

**CERTIFICATION OF BIDDER'S
EXPERIENCE AND QUALIFICATIONS**

(To Accompany Bid)

The undersigned Bidder certifies that it is, at the time of bidding, and shall be, throughout the period of the contract, licensed under the provisions of Chapter 9, Division 3, of the Business and Professions Code of the State of California, to do the type of work contemplated in the Contract Documents. Bidder further certifies that it is skilled and regularly engaged in the general class and type of work called for in the Contract Documents.

The Bidder represents that it is competent, knowledgeable, and has special skills concerning the nature, extent, and inherent conditions concerning the work to be performed. Bidder further acknowledges that there are certain inherent conditions existent in the construction of the particular facilities which may create, during the construction program, unsafe conditions hazardous to persons and property. Bidder expressly acknowledges that it is aware of such risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the construction work with respect to such hazards.

A. ESSENTIAL REQUIREMENTS FOR QUALIFICATION

If the answer to any of questions 1 through 3 is "no", or if the answer to any of questions 4 through 7 is "yes", the Bidder will be deemed ineligible or not responsible for purposes of the Contract.

1. Bidder possesses a valid and current California Contractor's license as required for the project for which it intends to submit a bid.
 Yes No
2. Bidder will comply with and provide all insurance as defined in Section 503.5, Insurance Requirements, and Section 503.6, Hold Harmless and Indemnification.
 Yes No
3. Bidder has current Workers' Compensation insurance coverage as required by the Labor Code or is legally self-insured pursuant to Labor Code section 3700 et. seq.
 Yes No
4. Has your contractor's license been revoked at any time in the last five (5) years?
 Yes No
5. Has a surety firm completed a contract on your behalf, or paid for completion because your firm was default terminated by the project owner within the last five (5) years?
 Yes No

6. At the time of submitting this qualification form, is your firm ineligible to bid on or be awarded a public works contract, or perform as a subcontractor on a public works contract, pursuant to either Labor Code section 1777.1 or Labor Code section 1777.7?

Yes No

7. At any time during the last five (5) years, has your firm, or any of its owners or officers been convicted of a crime involving the awarding of a contract of a government construction project, or the bidding or performance of a government contract?

Yes No

B. COMPANY EXPERIENCE

The Bidder has been engaged in the contracting business, under the present business name for _____ years and has experience in work of a nature similar to this project which extends over a period of _____ years (Bidder must show at least five (5) years of related experience).

The Bidder, as a Contractor, has never failed to satisfactorily complete a contract awarded to it, except as follows:

For the District to consider the Bidder properly experienced in work of similar nature to this project, the Bidder must list at least \$20 million in construction volume on no more than five (5) projects completed within the last five (5) years of the following types of projects:

1. Water Treatment Plants where the electrical, mechanical and instrumentation systems, along with building and site improvement construction were part of the Contractor's contract; or
2. Wastewater Treatment Plants where the electrical, mechanical and instrumentation systems, along with building and site improvement construction were part of the Contractor's contract.

The Bidder can include project(s) currently under construction, but only the total amount paid by the Owner(s) as of three (3) months prior to the bid date on uncompleted project(s) can be included in construction volume for purposes of this certification. The Bidder is allowed to list up to a maximum of five (5) projects of the types listed above, that combined, will add up to at least the cost in completed volume of work listed above. Any projects listed below which are not as defined above will not be considered by the District in meeting this experience requirement. For example, pump stations are not considered a treatment plant.

Bidder also certifies that Bidder self-performed at least forty percent (40%) of

the Work on each of the projects listed below. The District considers this level of past self-performance demonstrates a benefit to a Project in terms of better control of cost, schedule and safety.

If the Bidder is a Joint Venture of two or more companies, each participant in the Joint Venture shall meet this prior project experience requirement and provide project information for each Joint Venture participant in the format below.

