

as may be requested in this Document 002100 (Request for Proposals from Bidders), Bidder's interview, or any other information provided or discovered prior to the Notice of Award.

- 19.9 The County may conduct any investigations the County deems necessary to assist it in its evaluation of any Proposal and to establish the Bidder's responsibility, qualifications and financial ability (and that of its proposed subcontractors, suppliers, and other persons and organizations) to perform and furnish the Work in accordance with the Contract Documents and Bidder's Proposal, to County's satisfaction, and within the prescribed time. County shall have the right to communicate directly with Bidder's surety regarding Bidder's bonds.
- 19.10 County will determine at its sole discretion whether a Proposal is responsive and whether a Bidder is responsible.
- 19.11 The County will resolve any discrepancies between (a) the indicated sum of any column of figures and the correct sum of those figures in favor of the correct sum, and (b) written words and figures, or written words and numerals, in favor of the written words.

20. **EVALUATION FACTORS.**

- 20.1 The County will evaluate each Proposal based on two categories of "Factors," as described below. The first group of Factors, identified in paragraph 21.2 below, will be evaluated on a "favorable/unfavorable" basis, with a Bidder needing to achieve a "favorable" rating for a minimum of any two (2) evaluation factors. Any Bidder not achieving a favorable rating for a minimum of any two (2) Factors identified in paragraph 21.2 below shall be deemed nonresponsive, and may be ineligible for award of Contract. Any bidder achieving a "favorable" rating for all three (3) evaluation factors identified in paragraph 21.2 below, will receive a 10-point scoring bonus. (Points to be added to scoring outlined in paragraph 21.3 below) The second category of Factors, identified in paragraph 21.3 below, will all be evaluated on a "points" basis. The qualifying Bidder with the maximum points will be recommended for award of the Contract.

- 20.2 The Factors to be evaluated on a "favorable / unfavorable" basis are as follows:

Evaluation Factor Categories

Standing

- | | |
|---|-------------------------|
| A. Green Building Criteria/LEED-NC Gold or Higher | favorable / unfavorable |
| B. Skilled Labor and Safety Record | favorable / unfavorable |
| C. Schedule Compliance | favorable / unfavorable |

- A. **Green Building Criteria/LEED-NC Gold.** Each Bidder whose Proposal demonstrates that it will achieve all Project green building requirements, including a LEED-NC Rating System™ Version 4.0 Gold certification (or higher) from the U.S. Green Building Council shall be deemed favorable. Bidder shall submit its Plan to Achieve Green Building Criteria/LEED-NC Gold including, without limitation, completed copies of the "Proposed Green Building Criteria for LEED Rating" and "Proposed Best Value Enhancements" forms attached hereto, as part of the Bidder's Proposal.
- B. **Skilled Labor Availability & Safety Record.** Each Bidder who certifies truthfully in Document 004540 (Bidder Certifications) that (i) it is a party to an agreement with a registered apprenticeship program approved by the California Apprenticeship Council, which has graduated apprentices in each of the preceding five years (provided that this

graduation requirement shall not apply to programs providing apprenticeship training for any craft that has been deemed by the Department of Labor and the Department of Industrial Relations to be an apprenticeable craft in the five years prior to enactment of Public Contract Code § 20133), and provides a copy of that agreement along with a certification that it is true and correct and in full force and effect, and (ii) its experience modification rate for the most recent three-year period is an average of 1.00 or less, and its average Total Recordable Injury/Illness rate and average lost work rate for the most recent three-year period do not exceed the applicable statistical standards for its business category (or if the Bidder is a party to an alternative dispute resolution system as provided for in Labor Code § 3201.5) shall be deemed "favorable."

- C. Schedule Compliance.** Bidder shall provide County with a proposed Project CPM Schedule in accordance with Section 013216 (Schedules and Reports) showing a realistic plan to achieve the Project completion date in accordance with Document 005200 (Agreement). Bidders who fail to satisfy the County that it will meet the Project completion date will receive an unfavorable evaluation for schedule compliance.

