University of California, Santa Barbara



LEVEL 1 CM AT RISK CONTRACTOR PREQUALIFICATION DOCUMENTS FOR:

BioEngineering Building

Project Number: FM110496P

September 2013



University of California, Santa Barbara BioEngineering Building Project Number: FM110496P

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ADVERTISEMENT FOR CM AT RISK CONTRACTOR PREQUALIFICATION (BEST VALUE SELECTION)

Subject to conditions prescribed by the **University of California, Santa Barbara** responses to the University's Level 1 prequalification documents for a CM at Risk Contractor (Best Value Selection) are sought from prospective bidders for the following University Project:

Project Name: BioEngineering Building

Project Number: FM110496P

PREQUALIFICATION OF PROSPECTIVE BIDDERS

The University has determined that bidders who submit proposals on this project must be prequalified. Prequalified bidders will be required to meet the requirements included in the University prequalification questionnaire and have the following active and current California contractor's license:

B – GENERAL BUILDING

GENERAL DESCRIPTION OF WORK

The BioEngineering building, a new 94,000 square foot, multi-disciplinary research facility, will house a combination of wet laboratories, laboratory support space, and dry computational research laboratories. The three story plus basement project, which makes extensive use of natural ventilation and daylight, supports flexible research and office space for 14 faculty, 78 graduate students, and 28 post-doctoral fellows. The public center of the building, a three story atrium, is framed by administrative offices, including departmental offices for a new Bioengineering program located on the first floor and administrative offices for The Institute for Collaborative Biotechnologies (ICB) on the second and third floors. The building includes a 100 seat auditorium placed prominently at the building's entry.

In addition to the program uses located on the first through third floors, a Vivarium, focusing on small rodents (mice), is located within the basement. Adjacent to the Vivarium is a state-of-the-art neurovascular imaging and surgical suite supporting cutting-edge research. Supporting mechanical spaces are located both within the subgrade and rooftop penthouse spaces. A significant reconfiguration of the adjacent Library's service area serves as both a loading and mechanical equipment area.

The University has hired the architectural firm Moore Ruble Yudell to design the project. 100% complete Construction Documents will be available to prospective bidders in November 2013.

Estimated construction cost: \$65,000,000

PREQUALIFICATION SCHEDULE

On September 17, 2013 the Level 1 Prequalification Documents will be available online. Firms with qualifications that include experience in the construction of projects similar in scale and scope are encouraged to respond.

A copy of the Prequalification Documents will be available for download on the UCSB Contracting Services home page at: http://facilities.ucsb.edu (click on Contracting Services>>Projects>>

Prequalification Documents) find the subject project and download the posted Prequalification Documents, or contact Greg Moore at greg.moore@dcs.ucsb.edu for assistance.

Six (6) copies of each firm's completed Level 1 Prequalification Documents must be submitted to the University in a sealed envelope by Wednesday, October 9, 2013 at 2:00 PM at the following address:

Attn: Greg Moore, Associate Director Contracting Services University of California, Santa Barbara Facilities Management, Building 439, Room 'E' Santa Barbara, CA 93106-1030

Level 1 Prequalification Documents may not be accepted from prospective bidders after 2:00PM. However, the University reserves the right to request, receive, and evaluate supplemental information after the above time and date at its sole discretion. The University reserves the right to reject any or all responses to Prequalification Documents and to waive non-material irregularities in any response received.

Level 2 interviews and prequalification evaluation activities, including interviews, will only be conducted with those prospective bidders that pass the Level 1 Prequalification Evaluation.

If a prospective bidder is determined by the University to be 'not prequalified', the prospective bidder may request a review by the University. Any such request must be received by the University within three (3) calendar days after receipt by the prospective bidder of the University determination. The decision resulting from such review is final and is not appealable within the University of California. Any person or entity not satisfied with the outcome of the prequalification must file a writ challenging the outcome within ten (10) calendar days from the date of the University's written notice regarding prequalification determination. Any assertion that the outcome of the prequalification process was improper will not be grounds for a bid protest.

