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Santa Clara Valley Water District
Notification of this Addendum is transmitted via email to all current Prequalification Participants.
This Addendum is posted on the Valley Water website at
<https://www.valleywater.org/construction>

September 18, 2020

ADDENDUM NO. 2
TO REVISION 1 PREQUALIFICATION APPLICATION
FOR GENERAL CONTRACTORS SEEKING TO BID ON
ANDERSON DAM TUNNEL PROJECT
Project No. 91864005 Contract No. C0663

Notice is hereby given to Prospective Bidders that Revision 1 Prequalification Application document is modified as hereinafter set forth.

PREQUALIFICATION APPLICATION

SECTION 1. NOTICE OF REQUEST FOR PREQUALIFICATION

1. **REPLACE** C.3. in its entirety with:

“3. Contractors must submit Prequalification Applications either by third party carrier or hand delivery;

THIRD PARTY CARRIER; Contractors are allowed to submit their Prequalification Application submittal by third party carrier such as: FEDEX, UPS, DHL, CA Overnight, Golden State Overnight and must address the submittal as stated herein.

HAND DELIVERY; Hand delivery of Prequalification Application submittal shall only be between the hours of 1:00 pm - 2:00 pm on the due date as stated herein paragraph C. Application Submission, item 1, at the Windfield Warehouse located at 5905 Windfield Boulevard, San Jose, CA 95123. Drop off directions will be provided at the entrance gate. Contractor’s must obtain a date and time stamp of their submittal. Contractors must observe all Public Health Officers orders and wear proper face covering when dropping off your submittal.

NO SUBMITTALS WILL BE ACCEPTED BY USPS (U.S. MAIL).

The envelope must be marked as follows:

Santa Clara Valley Water District
 Attention: Ken Wong
Prequalification Application, Anderson Dam Tunnel Project (CONFIDENTIAL)
 5905 Winfield Boulevard
 San Jose, CA 95123-2428

Note: U.S. Mail does not deliver to 5905 Winfield Boulevard.”

SECTION 4. GENERAL INSTRUCTIONS AND INFORMATION

2. **REPLACE** H.1. Table for Minimum Requirements for Section 5. Contractor Prequalification Questionnaire in its entirety with:

“

MINIMUM REQUIREMENTS FOR SECTION 5. CONTRACTOR PREQUALIFICATION QUESTIONNAIRE	
PARAGRAPH C: Essential Criteria Requirements	Qualify on all questions
PARAGRAPH D: Pre-Qualification Criteria	
History of the Business and Organizational Performance (Questions 1–12)	Minimum Score of 49 out of 66 on this portion of the questionnaire
Compliance with Occupational Safety, Worker’s Compensation, Prevailing Wages and Apprenticeship Laws (Questions 13–23)	Minimum Score of 38 out of 53 on this portion of the questionnaire
PARAGRAPH E: Quality of Performance (interview responses)	Minimum Score of 84 out of 120 on each of the two interviews
PARAGRAPH F: Comparable Project Experience	Minimum Score of 60 out of 85 on each of the three projects

”

SECTION 5. CONTRACTOR PREQUALIFICATION QUESTIONNAIRE

3. **REPLACE** C.12. in its entirety with:

“12. Has your firm, any of its officers, supervisors, managers, or any firm or individual identified above in Section 5. paragraphs. Contractor Information and/or B. Current Organization Criteria ever been terminated for default or cause from a public works contract, including but not limited to termination based on any misconduct, such as failure to comply with contractual, statutory, or other legal obligations from any public construction project?

Yes No”

4. **REPLACE** Paragraph D. Pre-Qualification Criteria Questions in its entirety with Attachment 1 - Paragraph D. "Revised Pre-Qualification Criteria Questions."
5. **REPLACE** the first sentence for PROJECT 1, PROJECT 2 and PROJECT 3 under Paragraph F. Comparable Project Experience with:

"A Contractor must obtain a score of at least 50 points out of 85 for PROJECT 1, 2 & 3."
6. **REPLACE** Paragraph H. Certification in its entirety with Attachment 2 - Paragraph H. "Revised Certification."

APPENDICES

7. **DELETE** Appendix B – Scoring Worksheet for Paragraph D.

