

RETURN BIDS TO:
RETOURNER LES SOUMISSIONS À:
Bid Receiving - PWGSC/Réception des soumissions -
TPSGC
11 Laurier/11 rue Laurier
Place du Portage, Phase III
Core 0A1/Noyau 0A1
Gatineau, Québec K1A 0S5
Gatineau
Ontario
K1A 0S5

SOLICITATION AMENDMENT
MODIFICATION DE L'INVITATION

The referenced document is hereby revised; unless otherwise indicated, all other terms and conditions of the Solicitation remain the same.

Ce document est par la présente révisé; sauf indication contraire, les modalités de l'invitation demeurent les mêmes.

Comments - Commentaires

Vendor/Firm Name and Address
Raison sociale et adresse du
fournisseur/de l'entrepreneur

Issuing Office - Bureau de distribution
Property Management Project Division/Division du
projet de gestion immobilière
Sir Charles Tupper Building 4th Fl
Édifce Sir Charles Tupper 4e étag
A-425-F
2720 Riverside Drive/
2720, promenade Riverside
Ottawa
Ontario
K1A 0S5

Title - Sujet AFD SERVICES - RP-2 / CAMPUSES	
Solicitation No. - N° de l'invitation EP008-122111/B	Amendment No. - N° modif. 019
Client Reference No. - N° de référence du client 20122111	Date 2012-11-14
GETS Reference No. - N° de référence de SEAG PW-\$\$GC-003-61226	
File No. - N° de dossier gc003.EP008-122111	CCC No./N° CCC - FMS No./N° VME
Solicitation Closes - L'invitation prend fin at - à 02:00 PM on - le 2012-11-20	Time Zone Fuseau horaire Eastern Daylight Saving Time EDT
F.O.B. - F.A.B. Plant-Usine: <input checked="" type="checkbox"/> Destination: <input type="checkbox"/> Other-Autre: <input type="checkbox"/>	
Address Enquiries to: - Adresser toutes questions à: Rice, Tony G.	Buyer Id - Id de l'acheteur gc003
Telephone No. - N° de téléphone (613) 736-2870 ()	FAX No. - N° de FAX () -
Destination - of Goods, Services, and Construction: Destination - des biens, services et construction:	

Instructions: See Herein

Instructions: Voir aux présentes

Delivery Required - Livraison exigée	Delivery Offered - Livraison proposée
Vendor/Firm Name and Address Raison sociale et adresse du fournisseur/de l'entrepreneur	
Telephone No. - N° de téléphone Facsimile No. - N° de télécopieur	
Name and title of person authorized to sign on behalf of Vendor/Firm (type or print) Nom et titre de la personne autorisée à signer au nom du fournisseur/ de l'entrepreneur (taper ou écrire en caractères d'imprimerie)	
Signature	Date

This amendment is raised for the following:

1) To respond to proposed questions from the industry. Similar questions from different organizations have been consolidated to facilitate responses. Bidders are advised that they may propose any follow up questions or inquiries in accordance with Article 2.1.1 of the RFP.

- Q78. Are all leases gross leases or net leases, or a combination of the two? If it is a combination of both gross and net leases, can you please identify which leases are gross and which leases are net?
- A78. There are both gross lease and net leases. As the type and number of leases will likely change over the course of the Contract, the Bidder should be prepared to provide the Services given in this Solicitation for both lease types.
- Q79. Does the Contractor have any responsibility with handling any informal charge backs to internal government clients (e.g. The Canada Revenue Agency) within the facilities?
- A79. No. These are not responsibilities currently found in this Solicitation.
- Q80. In RFP Overview, Part 3- Bid Preparation Instructions, Section 3.1.2, Item (a), PWGSC requests for only 8.5x11 inch paper. We have several project schedules that can only be viewed on 11x17. Is it okay to use 11x17 paper and fold into accordion style, so they will be 8.5x11 in the hard copy binder?
- A80. No. In accordance with RFP Part 3- Bid Preparation Instructions, Section 3.1.2, Item (a), PWGSC requests for only 8.5x11 inch paper.
- Q81. Please provide existing staffing for technical labour (e.g. Engineers) for the Carling and Tunney's campuses.
- A 81. Please see Amendment No. 5, Question and Answer No. 4. As given therein, Bidders should contact the appropriate service provider directly should they have any further questions with respect to the service provider's employees provided in their list.

