Riverside County
Perris, California

PREQUALIFICATION
FOR

SPECIFICATION NO. 1338W

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PERRIS II DESALINATION FACILITY

Work Order No. 413511

Paul D. Jones, II, P.E. - General Manager

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Eastern Municipal Water District

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SPECIFICATION NO. 1338W

PERRIS II DESALTER

PUBLIC INVITATION TO PREQUALIFY FOR CONSTRUCTION

REQUEST FOR PREQUALIFICATION: General Contractors interested in submitting proposals for construction of the Perris II Desalination Facility are invited to prequalify. The prequalification documents, specifically for this project, must be completed and submitted for consideration. General Contractors who have not been prequalified for the Perris II Desalination Facility will not be allowed to submit a bid for project construction.

DISTRICT intends to enter into a written agreement with a successful pre-qualified General Contractor to complete the construction of the Perris II Desalination Facility located at 29541 Murrieta Rd, City of Menifee, Riverside County, California. The project will include pre-negotiated proposals for select equipment and services. The pre-negotiated proposals include scope of supply, costs, and vendor specific terms and conditions. The General Contractor will be required to issue a purchase order for these pre-negotiated proposals, which will be considered as General Contractor provided equipment and services. The selected General Contractor will install all equipment and coordinate services and will be responsible for complete, integrated, and fully operational facilities that support the Perris II Desalination Facility.

Due to the special requirements of the project and the special nature of this project, DISTRICT has determined that prequalification of the prospective General Contractors is necessary to ensure that General Contractors have the requisite experience and financial liquidity to complete a job of this magnitude and complexity. Prospective General Contractors who execute and deliver this prequalification package to DISTRICT shall be bound by all terms contained in the prequalification package.

Joint ventures shall be composed of not more than two single General Contractors. A request for Prequalification shall be completed by each General Contractor in the joint venture and shall be submitted as a single package along with an executed “Joint Venture Statement of Intent” (Attachment A) signed/completed by both firms.

MINIMUM QUALIFICATION REQUIREMENTS:

General Contractors must demonstrate the satisfactory completion, as a prime general engineering contractor, of at least Three (3) similar projects within the last Seven (7) years, of advanced water or waste water treatment facilities with one (1) project being membrane technology, as follows:

A. Contract Type: Public Works

B. Construction Type: Advanced Water or Waste Water Treatment Facility, with at least one project utilizing reverse osmosis or other membrane processes.

C. Dollar value: $20 million or greater
D. Material: Valves, pumps, motors, piping, cartridge filters, RO membranes, tanks, CMU block structures, reinforced concrete structures, etc.

E. Other: Chemical feed systems, electrical and control systems, instrumentation, HVAC systems, etc.

In addition, prospective General Contractors must have current registrations in the Central Contractor Registration (CCR) and Bradstreet Data Universal Number System (DUNS).

General Contractors failing to meet these minimum requirements will be rejected and will not be prequalified. In addition, each General Contractor will be evaluated utilizing the factors listed on the prequalification rating chart made a part of this package.

SCOPE OF WORK: Construction, Testing, and Startup of the Perris II Desalination Facility consisting of the following components:

- **Description of Work:** The project involves construction of a reverse osmosis facility to treat brackish groundwater to potable water standards.

Among the major work items are the following:

- Reverse Osmosis Treatment Process Systems
- Chemical Storage and Feed Systems
- Finished Water Systems
- Concentrate Systems
- Civil/Site Improvements
- Mechanical Piping and Pumping Systems
- Buildings and Ancillary Structures
- Instrumentation and Controls
- Electrical Systems

The General Contractor is responsible to comply with the requirements of CEQA, such as, the District’s mitigation monitoring and reporting program (recommended mitigation measures) as proposed in the final adopted Mitigated Negative Declaration/Initial Study to prevent any environmental impacts related to the project scope.

Additional requirements for equipment to be provided by the General Contractor will be set forth in the Detailed Provisions of the forthcoming Project Contract Documents. The General Contractor is also required to furnish complete detailed shop drawings, erection instructions, operation and maintenance manuals (electronic and hard copy), training, and the necessary engineering services specified.

The General Contractor is required to provide an experienced service engineer and/or representative to facilitate onsite training, commissioning, and startup; specifically experienced with advanced treatment technology and other treatment facilities. Reverse osmosis experience is required.
**PREVAILING WAGE REQUIREMENTS:** This project is subject to the provisions of the California Labor Code. The Director of Industrial Relations has ascertained the general prevailing rates of wages and the general prevailing rates for legal holiday and overtime work in Riverside County. The Public Works Requirements under the California Administrative Code, Title 8, Group 3, Section 16100 shall apply, which include:

1. All applicable requirements of sections 1771, 1774-1776, 1813, and 1815
2. The appropriate number of apprentices are on the job site, as set forth in Labor Code Section 1777.5
3. Workers' compensation coverage, set forth in Labor Code Sections 1860 and 1861
4. To keep accurate records of the work performed on the public works project, as set forth in Labor Code Section 1812
5. Inspection of payroll records pursuant to Labor Code Section 1776, and as set forth in Section 16400 (e) of these regulations
6. Cost Proposals for Operations and Maintenance services
7. Other requirements imposed by law

