO, CALIFORNIA 95814-2922		7. ADMINISTERED BY (If other than Item 6) SEE ITEM 6		

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)	(√) 9A. AMENDMENT OF SOLICITATION NO. W91238-04-B-0009
	9B. DATED (SEE ITEM 11) 6 FEB 2004
	10A. MODIFICATION OF CONTRACTS/ORDER NO. N/A
	10B. DATED (SEE ITEM 13) N/A
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 _____ 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)

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

<input checked="" type="checkbox"/> 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.)
**SAN LORENZO RIVER CONTRACT 3
 SANTA CRUZ, CALIFORNIA**

- 2 ENCLS: 1) PRICING SCHEDULE, 00800, 01500, AND 02101.
 2) DRAWING SHEETS C21 AND D03.

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)
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

PRICING SCHEDULE

CONTRACTOR SHALL FURNISH ALL PLANT, LABOR, MATERIAL, EQUIPMENT, ETC. NECESSARY TO PERFORM ALL WORK IN STRICT ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN THE CONTRACT TO INCLUDE ALL ATTACHMENTS THERETO.

LINE ITEM NO.	DESCRIPTION	QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL PRICE
0001	MOBILIZATION/ DEMobilIZATION	1	LUMP SUM	LUMP SUM	\$ _____
0002	CARE AND DIVERSION OF WATER	1	LUMP SUM	LUMP SUM	\$ _____
0003	DEMOLITION	1	LUMP SUM	LUMP SUM	\$ _____
0004	CLEARING AND GRUBBING	1	LUMP SUM	LUMP SUM	\$ _____
0005	CONSTRUCTION FENCE W/GATES	1,731*	LF	\$ _____	\$ _____
0006	STRUCTURAL FILL MATERIAL	14,300*	CY	\$ _____	\$ _____
0007	ROADWAY PREPARATION SUBGRADE	1,813*	SY	\$ _____	\$ _____
0008	AGGREGATE BASE COURSE	870*	TON	\$ _____	\$ _____
0009	ASPHALT CONCRETE PAVEMENT	260*	TON	\$ _____	\$ _____
0010	SUBGRADE PATHS PREPARATION	790*	SY	\$ _____	\$ _____
0011	ASPHALT CONCRETE COLORED PAVEMENT	120*	TON	\$ _____	\$ _____
0012	CONCRETE SIDEWALKS AND DRIVEWAYS	148*	SY	\$ _____	\$ _____
0013	CONCRETE CURBS AND GUTTERS	930*	LF	\$ _____	\$ _____
0014	FALL PROTECTION RAILING	1,030*	LF	\$ _____	\$ _____
0015	RIVER STONE AND SANDY LOAM	450*	TON	\$ _____	\$ _____
0016	BOULDERS	36*	TON	\$ _____	\$ _____

0017	LOG VANES	90*	LF	\$ _____	\$ _____
0018	FOOTER LOGS	50*	LF	\$ _____	\$ _____
0019	ROOTWADS	76*	LF	\$ _____	\$ _____
0020	LANDSCAPE PLANTING	1	LUMP SUM	LUMP SUM	\$ _____
0021	IRRIGATION SYSTEM	1	LUMP SUM	LUMP SUM	\$ _____
0022	IN-CHANNEL PLANTING	1	LUMP SUM	LUMP SUM	\$ _____
0023	ONE TIER CRIB WALL	119*	LF	\$ _____	\$ _____
0024	TWO TIER CRIB WALL	261*	LF	\$ _____	\$ _____
0025	STORM DRAINAGE SYSTEM	1	LUMP SUM	LUMP SUM	\$ _____
0026	EXTERIOR ELECTRICAL SYSTEM	1	LUMP SUM	LUMP SUM	\$ _____
0027	PERMANENT SIGNAGE	1	LUMP SUM	LUMP SUM	\$ _____
0028	PERMANENT SOIL NAILS	16,432*	LF	\$ _____	\$ _____
0029	SOIL NAIL WALL EXCAVATION	11,900*	CY	\$ _____	\$ _____
0030	SOIL NAIL WALL VERIFICATION NAILS	12	EA	\$ _____	\$ _____
0031	PERMANENT SHOTCRETE FACING	1,960*	SY	\$ _____	\$ _____
0032	TAN COLORED CONCRETE PAVEMENT	140*	SY	\$ _____	\$ _____