ANTICIPATED BIDDING SCHEDULE FOR PREQUALIFIED BIDDERS

Following is the tentative Project Bidding Schedule:

- 1. Bidding Documents Available to Prequalified Bidders January 8, 2014
- 2. Mandatory Pre-bid Meeting January 13, 2014
- 3. Bids Received and Opened January 29, 2014

The exact dates, times, and location for acceptance of bids will be set forth in an "Announcement to Prequalified Bidders" and the "Advertisement for Bids."

ADDITIONAL INFORMATION

The methodology used to determine Best Value will be described in the Bidding Documents. The lowest responsible bidder will be selected by the University on the basis of the Best Value to the University. The Best Value to the University will be determined using objective criteria described in the Bidding Documents with the resulting selection representing the best combination of price and qualifications.

University of California, Santa Barbara BioEngineering Building Project Number: FM110496P

Information submitted by bidders shall not be open to public inspection to the extent that the information is exempt from disclosure under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of the Title of the Government Code).

AFFIRMATIVE ACTION STATEMENT

Each candidate firm may be required to show evidence of its equal employment opportunity policy. Every effort will be made to ensure that all persons shall have equal access to contracts and other business opportunities with the University, regardless of: race; color; religion; sex; age; ancestry; national origin; sexual orientation; physical or mental disability; veteran's status; medical condition; genetic information; marital status; gender identity; pregnancy; service in the uniformed services; or citizenship within the limits imposed by law or University's policy.

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA University of California, Santa Barbara

Ad Dates: 9/17/13 & 9/24/13

GENERAL INFORMATION

I. CM/CONTRACTOR SERVICES

The contract will have two (2) phases. The awarded contract will be for Phase 1, but the University has a unilateral option to commence Phase 2 with the issuance of a contract amendment.

- **A. Preconstruction (Phase 1) Services** will begin at completion of construction documents and continue through the bidding phase. Scope of work includes, but is not limited to, estimating, scheduling, value engineering, logistic studies, constructability and coordination reviews, prequalification of subcontractors, preparation of instructions to bidders, subcontractor bid solicitations by competitively bidding and recommending award for multiple trade packages.
- **B.** Construction (Phase 2) Services of the project shall include, but not be limited to, scheduling, coordination of work, subcontractor management (subcontracts will be held by CM/Contractor), quality control, submittal, RFI, cost control, code compliance, safety, testing and commissioning, change order management and closeout.

II. BIDDING PROCEDURES FOR PREQUALIFIED CM/CONTRACTORS

When the Bidding Documents become available, lump sum bids submitted directly to the University will be received ONLY from prequalified CM/Contractors meeting or exceeding the Level 1 and Level 2 prequalification requirements. Only bidders who have been prequalified by the University shall be invited to participate in a Best Value Selection bid for this project. Prequalified CM/Contractors will be issued design drawings and specifications. Bidders shall submit on a designated date a Lump Sum Base Bid representing all costs for CM/Contractor's base fee and designated General Conditions work to <u>manage and coordinate</u> construction of this project as a CM/Contractor. General Conditions work will be specified in the Contract Documents.

Once the contract is awarded, the CM/Contractor will be authorized by the University to begin Phase 1 work of preconstruction services and will develop bid packages and if required, prequalify subcontractors. The CM/Contractor will competitively bid the various Bid Packages representing the construction work required to complete the Project. The CM/Contractor may elect to bid on, and self-perform, specific Bid Packages listed in the bidding documents, if any. Phase 2 work shall be exercised only at University's sole option, and shall be for construction services.

