

CLIFFLINE STABILIZATION NRL, CHESAPEAKE BAY DETACHMENT  
CHESAPEAKE BAY, MARYLAND

| Question No. | Date Received | Page | Section | Para. | QUESTION                                                                                                                                                                                                 | GOVERNMENT RESPONSE                                                                                                                                                                                     | Amend No. |
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| 1            | 7/20/2021     |      |         |       | Will soil nails be required below Elevation +50.0?                                                                                                                                                       | Soil nail stabilization, including if they are required below elevation +50, will be determined and driven by the design.                                                                               | N/A       |
| 2            | 7/20/2021     |      |         |       | There is much less area between the bay and the bottom of the slope in this 350' section then the last section that was stabilized in 2019 on NRL. Can wetland areas be temporarily relocated/redefined? | You will need a Wetlands permit from MDE and US Army Corps of Engineers, by regulation wetlands may be temporarily impacted. The Cooperator is required to obtain all permits for construction.         | N/A       |
| 3            | 7/20/2021     |      |         |       | The previous slope stabilization project in 2019 required replanting trees at the bottom of the slope, as well as a grass cover to the wall. Is this required for this BAA?                              | Yes as part of the site stabilization there needs to be vegetative stabilization on the cliff face. Any trees over 3" DBH will need to be replaced at a 1:1 ratio.                                      | N/A       |
| 4            | 7/20/2021     |      |         |       | Please provide a survey of wetland areas on the bottom of the slope within and on each side of the LOD for this BAA .                                                                                    | A wetlands map is provided via Amendment 0002. The Cooperator will still be required to do a survey to verify the wetland extents. The Cooperator is required to obtain all permitting for the project. | 0002      |

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| 5            | 7/20/2021     |      |         |       | The previous slope project required additional site restoration post soil nail installation; will this be required on phase 2? (I.e. repaving the access road, utility work, etc)                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Yes, site restoration is required. Any area impacted by the construction of the stabilization is required to be restored to pre construction grades and condition.                                                                                                                                                                                                                                                                                                        | N/A       |
| 6            | 7/20/2021     |      |         |       | The SOW Section E.2.b requires the design and installation of a guardrail and the guardrail must "not significantly affect radar transmission, and be composed of a non-metallic material." The desired soil nail slope stabilization system for cliff stabilization includes metallic wire mesh to confine the soil between the soil nails. The wire mesh is installed on the slope and is extended on the ground at the crest of the slope. Will metallic wire mesh be permitted at the ground surface at the top of the slope?                                                                                                                | Wire mesh is permitted at the ground surface at the top of the slope.                                                                                                                                                                                                                                                                                                                                                                                                     | N/A       |
| 7            | 7/20/2021     |      |         |       | Comparing the RFP drawings and our field inspection at the site visit; the cliff appears to be steeper than the existing grading on the RFP drawings and the Building 75 stabilization cliff. As such, the soil nail design that was previously utilized may not be appropriate for this cliff. What other design options should be considered? Some portions of the cliff face are near vertical and will likely have to be sloped back to a less steep angle facilitate the growth of vegetation on the cliff face. This will require some loss of real estate at the top of the cliff. Will cutting back the crest of the cliff be permitted? | Soil nails are the preferred method, and is what must be bid on. Cutting back the cliff line would only be permitted if required to install/stabilize the site using the soil nails and must be minimized. There may be other options considered after award during design development (presented entirely at contractor cost), but this is not an expressed or implied commitment that the Government will approve any specific or comprehensive variation from the RFP. | N/A       |

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| 8            | 7/20/2021     |      |         |       | Please provide a copy of the sign-in sheet that was filled out during the site visit on July 8, 2021 at 10:00 am.                                                                                            | The site visit sign-in sheet is provided and incorporated via Amendment 0002                                                                                                                                                                                                                    | 0002      |
| 9            | 7/20/2021     |      |         |       | Is a permanent bench at about mid-slope of the cliff required for this project, as was constructed for the Building 75 cliff stabilization? If it is not required, please confirm that it will be permitted. | Soil nail design, including permanent or temporary benches mid slope, is to be determined and driven by the design for a successful stabilization.                                                                                                                                              | N/A       |
| 10           | 7/20/2021     |      |         |       | Are there any bald eagle nests within the work zone? If there is, will field work be permitted during the nesting season?                                                                                    | The Navy does not anticipate a time of year closure period for construction. There are currently no nesting bald eagles within 330 feet of the work area. However, if nesting does occur within the work zone a possible closure period may be imposed from 15 Dec - 15 June of any given year. | N/A       |
|              | 7/20/2021     |      |         |       | Will the navy impose any time of year restrictions for implementation of the contract?                                                                                                                       | The Navy does not anticipate a time of year restriction for construction. If there are nesting bald eagles within the construction zone there may be a closure period implemented.                                                                                                              | N/A       |

