

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

REQUEST FOR QUALIFICATION NO.: G-11

Photovoltaic Solar Project, Las Positas College

Qualification Proposal Due:

FRIDAY, MAY 06, 2011 by 4:00 P.M.



**Return Bids To:
District Office
Facilities Planning & Management Department
5020 Franklin Drive
Pleasanton, California 94588**

**Tel.: (925) 485-5287
Fax: (925) 485-5294**

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NOTICE CALLING FOR QUALIFICATIONS

DISTRICT	CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT
PROJECT DESCRIPTION	RFQ NO.: G-11, Photovoltaic Solar Project, Las Positas College
LATEST TIME/DATE FOR SUBMISSION OF QUALIFICATIONS PROPOSALS	FRIDAY, MAY 06, 2011; by 4:00 P.M.
LOCATION FOR SUBMISSION OF QUALIFICATION PROPOSALS	Chabot-Las Positas Community College District 5020 Franklin Drive, Pleasanton, California 94588 Attn: Victoria L. Lamica, Contract Manager
LOCATION FOR OBTAINING QUALIFICATION DOCUMENTS	Chabot-Las Positas Community College District, Facilities Website at: http://www.clpccd.org/bond/BiddingProjectBusinessOpportunitiesRFPandServices.php

NOTICE IS HEREBY GIVEN that the above-named California Community College District, acting by and through its Board of Trustees, hereinafter “the District” will receive up to, but not later than the above-stated date and time, sealed Qualification Proposals for services as the PV Systems Contractor for the Work of the Project generally described as: **RFQ No.: G-11, PHOTOVOLTAIC SOLAR PROJECT, LAS POSITAS COLLEGE**. Parties submitting qualification proposals shall be referred to herein as “PV Proposer”.

Submittal of Qualification Proposal. All Qualification Proposals shall be submitted on forms furnished by the District. Proposals must conform with, and be responsive to the RFQ Document, copies of which may be obtained from the District’s Facilities Website as set forth above. Only Proposals submitted to the District at or prior to the date and time set forth above for the qualifying of Proposals shall be considered. Parties submitting Proposals shall be referred to herein as “PV Proposer”.

Proposal Documents. The Proposal forms and documents are available at the District’s Facilities Website at:
<http://www.clpccd.org/bond/BiddingProjectBusinessOpportunitiesRFPandServices.php>

Documents Accompanying Qualification Proposal. Each Proposal shall be accompanied by:
(a) Statement of Proposer’s Qualifications. All information or responses contained in the Proposal and other documents accompanying the Proposal shall be complete, accurate and true; incomplete, inaccurate or untrue responses or information provided therein by a Proposer shall be grounds for the District to reject the Proposal for non-responsiveness.

Prevailing Wage Rates. Pursuant to California Labor Code §1773, the Director of the Department of Industrial Relations of the State of California has determined the generally prevailing rates of wages in the locality in which the Work is to be performed. Copies of these determinations, entitled “PREVAILING WAGE SCALE” are filed at the District’s Administrative Offices located at 5020 Franklin Drive, Pleasanton, California 94588, and are available to any interested party upon request. Alternatively, prevailing wage rate classifications and determinations may be viewed and obtained by accessing the Division of Labor Standards Enforcement databases at <http://www.dir.ca.gov/dirdatabases.html>. The PV Proposer awarded the Contract for the Work shall post

a copy of all applicable prevailing wage rates for the Work at conspicuous locations at the Site of the Work. The Contractor and all Subcontractors performing any portion of the Work shall pay not less than the applicable prevailing wage rate for the classification of labor provide by their respective workers in prosecution and execution of the Work.

Contractors License Classification. In accordance with the provisions of California Public Contract Code §3300, the District requires that the firm acting as General Contractor for PV Proposer possess the following classification(s) of California Contractors License B – General Building. Any PV Proposer not so duly and properly licensed shall be subject to all penalties imposed by law. No payment shall be made for work, labor, materials or services provided under the Contract for the Work unless and until the Registrar of Contractors verifies to the District that the PV Proposer awarded the Contract is properly and duly licensed to perform the Work.