III. BONDING & INSURANCE

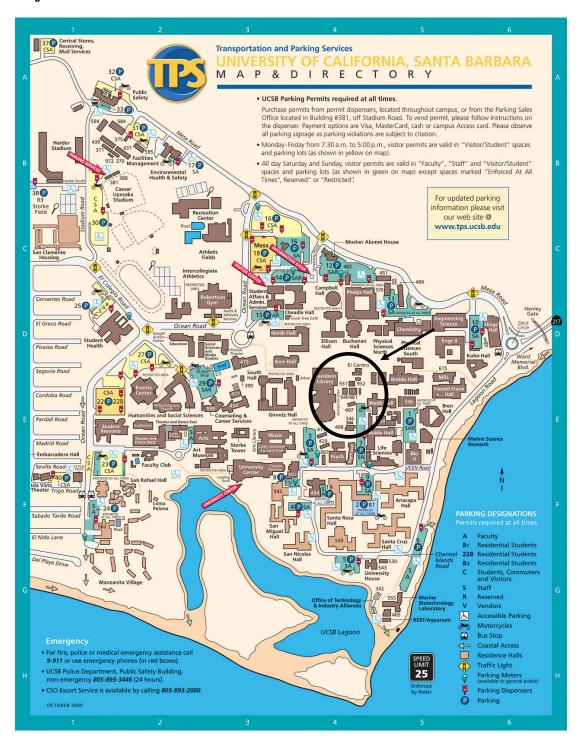
Bid Security will be in the amount of 10% of the Anticipated Contract Value and shall accompany each bid. The Surety(ies) issuing the Bid Bond, the Payment Bond and the Performance Bond shall at the time of the bid deadline be an admitted surety insurer as defined in the California Code of Civil Procedures Section 995.120. Note, Performance and Payment Bonds will not be required until (and if) the University exercises the option to proceed with Phase 2.

The University shall pay for, obtain and maintain a University Controlled Insurance Program ("UCIP") providing workers' compensation and employer's liability insurance coverage, commercial general liability insurance coverage, and excess liability insurance coverage, to persons and entities enrolled in the UCIP, for Work performed on or at the Project site. UCIP coverages shall apply only to the Work of each Enrolled Party performed on or at the Project site, and only to Enrolled Parties that are eligible for the UCIP.

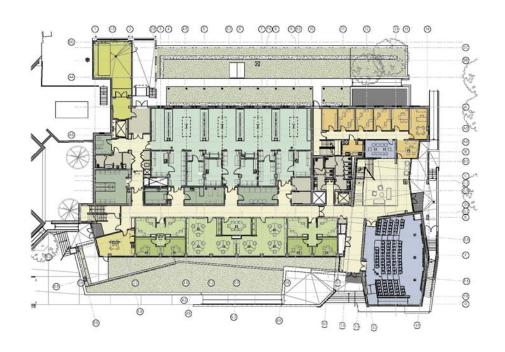
Persons and entities eligible for such coverage, including CM/Contractor and all Subcontractors, unless excluded under the terms of the agreement, will be required to enroll in the UCIP. UCIP coverages shall not apply to ineligible parties, even if they are erroneously enrolled in the UCIP. CM/Contractor shall, at its expense, purchase and maintain, and shall require all Enrolled Parties, all Eligible Parties that are not enrolled, and all Excluded Parties, at their expense, to purchase and maintain, the insurance policies and coverages.

