Oppenheimer Upper Equestrian Pavilion  
MAJ 16-MJ0067

ADDENDUM #1

All other terms and conditions of the original RFP shall remain the same.

DATE: Oct 21, 2016  
Submittal Date: Nov 15, 2016  before 3:00 p.m.

The following additions, deletions, and revisions to the Drawings and Project Manual are a part of the Contract Documents.

Each Bidder shall:
- Submit the information contained in this addendum to their subcontractors and suppliers.
- Acknowledge receipt of addenda on the Bid Form.

Note: Failure to acknowledge addenda in the space provided on the Bid Form may subject the Bidder to disqualification.

Item 1-1 Fee Proposal Form
Fee proposal form removed. New Fee proposal form added as replacement, see attached Item 1-1

Item 1-2 Prequalification
Page 1, section 1.03, Prequalification, contains an error. The error reads as follows:
Proposers must be prequalified with the Trustees. Prequalification of Prospective Bidders, Form 703.11, can be downloaded from the internet at www.calstate.edu/cm, under ‘Construction Management,’ or, Proposers may contact the Trustees Prequalification Coordinator below to request forms or verify prequalification status.

Form 703.11 is no longer in use
Correction:
Proposers must be prequalified with the Trustees, and shall register and log in to “PlanetBids” to apply for prequalification at http://www.calstate.edu/cpdc/cm/contractor_prequal_bidders.shtml.
Applications must be submitted online no less than ten business days prior to RFP submittal due date. Proposers may contact the Trustees’ Prequalification Coordinator below with any questions.
<table>
<thead>
<tr>
<th>Item 1-3</th>
<th>Bid Walk Clarification</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bid walk for MAJ 16-MJ0067 is scheduled for November 1, 2016 at <strong>10:00 am</strong>, Bldg 70, room 110, 1 Grand Ave San Luis Obispo CA 93407</td>
<td></td>
</tr>
</tbody>
</table>

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Oppenheimer Upper Equestrian Pavilion – MAJ 16-MJ0067  
Strategic Business Services, Cal Poly, San Luis Obispo, CA 93407-0690 - p 805/756-2232 f 805.756.6500  
Addendum #1  
10/21/2016  
Page 2 of 2
TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY
FEE PROPOSAL FORM

Oppenheimer Upper Equestrian Pavilion – MAJ 16-MJ0067
California Polytechnic State University
San Luis Obispo, CA 93407

To the Trustees of The California State University, on behalf of the State of California (hereinafter called the Trustees):

The undersigned Proposer hereby offers, in the amount stated below to provide the following:

- Estimating, value engineering, and Construction Document coordination during the design phase;
- Packaging the Construction Documents and obtaining Trade Contractor bids that in aggregate are less than the Construction Budget, and
- Furnishing all labor, materials, and equipment, and to perform all work necessary to construct and complete in a good worker-like and substantial manner and to the satisfaction of the Trustees,

The Oppenheimer Upper Equestrian Pavilion MAJ 16-MJ0067 Project, at California Polytechnic State University, San Luis Obispo, in accordance with all the requirements of the Request for Proposal, and hereby agrees to enter into contract for MAJ 16-MJ0067 if this offer is accepted by the Trustees. The construction budget for this project is $5,396,000.00.

TOTAL FEE PERCENTAGE: ________________

TOTAL FEE IN DOLLARS: $___________________________ (Lump Sum)

Proposers shall complete the information in the following table Fee Proposal Form. (Refer to Table A, Section 13, for a description of construction phase costs in each category of fees listed below).

<table>
<thead>
<tr>
<th>Fees</th>
<th>Fee in Dollars (Fee % multiplied by Direct Construction Cost Budget)</th>
<th>Fee Percentage (Fee as % of Direct Construction Cost Budget)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Preconstruction Services - This will be the amount of the preconstruction services agreement.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Construction Phase - CM’s Site Management Fee</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CM’s contingency for the construction phase is 2%</td>
<td>2%</td>
<td></td>
</tr>
<tr>
<td>Construction Phase CM’s Overhead &amp; Profit</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total CM Fees</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The CM will include a line item budget showing dollar cost of each line item such that in total will reconcile to the Construction Phase – CM’s Site Management Fee. Trustees will maintain the option to procure individual site management line items to reduce project costs. The Trustees will have the option to request fully purchased site management materials be left with the University upon completion of the project.

In the event of an inconsistency in the math on the Fee Proposal form, the individual fee percentages shall govern over the fee in dollars, and the fee in dollars shall be recalculated.

The amounts above are to be stated in figures only and is the total amount proposed for the entire contract work including all applicable taxes. Any alteration, erasure, or change must be clearly indicated and initialed by the proposer. The proposer agrees that if there are any discrepancies or questions in the figures, the Trustees will use the lower figure despite the Proposer’s intent. The Proposer agrees that the above fees will be held firm and fixed for 60 calendar days in accordance with the proposed calendar contained in the Information for Proposers. The Trustees reserve the right to reject any and all proposals and to waive any irregularities.