Contract Time. The date(s) for completion of portions of the Work, if applicable, and for achieving Substantial Completion of the Work shall be achieved as set forth in the Proposed Schedule under Scope of Required Services.

Labor Compliance Program (AB 1506). The District has established a Labor Compliance Program (“LCP”) pursuant to Labor Code §1771.5. The PV Proposer awarded the Contract for the Work shall comply with the LCP and provisions of the Contract Documents relating to implementation, compliance with, and enforcement of the LCP.

No Withdrawal of Proposals. Proposals shall not be withdrawn by any PV Proposer for a period of thirty (30) days after the submittal of Proposals.

Waiver of Irregularities. The District reserves the right to reject any or all Qualification Proposals or to waive any irregularities or informalities in any Proposal.

Short-List Determination. The short-list determination will be by action of the District's Board of Trustees representatives to the responsible and responsive PV Proposers submitting the best qualification proposal, based on experience and qualifications. The Pre-Qualified firms will be eligible to submit proposals to furnish, install, startup and commission a photovoltaic array on the Las Positas College Campus.

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

APRIL 11, 2011

Background and Introduction

The Chabot-Las Positas Community College District is a public, two-year California Community College District founded in 1961 serving the San Francisco Bay Area, particularly southern Alameda County, through its two colleges: Chabot College in Hayward; and Las Positas College in Livermore. The Colleges specialize in providing education services for four-year university transfers, technical training, continuing education, contract education with local businesses and community cultural enrichment. The District serves in excess of 20,000 students and employs more than 1,200 faculty members and staff.

The District has completed a Greenhouse Gas Inventory and developed a Carbon Action Plan to reduce its carbon generation impact. One strategy from the Carbon Action Plan is the further development of on-site renewable energy systems.

The District completed the installation of a 1 megawatt DC of photovoltaic systems at both the Chabot and Las Positas College campuses. The Las Positas system is approximately equally distributed between Lots D and H. The system became operational in June 2009.

The District is seeking statements of qualifications from firms to develop, design, engineer, procure, supply, construct, commission, connect and warranty a fully integrated and operational solar photovoltaic system(s) on the Las Positas College Campus. The District will enter into a fixed price contract with the selected Proposer.

Project Synopsis

The District has identified a 6 acre site which is close to the campus' 21KV underground electrical distribution system and is accessible from the campus roadway system. The base proposal shall be a ground mounted system. Proposers shall prepare an alternate proposal for a structure mounted system to be located in the Parking Lot "P".

Scope of Required Services

Proposed Schedule

Key Action Dates and Proposed Construction Schedule:

RFQ release date:	<u>April 11, 2011</u>
Last date to submit questions regarding RFQ:	<u>April 25, 2011</u>
Last date to issue RFQ response:	<u>May 02, 2011</u>
Date and time qualification proposals due by 4:00 PM:	<u>May 06, 2011</u>
Determination of Short-List and Notification:	<u>May 16, 2011</u>
Bid Process of RFP G-11:	<u>June 01, 2011</u>
Award of RFP G-11:	<u>July 19, 2011</u>
Pre-Construction Meeting & Proposed NTP:	<u>August 01, 2011</u>
System Acceptance by PG&E:	<u>January 15, 2012</u>

Proposal Requirements and Selection Criteria

Proposals should provide straightforward, concise information that satisfies the requirements noted in this RFQ No. G-11. Expensive binding, color displays, and the like are discouraged. Emphasis should be placed on brevity, conformity to the District's instructions, selection criteria of this RFQ, and completeness and clarity of content. Organizing proposals into the tab order suggested below will not only help each proposer achieve the proper emphasis, but will also facilitate review and evaluation. Attachments, except as noted, will not be accepted.

