# Pikes Peak Post

General Membership Meeting September 8, 2020

> Jim Brackett, PE, F.SAME Pikes Peak Post President

DISCOVER
YOUR ROLE
IN BUILDING
AMERICA'S
FUTURE.





- Welcome & Pledge of Allegiance
- Housekeeping
- Welcome New Members
- Upcoming Events
- Guest Speaker
  - Christine Wilson, Contracting Officer, USACE Omaha District



# Pledge of Allegiance







# Housekeeping



- Please mute phones and turn-off webcams
- Submit all questions via chat
- Webinar will be recorded and available following program
- PDH Credit certification can be obtained by emailing Bob Fant
  - robert.fant.1@us.af.mil



## **Welcome New Members**



- Chad Brossman, RSP Architects
- Veronica Montague, RSP Architects
- Tim Grundtner, RSP Architects
- Yvonne Lee, U.S. Navy CNIC/CNRJ
- Michael Carter, RSP Architects
- Craig Gooding, Ayres Associates
- Sharon Christ, S&B Christ Consulting
- Matthew Christensen, Kiewit
- Thad Tobaben, Kiewit

- Tyler Dockendorf, Parsons
- Kyle Welker, Kiewit
- Erin Mason, Bosco Constructors
- Mike Tilbury, JE Dunn Construction



# **Upcoming Events**



- Annual Golf Tournament September 24<sup>th</sup>
  - King's Deer Golf Club
  - Registration link on website (<a href="https://www.same.org/Pikes-Peak">https://www.same.org/Pikes-Peak</a>)
  - Only 20 spots remaining!
- October General Membership Meeting October 13<sup>th</sup>
  - Resiliency with Kevin Klein
- SAME Federal Small Business Conference November 4<sup>th</sup> to 6<sup>th</sup>
  - Registration: <a href="https://www.samesbc.org/virtual">https://www.samesbc.org/virtual</a> att registration.cfm



# **Guest Speaker**



# Task Order Requirement Notice (TORN) Process

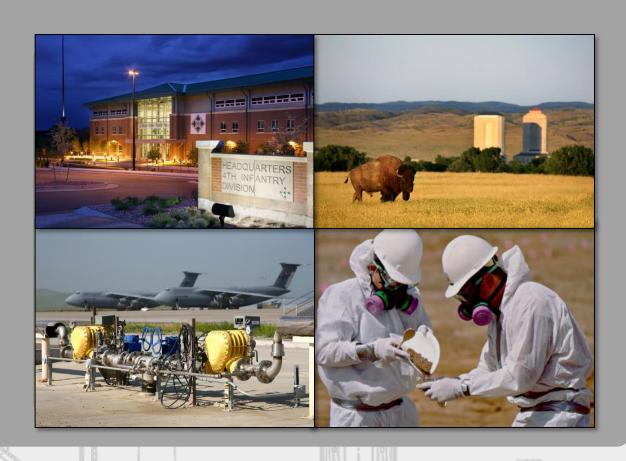


Christine Wilson
Contracting Officer
USACE Omaha District

## **USACE - OMAHA DISTRICT TORN PROCESS**

Presented to: SAME Pikes Peak Post General Membership Meeting

8 September 2020



"The views, opinions and findings contained in this report are those of the authors(s) and should not be construed as an official Department of the Army position, policy or decision, unless so designated by other official documentation."





## WHAT IS THE TORN PROCESS?

## **Task Order Requirement Notice**

- Director's Policy Memorandum (DPM) 2020-02 (released March 2020)
- Issued to ensure compliance with the Brooks Act and FAR Requirements
- Supplements the Task Order Selection Process defined in EP 715-1-7
- Applies to all new multiple award AE Base Contracts subsequent to the date of the Directive



#### DIRECTORS' POLICY MEMORANDUM

US Army Corps of Engineers

> No. DPM 2020-02 Issuing Offices: CEMP, CECW, CERD

Issued:

Expires:

CECT. CECC

SUBJECT: Procedures for the Selection of Task Orders on Architect-Engineer Indefinite Delivery Contracts (IDCs)