ACKNOWLEDGE EACH ADDENDUM # RECEIVED _____________________
The proposal is subject to the provisions contained in the Contract General Conditions (note especially Article 2.00 et seq.), and the Proposer agrees that failure to comply with the conditions thereof shall be basis for rejection of this bid.

The Trustees require the successful proposer to achieve a minimum goal of 3% DVBE participation in contracting construction projects as established in the Contract General Conditions or to provide acceptable evidence of good faith efforts to do so. Once the selected Construction Manager at Risk begins the competitive bidding selection of the Trade Contractors, the selected Construction Manager at Risk shall contact the Trustees’ DVBE Coordinator at 805/756-2232.

The bid must be submitted on this Fee Proposal Form, completely filled out and in a sealed envelope provided by the Trustees, and delivered to Strategic Business Services, Building 1, Room 128, at California Polytechnic State University, before 3:00 p.m., November 18, 2016, or it will be disregarded. Only bids from shortlisted prequalified contractors with a current B – General Building license will be accepted.

No bidder’s security is required for this project. However, when awarded the construction services phase of the project, 100% Performance and Payment bonds will be required (see Article 3.02 of the Contract General Conditions).

The time period for completion of the Pre-Construction Phase shall be 150 calendar days and Construction Phase shall be 217 calendar days from the date of the start of construction as stated in the Notice to Proceed for the Construction Phase. Liquidated damages shall be $1,000.00 for each calendar day completion is delayed beyond the time prescribed for the Construction Phase.
CERTIFICATION

Counterpart No.________________
Project No. MAJ 16-MJ006

This is to certify that I am the__________________________

(Insert title such as Secretary or Assistant Secretary)

of ________________________________; and that the attached

______________________________

(Insert name of corporation)

resolution is a true and accurate copy, as the same appears in the Minutes of the Board of Directors of the Corporation; and that said resolution was duly adopted by the Board of Directors of the Corporation at its meeting on ________________.

Dated:__________________________

(Insert date)

_________________________________________________________________

Signature

_________________________________________________________________

Title of person making certification

IMPORTANT NOTE
(Be sure that a copy of the resolution authorizing a person to execute contract documents or to execute a bid submittal is attached to this certification. If more than one resolution is attached, the form must be modified to reflect that fact.)
NONCOLLUSION DECLARATION
TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID FOR:

Project No._________________________ Project Name _________________________________

The undersigned declares:

I am the ____________________________ of __________________________, the party making the foregoing bid.

Title____________________Company________________________

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ________________________, 20___ at ________________________, ________________________.

City____________________State________________________

Printed Name_________________________Signature________________________

Construction Mgmt.
701.05 • 1/2012
SMALL BUSINESS PREFERENCE AND CERTIFICATION REQUEST

(Bidders requesting a 5% Small Business Preference must sign below and enclose this form with their bid/proposal.
If your firm is not claiming the small business preference, do not submit this form with your bid/proposal.)

Project No. ______________________________  Project Name ______________________________

The undersigned hereby requests the small business preference and further certifies under penalty of perjury, that the firm still meets the requirements of the California Code of Regulations, Title 2 section 1896 et seq.

NOTICE TO ALL BIDDERS: The California Government Code, section 14835 et seq. requires that a five percent preference be given to bidders who qualify as a small business. The rules and regulations of this law, including the definition of a small business for the delivery of service, are contained in California Code of Regulations, Title 2 section 1896, et seq. A copy of the regulations is available upon request.

If your firm is a Small Business and wishes to claim the small business preference, which may not exceed $50,000 for any bid, your firm must have its principal place of business located in California, have a complete application (including proof of annual receipts) on file with the Small Business & DVBE Services Branch, in the Procurement Division of the State of California Department of General Services, by 5:00 p.m. on the date bids are opened, and be verified by such office. Please indicate by checking the box below whether your firm is claiming the preference and is a Small Business.  ☐ Small Business

OR

If your firm is a Non-Small Business and wishes to claim the small business preference, your firm must notify the Trustees by signing below, that your firm commits to subcontract at least 25% of its net bid price with one or more small businesses, submit a timely responsive bid, list the small business subcontractors and include name, address, phone number, portion of the work to be performed, and the dollar amount and percentage per subcontractor, and be determined a responsible bidder. Please indicate by checking the box below whether your firm is claiming the preference and is a Non-Small Business.  ☐ Non-Small Business

Questions regarding the preference approval process should be directed to Small Business & DVBE Services, telephone (800) 559-5529 or (916) 375-4940, address: 707 Third Street, First Floor-Room 400, West Sacramento, CA 95605, or if by mail: P.O. Box 989052, West Sacramento, CA 95798-9052. You can also reach them via email (osdchelp@dgs.ca.gov) or on the Internet: www.pd.dgs.ca.gov/smbus.