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| 11           | 7/20/2021     |      |         |       | What permitting and possible mitigation will be required to grade within the limits of the non-jurisdictional wetlands shown on the plans at the toe of the slope? This area will be needed for crane access and will need to be disturbed.                                                                                                                                                                   | You will need a Wetlands permit from MDE, they may be temporarily impacted, not relocated. If there are permanent impacts you may be required to mitigate. If they are temporary then you will be required to restore the area to pre construction grades and wetland type.                                                                                                                                                                                            | N/A       |
| 12           | 7/20/2021     |      |         |       | Please provide utility drawings for the project area. Please also identify the extent of utility relocation that will be needed for this project. These relocations could be a significant cost driver, so we recommend that all proposing teams are on the same page in relation to this scope.                                                                                                              | Available utility drawings are limited; see Part 6 Pre-Final file provided with Amendment 0002. All available existing drawings can be provided to winning contractor. In regards to permanent relocation, there is no plan to relocate any existing utilities. Any utility that must be removed for constructability must be placed back new in original condition or better. Per NRL requirements active power and communications on site must remain uninterrupted. | 0002      |
| 13           | 7/20/2021     |      |         |       | Is the intent of the project to balance earthwork onsite? If not, is there a location on NRL CBD base for soils disposal or borrow? Given the uncertainty with the design, we believe this could be a large cost driver and should be clarified for bidding. Also, what will the procedure be if unsuitable soils are encountered?                                                                            | The intent is to balance earthwork onsite. If unsuitable soils are encountered, how to deal with them is to be determined by Designer of Record.                                                                                                                                                                                                                                                                                                                       | N/A       |
| 14           | 7/20/2021     |      |         |       | We believe that all storm runoff will need to be diverted away from the cliff face to allow for vegetation establishment and to prevent erosion. To do this it appears that the area at the top of the slope will need to be regraded and curbing and inlets may need to be placed. Please identify a suitable location for the storm flows to outfall so they do not impact the cliff face to be stabilized. | A plan sheet showing a suitable location to tie into will be provided to the winning contractor. It is the responsibility of the contractor to get permit approvals from MDE to tie into existing system.                                                                                                                                                                                                                                                              | 0002      |

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| 15           | 7/20/2021     |      |         |       | Please confirm that the statutory authority for award of this Cooperative Agreement is the Sikes Act.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Confirming that the statutory authority for award of this Cooperative Agreement is the Sikes Act.                                                                                                                                                                                               | N/A       |
| 16           | 7/20/2021     |      |         |       | Please confirm that this Cooperative Agreement is NOT subject to 32 CFR Part 34 - Administrative Requirements for Grants and Agreements with for-profit organizations.                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Confirming that this Cooperative Agreement is NOT subject to 32 CFR Part 34 -- Administrative Requirements for Grants and Agreements with for-profit organizations.                                                                                                                             | N/A       |
| 17           | 7/20/2021     |      |         |       | Are for-profit organizations eligible for award of this Cooperative Agreement even though Section 2.2.37 of the BAA states clearly that profit or fees are not allowable?                                                                                                                                                                                                                                                                                                                                                                                                                                                                | For-profit organizations are not eligible for award of this Cooperative Agreement.                                                                                                                                                                                                              | N/A       |
| 18           | 7/20/2021     |      |         |       | In 2017, the Navy's Response to an RFI for BAA #N40080-17-2-0003 cited NAVFAC counsel's opinion was that for-profit organizations are not eligible for grants and agreements solicited by NAVFAC agencies. Has this opinion changed?                                                                                                                                                                                                                                                                                                                                                                                                     | It is the Government's position that For-profit organizations are not eligible for grants and agreements solicited by NAVFAC agencies. Pursuant to Sikes Act Section 670c-1(a), States, local governments, Indian tribes, nongovernmental organizations, and individuals are eligible to apply. | N/A       |
| 19           | 7/20/2021     |      |         |       | In an email dated December 2, 2020 regarding BAA #N40080-20-2-0004, Southern Maryland RC&D requested clarification as to whether the Sikes Act permitted award of a Cooperative Agreement to a for-profit entity. In an email dated January 28, 2021, the Navy's Contracting Officer stated that NAVFAC Washington's Counsel was researching the issue, and in an email dated March 4, 2021, the same individual stated that "we do not share your restrictive interpretation of the Sikes Act." Is the current opinion of NAVFAC Washington Counsel that the Sikes Act permits award of a Cooperative Agreement to a for-profit entity? | Pursuant to Sikes Act Section 670c-1(a), States, local governments, Indian tribes, nongovernmental organizations, and individuals are eligible to apply. For-Profit entities are not eligible for award.                                                                                        | N/A       |