2) Amend Solicitation as follows:

At the Bidder Information Package, page 26, report titled Listing of Buildings and their Occupants (Ottawa-Carleton Wildlife Centre), last row titled National Capital Area Total:

Delete: "97,672.2" under the column heading Highest and Best Use Office (A,B,E)

Insert: "94,072.2" under the column heading Highest and Best Use Office (A,B,E)

Delete: "97,672.2" under the column heading Actual Use Office (A,B,E)

Insert: "94,072.2" under the column heading Actual Use Office (A,B,E)

Delete: "99,489.3" under the column heading Total

Insert: "95,889.3" under the column heading Total

At Annex B, Statement of Work:

Delete Article 3.6.4.4 in its entirety.

Insert new Article 3.6.4.4 as follows:

The evaluation period for Year 1 of the contract is defined as the Contract Operational Start Date to March 31st, 2014. During this period the Contractor must fulfill obligations of Appendix C including monitoring and reporting in this period. However, Canada will suspend application of Performance Fee Payment and will therefore not withhold the 15% of the Fees normally payable under the Performance Measurement Framework for this period.

At Annex B, Statement of Work:

Delete Article 3.7.3.5 in its entirety.

Insert new Article 3.7.3.5 as follows:

For Year 1 of the contract, the evaluation period is defined as the Contract Operational Start Date to March 31st, 2014. In the second and subsequent years, the evaluation period is defined as April 1st to March 31st, inclusively. The base year to develop to building consumption profile is the 2013 calendar year.

At Article 2.4 Code of Conduct and Certifications - Bid:

Delete Articles 2.4.1 to 2.4.10 inclusive in its entirety

Replace with:

2.4.1. Bidders must comply with the Code of Conduct for Procurement. In addition to the Code of Conduct for Procurement, bidders must a) respond to bid solicitations in an honest, fair and comprehensive manner, b) accurately reflect their capacity to satisfy the requirements stipulated in the bid solicitations and resulting contracts, c) submit bids and enter into contracts only if they will fulfill all obligations of the Contract.

2.4.2. Bidders further understand that, to ensure fairness, openness and transparency in the procurement process, the commission of certain acts or offences will render them ineligible to be awarded a contract. Canada will declare non-responsive any bid in respect of which the information herein requested is missing or inaccurate, or in respect of which the information contained in the certifications specified hereinafter is found to be untrue, in any respect, by Canada. If it is determined, after contract award, that the Bidder made a false declaration, Canada will have the right to terminate the Contract for default. The Bidder will be required to diligently maintain up-to-date the information herein requested. The Bidder and any of the Bidder's affiliates, will also be required to remain free and clear of any acts or convictions specified herein during the period of any contract arising from this bid solicitation.

2.4.3. For the purpose of this section, everyone, including but not limited to organizations, bodies corporate, societies, companies, firms, partnerships, associations of persons, parent companies, and subsidiaries, whether partly or wholly-owned, as well as individuals, and directors, are Bidder's affiliates if:

- a. directly or indirectly either one controls or has the power to control the other, or
- b. a third party has the power to control both.

Indicia of control, include, but are not limited to, interlocking management or ownership, identity of interests among family members, shared facilities and equipment, common use of employees, or a business entity created following the acts or convictions specified in this section which has the same or similar management, ownership, or principal employees, as the case may be.

2.4.4. Bidders who are incorporated, including those bidding as a joint venture, must provide with their bid or promptly thereafter a complete list of names of all individuals who are currently directors of the Bidder. Bidders bidding as sole proprietorship, including those bidding as a joint venture, must provide with their bid or promptly thereafter the name of the owner. Bidders bidding as societies, firms, or partnerships do not need to provide lists of names. If the required names have not been received by the time the evaluation of bids is completed, Canada will inform the Bidder of a time frame within which to provide the information. Failure to comply will render the bid non-responsive. Providing the required names is a mandatory requirement for contract award.