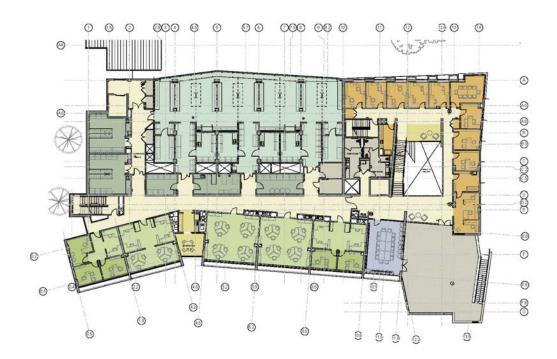
IV. PROJECT IMAGES

Project Location









LEVEL 1 PREQUALIFICATION QUESTIONNAIRE for BIOENGINEERING BUILDING

Each prospective CM/Contractor (also referred to herein as "Bidder") must answer all of the following questions and provide all requested information. Any prospective CM/Contractor failing to do so may be deemed to be not responsive and, at the sole discretion of the University of California, Santa Barbara ("University"), not prequalified with respect to this prequalification evaluation. All Level 1 requirements will be evaluated on a pass/fail basis. All CM/Contractors that have submitted a Level 1 Prequalification Questionnaire will be notified in writing whether or not they have successfully achieved Level 1 Prequalification status. Only those CM/Contractors that have successfully achieved Level 1 Prequalification status will be permitted to participate in the Level 2 Prequalification process, including firm interviews. Those CM/Contractors that successfully achieve Level 2 Prequalification status will be determined to be prequalified and only those prequalified CM/Contractors will be eligible to submit a bid for this Project.

If the Bidder is deemed by the University to be "not pre-qualified," the Bidder may request a review of that decision by the University. The decision resulting from such review is final and is not appealable within the University of California.

SUBMITTED BY:		
	(Name and Title) Pri	nted or Typed
	(Signatur	re)
	(Firm Name. If a Joint Venture	, state name of JV Entity)
	(Contact N	ame)
	(Addres	s)
	(City, State, Zi	p Code)
	(Telephone Number)	(Facsimile Number)
	(e-mail Add	rocs)

All information submitted for Prequalification evaluation will be considered official information acquired in confidence, and the University will maintain its confidentiality to the extent permitted by law.

WHERE NECESSARY, COPY THE FORMS IN THIS PACKAGE. USE ONLY THESE FORMS.

1.

PREQUALIFICATION DECLARATION	
I,	, hereby declare that I am the
(Printed Name)	
of	
(Title)	(Name of Firm)
Prequalification Questionnaire on behalf of the forth in this Prequalification Questionnaire and knowledge, true, accurate and complete as of its s	jury that all of the prequalification information
(County)	,, (State)
on(Date).	
-	(6)
	(Signature)

If the above is signed by other than the sole proprietor, a general partner, or corporate officer, attached original notarized power of attorney or corporate resolution.

2. LICENSE

A.	Does your firm hold the following California contractor's license, which is current, valid, and in good standing with the California Contractor's State License Board?			
		Lic	ense Classif	ication: General Building Contractor
		Lic	ense Code: I	3
		YES	NO	
	license.	If the entity submitting	g is a Joint	lification questionnaire must be the holder of the requisite. Venture, the joint venture must hold the license. If the tership must hold the license)
B.	If yes, p	provide the following in	formation a	bout your firm's contractor's license:
	1.	Name of license hold Board:	ler exactly a	as on file with the California Contractor's State License
	2.	License Classification	:	
	3.	License Code:		
	4.	License Number:		
	5.	Date Issued:		
	6.	Expiration Date:		
C.		or firm's contractor's lid Board within the last		uspended or revoked by the California Contractor's State
		YES NO		
D.	member	r of the Joint Venture	or partnersh	n questionnaire is a Joint Venture or partnership, has any tip has had their firm's contractor's license suspended or the License Board within the last 10 years?
		YES NO		NOT APPLICABLE

Note: Failure to answer "Yes" to question "2A", and "No" to questions "2C" (or "2D", if applicable) above will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

3. SURETY

Prospective CM/Contractors shall obtain and submit the Surety Declaration in the form shown below under paragraph 3.D, which shall be signed by an authorized representative of the surety proposed to be used for this project and notarized. (NOTE -If firm has used current surety for less than ten years, list all surety(ies) previously used and indicate the number of years such sureties were used for the last ten (10) years. If entity submitting this prequalification document is a joint venture or a partnership, provide such information for each member or partner).

