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MULTIPLE AWARD CONTRACTS



- **NAVFAC utilization of Multiple Award Contracts Tool for Construction:**

- **The Federal Acquisition Streamlining Act (FASA) authorized the use of multiple award and delivery order contracts**

- **Benefits obtained from utilizing this contracting tool include:**

- Allows Navy to take continuous advantage of the competitive forces of the marketplace which will result in lower prices, better quality
 - Reduced time from requirements identification to award
 - Improved contractors performance in satisfying customer requirements

- **Multiple Award Contracts are being procured with specific size standards to allow for diversity/competition. Include:**

- Small Business Set-asides
 - 8(a) Competitive Set-asides
 - HubZone Set-asides
 - Unrestricted

Project Labor Agreements



- **Use of Project Labor Agreements for Federal Construction Projects (EO 13502).** This Executive Order encourages agencies to use Project Labor Agreements (“PLAs”) in federal construction projects having a total cost to the Government of \$25 million or more, when use of a PLA will advance the Government’s interest.
- **A final rule was published in the Federal Register 13 April 2010, with an effective date of 13 May 2010. The FAR change reflects the EO direction to encourage, not mandate, the use of PLAs.**
- **Use of a PLA does not exclude nonunion contractors from competing or performing on a project. Use of a PLA does not preclude nonunion employees from working on a project.**

Past Performance Requirements



- **PAST PERFORMANCE:**

- **Narrowing” of Past Performance criteria.**

- Need to be flexible in this area. Depends on complexity of project. General construction projects 3-5 years; More complex, i.e., Hospitals 10 years

- **Past Performance References.**

- Currently require original Questionnaires be submitted for every solicitation
 - Need to determine process which would allow Questionnaires to be used on multiple submissions.

Design/Build Phase Two Short List



- **There have been inquiries as to why NAVFAC does not allow the release of firm names who proceed to Phase Two of a Design/Build Procurement**
 - **Most Highly Qualified offerors (based on Phase 1 evaluation) are selected to proceed to Phase 2**
 - **This down select is indistinguishable from a FAR Part 15 Competitive Range Determination**
 - **Competitive Range Determinations that identify proposals that have a reasonable chance of being selected for award of a contract are one form of “Source Selection Information”**
 - **The Procurement Integrity Act prohibits U.S. officials having access to source selection information from knowingly disclosing source selection information before the award of a contract to which the information relates.**

ARRA RECIPIENT REPORTING



- **Requirement:**

- **Section 1512 of the American Recovery and Accountability Act of 2009 requires recipients of Recovery contracts, grants, and loans to submit reports on funds received no later than 10 days after the end of each calendar quarter.**

- **FederalReporting.gov serves as the official government website for recipient reporting**

- **Need 100% of Contractor involvement in meeting reporting requirements.**

- **Contractor Key Inputs:**

- Funding Received
 - Jobs Created
 - Status of Work

Other Acquisition Initiatives



- **Desirables/Betterments – Energy Enhancement Guidelines – Established/Released December 2009. Will see emphasis for more Desirables and Betterments in our D/B BVSS.**
- **Early Contractor Involvement - Currently have 1 pilot project (Midlant). Looking at 2 additional projects (1 at FEC Washington; 1 at FEC Southeast).**
- **Design/Build Operate/Maintain – Camp Pendleton**
 - **Design/Build Operate/Maintain Wastewater Treatment Plant, Phase 1, Camp Pendleton, CA – Complete. Phase 2 currently in the Acquisition Planning Phase**