

26 October 2000

**MEMORANDUM OF AGREEMENT (MOA)
CONCERNING**

**Air Force Instruction (AFI) 63-124, *Performance-Based Service Contracts*, dated 1 April 1999 and
AFMC Supplement 1 dated 19 July 1999**

1. The American Federation of Government Employees (AFGE) Council 214 and Air Force Materiel Command (AFMC), hereafter referred to as the Union and management, hereby enter into this MOA regarding the above matters as they apply to bargaining unit members covered by the Master Labor Agreement (MLA) between the Parties. The parties recognize that the provisions of this MOA apply to such times and such matters, as are being actively competed under A-76 procedures. With respect to union participation, the parties recognize that matters reflecting internal management decision-making are exempted from the provisions cited below.
2. With respect to the establishment of a Business Requirements and Advisory Group (BRAG) as referenced in the above cited AFI, the Contracting Squadron Commander and/or Chiefs of Air Force Contracting Offices or their designee shall advise the local Union President upon the establishment of a BRAG in any contracting situation governed by the A-76 procedures. This individual shall also invite the local Union President or designee to become a BRAG member for the purposes of providing advice and assistance, to consult and fully participate in the development of supporting documents and proposals, including the development of performance standards, performance work statements, management plans/most efficient organization (MEO) study, the milestone Chart governing the conduct of the CA study, the development of MEO cost estimates, invitation for bid, request for quotation, and any other information used in the development of the above documents to the extent such matters are determined by the BRAG. The Union designated BRAG member shall be invited to participate in any meeting of the BRAG except internal management decision-making meetings to include cost comparison and source selection discussions. The additional official time for this purpose shall be provided in accordance with Section 4.08 of the Master Labor Agreement (MLA).
3. Copies of the minutes or any other documentation resulting from Performance Management Council (PMC) meetings shall be provided to the President of the Council 214 constituent local.
4. Updates, including a script if used or enough information to make the report intelligible, prepared by the Installation Business Advisor in accordance with paragraph 1.2.6.1 of AFI 63-124 shall be forwarded to the constituent local concurrently on the day provided to the installation commander.

5. Exempt from disclosure under this MOA is any material consisting of source selection sensitive data, privileged confidential contractor financial information or trade secrets, or law enforcement records, or privacy act data.
6. All remedies available under the MLA or 5 U.S.C. Chapter 71 are available to the Parties if either party believes the other has failed to comply with any of the requirements of this MOA. All prior MOAs between the parties concerning service contracts as defined by the Service Contract Act of 1965 are superceded by this agreement.

Alan J. Prode 26 OCT 2000 Richard Benz Jr. 10/26/00
FOR THE EMPLOYER FOR THE UNION

Thomas J. Riehl 26 Oct 2000 Frederic N. Curwin 26 Oct. 2000
FOR THE EMPLOYER FOR THE UNION

Michael J. Madges
10/26/00