A.		surety to be used for this s of insurance in the State of		d by the Insurance Commissioner to transact
		YES	NO 🗌	
В.	Is the p \$65,000		r able to obtain b	onding for the Anticipated Contract Value of
		YES	NO 🗌	
C.	benefit			he performance bond issued by a surety for the on activities of the prospective CM/Contractor
		YES	NO 🗌	
	1.	surety paid out any moni	es on claims on the cor	ion questionnaire is a Joint Venture, has any ne performance bond issued by a surety for the astruction activities of any member of the Joint
		YES	NO 🗌	NOT APPLICABLE

Note: Failure to answer "Yes" to questions "3A" and "3B" above will result in the Bidder being deemed "not prequalified", thereby eliminating that firm from further consideration in the competitive process. A Bidder's failure to provide an acceptable explanation for a "Yes" response to question "3C" (or "3C.1", if applicable) will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

D. Surety Declaration:

BIDDER MUST PROVIDE THE FOLLOWING DECLARATION TO ITS SURETY(IES) FOR COMPLETION/EXECUTION, AND RETURN THE SIGNED DECLARATION TO THE UNIVERSITY AS PART OF ITS BID SUBMITTAL. DO NOT HAVE THE SURETY SUBMIT THIS INFORMATION DIRECTLY TO THE UNIVERSITY.

	(County),		_, (State)
on	(Date).		
(Signature)			
(Name and Title - Printed or T	Typed)		
(Representing [Surety Name])			
(Firm Name)			
(Address)		(City, State, Zip Code)	
Telephone Number)		(Facsimile Number)	

(ATTACH NOTARIZATION of SURETY REPRESENTATIVE'S SIGNATURE)

4. INSURER

Prospective CM/Contractor shall obtain and submit the Insurance Declaration in the form shown below under paragraph 4.D, which shall be signed by an authorized representative of its insurer and notarized. (If more than one insurer, submit a completed form for each insurer).

A.	Best wi		ed for all required insurance (except V and a financial classification of VIII or	
		YES	NO 🗌	
	Indicate	e Best Rating:		
	Indicate	e Best Financial Classificati	on: (or provide Standard & Poor or Moody	y's rating)
B.	with a		ers Compensation insurance State Fun also have a financial classification of y's)?	
		YES	NO 🗌	
	Indicate	e Best Rating:		
	Indicate	e Best Financial Classificati	on: (or provide Standard & Poor or Moody	y's rating)
C.	Is the p		able to obtain insurance in the follow	wing limits for this construction
		YES	NO 🗌	
	1.		s prequalification questionnaire is a Joi ce in the following limits for this constr	
		YES	NO NOT APPLICABL	LE 🗌
Each O Product Persona	ccurrence ts - Comp	pleted Operations Aggregate vertising Injury	or Bodily Injury and Property Damage	Minimum Requirement \$3,000,000 \$5,000,000 \$3,000,000 \$5,000,000
		obile Liability Insurance - Combined Single Limit for	imits of Liability Bodily Injury and Property Damage	\$1,000,000

Note: Failure to answer "Yes" to questions "4A", "4B" and "4C" (or "4C.1", if applicable) above will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

D. Insurance Declaration:

BIDDER MUST PROVIDE THE FOLLOWING DECLARATION TO ITS INSURANCE CARRIER FOR COMPLETION/EXECUTION, AND RETURN THE SIGNED DECLARATION TO THE UNIVERSITY AS PART OF ITS BID SUBMITTAL. DO NOT HAVE THE INSURANCE CARRIER SUBMIT THIS INFORMATION DIRECTLY TO THE UNIVERSITY.

The undersigned declares under penalty of perjury that all of the above insurer information is true and

correct and that this declaration v	was executed in	
	(County),	, (State)
on	(Date).	
(Signature)		
(Name and Title - Printed or Typed)		
(Representing [Insurer Name])		
(Firm Name)		
(Address)		(City, State, Zip Code)
(Telephone Number)		(Facsimile Telephone Number)
(Email Address)		

 $(\underline{ATTACH}\ NOTARIZATION\ of\ INSURER\ REPRESENTATIVE\ SIGNATURE)$

5.