1. **Project Name:** _____
Owner: _____
Construction Cost: \$ _____
Construction Time: _____ **Calendar Days**
Owner's Representative: _____
Owner's Telephone No.: _____
Date of Substantial Completion: _____

2. **Project Name:** _____
Owner: _____
Construction Cost: \$ _____
Construction Time: _____ **Calendar Days**
Owner's Representative: _____
Owner's Telephone No.: _____
Date of Substantial Completion: _____

3. **Project Name:** _____
Owner: _____
Construction Cost: \$ _____
Construction Time: _____ **Calendar Days**
Owner's Representative: _____

Name of Bidder

Owner's Telephone No.: _____

Date of Substantial Completion: _____

4. **Project Name:** _____

Owner: _____

Construction Cost: \$ _____

Construction Time: _____ **Calendar Days**

Owner's Representative: _____

Owner's Telephone No.: _____

Date of Substantial Completion: _____

5. **Project Name:** _____

Owner: _____

Construction Cost: \$ _____

Construction Time: _____ **Calendar Days**

Owner's Representative: _____

Owner's Telephone No.: _____

Date of Substantial Completion: _____

Name of Bidder

C. SAFETY QUALIFICATION CRITERIA

The following information will be used to determine satisfaction of the minimum safety requirements for this project. To qualify to bid and be awarded the project, the contractor's three year average Workers' Compensation Experience Modification Rate (EMR) must not be greater than 1.0 (100%). The Bidder shall list its Experience Modification Rate for the last three complete years (available from your insurance carrier).

<u>Year</u>	<u>EMR</u>
_____	_____
_____	_____
_____	_____

Three Year Average = _____

To verify the above information, the District will contact the Bidder's Workers' Compensation Insurance carrier. The Bidder shall authorize its carrier to release this information. Failure to release this information will result in the bid being deemed non-responsive and/or result in a determination that the Bidder is not eligible/responsible for purposes of the Project.

Worker's Compensation Insurance Company: _____

Contact Person for Insurance Company: _____

Telephone Number: _____

Signed this _____ day of _____, 20____.

Name of Bidder

Contractor's License No.

Expiration Date

Signature of Bidder

Title of Signatory

D. FINANCIAL QUALIFICATIONS

To be submitted within three (3) business days following the bid opening date. Failure to comply may be cause to reject the bid as non-responsive.

Provide evidence that the Bidder has sufficient financial resources to provide all work necessary to complete the project including construction, start-up, and warranty services.

A. Bidder must provide one or more of the following to assist the District in determining the Bidder's financial condition:

1. Copy of a reviewed or audited financial statement with accompanying notes and supplemental information. A financial statement that is not either reviewed or audited is not acceptable.
2. A certified Credit Report, current within 30 days of the date proposals are due. This credit report shall show a Dun & Bradstreet, or equal, credit risk category rating.
3. A letter from the Bidder's bank certifying their opinion of the Bidder's credit risk category rating and Bidder's current available line of credit.

B. Bidder must provide a letter from its Surety or Surety Broker that certifies that Bidder's current bonding capacity is sufficient for this Project based on the Bidder's Bid.

C. Bidder shall identify any claims filed in court or arbitration against your company in the past five years that concerned your company's work on a construction project. For each claim, if any, the Bidder shall provide the project name, date of the claim, name of the claimant, a brief description of the nature of the claim, the court in which the case was filed and a brief description of the status of the claim (pending or, if resolved, a brief description of the resolution). Are there any pending claims against your company that should you lose the claim(s), would adversely affect your financial position or your ability to meet your obligations if awarded the contract for this project? If so, please explain.

Bidder shall also identify any claims filed in court or arbitration by your company against a project owner in the past five years concerning work on a project or payment for a contract. For each claim, if any, the Bidder shall provide the project name, date of the claim, name of the claimant, a brief description of the nature of the claim, the court in which the case was filed and a brief description of the status of the claim (pending or, if resolved, a brief description of the resolution). Are there any pending claims filed by your company against a project owner that

Name of Bidder

should you lose the claim(s), would adversely affect your financial position or your ability to meet your obligations if awarded the contract for this project? If so, please explain.

All financial information provided by Bidder that is marked "Confidential" or "Proprietary" shall be handled by the District in accordance with the Section 501.2 "Public Records Act" of the contract documents.

The undersigned hereby states that all representations regarding the Bidder's Company Experience, Project Manager Experience and Safety Qualification Information are correct and true.

Signed this _____ day of _____, 20____

Bidder's Name

Authorized Signature

Date

Title of Signatory