CATEGORY: Directive

#### References

- a. 40 U.S.C. Chapter 11, Selection of Architects and Engineers (Brooks Act)
- b. Federal Acquisition Regulation (FAR) Subpart 16.5, Indefinite-Delivery Contracts
- c. Federal Acquisition Regulation (FAR) Subpart 36.6, Architect-Engineer Services
- d. Engineer Pamphlet (EP) 715-1-7, Architect-Engineer Contracting in USACE, 29 February 2012

#### Purpose.

- a. The purpose of this Directive is to reinforce requirements and specify procedures for the selection of an Architect-Engineer (A-E) contractor under a multiple-award task order contract (MATOC). This Directive is being issued to ensure compliance with the Brooks Act and FAR requirements.
- b. This information supplements task order selection processes in the current (2012 edition) EP 715-1-7 ("the EP") until such time that the EP is updated. To the extent that any interpretation of this Directive conflicts with the EP, this Directive will take precedence. To the extent that any interpretation of this Directive conflicts with the Brooks Act and/or the FAR, the Brooks Act and/or the FAR will take precedence.

#### 3. Applicability.

This Directive is applicable to all Headquarters USACE elements, Divisions, Districts, Centers, Laboratories and Field Operating Activities for all A-E Brooks Act selections under IDCs.

#### 4. Definitions per this Directive.

a. Indefinite Delivery Contract (IDC) (also known as an Indefinite Delivery/Indefinite Quantity Contract) - Provides for an indefinite quantity, with stated limits, of supplies or services during a fixed period. The government places orders for individual requirements. See FAR Subpart 16.5.





## **WHY THE TORN PROCESS?**

- Compliance with Brooks Act Requirements (Public Law 92-582)
- FAR 36.6 and DFARS 236 Competition at the Task Order Level







## **THE TORN PROCESS**

## Proposed Task Order Award under a MATOC is identified

- Contracting Officer must notify all awarded A-E firms within the MATOC Pool of the Requirement
- TORN includes a short summary Statement of Work (SOW), Selection Criteria, and a Request for Supplemental Information tailored to the specific Task Order requirement
- Government request for AE response should be as brief as the requirement requires (typically 5-business days)





## **THE TORN PROCESS (CONTINUED)**

- TORN is issued on a standardized template
- Questionaire is standardized except for special cases
- Contract Specialist emails the TORN to all AE firms determined eligible within the MATOC pool with a suspense of return
- AE response to a TORN is not required to be considered
- AE response should generally be limited to 2-pages



DEPARTMENT OF THE ARMY CORPS OF ENGINEERS, OMAHA DISTRICT 1616 CAPITOL AVENUE

[DATE]

TASK ORDER REQUIREMENT NOTICE (TORN)

Architectural-Engineering Services are required to:

[DESCRIPTION OF TASK ORDER REQUIREMENT PROVIDED BY DISTRICT OR CENTER INCLUDING IDC INFORMATION]

This notice services as notification of an upcoming task order under the Subject IDC. You may submit a maximum of [NUMBER OF PAGES] in total of supplemental information that would support the selection of your firm as the most highly qualified contractor for this task order. Please do not provide covers, tabs and graphics.

#### TASK ORDER QUESTIONAIRE

The following information provided will supplement the existing SF330 on file and past performance information available to the Government.

- <u>Relevant Experience and Past Performance</u>. Provide a brief description of the qualifications
  and experience, to include specific projects, your firm has performed that are relevant to the
  scope contained herein. Relevant information from CPARS will also be reviewed.
- Technical. Provide a brief description on your proposed approach to this specific task order.
- Key Personnel and Staffing. Provide qualifications of the personnel who will be working on this task order.

Please return Questionaire via email to [CONTRACT SPECIALIST EMAIL]. Deadline for return of Questionaire is not later than [TIME] on [DATE].

The Government will review the Questionaire responses provided as well as the current SF330 on file to determine the most highly qualified firm for this task order project. Additional discussions may occur once the information has been reviewed, but are not required. The intent is to make a selection decision based in the information provided.

Selection of the most highly qualified firm will use the criteria in FAR 36.602-1.

