

NOTICE TO PREQUALIFIED DESIGN-BUILD ENTITIES

NOTICE IS HEREBY GIVEN that the East Side Union High School District (“**District**”) of Santa Clara County, California, acting through its Governing Board, hereinafter referred to as the District, will accept Proposals for the award of the contract for the following public work:

**WCO Music, Art and Administration New Building & Central Quad Modernization
RFP-48-16-17**

Each Proposal must conform to and be responsive to the contract documents and be submitted on a form furnished by the District. Proposals can only be submitted by those Design-Build Entities who have been prequalified to submit Proposals for this Project:

- C Overaa & Company / CAW Architects
- McCarthy Building Co. Inc. / SVA Architects
- Flint Builders, Inc. / JK Architecture Engineering / Artik Art and Architecture

The pre-qualified alternate Design Build Entities for this project, who will be invited to submit proposals in the event one of the teams listed above is not able to participate, are:

- Alternate 1: XL Construction / WRNS Studio
- Alternate 2: Alten Construction, Inc. / LPAS Architecture + Planning

Design-Build Entities are hereby notified that these firms participated in development of the Criteria Documents, and are thereby precluded from participation on design-build teams per Education Code 17250:

- Van Pelt Construction Services
- AEDIS Architects
- Millennium Consulting Associates
- Earth Systems Pacific, Inc.
- C2G Civil Consultants Group, Inc

DESCRIPTION OF THE WORK: The Work generally consists of a Music, Art and Administration New Building & Central Quad Modernization at WC Overfelt High School. Contract Documents contain the full description of the Work.

PROPOSALS DUE:

Proposals will be received by Capital Purchasing Office of the East Side Union High School District at their office located at 830 N. Capitol Ave., San Jose, CA 95133 **no later than 2:00 p.m. on Thursday August 3, 2017.**

Proposals must be submitted as two (2) hard copies and one (1) soft copy on a CD or flash drive. The main contact for this project is Janice Unger, Capital Purchasing with ESUHS, ungerj@esuhd.org with cc: Mony Thach with Van Pelt Construction Services; mony.thach@vpcsonline.com

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FURNISHING OF ELECTRONIC CERTIFIED PAYROLL RECORDS TO LABOR COMMISSIONER:

- This Project is subject to labor compliance monitoring and enforcement by the Department of Industrial Relations pursuant to Labor Code section 1771.4 and subject to the requirements of Title 8 of the California Code of Regulations. The Contractor and all Subcontractors under the Contractor shall furnish electronic certified payroll records directly to the Labor Commissioner weekly and within ten (10) days of any request by the District or the Labor Commissioner. The successful Bidder shall comply with all requirements of Division 2, Part 7, Chapter 1, Articles 1-5 of the Labor Code.

THIS IS A LABOR AGREEMENT PROJECT: This project is subject to the terms of the Project Labor Agreement (PLA) Executed between the East Side Union High School District and the Santa Clara County Building and Trades Council, and a copy can be found on the District website at <http://www.esuhdsd.org/Community/Purchasing/Capital-Purchasing/Project-Labor-Agreement/index.html>

For questions or assistance concerning the Project Labor Agreement, contact Steve Manthe with Employers Advocate at (925) 930-0014, smanthe@eainc.com or Ruby Lagunes with the Building Trades Council at 408-265-7643, ruby@scbtc.org

PREVAILING WAGE: The successful Design-Build Entity shall be required to pay its workers on this project a sum not less than the general prevailing wage rate of per diem wages and not less than the general prevailing rate for holiday and overtime work for work of a similar character in the locality in which the project is performed as provided under California Labor Code section 1770 et sec. The District has determined the prevailing rate of per diem wages and the general prevailing rate for holidays and overtime work in the locality in which this project is to be performed for each craft, classification or type of work needed to execute the work.

Design-Build Entity shall be required to post, at each job site, a copy of such prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations.

LABOR CODE SECTION 1771.1 (a): A contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, or engage in the performance of any contract for public work, as defined in this chapter, unless currently registered and qualified to perform public work pursuant to Section 1725.5. It is not a violation of this section for an unregistered contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Section 10164 or 20103.5 of the Public Contract Code, provided the contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded.

DVBE: The successful Design-Build Entity will be required to either meet the DVBE goal of three percent (3%) participation or demonstrate its good faith effort to solicit DVBE participation in this Contract if it is awarded the contract for the Work.

SUBSTITUTION OF SECURITIES: District will permit successful Design-Build Entity to substitute securities for retention monies withheld to ensure performance of Contract, as set forth in Document 00 43 45 (Escrow Agreement for Security Deposits in Lieu of Retention), in accordance with California Public Contract Code, Section 22300. By this reference, Document 00 43 45 (Escrow Agreement for Security Deposits in Lieu of Retention) is incorporated in full in this Document 00 11 13.

RESTRICTIONS ON SUBSTITUTIONS AND SOLE SOURCE ITEMS: As a limitation on Design-Build Entity's privilege to substitute "or equal" items, District has found that certain items are designated as District standards and certain items are designated to match existing items in use on a particular public improvement either completed or in the course of completion or are available from one source. As to such items, District will not permit substitution. Such items are described in the Contract Documents.

EAST SIDE UNION HIGH SCHOOL DISTRICT

NOTICE TO PREQUALIFIED DESIGN-BUILD ENTITIES
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Z-040-602, WCO Music, Art and Administration
New Building & Central Quad Modernization
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PROCUREMENT OF CONTRACT DOCUMENTS: Contract Documents may be obtained at the following link:
<http://www.esuhdsd.org/Community/Purchasing/Capital-Purchasing/Current-RFQ-RFP-BIDS/index.html>

THREE (3) MANDATORY PRE-PROPOSAL CONFIDENTIAL MEETINGS: Three confidential meetings with the District will be required.

The Board reserves the right to reject any and all Proposal and/or waive any irregularity in any Proposal received. If the District awards the Contract, the security of unsuccessful Design-Build Entity(s) shall be returned within ninety (90) calendar days from the time the award is made. Unless otherwise required by law, no Design-Build Entity may withdraw its Proposal for ninety (90) calendar days after the date of the bid opening.

The District elects to implement an Owner Controlled Insurance Program (OCIP) on this Project. This program would provide Workers' Compensation, General/Excess Liability, and under certain conditions, Builders' Risk insurance coverage for all contractors and their sub-contractors of all tiers on the project. All bidders must meet certain minimum qualifications for enrollment in the OCIP, as more fully described in Section 00 73 16.13 of the Contract Documents, entitled Owner Controlled Insurance Program Insurance Requirements. If the Bidder fails to meet the minimum qualifications for enrollment in the OCIP, the District may deem the bid non-responsive. In certain projects, if further described in the Instructions to Bidders and Document 00 73 16.13, Pollution Liability coverage may also be available under the OCIP.

The East Side Union High School District is an equal opportunity employer.

END OF DOCUMENT