GENERAL INQUIRIES & RESPONSES

QUESTION 16 (Date Received: 9/2/2020)

Please provide additional detail as to how the Appendix B Scoring Worksheet will be utilized. Specifically, please (a) clarify exactly how a score on a scale of 1 to 5 is to be assigned to Factor 1; and (b) confirm that the correct equation used is as follows: Factor 1 + Factor 2 x Multiplying Factor = Total Score.

Due to the nature of the responses required in the various questions throughout Section 5, Paragraph D of the Prequalification Questionnaire, it seems that the Factor 1 determination is very subjective and not entirely clear. Please provide objective criteria for this determination.

RESPONSE 16

See Items 4. and 7. of Addendum No. 2.

QUESTION 17 (Date Received: 9/2/2020)

As currently drafted, Questions 3 and 5 in Section 5, Paragraph D of the Prequalification Questionnaire would require a broad range of disclosures, as they seem to capture any allegation made against the firm, whether the allegations are substantiated or not, and regardless of whether the matter was settled. For large, multi-disciplinary contractors that perform large-scale infrastructure projects all over the U.S. and across multiple industry sectors, it is likely that there could be a large number of civil litigation or administrative proceedings alleging violations and settled, with or without an admission of responsibility or liability. We would ask that disclosures be limited to those instances that actually resulted on findings of liability, with the exclusion of matters that were rejected as having no merit as well as those that settled. In addition, Questions 3 and 5 seems to overlap with Questions 15 and 16 as it respects to safety & health and environmental disclosures. To avoid unnecessary duplicative disclosures, we would ask that disclosures on the subject of safety & health and environmental be made only as a response to Questions 15 and 16.

RESPONSE 17

See Item 4. of Addendum No. 2.

QUESTION 18 (Date Received: 9/2/2020)

The combination of the current Minimum Score threshold (35 pts or less) with the broad disclosures requested in Section 5, Paragraph D will result in the disqualification of multi-disciplinary contractors that perform large-scale infrastructure projects all over the U.S. and across multiple industry sectors. We don't believe this to be in Valley Water's interest, as it will limit severely the competition and the ability of Valley Water to receive bids from large, experienced contractors.

We would respectfully recommend that Valley Water consider alternative approaches. One possibility would be to increase the Minimum Score substantially, while limiting the scope of the disclosures requested per our suggested clarifications above. Another option is that the questions in Section 5, Paragraph D not be scored as part of the Scoring Worksheet. Rather, we are accustomed to see in other solicitations that the owner receives disclosure of that nature and, without arithmetically score them, makes a determination as to how they affect the contractor's ability to prequalify.

RESPONSE 18

See Items 4. and 7. of Addendum No. 2.

QUESTION 19 (Date Received: 9/2/2020)

Questions # 3 and #4 request disclosure of instances where the firm (or any of its officers, supervisors, or managers) has been a party to civil litigation or administrative proceedings. Please confirm that only instances where the firm has been named in the litigation or administrative proceedings need to be disclosed.

RESPONSE 19

See Item 4. of Addendum No. 2.

QUESTION 20 (Date Received: 9/2/2020)

Question #4 request disclosure of instances where a subcontractor of the firm has been a party to civil litigation or administrative proceedings. Please confirm that disclosures are only required with respect to first tier subcontractors.

RESPONSE 20

See Item 4. of Addendum No. 2.

QUESTION 21 (Date Received: 9/8/2020)

Could you clarify the scoring for Appendix B for Paragraph D? It reads that Factors 1 and 2 will get a score of 1 thru 5. If you plug all "1's" for both factors, you get a score of 35 (the max for passing). Does Factor 1 really mean the box you check in the questions in Paragraph D, in which there could be zeros for Factor 1 or 2? Also, do you multiply Factor 1 times Factor 2 times the multiplication factor for the score?

RESPONSE 21

See Items 4. and 7. of Addendum No. 2.

QUESTION 22 (Date Received: 9/10/2020)

Regarding Section 5, Contractor Prequalification Questionnaire, Sub-Section C, Essential Criteria Questions, Question 12:

“Has your firm, any of its officers, supervisors, managers, or any firm or individual identified above in Section 5. paragraphs. Contractor Information and/or B. Current Organization Criteria ever been terminated from a public works contract, including but not limited to termination based on any misconduct, such as failure to comply with contractual, statutory, or other legal obligations from any public construction project?”