This Questionaire allows you to provide supplemental information that is not already contained in your current SF330 on file. If you do not submit the requested supplementary information, the Government's review will be based on the current SF330 on file and past performance information available to the Government.





## THE TORN PROCESS (CONTINUED)

## A Selection Board is convened and ranks the Offeror based on the Criteria in FAR 36.602

- Specialized Experience & Technical Competence
- **Professional Qualifications**
- Past Performance
- Knowledge of Locality
- Capacity to Accomplish the Work in the Required Time
- Equitable Distribution of Work (tie-breaker)

\*Ranked in order of importance.

CENWO-ED-XX

[DATE]

#### MEMORANDUM FOR RECORD

SUBJECT: Rationale for Ranking the Most Highly Qualified Firms for [TORN INFORMATION] [PROJECT TITLE]

- Project Description. The requirement for this task order [PROJECT DESCRIPTION].
- Firms under consideration. In accordance with the Pool Selection MFR for this AE Selection. dated [DATE], the following [NUMBER] of firms were determined to be eligible for this proposed task order and were sent a Task Order Request Notification (TORN) informing the contractors of the proposed task order and allowing them the opportunity to provide additional information on their specific qualifications.
  - a) W9128F-XX-D-XXXX. [AE NAME]
  - b) W9128F-XX-D-XXXX. [AE NAME]
  - e) W9128F-XX-D-XXXX. [AE NAME]
  - d) W9128F-XX-D-XXXX. [AE NAME]

These contractors below have been ranked from most highly qualified to least highly qualified using the rating criteria defined in FAR 36.602-1, as shown in the selection matrix in Section 6 below. Both information from the contractor's current SF330 on file and from their TORN response (if provided) are together referred to as proposal documentation. This proposal documentation were analyzed when developing the criteria ratings.

#### 3. Individual Ratings

- a. Specialized experience and technical competence. The firm's experience with [Feature(s) identified in TORN] was evaluated. Prioritization/Greater prioritization was given for [Specific Experience as identified in the TORN].
  - (1) [FIRM 1] was rated [ACCEPTABLE/UNACCEPTABLE] for this criteria. The proposal documentation....
  - (2) [FIRM 1] was rated [ACCEPTABLE/UNACCEPTABLE] for this criteria. The proposal
  - (3) [FIRM 1] was rated [ACCEPTABLE/UNACCEPTABLE] for this criteria. The proposal
  - (4) [FIRM 1] was rated [ACCEPTABLE/UNACCEPTABLE] for this criteria. The proposal documentation...





## **THE TORN PROCESS (CONTINUED)**

## **Evaluations and Discussions (Interviews)**

 Using the selection criteria specified in the TORN, the Selection Board evaluates the current SF330 on file and TORN Questionnaire responses (if provided) to determine the most highly qualified firms

## **Selection Memorandum**

- Must indicate rationale for ranking of the most highly qualified
- Must list selection criteria in sufficient detail
- Detail must be provided to rationally support decision

## **Selection Decision**

 Selection Authority must be designated in accordance with AFARS 5136.602-4 and AFARS 5136.602-5 and USACE Implementation Guide.





