

**BERKELEY UNIFIED SCHOOL DISTRICT  
REQUEST FOR QUALIFICATIONS  
PROGRESSIVE DESIGN-BUILD SERVICES FOR  
DISTRICT-WIDE: ACCESS CONTROL, SECURITY CAMERA SYSTEM AND SERVER  
REPLACEMENT**

Berkeley Unified School District ("District") is seeking to prequalify progressive design-build entities to submit proposals to design and construct the **District-Wide: ACCESS CONTROL, SECURITY CAMERA SYSTEM and SERVER REPLACEMENT Project** ("Project"), in accordance with Education Code section 17250.10 et seq. Only respondents that have been prequalified by the District in response to this Request for Qualifications ("RFQ") will be eligible to submit proposals in response to the District's subsequent Request for Proposals ("RFP") for the Project.

Respondents to this RFQ shall submit a fully completed and sealed Statement of Qualifications ("SOQ"), using the District's standard prequalification template for design-build projects, as further described herein, to:

BERKELEY UNIFIED SCHOOL DISTRICT  
1005 Parker Street  
Berkeley, CA 94710  
ATTN: John Calise

**ALL SOQS ARE DUE NO LATER THAN 2:00 P.M. ON THURSDAY, AUGUST 31, 2023.**

Oral, telegraphic, facsimile, telephone, or email SOQs will not be accepted. SOQs received after this date and time will not be accepted and will be returned unopened.

District reserves the right to waive irregularities and omissions in the information contained in any SOQ, and to make all final determinations. The District may use other sources of information outside of the SOQs to investigate respondents or to verify answers.

Each SOQ must be certified under penalty of perjury by the respondent. If any information provided by a respondent becomes inaccurate, the respondent must immediately notify the District and provide updated, accurate information in writing, under penalty of perjury. District reserves the right to suspend or rescind prequalification at any time based on subsequently learned information.

Questions regarding this RFQ may be directed in writing to the District's Sr. Precon Manager, Kevin Wagner, at [capitalprojects@berkeley.net](mailto:capitalprojects@berkeley.net), and must be submitted no later than **5:00 P.M. on FRIDAY, AUGUST 25, 2023.**

**I. RFQ SCHEDULE SUMMARY**

The District may change the dates on this schedule without prior notice.

| <b>DEADLINE</b>            | <b>ACTION ITEM</b>   |
|----------------------------|--|
| August 16, 2023            | <b>Release of RFQ.</b>   |
| August 25, 2023, at 5:00pm | <b>Last day to receive written questions on RFQ from respondents.</b>          |
| August 28, 2023            | <b>Last day for the District to issue addenda or answer questions for RFQ.</b> |
| August 31, 2023, at 2:00pm | <b>Deadline for submissions in response to RFQ.</b>                            |
| September 1, 2023          | <b>Notice to pre-qualified respondents.</b>                                    |
| September 1, 2023          | <b>Release of RFP to pre-qualified respondents.</b>                            |

**RFP SCHEDULE SUMMARY**

The District may change the dates on this schedule without prior notice

| <b>DEADLINE</b>               | <b>ACTION ITEM</b>   |
|-------------------------------|--|
| September 1, 2023             | <b>Release of RFP.</b>   |
| September 15, 2023, at 5:00pm | <b>Last day to receive written questions on RFP from respondents.</b>          |
| September 19, 2023            | <b>Last day for the District to issue addenda or answer questions for RFP.</b> |
| September 22, 2023, at 2:00pm | <b>Deadline for submissions in response to RFP.</b>                            |
| September 26, 2023            | <b>Notice to respondents.</b>  |
| October 4, 2023               | <b>Anticipated Board Approval Date</b>   |

## **II. PROJECT DESCRIPTION AND SCOPE OF SERVICES**

Pursuant to Education Code section 17250.10 et seq., the District is seeking a progressive design-build entity or team ("Design/Builder") to design and construct the District-Wide Access Control, Security Camera System, and replacement of each associated server Project ("Project"). The Project is further defined in the attached **APPENDIX A**, along with the District's expected cost range and schedule for the Project. The District's performance specifications, which the selected Design/Builder must adhere to in delivering the Project, will be made available to pre-qualified respondents at the RFP stage.