Public works contracts typically include a clause for termination for convenience of the owner. Please confirm that question 12 applies only to terminations for cause and not terminations for convenience.

RESPONSE 22

See Item 3. of Addendum No. 2.

QUESTION 23 (Date Received: 9/11/2020)

Number 2. and 3a.

Question: Due to the sensitive information on Financial Statements, is it acceptable to send the financial statements (in place of the current requirement of hard copy and electronic copy on USB) to a secured email for the submission? If so, please provide an email address.

RESPONSE 23

See Revision 1 to the Prequalification Application dated September 4, 2020, Section 1. Notice of Prequalification Application, paragraph C.4. The stated requirements for submission will not be revised by Valley Water for purposes of this Prequalification Application.

See Revision 1 to the Prequalification Application dated September 4, 2020, Section 4. General Instructions and Information, paragraph B. Public Records Act Applicability, subparagraph 2.

QUESTION 24 (Date Received: 9/11/2020)

Number 3 b-c:

Question: The requirement of an original notarized letter from the “Carrier” is uncommon, as this is commonly prepared by the broker/agent. Additionally, restrictions due to COVID-19 make attaining a notary/stamp difficult from the carrier. Would you instead accept a letter prepared and signed by our insurance broker confirming our experience mod?

RESPONSE 24

No. See requirements stated in Section 5. Contractor Prequalification Questionnaire, paragraph G. Required Attachments and Enclosures, 3.b. and 3.c.

QUESTION 25 (Date Received: 9/14/2020)

Regarding Section 5, Contractor Prequalification Questionnaire, Sub-Section H, Certification (page 52):

"Questionnaires submitted by corporations must be signed with the legal name of the corporation, followed by the name of the state of incorporation and by the signature and designation of the chairman of the board, president or any vice president, and then followed by a second signature by the secretary, assistant secretary, the chief financial officer or assistant treasurer. All persons signing must be authorized to bind the corporation in the matter. The name of each person signing shall also be typed or printed below the signature. Satisfactory evidence of the authority of each officer signing on behalf of a corporation shall be furnished."

However the actual signature page does not have a space for "state of incorporation", or a "second signature" line. Please advise if we should modify the form as appropriate (for corporation, partnership, etc.) or if Valley Water be providing an updated Certification Form for signatures.

RESPONSE 25

See Item 6. of Addendum No. 2.

QUESTION 26 (Date Received: 9/15/2020)

In regard to Section 5 of Addendum No. 1, Contractor Prequalification Questionnaire,

13. "Note: A Microsoft Word Document is available at Valley water's Website titled ADTP Section 5. Prequalification Application Package."

Question-Is the intent of this WORD file to track changes the contractor is making within the document or do we have the option to turn off the tracking function without penalty?

RESPONSE 26

Contractors may turn off the tracking function in the MS word document submitted.

QUESTION 27 (Date Received: 9/15/2020)

Addendum No. 1 altered Paragraph F, A.2. – Special Information to include MTBM or Tunnel Boring Machine (TBM).

MTBM is a highly specialized method which will likely be performed by a subcontractor specializing in this tunneling method by nearly all qualifying Prime Contractors. It is also not common for a project to include MTBM along with many of the other scoring factors in the prequalification sheet.

While including similar scoring for projects utilizing TBM, may open the scoring to more projects, it isn't necessarily indicative of the experience required to perform the MTBM work on this project and in the best interest of Valley Water.

Given the overall % of the MTBM scope in comparison to majority of the tunneling scope, and the fact that the MTBM will likely be subcontracted by all qualifying Prime Contractors, it is

requested that this question be removed from the questionnaire (and scoring adjusted accordingly). For this specialized scope of work, Valley water would be better served to either prequalify the MTBM subcontractors separately, or provide minimum qualifications to be submitted when the Project Bids.

RESPONSE 27

No change regarding MTBM or TBM experience with a lake tap or wet/underwater recovery will be made, but Valley Water will consider requiring subcontracting qualifications to be submitted as part of the ADTP bid proposal in the future.