Each Proposer's Qualifications should clearly and accurately demonstrate specialized knowledge and experience required for consideration. Submit six (6) copies in paper form of the Proposal which consists of a Cover Letter and the following sections. Proposal shall be prepared in a bound 8.5" x 11" booklet format using organizational tabs that correspond, in number and title, to the sections outlined below:

Cover Letter

Provide a cover letter that references this RFQ No. G-11 and confirms that all elements of the RFQ have been read and understood. The cover letter shall be one page maximum and signed by an individual authorized to bind the Proposer contractually.

Include in the letter:

- The exact legal name, address, telephone and fax numbers, and federal tax identification number of the organization proposing to do business with the District.
- The name, telephone, fax, address, and e-mail address of one business person who is the organization's designated representative.
- The name, telephone, fax, address, and e-mail address of the contracts management or legal person who will liaise with the District in contractual matters.

Tab 1: Qualifications Questionnaire

Include completed Qualifications form bearing an original signature from an individual with a level of authority qualified to commit your organization. Include Project descriptions which should demonstrate experience in designing, constructing and commissioning larger PV systems.

The Proposer must have the minimum experience:

- Installed at least 3 PV systems greater than 500 kW DC within the past 3 years
- Installed at least 2 ground mount PV systems greater than 250 kW DC
- Installed at least 2 structure mounted PV systems greater than 250 kW DC
- Has installed a PV system within PG&E service territory with an interconnection
- Possesses the appropriate, current California Contractor's license

Tab 2: Organization and Key Personnel

Include an organization chart identifying the Proposer's point of contact, proposed team firms and key members and their roles. Include a description of the Proposer, General Contractor, Electrical Contractor, Electrical Engineer and other key project firms; include office locations for this project. Include resumes of key personnel of the proposed team for the project including Proposer's Project Manager, Construction Manager and Design Manager.

Tab 3: Proposed Approach

The Proposer shall demonstrate its approach to the design, construction and commissioning of the PV system including coordinating all PG&E requirements for interconnection and net metering. The Project Approach should be organized into four

sections: design, construction, commissioning/ connection and warranty/maintenance. Use these categories to group information that illustrates your firm's approach to the entire PV system development process, indicating your strategies for quality control and any other information you feel is pertinent. Describe tasks that would be included in an optional five (5) - year extended warranty scope. Describe any rebates, grants or other incentives your firm can provide or facilitate. Describe how your proposed approach and system provides the District the best long term value for its investment.

Tab 4: Preliminary Schedule

Provide a preliminary schedule including activities and durations from notice to proceed to PG&E acceptance for a ground mounted system.

Tab 5: Proposed Typical System Components

The system component information should include:

- Proposed Equipment List—provide manufacturer, technical specifications, quantity and proposed warranty of major components including PV modules, inverters, metering, DAS and monitoring system and mounting structures and hardware for ground mounted array.

Tab 6: Financial Information

Provide two (2) years of annual reports or financial statements. Note: This section may be marked as "Confidential" and submitted in a sealed envelope.

Any questions regarding this solicitation document shall be directed in writing to the Contract Manager for this RFQ process shall be submitted no later than 4:00 p.m. on Monday, April 25, 2011. Proposers/potential Proposers are to refrain from contacting any other personnel with regards to this RFQ. The Contract Manager for this solicitation process is:

Ms. Victoria L. Lamica
Contracts Manager, Facilities Planning and Management
5020 Franklin Drive
Pleasanton, CA 94588
vlamica@clpccd.org

Evaluation Criteria and Scoring

The District intends to create a short-list for the bidding and the selection of a PV systems Contractor for this project selected on the best value to the District based on quality of the PV Systems Contractor and their ability to provide comprehensive design, construction, commissioning for a quality, complete operational system considering the system cost and annual energy production. The selection will be a two step process. The first step will be the pre-qualification of firms who will then submit a lump sum price proposal to provide the PV system. The District will pre-qualify no less than three (3) and no more than six (6) firms to submit proposals.

Each qualification proposal will be independently analyzed by members of an evaluation team comprised of the District’s representatives. The evaluation team will analyze the firm’s experience, qualifications, proposed system, and proposed project approach to ensure that the District’s needs will be met. Proposals will be evaluated on a combination of pass/fail and technical evaluation point score.