The selected Design/Builder must be appropriately licensed and registered in the State of California for architectural, engineering, and construction services as needed to complete the Project. In addition, the selected Design/Builder shall have experience with both design and construction of public-school facilities and in working with the Office of Public School Construction ("OPSC"), the Division of the State Architect ("DSA"), and Title 24 of the California Code of Regulations.

The selected Design/Builder must be registered with the Department of Industrial Relations ("DIR") as required by law. The selected Design/Builder will be required to comply with the Labor Code prevailing wage requirements, skilled and trained workforce requirements, and the District's bonding and insurance requirements. The selected Design/Builder shall be required to work cooperatively with District staff, the Board of Education, all other technical consultants, the Criteria Architect, the project inspector, any program and/or construction manager, if any, retained by the District for the Project, and the community to deliver timely and professional completion of the Project.

## **III. DESIGN-BUILD PROCUREMENT PROCESS**

Pursuant to Education Code section 17250.25, the District's procurement of a Design/Builder will follow two (2) phases:

1. Prequalification – First, by this RFQ, the District will prequalify respondents using a standard template request for statements of qualifications, attached hereto as **APPENDIX B**. The significant factors the District reasonably expects to consider in evaluating qualifications are identified in Section VIII, below.
  - a. Design/Builder has agreed to be bound by: (i) a project labor agreement ("PLA") or project stabilization agreement ("PSA") entered into by the District that will bind all contractors and subcontractors performing work on the project to use a skilled and trained workforce; (ii) the extension or renewal of a PLA or PSA that was entered into by the District prior to January 1, 2017; or (iii) a PLA or PSA entered into by the Design/Builder that will bind the Design/Builder and all its subcontractors at every tier performing work on the project to use a skilled and trained workforce.
2. Design-Build Proposals – Second, the District will issue an RFP, inviting only pre-qualified respondents to submit sealed proposals for the Project. The District may issue the RFP prior to September 1, 2023. The District will use a best value selection method for evaluating proposals. The procedure for final selection will be as follows:

- a. The District will evaluate responsive proposals using only the criteria and selection procedures specifically identified in the RFP.
- b. At a minimum, the RFP criteria will include, without limitation, the following:
  - i. Price;
  - ii. Technical design and construction expertise; and
  - iii. Familiarity and Experience with Avigilon Platform.
- c. The District may, at its discretion, request proposal revisions and hold discussions and negotiations with responsive proposers. The RFP will define applicable procedures to ensure that discussions or negotiations are conducted in good faith.
- d. The District will rank responsive proposers based on a determination of value provided, but shall not be required to rank more than three (3) proposers.
- e. The District will award the contract, if at all, to the responsible Design/Builder whose proposal is determined by the District to be the best value.

Per Administrative Regulation 3311.1, any person or entity that has performed or is performing services for the District relating to the solicitation of this design-build project will **not** be eligible to submit a proposal as a design-build entity or to join a design-build team.

#### **IV. FULL OPPORTUNITY**

No Respondent will be discriminated against on the basis of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, or military and veteran status in any consideration leading to the award of the contract. District also affirmatively ensures that Disadvantaged Business Enterprises ("DBE"), Small Local Business Enterprises ("SLBE"), Small Emerging Local Business Enterprises ("SELBE"), and Disabled Veterans Business Enterprises ("DVBE") shall be afforded full opportunity to respond to this RFQ.

#### **V. LIMITATIONS**

This RFQ is neither a formal request for bids, nor an offer by the District to contract with any party responding to this RFQ. The District reserves the right to add additional pre-qualified respondents for consideration after distribution of this RFQ, if it is found to be in the best interest of the District. All decisions concerning selection of the Design/Builder will be made in the best interests of the District. The issuing of a subsequent RFP and awarding of the contract pursuant to the subsequent RFP, if at all, is at the sole discretion of the District.

The District makes no representation that participation in this RFQ process will lead to an award of contract or any consideration whatsoever. The District shall in no event be responsible for the cost of preparing any response to this RFQ.

SOQs submitted by respondents are not public records and are not open to public inspection. All information provided will be kept confidential to the extent permitted by law. The contents, however, may be disclosed to third parties for the purpose of verification or investigation. State law requires that the names of respondents applying for prequalification status shall be public records subject to disclosure.