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| 20           | 7/20/2021     | BAA 12 | 7       |       | BAA Announcement - Page 12 Section 7.0 - Intergovernmental Review Maryland is on the list of states that participates in the Intergovernmental Review Process. Does our proposal need to include verification of submission to the Intergovernmental Review Agency prior to submission to the funding source (olisha.costa@navy.mil)?                                                                                                                                                                         | Yes, your proposal needs to include verification of submission to the Intergovernmental Review Agency, prior to submission to the funding source (olisha.costa@navy.mil)                                                                                                                                 | N/A       |
| 21           | 7/20/2021     |        |         |       | The BAA Solicitation indicates "individuals" are eligible to apply. Please provide the definition the government will be using for "individuals", it is not defined in the Sikes Act or DODGARS.                                                                                                                                                                                                                                                                                                              | "individuals" do not include "for profit" entities under the Sikes Act.                                                                                                                                                                                                                                  | N/A       |
| 22           | 7/20/2021     |        |         |       | The BAA Solicitation indicates "nongovernmental organizations" are eligible to apply. Please provide the definition the government will be using for "nongovernmental organizations", it is not defined in the Sikes Act or DODGARS.                                                                                                                                                                                                                                                                          | "nongovernmental organizations" do not include "for profit" entities under the Sikes Act.                                                                                                                                                                                                                | N/A       |
| 23           | 7/20/2021     |        |         |       | In an effort to address this design / build BAA Solicitation as completely and as thoroughly as possible, with the team attempting to provide as many options as possible, as well as the associated costs, we respectfully request a minimum of 3 ½ weeks from the date we receive the Navy's responses to this RFI before the proposal are due back to the Navy. Is an extension to the closing date of this BAA Solicitation to 3 ½ weeks post the answers to the RFI being posted on grants.gov approved? | The Government will extend the proposal due date to 2:00PM ET on 26 August 2021                                                                                                                                                                                                                          | 0002      |
| 24           | 7/20/2021     |        |         |       | Based on a constructability review of the RFP drawings, we believe a 30-foot flat area is needed for staging and equipment access at the top of the slope to allow for soil nail installation. Please identify any equipment that may not be removed and relocated to allow for contractor access to this 30-foot area. Also, please let us know if there are any mission-critical utilities in this area that cannot be relocated or temporarily interrupted.                                                | Government concurs that a suitable flat area is critical to constructability of the cliff line. Per Part 6, attachment 1 (attached), any equipment/structure not shown for demolition can be moved/demolished must be removed and placed back in original conditions or better at conclusion of project. | N/A       |

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| 25           | 7/20/2021     |      |         |       | Will we be able to use the same staging/storage area as the prior slope stabilization project from 2019?                                                                                                                                                                                                        | Any areas proposed for staging or storage will need to be approved in relation to mission requirements. The two areas identified at the pre proposal site visit are viable stockpile locations.                                                      | N/A       |
| 26           | 7/20/2021     |      |         |       | Our understanding of the scope indicates that the gravel road by the revetment will not be replaced, except in areas where it needs repair, correct?                                                                                                                                                            | That is correct, the access road will need to be kept in order during the construction and according to E&S specifications. The roads will be required to be left in pre construction condition or better when construction is completed.            | N/A       |
| 27           | 7/20/2021     |      |         |       | Can a copy of the forest management plan noted during the site visit be provided? If tree removal on the cliff is addressed in the FMP shall we assume little/no critical area coordination is necessary?                                                                                                       | The Cooperator is required to obtain all permits for construction, there will be minimal critical area coordination. There will be a 1:1 replacement ratio for all trees removed over 3" DBH. Including those removed from the cliff face.           | N/A       |
| 28           | 7/20/2021     |      |         |       | During the site visit there was a question about storm water routing from buildings. From the response, it is our understanding that this must be accounted for during the design process for E&S control, but we are not expected to include storm water system design or retrofits into this design. Correct? | Section 6 (attached) is provided that for stormwater management to protect the stabilization. It is expected that the winning contractor implements a permanent design that redirects stormwater away from the cliff line to protect the cliff line. | N/A       |
| 29           | 7/20/2021     |      |         |       | Our understanding is that we will be responsible to have the building to be demolished tested for lead/asbestos prior to removal and abatement should be included in our costs. Correct?                                                                                                                        | That is correct.                                                                                                                                                                                                                                     | N/A       |

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| 30           | 7/20/2021     |      |         |       | Is the cooperator responsible for emptying and disposing of items in the buildings that are to be demolished? | No                  | N/A       |