**Public Works Contractor Registration.** This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

All proposers must provide a Contractor Registration Extract (pdf) with your proposal showing active registration from the Public Works Contractor Registration online registration website: [https://efiling.dir.ca.gov/PWCR/Search](https://efiling.dir.ca.gov/PWCR/Search)

Pursuant to Section 1771.1 of the Labor Code, no contractor or subcontractor shall be qualified to bid on, be listed in a bid proposal (submitted on or after March 1, 2015), or engage in the performance of any contract for public work unless currently registered with the Department of Industrial Relations to perform public work pursuant to Section 1725.5 of the Labor Code. *It shall not be a violation of this section for an unregistered contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Sections 10164 or 20103.5 of the Public Contract Code, provided the contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded.* No contractor or subcontractor may be awarded a contract for public work on a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5.

All contractors and subcontractors must furnish electronic certified payroll records directly to the Labor Commissioner (aka Division of Labor Standards Enforcement). Additionally, the awarded Contractor shall submit certified payroll records to the District.

In addition, awarded Contractor must post jobsite notices prescribed by regulations.
**PROJECT DESCRIPTION:** The Project includes construction of the Perris II Desalination Facility, which will utilize reverse osmosis technology to treat brackish groundwater to potable water standards with an initial (Phase 1A) production capacity of 3.6 million gallons per day (MGD) and a future (Phase 1B) production capacity of 5.4 MGD.

**TIME OF COMPLETION / CONSTRUCTION COST:** The advertisement of the Notice Inviting Bids for Project construction is anticipated to occur the fourth quarter of 2018. The Project construction duration is anticipated to be 660 days. The preliminary bonding estimate is $40 million - $45 million.

**SPECIAL REQUIREMENTS – PROGRAM FUNDING:** This project is subject to funding requirements under the Proposition 1 GWGP. Prospective General Contractors shall be responsible to comply with all noted incentive funding requirements which will be included in the Specification.

**INSTRUCTIONS:**
1. Any General Contractor who wishes to submit a proposal for the Perris II Desalination Facility is required to complete, execute, and submit as follows:
   - Five (5) hard copies to include all instructions and forms
   - Two (2) CDs in smart PDF format

   This Prequalification Package is only available electronically. Interested General Contractors may obtain a copy as follows:

   On our website at [www.emwd.org](http://www.emwd.org). To view and download these documents, navigate to Construction and select Public Works Projects Open Bids. If obtaining the prequalification package online, complete the Plan Holder Registration form to receive email notification of addenda issued.

2. **Questions due by June 11, 2018:** Specific questions regarding the Project or the prequalification process shall be submitted in writing by 5:00 p.m. to Mr. Corey Wallace c/o Laurie Dixit; EMAIL: wallacec@emwd.org cc: kowalskg@emwd.org cc: dixitl@emwd.org. Questions received after this time may not receive a response from the District.

**SUBMISSION OF COMPLETED PREQUALIFICATION PACKAGE:** The time and date to submit five (5) hard copies and two (2) CDs (electronic copy in smart PDF) of a fully completed questionnaire is no later than:

   **June 25, 2018**

   Note: Failure to submit five (5) copies and two (2) CDs (electronic copy in smart PDF) and/or incomplete packages are grounds for immediate disqualification.
The prequalification packages shall be submitted under seal and marked as follows:

CONFIDENTIAL - REQUEST FOR PREQUALIFICATION
SPEC. 1338W, PERRIS II DESALTER

Eastern Municipal Water District, Field Engineering, Attn: Laurie Dixit
Regular or Express mail: P.O. Box 8300, Perris, CA 92572-8300
Hand Delivered, UPS or Federal Express: 2270 Trumble Road, Perris, CA 92570

If hand delivering your package, please access the parking lot designated as VENDOR/BIDDERS and go to the Operations and Maintenance Lobby to have your package time-stamped by the Receptionist.

COMPLETED PREQUALIFICATION PACKAGE WILL NOT BE ACCEPTED ELECTRONICALLY VIA E-MAIL OR FTP SITE

NOTIFICATION OF PREQUALIFICATION STATUS: Upon completion of the prequalification process, all General Contractors who submitted a prequalification package shall be notified of their status, in writing, on or about **August 15, 2018**

3. Only those General Contractors who wish to submit prime proposals on the Project need to submit prequalification. Only pre-qualified Contractors will be allowed to submit bids to construct the Perris II Desalination Facility.

4. For joint ventures, a Request for Prequalification shall be completed by each General Contractor in the joint venture and shall be submitted as a single package along with an executed "Joint Venture Statement of Intent" (Attachment A) signed/completed by both firms, a copy of which is enclosed. **Joint ventures shall be comprised of not more than two single General Contractors.**

5. Separate performance and payment bonds, each for 100 percent of the contract amount, will be required. General Contractors wishing to prequalify shall identify their anticipated surety companies.