## **VI. RESTRICTIONS ON LOBBYING AND CONTACTS**

From the period beginning on the date of the issuance of this RFQ and ending on the date of the award of the contract, no person or entity submitting in response to this RFQ, nor any officer, employee, representative, agent, or consultant representing such a person or entity shall contact through any means or engage in any discussion regarding this RFQ, the evaluation or selection process/or the award of the contract with any member of the District, Board of Education, selection members, or any member of the Citizens' Oversight Committee. Any such contact shall be grounds for the disqualification of the respondent submitting a SOQ.

## **VII. PREQUALIFICATION**

Attached hereto as **APPENDIX B** is the District's pre-qualification template. Respondents must complete the prequalification template, certify its answers under penalty of perjury, and attach all information requested therein. The completed, certified pre-qualification template, together with all attachments, constitutes respondent's SOQ.

Each SOQ must be certified under penalty of perjury. If any information provided by a respondent becomes inaccurate, the respondent must immediately notify the District and provide updated and accurate information in writing, under penalty of perjury.

## **VIII. EVALUATION**

The District will evaluate all timely submitted SOQs. Each SOQ must be complete. Incomplete SOQs will be considered non-responsive and grounds for disqualification. The District retains the sole discretion to determine issues of compliance and to determine whether a respondent is responsive and qualified.

Significant factors the District reasonably expects to consider in evaluating qualifications are as follows:

- All required licenses and registration to design and construct the Project, with no recent revocations or suspensions;
- Established performance history, including an absence of criminal or civil violations or significant disputes;
- Capacity to obtain required bonds and insurance of the Project;
- Design expertise and experience;
- Construction expertise and experience;
- Acceptable safety record;

- Enforceable commitment to use a skilled and trained workforce for the Project, as applicable; and
- Financial capacity to complete the Project.

The District may use other sources of information outside of the SOQs to investigate respondents or verify answers. District's investigation may extend beyond contacting project references identified in SOQs.

After completing its evaluation, the District will notify respondents selected for prequalification.

#### **IX. FINAL DETERMINATION**

Prequalification is at the sole discretion of the District. The District reserves the right to waive irregularities and omissions in the information contained in any SOQ, and to make all final determinations. The District further reserves the right to suspend or rescind prequalification at any time based on subsequently learned information.

The District makes no representation that participation in this RFQ process will lead to an award of contract or any consideration whatsoever. The District reserves the right to seek proposals from or to contract with any firm not participating in this process. The District shall in no event be responsible for the cost of preparing any SOQ or other response to this RFQ.

**WE THANK YOU FOR YOUR INTEREST IN THE DISTRICT'S PROJECT!**

**APPENDIX A**

**PROJECT DESCRIPTION**

**Project Name:** District Wide Access Control, Security Camera System, and Server Replacement

**Project Description:** Provide and install entry door access control systems, security camera systems, and replace servers throughout the Berkeley Unified School District. Sites include:

| <b>Site Name</b>                   | <b>Address</b>                                     |
|------------------------------------|--|
| Administration                     | 2020 Bonar Street, Suite 108, Berkeley, CA 94702   |
| Berkeley Arts Magnet               | 2015 VIRGINIA ST. BERKELEY, CA 94709               |
| BHS                                | 1980 Allston Way, Berkeley, CA 94704               |
| Berkeley Tech Academy              | 2701 Martin Luther King Jr Way, Berkeley, CA 94703 |
| Cragmont ES                        | 830 Regal Rd, Berkeley, CA 94708                   |
| Central Kitchen (MLK Jr. MS Site)  | 1781 Rose St, Berkeley, CA 94703                   |
| Emerson ES                         | 2800 Forest Ave, Berkeley, CA 94705                |
| Food Services Warehouse            | 720 Harbour Way S., Richmond, CA 94804             |
| Facilities and Maintenance Offices | 1005 Parker Street, Berkeley, CA 94710             |
| Franklin CDC                       | 1460 Eighth St, Berkeley, CA 94710                 |
| Hopkins CDC                        | 1810 Hopkins St, Berkeley, CA 94707                |
| Jefferson ES                       | 1400 Ada St, Berkeley, CA 94702                    |
| John Muir ES                       | 2955 Claremont Ave, Berkeley, CA 94705             |
| King CDC                           | 1939 Ward St, Berkeley, CA 94703                   |
| Longfellow MS                      | 1500 Derby St, Berkeley, CA 94703                  |
| Malcolm X ES                       | 1731 Prince St, Berkeley, CA 94703                 |
| MLK Jr. MS                         | 1781 Rose St, Berkeley, CA 94703                   |
| Oxford ES                          | 1222 University Ave, Berkeley, CA 94702            |