QUESTION 28 (Date Received: 9/15/2020)

While the scope complexity that is accounted for in the project qualification sheets is relevant and can be appreciated given the scope of this project, the combination of MTBM and SEM Tunneling Methods in potentially gassy and Naturally Occurring Asbestos (NOA) that makes up considerable points in the qualifications sheets are not combined events typically seen in a single project. As a result, requiring 3 projects all with the same traits and scoring significantly restricts qualifying projects and Contractors. Given this it is requested and recommended that the qualifying score for the 3rd project be dropped to 50 points, rather than 60 points. This will help Valley Water ensure that a qualifying contractor has experience in the appropriate conditions, while not unnecessarily eliminating qualified contractors as a result of the lack of similar projects.

RESPONSE 28

See Item 5. of Addendum No. 2.

QUESTION 29 (Date Received: 9/15/2020)

Please confirm that, if the owner has accepted substantial completion, then Valley Water will allow the project to be considered as a Comparable Project.

RESPONSE 29

See Response 4. of Addendum No. 1., "As stated on Section 5.F. Comparable Project Experience, for the project to be considered completed, it must have been accepted by the project owner."

QUESTION 30 (Date Received: 9/15/2020)

For paragraph B, question 2 please clarify the District is requesting permanent facilities and not project specific facilities. Please note if you are requesting project specific facilities, many of the large nationwide contractors submitting under this RFQ will have a multitude of JV Agreements requiring shared project facilities all across the US. This will result in a lengthy list of unnecessary data.

RESPONSE 30

Information is required pertaining to permanent facilities only.

THIS ADDENDUM NO. 2, WHICH CONTAINS 8 PAGES AND 2 ATTACHMENTS (15 PAGES), IS ATTACHED TO AND IS A PART OF THE REVISION 1 PREQUALIFICATION APPLICATION FOR THIS PROJECT.

DocuSigned by:

Christopher Hakes

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Christopher Hakes, P.E.
Deputy Operating Officer
Dam Safety & Capital Delivery Division

Date: 9/18/2020

ATTACHMENT NO. 1

PARAGRAPH D. REVISED PRE-QUALIFICATION CRITERIA QUESTIONS

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Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

D. Revised Pre-Qualification Criteria Questions

History of the Business and Organizational Performance

1. How many years has your organization been in business in California as a contractor under your present business name and license number?

≤3 years 4 years 5 years ≥6 years

3 years or fewer = 2 points

4 years = 3 points

5 years = 4 points

6 years or more = 5 points

2. Was your firm in bankruptcy any time during the last five years? (This question refers only to a bankruptcy action that was not described in answer to Section 5.C., question 11.).

Yes No

No = 3 points

Yes = 0 points

3. At any time in the last five years, has your firm been assessed and paid liquidated damages after completion of a project, under a construction contract with either a public or private owner?

0-1 projects 2 projects ≥3 projects

No projects with liquidated damages of more than \$50,000, or one project with liquidated damages = 5 points.

Two projects with liquidated damages of more than \$50,000 = 3 points

Any other answer = 0 points

4. How many instances has your firm, or any of its officers, supervisors, or managers, been debarred, suspended, disqualified, denied a classification rating or pre-qualification or otherwise been declared not responsible to or prevented from bidding or performing work on any public works contract or subcontract in the last five years?

0 instances 1 instance 2 instances

3 instances 4 instances ≥5 instances

NOTE: "Associated with" refers to another construction firm in which an owner, partner or officer of your firm held a similar position, and which is listed in response to question 1c or 1d on this Section 5.B.

0 Instances = 10 points



Contractor Pre-Qualification Questionnaire

Revised Pre-Qualification Criteria Questions

- 1 Instance = 8 points**
- 2 Instances = 6 points**
- 3 Instances = 4 points**
- 4 Instances = 2 point**
- ≥5 Instances = 0 points**

NOTE: The following two questions refer only to disputes between your firm and the owner of a project. You need not include information about disputes between your firm and a supplier, another contractor, or subcontractor. You need not include information about “pass-through” disputes in which the actual dispute is between a sub-contractor and a project owner. Also, you may omit reference to all disputes about amounts of less than \$50,000.