<u>Demonstrated Minimum Experience</u> -	Pass/Fail Criteria
<u>Technical Evaluation</u> -	
Project Experience- design/build experience on similar PV systems	10 Points
Project Team Firms Qualifications	20 Points
Project Staff/Team Member Experience	20 Points
Favorable Reference Responses	10 Points
Project Approach	20 Points
Proposed Typical System and Components	10 Points
Financial Strength	<u>10 Points</u>
 Total Points	 100 Points

Instructions for Qualification Proposals

Preparation and Submittal of Proposal.

Proposal Preparation. All information required by the qualification forms must be completely and accurately provided. Partially completed Proposals are non-responsive and will be rejected. Proposals not conforming to these Instructions for Qualification and the Notice Calling for Qualifications may be deemed non-responsive and rejected.

Proposal Submittal. Qualifications shall be submitted at the place designated in the Calling for Qualifications in sealed envelopes bearing on the outside the Proposer's name and address along with an identification of the Work for which the Proposal is submitted. Proposers are solely responsible for timely submission of Proposals to the District at the place designated in the Calling for Qualifications.

Date and Time of Proposal Submittal. The District will place a clock ("the District Clock") in a conspicuous location at the place designated for submittal of Proposals. For purposes of determining the time that a Proposal is submitted, the District Clock shall be controlling. The foregoing notwithstanding, whether or not Proposals are opened exactly at the time fixed in the Calling for Qualifications. No Proposals shall be received or considered by the District after 4:00 p.m. on Friday, May 6, 2011. Proposals submitted after such time are non-responsive and will be returned to the Proposer unopened.

Documents Accompanying Proposal; Signatures. The Proposal must be submitted with Statement of Qualifications and shall be executed by an individual duly authorized to execute the same on behalf of the Proposer.

Examination of Site and Contract Documents. Each Proposer shall, at its sole cost and expense, may inspect the Site and to become fully acquainted with the conditions affecting the Work. The District assumes no responsibility or liability to any Proposer for, nor shall the District be bound by, any understandings, representations or agreements of the District's agents, employees or officers concerning the Work made prior to the short-list determination issued by the District. The submission of a Proposal shall be deemed prima facie evidence of the Proposer's full compliance with the requirements of this section.

Withdrawal of Proposal. Any Proposer may withdraw its Proposal by way of written request actually received by the District prior to the scheduled closing time for the receipt of Proposals. A written notice of withdrawal of a submitted Proposal received after the scheduled closing time for receipt of Proposals shall not be considered by the District, nor effective to withdraw such Proposal.

Interpretation of Drawings, Specifications or Contract Documents. Any Proposer in doubt as to the true meaning of any part of the Documents; finds discrepancies, errors or omissions therein; or finds variances in any of the Documents with applicable rules, regulations, ordinances and/or laws, a written request for an interpretation or correction thereof may be submitted to the District. It is the sole and exclusive responsibility of the Proposer to submit such request not less than three (3) days prior to the scheduled closing date for the receipt of Proposals. Interpretations or corrections of the Documents will be by written addendum issued by the District. A copy of any such addendum will be emailed or delivered to each Proposer receiving a set of the Documents. No person is authorized to render an oral interpretation or correction of any portion of the Documents to any Proposer, and no Proposer is authorized to rely on any such oral interpretation or correction. Failure to request interpretation or clarification of any portion of the Documents pursuant to the foregoing is a waiver of any discrepancy, defect or conflict therein.

District's Right to Modify Documents. Before the acceptance of Proposals, the District may modify the Work, the Documents, or any portion(s) thereof by the issuance of written addenda disseminated to all Proposers who have obtained a copy of the Documents pursuant to the Calling for Qualification No. G-11. If the District issues any addenda during the proposal period, the failure of any Proposer to acknowledge such addenda in its Cover Letter will render the Proposal non-responsive and rejected.

Short-List Determination.

Waiver of Irregularities or Informalities. The District reserves the right to reject any and all Proposals or to waive any irregularities or informalities in any Proposal.