|                  |  |
|------------------|--|
| Rosa Parks ES    | 920 Allston Way, Berkeley, CA 94710                |
| Sylvia Mendez ES | 2840 Ellsworth St, Berkeley, CA 94705              |
| Thousand Oaks ES | 840 Colusa Ave, Berkeley, CA 94707                 |
| Transportation   | 1314 Seventh St, Berkeley, CA 94710                |
| VAPA             | 2100 Browning St, Berkeley, CA 94702               |
| Washington ES    | 2300 Martin Luther King Jr Way, Berkeley, CA 94704 |
| Willard MS       | 2425 Stuart St, Berkeley, CA 94705                 |

Expected Cost Range: \$6.0 - \$8.0 million

[END OF APPENDIX A]



**APPENDIX B**

**PREQUALIFICATION**

[Attached starting on next page]

**BERKELEY UNIFIED SCHOOL DISTRICT  
PREQUALIFICATION APPLICATION  
DESIGN-BUILD ENTITIES**

This standard prequalification template should be completed by design-build entities or design-build teams seeking to prequalify for a Berkeley Unified School District ("District") design-build project in accordance with Education Code section 17250.10 et seq.

As used in here:

- "Design/Builder" refers to both design-build entities and design-build teams.
- "Member" refers to individuals or entities identified as members of the design-build team, including the prime contractor and, if utilized in the design of the project, all electrical, mechanical, and plumbing contractors.
- "Associates" refers to all current officers, owners, and/or partners of Design/Builder and of any Member.

Wherever additional space is needed to answer a question fully and accurately, attach additional copies of the template pages and/or additional signed sheets as needed.

**I. BUSINESS INFORMATION**

**A. Contact Information**

1. Design/Builder Name: \_\_\_\_\_
2. Primary contact person: \_\_\_\_\_
3. Principal office address: \_\_\_\_\_
4. Phone: \_\_\_\_\_
5. Fax: \_\_\_\_\_
6. Email: \_\_\_\_\_

**B. Form of Organization**

1. If the Design/Builder or any Member is a **corporation**:
  - a. Date incorporated: \_\_\_\_\_
  - b. Under laws of what state: \_\_\_\_\_

- c. If a privately held corporation, list all shareholders who will perform work on the project:

| Name | Ownership Percentage |
|------|----------------------|
|      |                      |
|      |                      |
|      |                      |
|      |                      |
|      |                      |

- d. Attach a copy of the articles of incorporation.

2. If the Design/Builder or any Member is a **limited liability company**:

- a. Date formed: \_\_\_\_\_
- b. Under laws of what state: \_\_\_\_\_
- c. List all LLC members who will perform work on the project:

| Name | Ownership Percentage |
|------|----------------------|
|      |                      |
|      |                      |
|      |                      |
|      |                      |
|      |                      |

- d. Attach a copy of the articles of organization.

3. If the Design/Builder or any Member is a **partnership**:

- a. Date formed: \_\_\_\_\_
- b. Under laws of what state: \_\_\_\_\_

c. List all partners who will perform work on the project:

| Name | Ownership Percentage |
|------|----------------------|
|      |                      |
|      |                      |
|      |                      |
|      |                      |
|      |                      |

d. Attach a copy of the partnership agreement.

4. If the Design/Builder or any Member is a **joint venture**:

a. Date formed: \_\_\_\_\_

b. Under laws of what state: \_\_\_\_\_

c. List all joint venture members who will perform work on the project:

| Name | Ownership Percentage |
|------|----------------------|
|      |                      |
|      |                      |
|      |                      |
|      |                      |
|      |                      |

d. Attach a copy of the joint venture agreement.

5. If the Design/Builder or any Member is a **sole proprietorship**:

a. Date formed: \_\_\_\_\_

b. Under laws of what state: \_\_\_\_\_

c. List \_\_\_\_\_ owner:

d. Attach a copy of organizational documents, if any.