## **THE TORN PROCESS (CONCLUDED)**

## **Notification and Debriefing**

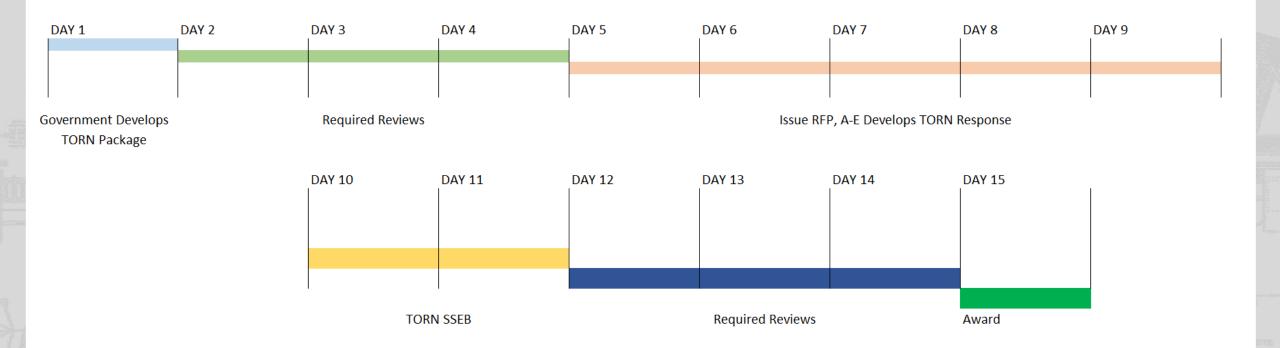
- Firms sent a TORN will be promptly notified of a selection decision
  - The notification will be provided via email and will stipulate if the firm was/was not the most highly rated
- In accordance with EP 715-1-7, paragraph 3-12, Debriefings will be offered for task orders greater than \$5.5M. Debriefings below \$5.5M are not required, but will be provided upon request.
  - Debriefings will be brief (5-15 minutes)





## **HOW LONG DOES TORN TAKE?**

The Goal is for the TORN Process to take no more than <u>15-Business Days</u> Total







### **REFERENCES AND CITATIONS**

- USACE Director's Policy Memorandum (DPM) 2020-02 (released March 2020)
- The Brooks Act (PL 92-582)
- Federal Acquisition (FAR) Part 36
- Defense Federal Acquisition Regulation Supplement (DFARS) Part 236
- Army Federal Acquisition Regulation Supplement (AFARS) Part 5136
- USACE Engineering Publication 715-1-7



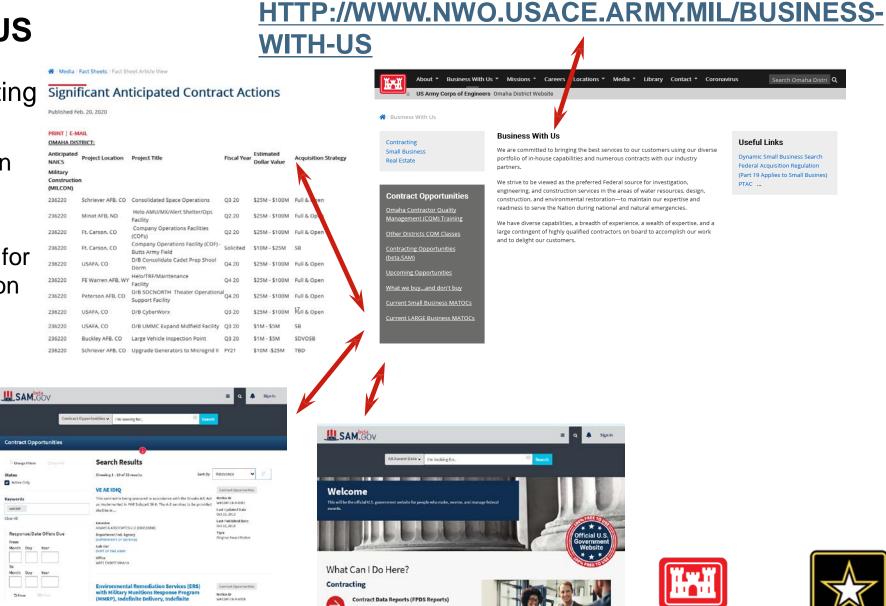


## **BUSINESS WITH US**

Link to District Contracting Opportunity Forecast

- Provided for Information only
- Formal request for proposal and invitation for bids will be publicized on the betaSAM.gov Contract Opportunities Website

Active Contracting
Opportunities posted
on betaSAM.gov



US Army Corps of Engineers ®

## POINTS OF CONTACT

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## **OMAHA DISTRICT ONLINE**

Internet: www.nwo.usace.army.mil/

Facebook: www.facebook.com/OmahaUSACE

Google+: plus.google.com/+OmahaUSACE

Twitter: www.twitter.com/OmahaUSACE

Flickr: www.flickr.com/OmahaUSACE

YouTube: www.youtube.com/OmahaUSACE

DVIDS: www.dvidshub.net/unit/OmahaUSACE