A .	Does your firm have a wri Code of Regulations, Title	ten Injury and Illness Prevention Program (IIPP) that complies with Califor 8, Sections 1509 and 3203?	nia
	YES	NO	
3.	Does your firm have a write	en safety program that meets CAL/OSHA requirements?	
	YES	NO	
C.	Will your firm have person	nel permanently assigned and dedicated to Safety on this project?	
	YES	NO	
O.	Have you had accidents, w five (5) years?	hich resulted in a construction fatality, on any of your projects within the l	ast
	YES	NO	
	If yes, provide additional in	formation	
Ξ.	Have you had Cal-OSHA f	nes in the Serious, Repeat or Willful categories?	
	YES	NO	
	If yes, provide additional in	formation	

Note: Failure to answer "Yes" to questions "5(A), 5(B) and 5(C)" listed above will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process. Further, Bidder's failure to provide an acceptable explanation, determined at the University's sole discretion, for a "Yes" response to question "5(D)" and "5(E)" will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

6. DISCIPLINARY MEASURES HISTORY

A.		, city, University of Cali		doing business with a public agency (e.g., federal, sta diffornia State University System, etc.) within the last t	
		YES	NO 🗌		
		If NO, please explain:			
	1.	of the Joint Venture b	een disqualified ocity, University o	ation questionnaire is a Joint Venture, have any member barred from doing business with a public agency (e. f California System, California State University Syste	g.,
		YES	NO 🗌	NOT APPLICABLE	
		If NO, please explain:			

Note: Failure to answer "No" to questions "6(A)" (or "6(A)(1)", if applicable) or provide an adequate explanation, at the University's sole discretion, for a "No" response will result in the Bidder being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

7. FALSE CLAIMS HISTORY

A.	(e.g., feder			we submitted a false claim to a public agency System, California State University System,
		YES	NO 🗌	
	If	NO, explain:		
	1.	member of the Joint Ven a false claim to a pub	ture been found in olic agency (e.g.,	on questionnaire is a Joint Venture, has any a final decision of a court to have submitted federal, state, county, city, University of ersity System, etc.) within the last ten (10)
		YES	NO 🗌	NOT APPLICABLE
		If NO, explain:		

Note: Failure to answer "No" to questions "7(A)" (or "7(A)(1)", if applicable) or provide an adequate explanation, determined at the University's sole discretion, for a "No" response will result in the Bidder being deemed "not prequalified", thereby eliminating that firm from further consideration in the competitive process.

8. CONSTRUCTION EXPERIENCE (COMPARABLE PROJECTS)

Your firm, acting in the role of General Contractor, Design Build or Construction Manager at Risk - General Contractor must have successfully completed at least 3 comparable projects since January 1, 2003. List projects on the attached Project Data Sheet (see Attachment "A'), identifying which of the criteria listed below (in sub paragraph A) have been met by that project. At least one (1) of the projects submitted in response to this request must include experience as a CM/General Contractor providing *BOTH* preconstruction services and acting as the General Contractor during construction phase on the same project.

- A. Subject to the above qualifications, the three (3) comparable projects submitted by the prospective Bidder must satisfy the following requirements:
 - 1. All three comparable projects must:
 - a. Include a wet laboratory and/or vivarium; AND
 - b. Have a construction cost on the bid date of at least \$35,000,000.
 - At least one of the three comparable projects must have a construction cost on the bid date of at least \$50,000,000.
 - 3. At least two of the three comparable projects submitted must have been constructed for a University/College, or a municipal, state, federal or other public entity.
 - 4. <u>At least two of the three</u> comparable projects submitted must either be USGBC LEED Certified or in the final (e.g., post submittal) stages of the certification process with the USGBC.
 - 5. <u>At least one of the three</u> comparable projects submitted must have involved the construction of at least three or more stories and a basement.
- B. If the entity submitting this prequalification questionnaire is a Joint Venture, the Joint Venture entity itself must demonstrate the required previous construction experience as a joint venture. Joint Venture teams newly formed to pursue this prequalification opportunity are not eligible for Level 1 prequalification.
- C. Listed projects must have been managed and constructed by the business entity submitted for Level 1 prequalification. Projects completed by present employees of the contractor for former employers are not acceptable.