**C. Financial Capacity**

1. Attach an audited financial statement with accompanying notes and supplemental information for the past 2 full fiscal years for Design/Builder and each entity Member (not individual Members). A letter verifying availability of a line of credit may also be attached; however, it will be considered supplemental information only, and is not a substitute for the required financial statement.
2. Is Design/Builder or any Member currently, or has Design/Builder or any Member within the last 5 years been, the debtor in a bankruptcy case?

Yes                       No

If "yes," please attach a copy of the bankruptcy petition and a copy of the bankruptcy court's discharge or any other document that ended the case, if any.

**II. LICENSING AND REGISTRATION**

**A. Prime Contractor - Electrical (C-10)**

1. Name of license holder exactly as on file with the Contractors State License Board ("CSLB"): \_\_\_\_\_
2. License classification(s): \_\_\_\_\_
3. License #: \_\_\_\_\_
4. Issue Date: \_\_\_\_\_
5. Expiration Date: \_\_\_\_\_
6. Public Works Contractor Registration # on file with the Department of Industrial Relations ("DIR"): \_\_\_\_\_
7. Has any CSLB license held by the prime contractor or its qualifying individual been suspended or revoked within the last 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

8. Has the prime contractor changed names or license numbers within the past 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

**B. Engineer(s)**

Engineering services will be dictated by the nature of the project. The Design/Builder should respond for all "in house" engineers that will provide services on the project. If relevant, use additional signed sheets to respond for multiple engineering disciplines.

1. Name of license holder exactly as on file with the Board of Professional Engineers, Land Surveyors, and Geologists ("BPELSG"): \_\_\_\_\_
2. License Type: \_\_\_\_\_
3. Licenses #: \_\_\_\_\_
4. Issue Date: \_\_\_\_\_
5. Has any BPELSG license held by the engineer been suspended or revoked within the last 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

6. Has the engineer changed names or license numbers within the past 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

**C. Subcontractor - Low Voltage (C-7)**

1. Name of license holder exactly as on file with the Contractors State License Board ("CSLB"): \_\_\_\_\_
2. License classification(s): \_\_\_\_\_
3. License #: \_\_\_\_\_
4. Issue Date: \_\_\_\_\_
5. Expiration Date: \_\_\_\_\_
6. Public Works Contractor Registration # on file with the Department of Industrial Relations ("DIR"): \_\_\_\_\_
7. Has any CSLB license held by the contractor or its qualifying individual been suspended or revoked within the last 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

8. Has the contractor changed names or license numbers within the past 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

**D.     Subcontractor - Lock and Security Equipment (C-28)**

9. Name of license holder exactly as on file with the Contractors State License Board ("CSLB"): \_\_\_\_\_

10. License classification(s): \_\_\_\_\_

11. License #: \_\_\_\_\_

12. Issue Date: \_\_\_\_\_

13. Expiration Date: \_\_\_\_\_

14. Public Works Contractor Registration # on file with the Department of Industrial Relations ("DIR"): \_\_\_\_\_

15. Has any CSLB license held by the contractor or its qualifying individual been suspended or revoked within the last 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

16. Has the contractor changed names or license numbers within the past 5 years?

Yes                       No

If "yes," explain on a separate signed sheet.

**III.   PERFORMANCE HISTORY**

1. Has Design/Builder or any Member or Associate ever been found liable in a civil suit, or found guilty in a criminal action, for making any false claim or material misrepresentation to any public agency or entity?

Yes                       No

If "yes," explain on a separate signed sheet, including identifying who was found liable or guilty, the court and case number, the name of the public entity, the civil or criminal verdict, the date, and the basis for the finding.

2. Has Design/Builder or any Member or Associate ever been convicted of a crime involving any federal, state, or local law related to construction or any crime involving fraud, theft, or any other act of dishonesty?

Yes                       No

If "yes," explain on a separate signed sheet, including identifying who was convicted, the name of the victim, the date of the conviction, the court and case number, the crimes, and the grounds for the conviction.

3. At any time in the last 5 years, has Design/Builder or any Member been assessed liquidated damages under a construction contract?