SUBTOTAL ESTIMATED PRICE \$ _____

OPTIONAL WORK: AS PER SPEC 01010-2, 1.2.1

0033	ROADWAY PREPARATION SUBGRADE	630*	SY	\$ _____	\$ _____
0034	AGGREGATE BASE COURSE	240*	TON	\$ _____	\$ _____
0035	ASPHALT CONCRETE PAVEMENT	120*	TON	\$ _____	\$ _____
0036	PAVEMENT, SIDEWALK AND GUTTER REMOVAL	100*	TON	\$ _____	\$ _____

SUBTOTAL OPTION ESTIMATED PRICE \$ _____

TOTAL ESTIMATED PRICE \$ _____

Naturalization (INS Form N-550 or N-570), foreign passport with I-551 stamp or attached INS Form I-94 indicating employment authorization, Alien Registration Receipt Card with photograph (INS Form I-151 or I-551), Temporary Resident Card (INS Form I-688), Employment Authorization Card (INS Form I-688A), Reentry Permit (INS Form I-327), Refugee Travel Document (INS Form I-571), Employment Authorization Document issued by the INS which contains a photograph (INS Form I-688B).

d. The address and telephone number for the Sacramento District Security Officer is as follows:

U.S. Army Engineer District, Sacramento
 Attn: Security Officer (CESPK-DE-S)
 1325 J Street
 Sacramento, CA 95814-2922
 Tel: (916) 557-6920

e. All transmittals of documentation and other information pertaining to this requirement must be marked with the applicable contract, grant, agreement, and/or task order number and the name of the contracting officer. Additionally, the contracting officer must be notified in writing whenever a SF 85P has been submitted to the Security Officer for processing.

52.204-4004 EMPLOYEE IDENTIFICATION AND FINGERPRINTS (MAY 2003)

If employee identification is required for security or other reasons, the Contractor shall be responsible for furnishing to each employee and for requiring each employee engaged on the work to display such identification as may be approved and directed by the Contracting Officer. All prescribed identification shall immediately be delivered to the Contracting Officer, for cancellation upon the release of any employee. When required by the Contracting Officer, the Contractor shall obtain and submit fingerprints of all persons employed or to be employed on the project.

52.0211-4853 WORK DAYS AND HOURS (APR 1992)

The normal work days and hours for this project will be Monday through Friday, excluding federal holidays, from **8:00 a.m. to 6:00 p.m.** Access to the work site may be restricted to these hours and days. Work during other than normal hours and days must be coordinated in advance with the Administrative Contracting Officer.

52.0215-4101 ALTERNATE STRUCTURED APPROACH TO WEIGHTED GUIDELINE METHOD FOR CONSTRUCTION CONTRACTS (EFARS 15.973-100) (MAY 1995)

The following alternate structured approach shall be used for all fixed-price construction contract actions.

<u>Factor</u>	<u>Rate</u>	<u>Weight</u>	<u>Value</u>
Degree of risk	20		

- Simpson Resource Company
P.O. Box 68
Korbel, CA 95550
(707) 668-4455

1.32.2 Other Sources

Logs may be furnished from any of the above listed sources or at the option of the Contractor may be furnished from any other sources designated by the Contractor and approved by the Contracting Officer, subject to the conditions hereinafter stated.

1.32.3 Single Source or Combination of Sources

After the award of the contract, the Contractor shall designate in writing only one source or one combination of sources from which he proposes to furnish logs. If the Contractor proposes to furnish logs from a source or from sources not listed above, he may designate only a single source or single combination of sources for logs. Samples for acceptance testing shall be provided as required by Section 02450: CRIB WALL of the Technical Specifications. If a source for logs so designated by the Contractor is not approved for use by the Contracting Officer, the Contractor may not submit for approval other sources but shall furnish the logs from any source listed above at no additional cost to the Government.

1.32.4 Limitations of Approval

Approval of a source of logs is not to be construed as approval of all material from that source. The right is reserved to reject materials when such materials are unsuitable for logs as determined by the Contracting Officer. Materials from an approved source shall meet all the requirements Section 02450: CRIB WALL of the Technical Specifications.