Responsive and Responsible Proposer. The short-list determination, if made by the District through action of its Board of Trustees, will be to the responsible Proposer submitting the best value responsive Proposal on the basis of the criteria, in accordance with these Instructions for Proposers.

Responsive Proposal. A responsive Proposal shall mean a Proposal which conforms, in all material respects, to the Proposal Documents.

Responsible Proposer. A responsible Proposer is a Proposer who has the capability in all respects, to perform fully the requirements of the Documents and the moral and business integrity and reliability which will assure good faith performance. In determining responsibility, the following criteria will be considered: (i) the ability, capacity and skill of the Proposer to perform the Work of the Documents; (ii) whether the Proposer can perform the Work promptly and within the time specified, without delay or interference; (iii) the character, integrity, reputation, judgment, experience and efficiency of the Proposer; (iv) the quality of performance of the Proposer on previous contracts, by way of example only, the following information will be considered: (a) the administrative, consultant or other cost overruns incurred by the District on previous contracts with the Proposer; (b) the Proposer's compliance record with contract general conditions on other projects; (c) the submittal by the Proposer of excessive and/or unsubstantiated extra cost proposals and claims on other projects; (d) the Proposer's record for completion of work within the contract time and the Proposer's compliance with the scheduling and coordination requirements on other projects; (e) the Proposer's demonstrated cooperation with the District and other contractors on previous contracts; (f) whether the work performed and materials furnished on previous contracts was in accordance with the Contract Documents; (v) the previous and existing compliance by the Proposer with laws and ordinances relating to contracts; (vi) the sufficiency of the financial resources and ability of the Proposer to perform the work of the Contract Documents; (vii) the quality, availability and adaptability of the goods or services to the particular use required; (viii) the ability of the Proposer to provide future maintenance and service for the warranty period of the Contract; (ix) whether the Proposer is in arrears on debt or contract or is a defaulter on any surety bond; (x) such other information as may be secured by the District having a bearing on the decision to award the Contract, to include without limitation the ability, experience and commitment of the Proposer to properly and reasonably plan, schedule, coordinate and execute the Work of the Contract Documents and whether the Proposer has ever been debarred from bidding or found ineligible for bidding on any other projects. The ability of a Proposer to provide the required bonds will not of itself demonstrate responsibility of the Proposer.

Anti-Discrimination. It is the policy of the District that there is no discrimination against any prospective or active employee engaged in the Work because of race, color, ancestry, national origin, religious creed, sex, age or marital status. All Proposers agree to comply with the District's anti-

discrimination policy and all applicable Federal and California anti-discrimination laws including but not limited to the California Fair Employment & Housing Act beginning with California Government Code §§12940 et seq. and California Labor Code §1735. In addition, all Proposers agree to require like compliance by any Subcontractor employed by them on the Work of the Contract.

Proposer's Qualifications. Each Proposer shall submit with its Proposal the form of Statement of Proposer's Qualifications, which is included within the RFQ Documents. All information required by Statement of Proposer's Qualifications shall be completely and fully provided. Any Proposal not accompanied by the Statement of Proposer's Qualifications completed with all information required and bearing the signature of the Proposer's duly authorized representative under penalty of perjury will render the Proposal non-responsive and rejected. If the District determines that any information provided by a Proposer in the Statement of Proposer's Qualifications is false or misleading, or is incomplete so as to be false or misleading, the District may reject the Proposal submitted by such Proposer as being non-responsive.