Yes                       No

If "yes," explain on a separate signed sheet, including the project, owner, owner's address, date of completion, and amount of liquidated damages.

4. At any time in the last 5 years, has Design/Builder or any Member or Associate been debarred, disqualified, removed or otherwise prevented from bidding on, or completing, any public works project?

Yes                       No

If "yes," explain on a separate signed sheet, including the project, the year of the event, owner, owner's address, and basis for the action.

5. At any time in the last 5 years, has a public agency found that Design/Builder or any Member was not a responsible bidder?

Yes                       No

If "yes," explain on a separate signed sheet, including the project, the year of the event, owner, owner's address, and basis for the finding.

6. In the past 5 years, has any claim exceeding \$50,000 been filed by or against Design/Builder or any Member in court or arbitration concerning work or payment on a construction project?

Yes                       No

If "yes," explain on a separate signed sheet, including the project name, court or arbitration case name and number, and a brief description of the status of the claim.

7. In the past 5 years, has there been more than one occasion in which Design/Builder or any Design/Builder member was required to pay either back wages or penalties for failure to comply with California prevailing wage laws or federal Davis-Bacon prevailing wage requirements?

Yes                       No

If "yes," explain on a separate signed sheet, describing the nature of the violation(s), project, owner, and amount paid, if any.

8. At any time during the past 5 years, has Design/Builder or any Member been found to have violated any provision of California apprenticeship laws or regulations, or laws pertaining to use of apprentices on public works projects?

Yes                       No



If "yes," explain on a separate signed sheet, including date(s) of such findings and attaching the Division of Apprenticeship Standards' final decision(s).

**IV. BONDS AND INSURANCE**

**A. Bonds**

1. Attach a notarized statement from an admitted surety insurer (approved by the California Department of Insurance and authorized to issue bonds in the State of California), which states the current bonding capacity of the Design/Builder (both single job limit and aggregate limit). Note: Design/Builder must have capacity to provide 100% payment bond and 100% performance bond, each issued by an admitted surety insurer, without bonding subcontractors.
2. Provide the name, address, and telephone number of the surety agent: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
3. List all sureties that have written bonds to the Design/Builder or any Member during the last 5 years:

| Name | Address | Date of Bond |
|------|---------|--------------|
|      |         |              |
|      |         |              |
|      |         |              |
|      |         |              |
|      |         |              |

4. In the last 5 years, has any surety paid on behalf of the Design/Builder or any Member a result of a default to satisfy any claims made against a payment or performance bond?

\_\_\_ Yes                      \_\_\_ No

If "yes," explain on a separate signed sheet, including the amount of each claim, name and telephone number of claimant, date of and grounds for the claim, and present status.

5. If Design/Builder or any Member was required to pay a premium of more than 1 percent for a performance and payment bond on any project in the last 5 years, state the percentage: \_\_\_\_\_

Explain on a separate signed sheet why Design/Builder or Member was required to pay the premium of more than 1 percent.

6. In the last 5 years, has Design/Builder or any Member been denied bond coverage by a surety company or had no surety bond in place when one was required?

Yes                       No

If "yes," explain on a separate signed sheet, including the name of the surety company and/or period during which Design/Builder or Member had no bond in place.

**B.     Insurance**

1. Does Design/Builder have commercial general liability insurance with a policy limit of at least \$2,000,000 per occurrence and \$4,000,000 aggregate for a California admitted company?

Yes                       No

If "no," provide on a separate signed sheet what policy limits are available to Design/Builder.

2. Does Design/Builder have current workers' compensation insurance as required by the California Labor?

Yes                       No

3. Does Design/Builder have professional liability (errors and omissions) insurance with a policy limit of at least \$2,000,000 aggregate from a California admitted company?

Yes                       No

If "no," provide on a separate signed sheet what policy limits are available to Design/Builder.

4. In the last 5 years, has any insurance carrier, for any form of insurance, refused to renew an insurance policy for Design/Builder or any Member?

Yes                       No

If "yes," explain on a separate signed sheet, including the name of the insurance carrier, form of insurance, and year of the refusal.

**V.     SAFETY**

1. Attach a description not to exceed 1 page of Design/Builder's worker safety program as applicable to this project.
2. Within the past 5 years, has the California or Federal Occupational Safety and Health Administration ("OSHA") cited and assessed penalties against Design/Builder or any Member, for "serious," "willful," or "repeat" violations of its safety or health regulations?