20.3 The Factors to be evaluated based on numerical points are as follows:

(110 Points Available - Reference Paragraph 20.1)		<u>Available</u>
<u>Number</u>	<u>Evaluation Factor Categories</u>	<u>Points</u>
1	Subconsultant/Subcontractor Outreach	10
2	Bridging Documents Conformance	20
3	Design & Construction Qualifications	25
4	Best Value Enhancements	20
5	Interview/Presentation Questions	<u>25</u>
	Subtotal	100

1. **Subconsultant/Subcontractor Outreach (10 points)** Bidders whose Proposal demonstrates that the Project, if designed and constructed as proposed by the Bidder (including Bidder's proposed Subconsultant/Subcontractor Procurement Plan), would likely meet or exceed all of the goals expressed in Document 002219 (Construction Outreach Program) shall receive the Maximum Points indicated for this Category. Any Bidder whose Proposal demonstrates, as determined by the County, that the Project, if designed and constructed as proposed by the Bidder, would likely not meet all of the goals expressed in Document 002219 but, nevertheless contains good faith documentation as required by Document 002219, shall receive fewer points.
2. **Bridging Documents Conformance (20 points)** Bidders shall submit a Bridging Document Conformance Proposal, containing the elements specified below, for evaluation by the applicable Review Panel. The elements of that proposal shall be evaluated as follows:
 - a. **Program Review** - 20% of total Category points.
 - b. **Project Structural Systems performance for seismic safety** - 20% of total Category points.
 - c. **M/E/P Systems** - 20% of total Category points.
 - d. **Building Aesthetics** - 20% of total Category points.
 - e. **Sustainable Design/Life-Cycle Costing** - 20% of total Category points.

3. **Design & Construction Qualifications (25 points)** Bidders shall submit a separate proposal with their team qualifications (see paragraph 19.1 above). The elements of that proposal shall be evaluated as follows:
 - a. **Similar Project Experience** - 15% of total Category points.
 - b. **Bidder Financial Strength** - 15% of total Category points.
 - c. **Project Management Team** - 25% of total Category points.
 - d. **County Administration & EOC/PSB Experience** - 20% of total Category points.
 - e. **Integrated Team** - 25% of total Category points.
 4. **Best Value Enhancements (20 points)** Bidders shall complete one Best Value Enhancement Form for **each** proposed Enhancement and include it as part of its Proposal. Bidders shall include a listing of each Project enhancement measure they commit to include in the Contract Sum identified in Article 3. The enhancements shall provide measures and other items beyond the minimum requirements specified in the Bridging Documents. County shall evaluate each Bidder's Best Value Enhancement Forms to determine the points for this Category. Bidder's failure to submit Best Value Enhancement Forms or provide any Project enhancements will result in the Bidder's receipt of zero (0) points for this Category. County will determine the appropriate Bidder points based on the supplied information. Each measure shall be listed in one of the following subcategories. In addition, Bidder shall provide the full cost associated with each proposed measure and a short description of the measure's Project benefit(s) and value enhancement in the supplied Best Value Enhancement Form. The respective subcategory weighting is as follows:
 - a. **Sustainable Design/Life-Cycle Cost** - 20% of the total Category points. Specify Bidder's creative design approaches to improve upon the life-cycle costs.
 - b. **M/E/P Systems Upgrades** - 30% of total Category points. Specify the additional measures to be provided by Bidder beyond the Project requirements.
 - c. **Schedule** - 30% of total Category points. Specify Bidder's guaranteed completion date for the project and the number of calendar days in advance or beyond the Project's official completion date. Provide a short narrative on Bidder's plan and any associated cost for achieving the proposed accelerated completion date.
 - d. **Other** - 20% of total Category points. Specify Bidder's creative design or construction approaches to improve upon the overall character, quality, or functionality of the buildings that don't fall into the sub-categories listed above.
 5. **Interview/Presentation (25 points)** Following the County's technical review of each Proposal, Bidders will be invited to present their Proposals to the County. During that Interview/Presentation, the County may, at its discretion, award up to twenty-five (25) points based on its determination that a Proposal will provide the Best Value to the County for the design and construction of the Project.
21. **NOTICE OF INTENT TO AWARD; PROPOSAL PROTEST.** If County issues Document 005100 (Notice of Intent to Award), County will use reasonable effort to deliver by electronic mail a copy thereof to all Bidders who submitted satisfactory Proposals no later than the first Business Day after issuance, although any delay or failure to do so will not extend the Proposal protest deadline. Any Proposal protest must be submitted in writing to Ramesh Kanzaria at Contra Costa County Department of Public Works at the address in Article 2 (Contact Information) above, before 2:00 p.m. (with the time determined by the time-stamp procedure described in Article 1 (Receipt of Proposals from Bidders) above) of the fifth (5th) Business Day following issuance of Document 005100. Protests must conform to the following:
- 21.1 The initial protest document must contain a complete statement of the specific basis (or bases) for the protest.