

**Resolution of Davis Joint Unified School District
RESOLUTION ADOPTING UPDATED, ONLINE PREQUALIFICATION
PROCESS FOR PRIME CONTRACTORS AND SUBCONTRACTORS PURSUANT TO
PUBLIC CONTRACT CODE SECTION 20111.6
RESOLUTION NO. 52-20**

WHEREAS, for construction contracts awarded on or after January 1, 2014, Public Contract Code section 20111.6 requires the governing board of a school district with an average daily attendance over two thousand five hundred (2,500) to prequalify bidders for public works projects using any funds received pursuant to the Leroy F. Greene School Facilities Act of 1998 (Education Code section 17070.10 et seq.) or any funds from any future state school bond for a public project with a projected expenditure of one million dollars (\$1,000,000) or more; and

WHEREAS, the California legislature amended PCC Section 20111.6 to make the prequalification process required by that section applicable to public projects using the Lease-Leaseback (“LLB”) construction delivery method authorized by Education Code (“EC”) Section 17406; and

WHEREAS, the California Legislature subsequently amended PCC Section 20111.6 and EC Section 17406, effective January 1, 2016, to provide that, with respect to public projects completed using the LLB construction delivery method, the prequalification process required by PCC Section 20111.6 shall apply regardless of the source of funds used to pay for the projects; and

WHEREAS, for purposes of Public Contract Code section 20111.6 and public projects that fall within its purview, bidders shall include the prime contractor and, if utilized, all electrical, mechanical, and plumbing subcontractors (licensed pursuant to section 7058 of the Business and Professions Code- specifically, contractors holding C-4, C-7, C-10, C-16, C-20, C-34, C-36, C-38, C-42, C-43, and C-46 licenses); and

WHEREAS, a standardized questionnaire and financial statement in a form specified by the District (“Questionnaire”) is required to include a complete statement of the prospective bidder’s financial ability and experience in performing public works; and

WHEREAS, the Davis Joint Unified School District (“District”) Board of Education approved Resolution 27-20 at its regularly scheduled meeting of September 19, 2019 which adopted the District’s current Questionnaire and uniform system of evaluation and rating of submission; and

WHEREAS, District staff have reviewed available options for streamlining and updating the District’s current Prequalification process in place for its projects and have determined that an online system will provide for time and cost savings to both the District and participating Contractors; and

WHEREAS, after review of proposals and options District staff determined the Colbi Technologies, Inc. “Quality Bidders” system provides the best value for an updated prequalification system and the Board of Education approved a contract with Colbi Technologies, Inc. on May 21, 2020; and

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WHEREAS, District staff are now beginning the process of implementing the Quality Bidders online systems; and

WHEREAS, District staff propose to utilize the standardized questionnaire provided in the Quality Bidders system in accordance with Public Contract Code section 20111.6 attached hereto as **Exhibit "A"** ("Questionnaire"); and

WHEREAS, District staff propose to utilize the uniform system of rating potential prime contractors based upon the completed Questionnaires in accordance with Public Contract Code section 20111.6 attached hereto as **Exhibit "B"** ("Rating System"); and

WHEREAS, the Rating System includes a process for potential prime contractors to appeal certain decisions with respect to the Prequalification Process ("Appeal Process"); and

WHEREAS, the District desires to adopt the Colbi Technologies, Inc. Quality Bidders online Prequalification Process, including the Questionnaire, Rating System, and Appeal Process.

BE IT FURTHER RESOLVED,

1. In accordance with Public Contract Code section 20111.6, the Governing Board ("Board") of the District has established a prequalification program for its upcoming projects which are anticipated to be initiated during this year ("Prequalification Program") by the adoption of Resolution 27-20 on September 19, 2020.
2. The Prequalification Program shall utilize the updated Questionnaire attached hereto as Exhibit "A" and incorporated herein.
3. In accordance with Public Contract Code section 20111.6, the District adopts the updated Prequalification Evaluation of allocating points set forth in the document attached hereto as Exhibit "B" with respect to the District's review of any submitted Questionnaires. Any potential bidder who submits a Questionnaire that does not meet the above-referenced criteria set forth therein shall be considered not qualified and rejected.
4. The Questionnaire shall be completed by any potential bidder in conformance with Public Contract Code section 20111.6.
5. A Proposal shall not be accepted from any person or other entity for upcoming projects which are anticipated to be initiated during the next year who: (1) has not submitted a Questionnaire at least ten (10) business days prior to the date fixed for the public opening of the proposals for such Project in accordance with Public Contract Code section 20111.6(f), or (2) who has not been prequalified for at least five (5) business days prior to the public opening of the proposals for such Project, in accordance with Public Contract Code section 20111.6(f).
6. Once prequalified pursuant to this section, such prequalification shall be valid for up to one (1) calendar year following the date of initial prequalification.
7. The Board hereby delegates to the District's Director of Facilities the authority to determine whether a potential respondent shall be considered prequalified, the authority to hear and oversee prequalification determination appeals, and the authority to make revisions to the Questionnaire and Uniform System of allocating points.

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Adopted this 21th day of the month of May in 2020.

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By: _____

Cindy Pickett

President, Governing Board of the
Davis Joint Unified School District

ATTEST: _____

John Bowes, Ed. D.

Secretary, Governing Board of the
Davis Joint Unified School District