5. In the past five years, has any claim against your firm concerning your firm’s work on a construction project, been filed in court or arbitration?
- 0-1 instances 2 instances 3 instances
- 4 instances 5 instances ≥6 instances

If the firm’s average gross revenue for the last three years was less than \$75 million, scoring is as follows:

- 5 points for 0 or 1 such instances.***
- 3 points for 2 such instances.***
- 0 points for 3 or more such instances.***

If your firm’s average gross revenue for the last three years was more than \$75 million, scoring is as follows:

- 5 points for 0, 1, 2 or 3 such instances.***
- 3 points for 4 or 5 such instances.***
- 0 points for 6 or more such instances.***

6. In the past five years, has your firm made any claim against a project owner concerning work on a project or payment for a contract, and **filed that claim in court or arbitration?**

- 0-1 instances 2 instances 3 instances
- 4 instances 5 instances ≥6 instances

If the firm’s average gross revenue for the last three years was less than \$75 million, scoring is as follows:

- 5 points for 0 or 1 such instances.***
- 3 points for 2 such instances.***
- 0 points for 3 or more such instances.***



Contractor Pre-Qualification Questionnaire

Revised Pre-Qualification Criteria Questions

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

5 points for 0, 1, 2 or 3 such instances.

3 points for 4 or 5 such instances.

0 points for 6 or more such instances.

7. At any time during the past five years, has any surety company made any payments on your firm's behalf as a result of a default, to satisfy any claims made against a performance or payment bond issued on your firm's behalf in connection with a construction project, either public or private?

0-1 claims 2 claims ≥3 claims

5 points for 0 or 1 such claim.

3 points for 2 such claims.

Subtract 5 points for 3 or more such claims.

8. In the last five years, has any insurance carrier, for any form of insurance, refused to renew the insurance policy for your firm?

0-1 instances 2 instances ≥3 instances

5 points for 0 or 1 such instances.

3 points for 2 such instances.

0 points if 3 or more such instances.

9. Has your firm, or any of its owners, officers, or partners 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

No = 5 points

Yes = subtract 5 points

10. Has your firm, or any of its owners, officers or partners ever been convicted of a crime involving any federal, state, or local law related to construction?

Yes No

No = 5 points

Yes = subtract 5 points

11. If your firm was required to pay a premium of more than one per cent for a performance and payment bond on any project(s) on which your firm worked at any time during the last three years, state the percentage that your firm was required to pay. You may provide an explanation for a percentage rate higher than one per cent, if you wish to do so.

_____ %



Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

5 points if the rate is no more than one per cent
3 points if the rate was no higher than 1.10 per cent.
0 points for any other answer.

12. During the last five years, has your firm ever been denied bond credit by a surety company, or has there ever been a period of time when your firm had no surety bond in place during a public construction project when one was required?

Yes No

No = 5 points
Yes = 0 points

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Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

Compliance with Occupational Safety, Workers Compensation, Prevailing Wage and Apprenticeship Laws.

13. Has CAL OSHA cited and assessed penalties against your firm for any “serious,” “willful” or “repeat” violations of its safety or health regulations in the past five years?

Note: If you have filed an appeal of a citation and the Occupational Safety and Health Appeals Board has not yet ruled on your appeal, you need not include information about it.

- 0-1 instances 2 instances 3 instances
 4 instances 5 instances ≥6 instances

If the firm’s average gross revenue for the last three years was less than \$75 million, scoring is as follows:

***5 points for 0 or 1 such instances.
3 points for 2 such instances.
0 points for 3 or more such instances.***

If your firm’s average gross revenue for the last three years was more than \$75 million, scoring is as follows:

***5 points for 0, 1, 2 or 3 such instances.
3 points for 4 or 5 such instances.
0 points for 6 or more such instances.***

14. Has the federal Occupational Safety and Health Administration cited and assessed penalties against your firm in the past five years?

Note: If you have filed an appeal of a citation and the appropriate appeals Board has not yet ruled on your appeal, you need not include information about it.

- 0-1 instances 2 instances 3 instances
 4 instances 5 instances ≥6 instances

If >0 instances, attach a separate signed page describing each citation.

If the firm’s average gross revenue for the last three years was less than \$75 million, scoring is as follows:

***5 points for 0 or 1 such instances.
3 points for 2 such instances.
0 points for 3 or more such instances.***



Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

5 points for 0, 1, 2 or 3 such instances.