Yes  No

If "yes," explain on a separate signed sheet, identifying the citation(s), nature of the violation(s), project, and amount of penalty paid, if any.

3. Within the past 5 years, has the Environmental Protection Agency ("EPA") or any Air Quality Management District or any Regional Water Quality Control Board cited and assessed penalties against Design/Builder or any Member or the owner of the project on which Design/Builder/Member was the contractor?

Yes  No

If "yes," explain on a separate signed sheet, identifying the citation(s), nature of the violation(s), project, and amount of penalty paid, if any.

4. State the Workers' Compensation Experience Modification Rate ("EMR") for Design/Builder and each Member for the past 3 premium years:

| Year | EMR |
|------|-----|
|      |     |
|      |     |
|      |     |

If EMR was 1.00 or higher in any of 3 years, attach a letter of explanation.

5. State the total recordable injury or illness rate and the lost work rate for Design/Builder and each Member for the past 3 years:

| Year | Incident Rate | Lost Work Rate |
|------|---------------|----------------|
|      |               |                |
|      |               |                |
|      |               |                |

6. Within the past 5 years, has there ever been a period when Design/Builder or any Member had employees but was without workers' compensation insurance or State-approved self-insurance?

Yes  No

If "yes," explain on a separate signed sheet, including the date(s) and reason(s) for the absence of workers' compensation insurance.

**VI. PROJECT EXPERIENCE AND REFERENCES**

1. How many design-build projects have the prime contractor and its design team and subcontractors been involved in this Design/Builder completed together? \_\_\_\_\_.
2. For the completed design-build projects identified in the preceding answer, state:
  - a. Total dollar value of all contracts: \_\_\_\_\_
  - b. Dollar value of single largest contract: \_\_\_\_\_
3. Complete the project reference form attached hereto as **Exhibit A**. District may, in its discretion, contact project references.
4. Attach resumes or similar documents, not to exceed 1 page each, showing the experience, training, and qualifications for up to 6 proposed key personnel of the Design/Builder.

**VII. SKILLED AND TRAINED WORKFORCE COMPLIANCE**

1. By this submittal, Design/Builder hereby acknowledges, agrees, and provides an enforceable commitment to District that:

Design/Builder has agreed to be bound by: (i) a project labor agreement ("PLA") or project stabilization agreement ("PSA") entered into by the District that will bind all contractors and subcontractors performing work on the project to use a skilled and trained workforce; (ii) the extension or renewal of a PLA or PSA that was entered into by the District prior to January 1, 2017; or (iii) a PLA or PSA entered into by the Design/Builder that will bind the Design/Builder and all its subcontractors at every tier performing work on the project to use a skilled and trained workforce

[CERTIFICATION ON NEXT PAGE]

**VIII. CERTIFICATION**

Design/Builder and all Members must sign. Copy this certification page as needed for each Member.

I certify and declare that I have read all the foregoing answers to this prequalification template and that all answers are correct and complete of my own knowledge and belief. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_, 20\_\_

Name of Design/Builder or Member: \_\_\_\_\_

Signature by authorized individual: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

**EXHIBIT A**

**Design-Build Project References**

List the three most recent design-build projects, each with a contract price over \$5 million, completed by the prime contractor for the Design/Builder. The projects may be public or private. Contact information must be current and viable. (Copy additional sheets.)

1. Project Name: \_\_\_\_\_

2. Project Address: \_\_\_\_\_

\_\_\_\_\_

3. Owner (name and tel. #): \_\_\_\_\_

\_\_\_\_\_

4. Architect (name and tel. #): \_\_\_\_\_

\_\_\_\_\_

5. Construction Manager (name and tel. #): \_\_\_\_\_

\_\_\_\_\_

6. Scope of Work: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

7. Original Completion Date: \_\_\_\_\_

8. Actual Complete Date: \_\_\_\_\_

9. Time Extensions Granted (# of days): \_\_\_\_\_

10. Initial Contract Value: \_\_\_\_\_

11. Final Contract Value: \_\_\_\_\_

Date: \_\_\_\_\_, 20\_\_

Signature by authorized individual: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_