6. The Request for Prequalification document shall be completed in full by typing or legible hand lettering in black ink. The rating sheets are for information only, and shall be completed by the District. All sections (including instructions and forms) included in this document shall be submitted. Where space provided for responses is inadequate, prospective General Contractors should supplement the answers with additional referenced attachments as necessary.

7. All information submitted for the prequalification process shall become the sole property of DISTRICT. The questionnaires and financial information are not public records and shall not be subject to review or inspection by outside individuals or organizations. However, the names of General Contractors applying for prequalification are public records.
8. All General Contractors submitting the prequalification form must be licensed in the state of California, at the time the prequalification forms are submitted to DISTRICT, with the following licenses and certifications:

- **Class A – General Engineering Contractor**

  General Contractors who fail to meet the license classifications listed above will not be considered for prequalification.

9. Each General Contractor submitting a request for prequalification will be evaluated utilizing the factors listed on the prequalification rating chart, which has been provided to each General Contractor seeking prequalification. A prequalification committee appointed by DISTRICT will determine the rating of each General Contractor on the various items contained on the prequalification rating chart. Certain factors listed on the prequalification rating chart will be given greater weighting by DISTRICT as indicated on the prequalification rating chart.

10. All requests for prequalification must be completed by answering all of the questions and the questionnaire shall be verified under oath by the General Contractor by execution and notarization of the verification included at the end of the questionnaire form. Prequalification questionnaires that are not completed by a General Contractor and questionnaires, which do not include the executed and notarized verification, may be disregarded. Alternatively, DISTRICT may require supplemental information from prospective General Contractors for incomplete information at the discretion of DISTRICT.

11. Upon completion of the prequalification process, all prospective General Contractors who have prequalified and all prospective General Contractors who have failed to prequalify will be notified, in writing.

12. Prospective General Contractors that are not prequalified shall have **five (5) working days** after being notified to deliver a written notice to appeal DISTRICT’s decision. Prospective General Contractors who fail to deliver this written request to DISTRICT within the time specified above expressly waive the right to appeal the decision of DISTRICT. Written notification shall be submitted to:

   **Corey Wallace c/o Laurie Dixit; EMAIL: wallacec@emwd.org & dixitl@emwd.org**

13. In the event a prospective General Contractor has made a written request to obtain DISTRICT’s basis for disqualification and any supporting evidence within the **five (5) day period**, DISTRICT will provide this information to the prospective General Contractor.

14. Prospective General Contractors shall have **five (5) working days** from receipt of DISTRICT’s letter explaining the basis for the disqualification and any supporting evidence to rebut this evidence and to present any evidence to DISTRICT explaining why the prospective General Contractor should be found qualified. This evidence will be evaluated by DISTRICT and the prospective General Contractor who has provided it will be notified of the result, in writing.
Prospective General Contractors who fail to submit this evidence within the **five (5) working day period** expressly waive the right to contest DISTRICT’s decision.

15. The decision made by DISTRICT following review of any rebutting evidence submitted by any prospective General Contractor shall be the final decision of DISTRICT unless DISTRICT notifies the prospective General Contractor that it will allow a hearing, at DISTRICT’s sole discretion.

16. DISTRICT reserves the right to require prospective General Contractors to clarify any information provided or to require prospective General Contractors to submit additional information determined necessary by DISTRICT to valuate prequalification for any General Contractor.

17. Prospective General Contractors understand and acknowledge that DISTRICT will be relying upon the truthfulness of all information contained in the questionnaire in evaluating each prospective General Contractor. Each prospective General Contractor warrants and represents that all information contained in the prequalification questionnaire is true and adequate as stated.

In the event DISTRICT subsequently discovers that any information provided by any prospective General Contractor is inaccurate or misleading, this shall be a separate and independent ground for disqualification of the prospective General Contractor.

18. Upon execution below, each prospective General Contractor acknowledges they have carefully read and understood all terms of the prequalification process and agree to be bound by all of these terms. In the event any action or proceeding is commenced to interpret, enforce, or invalidate any of the terms of this Agreement, jurisdiction and venue shall lie only in the State Courts in the County of Riverside. The parties hereby expressly agree that this is the correct jurisdiction and venue for resolution of all disputes arising with respect to the prequalification process. In the event any General Contractor commences any action or proceeding challenging any prequalification decision made by DISTRICT, and the decision made by DISTRICT is subsequently upheld, the General Contractor challenging the decision shall pay all attorneys’ fees, expert fees and costs, and court costs incurred by DISTRICT and the Engineer in addition to all other relief provided by law.

**No guarantees, expressed or implied, are made that the above schedule will be followed, that the Project will be constructed as described, or that the Project will be constructed at all. DISTRICT reserves the right to change or delete the Project. General Contractors responding to this invitation do so at their own risk and option and therefore, assume full responsibility for all associated costs.**
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Eastern Municipal Water District