3 points for 4 or 5 such instances.

0 points for 6 or more such instances.

15. Has the EPA or any Air Quality Management District or any Regional Water Quality Control Board cited and assessed penalties against either your firm or the owner of a project on which your firm was the contractor, in the past five years?

NOTE: If you have filed an appeal of a citation and the Appeals Board has not yet ruled on your appeal, or if there is a court appeal pending, you need not include information about the citation.

0-1 instances 2 instances 3 instances

4 instances 5 instances ≥6 instances

If the firm's average gross revenue for the last three years was less than \$75 million, scoring is as follows:

5 points for 0 or 1 such instances.

3 points for 2 such instances.

0 points for 3 or more such instances.

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

5 points for 0, 1, 2 or 3 such instances.

3 points for 4 or 5 such instances.

0 points for 6 or more such instances.

16. How often do you require documented safety meetings to be held for construction employees and field supervisors during the course of a project?

3 points for an answer of once each week or more often.

0 points for any other answer

17. List your firm's Experience Modification Rate (EMR) (California workers' compensation insurance) for each of the past three premium years:

NOTE: An Experience Modification Rate is issued to your firm annually by your workers' compensation insurance carrier.

Current year: _____



Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

Previous year: _____

Year prior to previous year: _____

If your EMR for any of these three years is or was 1.00 or higher, you may, if you wish, attach a letter of explanation.

5 points for 3-year average EMR of 0.95 or less

3 points for 3-year average of EMR of more than 0.95 but no more than 1.00

0 points for any other EMR

18. Within the last five years, has there ever been a period when your firm had employees but was without workers' compensation insurance or state-approved self-insurance?

0–1 instances ≥ 2 instances

5 points for 0–1 instance.

0 points for any other answer.

19. Has there been more than one occasion during the last five years on which your firm was required to pay either back wages or penalties for your own firm's failure to comply with the state's prevailing wage laws?

0-1 instances 2 instances 3 instances

4 instances 5 instances 6 instances

≥7 instances

NOTE: This question refers only to your own firm's violation of prevailing wage laws, not to violations of the prevailing wage laws by a subcontractor.

If the firm's average gross revenue for the last three years was less than \$75 million, scoring is as follows:

5 points for 0, 1, or 2 instances.

3 points for 3 instances.

0 points for 4 or more instances.

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

5 points for 0, 1, 2, 3, or 4 instances.

3 points for 5 or 6 instances.

0 points for 7 or more instances.



Contractor Pre-Qualification Questionnaire

Revised Pre-Qualification Criteria Questions

20. During the last five years, has there been more than one occasion on which your own firm has been penalized or required to pay back wages for failure to comply with the federal Davis-Bacon prevailing wage requirements?

Yes No

If the firm's average gross revenue for the last three years was less than \$75 million, scoring is as follows:

5 points for either "No" or "Yes" indicating 1 or 2 such instances.

3 points for "Yes" indicating 3 such instances.

0 points for "Yes" if more than 3 such instances.

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

5 points for either "No" or "Yes" indicating 4 such instances.

3 points for "Yes" indicating either 5 or 6 such instances.

0 points for "Yes" if more than 6 such instances.

21. Provide the name, address and telephone number of the apprenticeship program sponsor(s) (approved by the California Division of Apprenticeship Standards) that will provide apprentices to your company for use on any public work project for which you are awarded a contract by [Public Entity].

5 points if at least one approved apprenticeship program is listed.

0 points for any other answer.

22. If your firm operates its own State-approved apprenticeship program:
- a. Identify the craft or crafts in which your firm provided apprenticeship training in the past year.
 - b. State the year in which each such apprenticeship program was approved and attach evidence of the most recent California Apprenticeship Council approval(s) of your apprenticeship program(s).
 - c. State the number of individuals who were employed by your firm as apprentices at any time during the past three years in each apprenticeship and the number of persons who, during the past three years, completed apprenticeships in each craft while employed by your firm.

0 persons ≥1 person

5 points if one or more persons completed an approved apprenticeship while employed by your firm.



Contractor Pre-Qualification Questionnaire Revised Pre-Qualification Criteria Questions

0 points if no persons completed an approved apprenticeship while employer by your firm.

