

# ***Headquarters U.S. Air Force***

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*Integrity - Service - Excellence*

## ***Contracting Issues***



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**19 August 2010**

**Kim Walton**



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# ***GEITA11 Contracting***

## **➤ AGENDA**

- ✓ Contract Information**
- ✓ Current and Future Estimated Milestones**
- ✓ Audit Considerations**
- ✓ Financial Considerations**
- ✓ Preparing for proposal for GEITA11**
- ✓ Organizational Conflict of Interest**
- ✓ Closing Statement and Q&A Session**



- **Anticipate 5 or more Indefinite Delivery Indefinite Quantity (IDIQ) contract awards**
  - ✓ **Include Large and Small Business awards**
    - **3 or more to-Full & Open Competition**
    - **2 or more to-Small Business Set-asides**
  
- **Total number of awards will be based on the quality and quantity of proposals received**

***Note: We are still developing the strategy, so everything is subject to change***



- **Anticipate 5-Year Basic Ordering Period and 1-Year Additional Period to Complete Performance of Task Orders**
- **Contract Types:**
  - ✓ **Firm Fixed Price (FFP)**
  - ✓ **Cost-Plus Fixed-Fee (CPFF)**

***Note: We are still developing the strategy, so everything is subject to change***



- **Project Locations – Worldwide**
- **Solicitation under NAICS 541620**
  - ✓ **Environmental Consulting Services**
  - ✓ **Provides “best fit” for majority of anticipated contract utilization**
  - ✓ **NAICS size standard – \$ 7.0 Million**
    - **At time of submittal; firms with \$7M average annual receipts, or less, are considered Small Businesses**

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- **Competition Levels:**
  - ✓ Full and Open
  - ✓ Small Business Set-aside
  
- **Offerors must identify the choice of competition**
  
- **Firms may participate as a prime or a subcontractor, not both**

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## MILESTONES

<u>Event</u>	<u>Date</u>
RFI #1	21 May 2010
RFI #2	13 Aug 2010
Industry Day	19 Aug 2010
ASP	Oct 2010
Release Draft RFP	Nov 2010
Final RFP Release	Dec 2010
Proposals Due	Jan 2011
Contract Awards	May 2011
Debriefings	Jun 2011



# *Audit Considerations*

## ➤ Accounting System

- ✓ Applies to Prime Only
- ✓ Company Name, Location of Accounting Records and Cognizant DCAA office
- ✓ FAR 16.104 Adequacy of the *accounting system*. Before agreeing on a contract type other than firm-fixed-price, the contracting officer shall ensure that the contractor's *accounting system* will permit timely development of all necessary cost data in the form required by the proposed contract type



# ***Audit /Teaming Considerations***

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## ➤ **Financial Capability Risk Assessment**

- ✓ **Applies to Prime and Teaming Partners anticipated to perform 20 percent or more of the proposed effort**
- ✓ **Company Name, Location of Financial Records and Cognizant DCAA office**
- ✓ **FAR 9.103 states that “no purchase or award shall be made unless the contracting officer makes an affirmative determination of responsibility.”**
- ✓ **FAR 9.104-1 states “to be determined responsible, a prospective contractor must have adequate financial resources to perform, or the ability to obtain them”**



# *Preparing for GEITA11*

- **Ensure quality proposals are submitted**
- **Follow Section L - “Instructions to Offerors”**
- **Make it easy for the evaluators**
  - ✓ **To Read**
  - ✓ **To Find Information**
  - ✓ **To Compare what you provide to the published evaluation criteria**
- **Comply with Organizational Conflict of Interest Clause**

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# ***AFCEE GEITA11 OCI Policy***

## **➤ Purpose**

- ✓ **Manage OCI in a consistent and efficient manner**
- ✓ **Maintain AFCEE's integrity and objectivity**
- ✓ **Facilitate task order management**
- ✓ **Reduce conflict of interest risk**
- ✓ **Comply with FAR 9.5 for OCI**



# ***Potential OCI Risk Areas***

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- **Biased ground rules**
  - ✓ A firm, as part of its performance of a government contract, has in some sense set the ground rules for another government contract (e.g. PWS/SOW)
- **Impaired objectivity**
  - ✓ A firm's work under one government contract could entail the firm evaluating itself or its competitors
- **Unequal access to information**
  - ✓ A firm has access to nonpublic information as part of its performance of a government contract
  - ✓ That information may provide the firm an unfair competitive advantage in a later competition



# ***Other Considerations***

## **➤ Industry Feedback**

- ✓ **Overwhelmingly favor strict enforcement of OCI**
- ✓ **Concerns with the GEITA11 contractor preparing cost estimates/PWS and then performing non-GEITA11 AFCEE work**

## **➤ Competition**

- ✓ **Nearly 50 firms interested in GEITA11 that have no current involvement with AFCEE**
- ✓ **Represents significant interest and competition**



# ***GEITA11 OCI Implementation***

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- **5352.209-9002 (Tailored)**
- **Contractor (prime, team member & all sub-contractors) are precluded for life of contract plus 1 year from contractual involvement in other AFCEE contracts (except current GEITA)**
- **Any existing ties between the contractor and other AFCEE contracts must be severed upon contract award (existing orders under other AFCEE contracts may be completed but no future work is permitted)**
- **Contractor must obtain GEITA11 Contracting Officer written approval prior to accepting work under any other contracts with potential OCI**



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# ***HQ AFCEE OCI Policy***

- **AFCEE GEITA11 OCI policy was prepared in accordance with FAR 9.5 entitled “Organizational and Consultant Conflicts of Interest”**
- **Reviewed and approved by AFCEE/CL and the AF PEO for Services (AFPEO/CM)**



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# ***Closing***

***We are still developing the strategy, so  
everything is subject to change!***



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**Thank you for your attention  
Questions?**

**We look forward to your participation!**

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