Public Records. Proposals and other documents responding to the Calling for Qualifications become the exclusive property of the District upon submittal to the District. At such time as the District issues the Notice of Intent to award the Contract pursuant to these Instructions for Proposers, all Proposals and other documents submitted in response to the Call for Proposals become a matter of public record and shall be thereupon be considered public records, except for information contained in such Proposals deemed to be Trade Secrets (as defined in California Civil Code §3426.1) and information provided in response to the Statement of Qualifications. A Proposer that indiscriminately marks all or most of its Proposal as exempt from disclosure as a public record, whether by the notations of "Trade Secret," "Confidential," "Proprietary," or otherwise, may result render the Proposal non-responsive and rejected. The District is not liable or responsible for the disclosure of such records, including those exempt from disclosure if disclosure is deemed required by law, by an order of Court, or which occurs through inadvertence, mistake or negligence on the part of the District or its officers, employees or agents. At such time as Proposals are deemed a matter of public record, pursuant to the above, any Proposer or other party shall be afforded access for inspection and/or copying of such Proposals, by request made to the District in conformity with the California Access to Public Records Act, California Government Code §§6250, et. seq. If the District is required to defend or otherwise respond to any action or proceeding wherein request is made for the disclosure of the contents of any portion of a Proposal deemed exempt from disclosure hereunder, the Proposer submitting the materials sought by such action or proceeding agrees to defend, indemnify and hold harmless the District in any action or proceeding from and against any liability, including without limitation attorneys' fees arising therefrom. The party submitting materials sought by any other party shall be solely responsible for the cost and defense in any action or proceeding seeking to compel disclosure of such materials; the District's sole involvement in any such action shall be that of a stakeholder, retaining the requested materials until otherwise ordered by a court of competent jurisdiction.

End of Section

Statement of Qualifications

1. Organization

1.1 Form of entity of Candidates, i.e., corporation, partnership, etc.

1.1.1 If a corporation, state the following:

State of incorporation: _____

Date of incorporation: _____

President/Chief Executive Officer: _____

Secretary: _____

Treasurer/Chief Financial Officer: _____

1.1.2 If a joint venture, state the following

Date of organization: _____

Names of all joint venture members. For each member of the joint venture, provide the information requested by Paragraph 1.1.1, for each joint venture member, as applicable: _____

1.2 Number of years your organization has been in business as a PV Systems Contractor: _____

1.3 Number of years your organization has conducted business under its present name: _____

1.4 If your organization has conducted business under a name or name style different than your organization's present name, identify all prior name(s) or name style(s): _____

1.5 Your organization's Federal Tax Identification Number: _____

2. Licensing

2.1 California Licensed Contractor Name and License Number:

Expiration Date: _____

Responsible Managing Employee/Officer: _____

License Classification(s): _____

2.2 Has a claim or other demand ever been made against your organization's California Contractors License Bond? _____ Yes _____ No

If yes, on a separate attachment, state the following: (i) the name, address and telephone number of each person or entity making claim or demand; (ii) the date of each claim or demand; (iii) the circumstances giving rise to each such claim or demand; and (iv) the disposition of each such claim or demand.

- 2.3 Has a complaint ever been filed against your organization's California Contractors License with the California Contractors State License Board? ____ Yes ____ No
If yes, on a separate attachment, state the following for each complaint: (i) the name, address and telephone number of each person or entity making the complaint; (ii) the date of each complaint; (iii) the circumstances giving rise to each such complaint; and (iv) the disposition of each such complaint, including without limitation, any disciplinary or other action imposed or taken by the California Contractors State License Board as a result of any such complaint.

3. Experience

- 3.1 Categories of work (other than management/supervision) your organization typically performs with your own forces _____

- 3.2 On a separate attachment, list all PV projects completed by your organization in the past four (4) years and for each project identified, state: (i) System capacity in Kw DC; (ii) project Cost; (iii) delivery method (ie General Contractor, Design/Build, Power Purchase Agreement, Energy Services Agreement) (iv) the project owner's name, name of the project owner's representative and the address and telephone number of the owner and the project owner's representative; (v) the project engineer's name, address, telephone number and contact person; and (vi) manufacturer and model of PV panels, inverters and DAS system.
- 3.3 On a separate attachment, list all construction project your organization has in progress and for each project listed, state: (i) System capacity in Kw DC; (ii) project Cost; (iii) delivery method (ie General Contractor, Design/Build, Power Purchase Agreement, Energy Services Agreement) (iv) the project owner's name, name of the project owner's representative and the address and telephone number of the owner and the project owner's representative; (v) the project engineer's name, address, telephone number and contact person; (vi) percent presently complete; (vii) the current scheduled completion date; and (viii) manufacturer and model of PV panels, inverters and DAS system.