23. At any time during the last five years, has your firm been found to have violated any provision of California apprenticeship laws or regulations, or the laws pertaining to use of apprentices on public works?

NOTE: You may omit reference to any incident that occurred prior to January 1, 1998 if the violation was by a subcontractor and your firm, as general contractor on a project, had no knowledge of the subcontractor's violation at the time they occurred.

- 0–1 instances 2 instances 3 instances
 4 instances 5 instances 6 instances
 ≥7 instances

If yes, provide the date(s) of such findings, and attach copies of the Department's final decision(s).

If the firm's average gross revenue for the last three years was less than \$75 million, scoring is as follows:

- 5 points for 0, 1, or 2 instances.**
3 points for 3 instances.
0 points for 4 or more such instances.

If your firm's average gross revenue for the last three years was more than \$75 million, scoring is as follows:

- 5 points for 0, 1, 2, 3, or 4 instances.**
3 points for 5 or 6 instances.
0 points for 7 or more instances.



NOTE: Omissions, misrepresentations and any failure to disclose associations with other firms or any prior history of alleged violations may lead to loss of your eligibility to register as a Public Works Contractor, disqualification of bids, and/or grounds for termination of a contract.

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ATTACHMENT NO. 2

PARAGRAPH H. REVISED CERTIFICATION

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Contractor Pre-Qualification Questionnaire Revised Certification

H. Revised Certification

Questionnaires submitted by corporations must be signed with the legal name of the corporation, followed by the name of the state of incorporation and by the signature and designation of the chairman of the board, president or any vice president, and then followed by a second signature by the secretary, assistant secretary, the chief financial officer or assistant treasurer. All persons signing must be authorized to bind the corporation in the matter. The name of each person signing shall also be typed or printed below the signature. Satisfactory evidence of the authority of each officer signing on behalf of a corporation shall be furnished.

Questionnaires submitted by partnerships must furnish the full name of all partners and must be signed in the partnership name by a general partner with authority to bind the partnership in such matters, followed by the signature and designation of the person signing. The name of the person signing shall also be typed or printed below the signature.

Each person signing below makes the following representations under penalty of perjury:

The submitter of the foregoing answers to the questionnaire has read the same and the matters stated therein are true to the best of his or her own personal knowledge. This information is provided for the purpose of qualifying to bid on the Project, and any individual, company or other agency named herein is hereby authorized to supply the awarding body with any information necessary to verify the prospective bidder's statements. By signing below, the submitter and the named contractor hereby grant permission to the Santa Clara Valley Water District to contact any or all of the above listed persons or entities to confirm facts or otherwise investigate the above facts and issues.

The submitter understands that any statement which is proven to be false shall be grounds for immediate disqualification from bidding on the Project. The submitter whose signature appears below represents and warrants that he or she has authority to bind the named contractor.

(SIGNATURES FOLLOW ON NEXT PAGE)

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Contractor Pre-Qualification Questionnaire Revised Certification

FIRST SIGNATURE

I, _____ (Name), the undersigned, am the _____ (Title), with the authority to act for and on behalf of _____ (Contractor Entity Name), declare under penalty of perjury under the laws of the State of California that the foregoing information provided in this Prequalification Questionnaire is true, full, and correct.

I understand that making a false statement may result in disqualification from bidding on any public works project, registering as a Public Works Contractor with the Department of Industrial Relations, and may be grounds for termination of a public works contract.

Executed on this _____ day of _____ at _____.
(Date) (Month / Year) (City / State)

Name of Contractor Representative: _____

Signature of Contractor Representative: _____

SECOND SIGNATURE

I, _____ (Name), the undersigned, am the _____ (Title), with the authority to act for and on behalf of _____ (Contractor Entity Name), declare under penalty of perjury under the laws of the State of California that the foregoing information provided in this Prequalification Questionnaire is true, full, and correct.

I understand that making a false statement may result in disqualification from bidding on any public works project, registering as a Public Works Contractor with the Department of Industrial Relations, and may be grounds for termination of a public works contract.

Executed on this _____ day of _____ at _____.
(Date) (Month / Year) (City / State)

Name of Contractor Representative: _____

Signature of Contractor Representative: _____