Canada may, at any time, request that a Bidder provide properly completed and Signed Consent Forms (Consent to a Criminal Record Verification form - PWGSC-TPSGC 229) for any or all individuals aforementioned within the time specified. Failure to provide such Consent Forms within the time period provided will result in the bid being declared non-responsive.

2.4.5. The Bidder must diligently maintain an up-to-date list of names by informing Canada in writing of any change occurring during the validity period of the bid as well as during the period of any contract arising from this bid solicitation. The Bidder must also, when so requested, provide Canada with the corresponding Consent Forms.

2.4.6. By submitting a bid, the Bidder certifies that it is aware, and that its affiliates are aware, that Canada may request additional information, certifications, consent forms and other evidentiary elements proving identity or eligibility. Canada may also verify the information provided by the Bidder, including the information relating to the acts or convictions specified herein, through independent research, use of any government resources or by contacting third parties.

2.4.7. By submitting a bid, the Bidder certifies that neither the Bidder nor any of the Bidder's affiliates have directly or indirectly, paid or agreed to pay, and will not, directly or indirectly, pay a contingency fee to any individual for the solicitation, negotiation or obtaining of the Contract if the payment of the fee would require the individual to file a return under section 5 of the Lobbying Act.

2.4.8. By submitting a bid, the Bidder certifies that no one convicted under any of the provisions under a) or b) are to receive any benefit under a contract arising from this bid solicitation. In addition, the Bidder certifies that except for those offences where a criminal pardon or a record suspension has been obtained or capacities restored by the Governor in Council, neither the Bidder nor any of the Bidder's affiliates has ever been convicted of an offence under any of the following provisions:

a. paragraph 80(1)(d) (False entry, certificate or return), subsection 80(2) (Fraud against Her Majesty) or section 154.01 (Fraud against Her Majesty) of the Financial Administration Act, or

b. section 121 (Frauds on the government and Contractor subscribing to election fund), section 124 (Selling or Purchasing Office), section 380 (Fraud) for fraud committed against Her Majesty or section 418 (Selling defective stores to Her Majesty) of the Criminal Code of Canada, or

c.section 462.31 (Laundering proceeds of crime) or sections 467.11 to 467.13 (Participation in activities of criminal organization) of the Criminal Code of Canada, or

d.section 45 (Conspiracies, agreements or arrangements between competitors), 46 (Foreign directives) 47 (Bid rigging), 49 (Agreements or arrangements of federal financial institutions), 52 (False or misleading representation), 53 (Deceptive notice of winning a prize) under the Competition Act, or

e.section 239 (False or deceptive statements) of the Income Tax Act, or

f.section 327 (False or deceptive statements) of the Excise Tax Act, or

g.section 3 (Bribing a foreign public official) of the Corruption of Foreign Public Officials Act, or

h.section 5 (Trafficking in substance), section 6 (Importing and exporting), or section 7 (Production of substance) of the Controlled Drugs and Substance Act.

2.4.9. In circumstances where a criminal pardon or a record suspension has been obtained, or capacities have been restored by the Governor in Council, the Bidder must provide with its bid or promptly thereafter a copy of confirming documentation from an official source. If such documentation has not been received by the time the evaluation of bids is completed, Canada will inform the Bidder of a time frame within which to provide the information. Failure to comply will render the bid non-responsive.

2.4.10. Bidders understand that Canada may contract outside of the present solicitation process with a supplier who has been convicted of an offense enumerated under c) to h) of the paragraph hereinabove, or who is affiliated with someone who has been convicted of an offense enumerated under c) to h) of the paragraph hereinabove, when required to do so by law or legal proceedings, or when Canada considers it necessary to the public interest for reasons which include, but are not limited to:

- Only one person is capable of performing the contract;
- Emergency;
- National security;
- Health and safety;
- Economic harm;

Canada reserves the right to impose additional conditions or measures to ensure the integrity of the procurement process.