Note: Failure to submit AT LEAST THREE (3) comparable projects that satisfy the requirements set forth above in question "8" will result in the Contractor being deemed "not pre-qualified", thereby eliminating that firm from further consideration in the competitive process.

COMPLETE AND SUBMIT THE FOLLOWING PROJECT DATA SHEET FOR EACH COMPARABLE PROJECT SUBMITTED AS EVIDENCE OF YOUR FIRM'S EXPERIENCE. SUBMIT NOT MORE OR LESS THAN THE NUMBER PROJECT DATA SHEETS CORRESPONDING TO THE REQUIRED NUMBER OF COMPARABLE PROJECTS LISTED ABOVE.

ATTACHMENT 'A'

PROJECT DATA SHEET

(A separate sheet must be prepared for each project submitted. COPY, AS NECESSARY)

1.	Project Name:
2.	Project Location/Facility:
3.	Project Description:
4.	Project Delivery Method (General Contractor or CM at Risk or Design Build Contractor):
5.	Construction Type:
6.	Size (gross sq. ft.):
7.	Business name of entity which constructed and managed this project:
8.	a. Did your firm act as a Construction Manager at Risk General Contractor or as General Contractor during the construction phase for this project?
	YES NO
	b. Did your firm also provide pre-construction services on this project? (At least one (1) of the submitted projects must have included both performance of pre-construction services and performance as General Contractor.)
	YES NO
	Please list BOTH preconstruction and construction services provided:
9.	Explain how is this project comparable to the project to be bid?
	[provide separate written detail, if necessary]
10.	Cost At Bid: \$
	Cost At Completion: \$

Revision: June 6, 2012 CM/Contractor: LOPQ

11.		Describe the sources and/or causes of the above differences in costs with reference to the following categories:						
		Document Problems: \$ Unforeseen Conditions: \$ Owner Generated Scope: \$ Regulatory Agency: \$ Other: \$						
		Explain Other:						
12.		Was construction of the project completed after January 1, 2003?						
		YES NO						
13.		Contract Time at bid date (Number of calendar days)						
		Formally adjusted Contract Time (Number of calendar days; if not adjusted, state "Not Applicable"						
		Actual Elapsed Time between issuance of Notice To Proceed and date of final completion (Number of calendar days)						
		If completion did not occur within the Contract Time at bid date or within the formally Adjusted Contract Time then explain the reason or reasons for the delay:						
14.		Were either liquidated damages or actual damages for delay assessed on this project?						
		YES NO						
15.		Were any back charges or claims filed on the project?						
		YES NO						
16.		If claims were filed on the project, please provide the following details for each claim:						
	a.	Dollar Amount of Initial Claim:						
	b.	Source of Claim (e.g., Subcontractor, etc.):						
	c.	Method of resolution (e.g., negotiation, mediation, arbitration, litigation):						
17.		Name of Project Manager:						
18.		Name of Project Superintendent:						
19.		Name of Project Engineer:						

20.	Did your firm self-perform any of the work?						
	YES [NO 🗌				
	If yes, please spe	ecify the trades y	med:				
21. CI	LIENT INFORMA	TION:					
Client	Firm Name:						
Client	Contact:			Title:			
Client	Address:						
Client	City:			State:	Zip:		
Client	Phone:	()		Fax: ()			
Client	E-mail Address:						
Archite Consul	ect/Engineer/ ltants:						
	ect/Engineer et Name:			Phon	e:		
	ect/Engineer Address:						

 $(Attach\ additional\ pages\ with\ other\ pertinent\ project\ information\ as\ necessary.)$