

**AMENDED RESOLUTION NO. 1713
OF SAN RAFAEL CITY SCHOOLS
ADOPTING PREQUALIFICATION PROCESS FOR
DIRECT CONTRACTORS AND MEP SUBCONTRACTORS
PURSUANT TO PUBLIC CONTRACT CODE SECTION 20111.6**

WHEREAS, San Rafael City Schools ("District") desires to prequalify potential direct contractors and to prequalify potential electrical, mechanical or plumbing contractors holding C-4, C-7, C-10, C-16, C-20, C-34, C-36, C-38, C-42, C-43, and/or C-46 licenses ("MEP subcontractors") for District Lease-Leaseback projects;

WHEREAS, school districts are required to prequalify direct contractors and first-tier MEP subcontractors for all Lease-Leaseback projects using the requirements described in Section 20111.6 of the Public Contract Code;

WHEREAS, Public Contract Code section 20111.6 authorizes school districts to require prospective direct contractors to submit a standardized prequalification questionnaire and financial statement (collectively "Direct Contractor Prequalification Package") prior to submitting a bid/proposal for the aforementioned Project;

WHEREAS, Public Contract Code section 20111.6 authorizes school districts to require prospective first-tier MEP subcontractors to submit a standardized prequalification questionnaire and financial statement (collectively "MEP Prequalification Package") prior to submitting a bid/proposal for the aforementioned Project;

WHEREAS, Public Contract Code section 20111.6(g) authorizes school districts to establish a uniform system of rating prospective direct contractors based upon the completed Direct Contractor Prequalification Packages, and to establish a uniform system of rating prospective MEP subcontractors based upon the completed MEP Prequalification Packages (collectively, "Prequalification Process");

WHEREAS, District staff has developed a standardized questionnaire for potential direct contractors in accordance with Public Contract Code section 20111.6 ("Direct Contractor Questionnaire"), attached hereto as **Exhibit "A-1"**;

WHEREAS, District staff has developed a uniform rating system of rating potential direct contractors based upon the completed Direct Contractor Questionnaire in accordance with Public Contract Code section 20111.6 ("Direct Contractor Rating System", attached hereto as **Exhibit "A-2"**;

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

WHEREAS, the Direct Contractor Questionnaire includes a process for potential bidders to appeal certain decisions with respect to the prequalification process in accordance with Public Contract Code section 20101 ("Direct Contractor Appeal Process");

WHEREAS, District staff has developed a standardized questionnaire for potential MEP subcontractors in accordance with Public Contract Code section 20111.6 ("MEP Questionnaire"), attached hereto as Exhibit **"B-1"**;

WHEREAS, District staff has developed a uniform rating system of rating potential MEP subcontractors based upon the completed MEP Questionnaire in accordance with Public Contract Code section 20111.6 ("MEP Rating System", attached hereto as **Exhibit "B-2"**;

WHEREAS, the MEP Rating System includes a process for potential MEP subcontractors to appeal certain decisions with respect to the Prequalification Process ("Direct Contractor Appeal Process");

WHEREAS, the MEP Questionnaire includes a process for potential MEP subcontractors to appeal certain decisions with respect to the Prequalification Process ("MEP Appeal Process");

WHEREAS, the District desires to adopt the Prequalification Process for potential direct contractors, including the Direct Contractor Questionnaire, Direct Contractor Rating System, and Direct Contractor Appeal Process.

WHEREAS, the District desires to adopt the Prequalification Process for potential MEP subcontractors, including the MEP Questionnaire, MEP Rating System, and MEP Appeal Process.

NOW, THEREFORE, the Governing Board of San Rafael City Schools hereby finds, determines, declares, orders and resolves as follows:

Section 1. That the above recitals are true and correct.

Section 2. That the Direct Contractor Prequalification Package, comprised of the Direct Contractor Questionnaire, Direct Contractor Rating System, and Direct Contractor Appeal Process, is authorized pursuant to Public Contract Code section 20111.6.

Section 3. That the MEP Prequalification Package, comprised of the MEP Questionnaire, MEP Rating System, and MEP Appeal Process, is authorized pursuant to Public Contract Code section 20111.6.

Section 4. That the prequalification package previously approved by the Board on or about January 23, 2017 is hereby nullified and is superseded by and replaced with the Direct Contractor Prequalification Package and the MEP Prequalification Package now approved and adopted.

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Section 5. That the District's Superintendent, or designee, is authorized to implement the Prequalification Process for both direct contractors and for MEP contractors subcontractors as respectively contained in the Direct Contractor Prequalification Package and the MEP Prequalification Package, including accepting the final list of prequalified direct contractors and MEP subcontractors, consistent with Public Contract Code section 20111.6.

APPROVED, PASSED AND ADOPTED by the Governing Board of the San Rafael City Schools on this 13th day of February, 2017, by the following vote:

AYES:

NOES:

ABSTENTIONS:

President of the Governing Board of the
San Rafael City Schools

Attested to:

Secretary of the Governing Board of the
San Rafael City Schools