~~1.33 IN-CHANNEL PLANT MATERIAL SOURCES~~

~~1.33.1 Potential Sources~~

~~Plants for in-channel planting meeting the requirements of these specifications may be obtained from the sources listed below:~~

- ~~• Native Vegetation Network, Santa Cruz (831) 425-0687~~
- ~~• Central Coast Wilds, Santa Cruz (831) 457-1606~~
- ~~• Elkhorn Native Plant Nursery, Moss Landing (831) 763-1207~~
- ~~• Native Revival Nursery, Aptos (831) 684-1811~~
- ~~• Native Oak Nursery, Watsonville (831) 728-8662~~
- ~~• Rana Creek Ranch, Carmel Valley (831) 659-3811~~

~~1.33.2 Other Sources~~

~~Plants may be furnished from any of the above listed sources or at the option of the Contractor may be furnished from any other sources designated by the Contractor and approved by the Contracting Officer, subject to the conditions hereinafter stated.~~

~~1.33.3 Single Source or Combination of Sources~~

~~After the award of the contract, the Contractor shall designate in writing only one source or one combination of sources from which he proposes to furnish plants. If the Contractor proposes to furnish plants from a source or from sources not listed above, he may designate only a single source or single combination of sources for plants. Samples for acceptance testing shall be provided as required by Section 02492: IN CHANNEL PLANTING. If a source for plants so designated by the Contractor is not approved for use by the Contracting Officer, the Contractor may not submit for approval other sources but shall furnish the plants from any source listed above at no additional cost to the Government.~~

~~1.33.4 Limitations of Approval~~

~~Approval of a source of plants is not to be construed as approval of all material from that source. The right is reserved to reject materials when such materials are unsuitable for in channel planting as determined by the Contracting Officer. Materials from an approved source shall meet all the requirements Section 02492: IN CHANNEL PLANTING.~~

1.34 COORDINATION WITH OTHER CONSTRUCTION

The Contractor shall coordinate work with other construction projects in the vicinity of the Contract 3 construction.

The City of Santa Cruz has received preliminary plans for condominiums to be constructed on the corner of Laurel Street Extension and Third Street. Construction of these condominiums could impact the planned construction activities in this contract and will need to be coordinated.

PART 2 PRODUCTS (Not Applicable)

PART 3 EXECUTION (Not Applicable)

--END OF SECTION--

If the river is subject to tidal action at that time, final closure shall be done at low tide to minimize the quantity of water to be removed from behind the structure. Final closure shall be monitored by the qualified fisheries biologist to verify minimal impacts to fish during the operation.

3.2 REMOVAL OF WATER

The Contractor shall provide and maintain at all times during construction, ample means and devices with which to promptly remove and properly dispose of all water entering the excavation or other parts of the work whether the water is surface water or underground water. No concrete, foundations, or slabs shall be constructed in water.

Initial removal of water shall be done in a manner to protect all fish and other aquatic animals in accordance with the Fish Management Plan under the supervision of a qualified fisheries biologist as described in the Fish Management Plan. Initial removal of water shall be done with incremental drawdowns and relocation of all trapped fish by the qualified fisheries biologist. Under no circumstances shall the Contractor physically remove or disturb any fish.

3.2.1 Operation of Pumps

All pumps shall be powered by electric motors. The electricity shall be from commercial sources and not from portable generators. Intakes to pumps shall have screens to prevent fish from being drawn into the pumps. The Contractor shall not operate the pumps until he has received written approval of the screens from the Contracting Officer.

3.3 DISCHARGE OF WATER

The Contractor shall discharge the water from the work in a suitable manner with erosion control Best Management Practices in place, as specified in the Stormwater Pollution Prevention Plan and Sediment and Erosion Control Plan. Discharge velocity from bypass channels, pipes, or hoses may need to be reduced, and discharge areas protected with gravel or other material. Except as approved by the Contracting Officer, no water shall be drained into work, built or under construction; and there shall be no diversion of water into the project reaches prior to completion of the work.

Water removed from excavations shall be treated if it does not meet the discharge requirements set forth in *Section 01410; ENVIRONMENTAL PROTECTION*.

3.4 REMOVAL OF DIVERSION SYSTEM

The diversion system shall be removed in a manner that will provide the least impact to flows and aquatic life in the river. The water level in the protected area shall be allowed to equalize with the river level before removal of the diversion structure. Any areas of the riverbed damaged by the diversion structure shall be restored to as natural a condition as possible as determined by the Contracting Officer. The Contractor shall remove the diversion structure prior to the time allowed for in-channel work in the permits and as described in Sections 01410 and 01500.

END OF SECTION