4. Performance History

- 4.1 Claims and lawsuits (if you answer yes to any of the following, you must attach details).
 - 4.1.1 Have any lawsuits or other administrative, legal, arbitration or other proceedings, ever been brought or commenced against your organization or any of its principals, officers or equity owners in connection with any construction contract or construction project? ____ Yes ____ No
If so, describe the circumstances, the amount demanded or other relief demand and the disposition of each such lawsuit or other proceeding.
 - 4.1.2 Has your organization ever filed a lawsuit or commenced other administrative, legal or other proceedings in connection with any construction contract or construction project? ____ Yes ____ No

If so, describe the circumstances, the amount demanded or other relief demand and the disposition of each such lawsuit or other proceeding.

- 4.1.3 Are there any judgments, orders, decrees or arbitration awards pending, outstanding against your organization or any of the officers, directors, employees or principals of your organization? Yes No
If so, describe each such judgment, order, decree or arbitration award and the present status of the satisfaction or discharge thereof.
- 4.2 Has your organization ever refused to sign a contract awarded to it? Yes No
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of your refusal to sign such contract.
- 4.3 Has your organization ever failed to complete a contract? Yes No
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of your failure to complete such contract.
- 4.4 Has your organization ever been declared in default of a contract? Yes No
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of each such declaration of default.
- 4.5 Has any contract to which your organization is a party been terminated for the convenience of the project owner? Yes No
If so, identify the project and project owner along with a description of the circumstances under which the convenience termination occurred.
- 4.6 Has a claim or other demand ever been asserted against any Bid Bond, Performance Bond, or Payment Bond posted by your organization in connection with any contract or your submittal of a bid proposal for a contract? Yes No
If so, on a separate attachment, state the following: (i) the name, address, telephone number and contact person for each claimant; (ii) the date upon which each such demand or claim was made; and (iii) the disposition of each such demand or claim.
- 4.7 Has your organization or any predecessor to your organization been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years? Yes No
If yes, on a separate attachment, provide the following: (i) a detailed description of the circumstances upon which charges were based; (ii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iii) disposition of such charges.
- 4.8 Has any individual or entity who owns ten percent (10%) or more of the equity interest of your organization been an equity owner of ten percent (10%) or more of the equity interest of any other entity or organization, within the past ten (10) years, which has been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years? Yes No
If yes, on a separate attachment, provide the following: (i) the name(s) of each such other entity or organization; (ii) a detailed description of the circumstances

upon which charges were based; (iii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iv) disposition of such charges.

4.9 Has any individual or entity who owns ten percent (10%) or more of the equity interest of your organization been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years? _____ Yes _____ No

If yes, on a separate attachment, provide the following: (i) the name of such individual(s) or entity(ies); (ii) a detailed description of the circumstances upon which charges were based; (iii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iv) disposition of such charges.

5. References (Include name, contact person, telephone/telecopier and address for each reference provided):

5.1 Trade References (three (3) minimum)

5.2 Bank References

5.3 Owner references (three (3) minimum, preferably California K-12 school districts and/or California community college districts)

6. Accuracy and Authority

The undersigned is duly authorized to execute this Statement of PV Proposer’s Qualifications under penalty of perjury on behalf of the Candidate. The undersigned warrants and represents that he/she has personal knowledge of each of the responses to this Statement of PV Proposer’s Qualifications and/or that he/she has conducted all necessary and appropriate inquiries to determine the truth, completeness and accuracy of responses to this Statement of PV Proposer’s Qualifications.

The undersigned declares and certifies that the responses to this Statement of PV Proposer’s Qualifications are complete and accurate; there are no omissions of material fact or information that render any response to be false or misleading and there are no misstatements of fact in any of the responses.

Executed this ___ day of _____ 2011 at _____
(City and State)

I declare under penalty of perjury under California law that the foregoing is true and correct.

(Signature)

(Typed or written name)