IMPORTANT NOTICE (Read before signing)
The “Small Business Preference and Certification Request” must be signed in the same name style in which the bidder is licensed by the Contractors State License Board. Bidders bidding jointly or as a combination of several business organizations are specially cautioned that such bidders must be jointly licensed and approved in the same form and style in which the bid is executed.

Legal Name Style of Bidder(s): ____________________________________________________________

Signature of Bidder: ____________________________________________________________ Date ________________

In the event the bidder has received assistance in obtaining bonding for this project, it shall set forth below the name and nature of the firm providing such assistance. Should the firm be listed as a subcontractor, bidder shall set forth the percentage of the contract to be performed by the subcontractor.

Name of Firm: ______________________________  Is Firm a Listed Subcontractor?  ☐ YES-Percentage _______  ☐ NO

Special attention is directed to California Code of Regulations, Title 2 section 1896.16 for penalties for furnishing incorrect supporting information in obtaining preference.
Project No. ___________________________  Project Name _____________________________

The undersigned bidder declares:

1) That the attached pocket license or certificate of licensure is the Contractor’s, is current and valid, and is in a classification appropriate to the work to be undertaken on the above-referenced project for which bidder is submitting a bid, per Public Contract Code Section 6100(b). Attach a copy of the pocket license issued from Contractor’s State License Board.

2) That the Contractor is currently registered to bid public works projects with the Department of Industrial Relations (DIR), and shall maintain this registration current through the duration of this project. Attach documentation of the registration number issued by the DIR.

3) The bidder qualifies as a “California Company” per Public Contract Code Section 6107. Check one of the following statements that applies to the bidder:
   - [ ] Bidder has its principal place of business in California.
   - [ ] Bidder has its principal place of business in a state in which there is no local contractor preference on construction contracts.
   - [ ] Bidder has its principal place of business in a state in which there is a local contractor construction preference, and bidder has paid not less than five thousand dollars ($5,000) in sales or use taxes to California for construction related activity for each of the five years immediately preceding the submission of this bid.

If bidder does not qualify as a California company (and has not checked one of the statements under item 3 above), please complete the following information:

<table>
<thead>
<tr>
<th>State in which Bidder has its principal place of business</th>
<th>Amount of the local contractor construction preference offered</th>
</tr>
</thead>
</table>

The undersigned declares under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on this _____ day of _____________, 201____, at ____________________________, California.

Signature of Bidder or officer of Bidder authorized to execute contracts

Print or type name of person signing

Print or type name of business entity

Address

Construction Mgmt.
701.08 • 3/16
The undersigned bidder hereby submits this bid pursuant to the contract documents:

### A. If bidder is an individual proprietorship:

- **(Name of Firm)**
- **(License No.)**
- **(Postal Address of Firm)**
- **(Signature of Individual)**
- **(Printed Name of Person Who Signs)**
- **(Phone Number)**

### B. If bidder is a partnership:

- **(Name of Firm)**
- **(License No.)**
- **(Postal Address of Firm)**
- **(Signatures)**
- **(Printed Name of Person(s) Who Signs)**
- **(Phone Number)**

### C. If bidder is a corporation:

- **(Name of Corporation)**
- **(License No.)**
- **(Postal Address of Principal Office of Corporation)**
- **(Signature of Person Who Signs for Corporation)**
- **(Printed Name of Person Who Signs)**
- **(State of Incorporation)**
- **(Phone Number)**

### D. If bidder is a joint venture:

- **(Name of Joint Venture)**
- **(License No., if known)**

An Affidavit of Joint Venture form must be filed five days prior to bid opening and each member of the joint venture must be prequalified one day prior to bid opening as provided in Article 2.02 of the Contract General Conditions. Each member of the joint venture shall fill in the information below corresponding to the member’s type of business organization. If the joint venture has more than one of the same types of business organizations, additional copies of this page containing the required information and signatures shall be added and attached to this proposal form. Any such attachments are a part of this proposal form.

<table>
<thead>
<tr>
<th>First Member of the Joint Venture</th>
<th>Second Member of the Joint Venture</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>(Name of Firm or Corporation)</strong></td>
<td><strong>(License No.)</strong></td>
</tr>
<tr>
<td><strong>(Postal Address of Principal Office of Corporation)</strong></td>
<td><strong>(State of Incorporation)</strong></td>
</tr>
<tr>
<td><strong>(Signature and Printed Name of Person Who Signs for Corporation)</strong></td>
<td><strong>(Signature and Printed Name of Person Who Signs for Corporation)</strong></td>
</tr>
<tr>
<td><strong>(Title of Person Who Signs Above)</strong></td>
<td><strong>(Phone Number)</strong></td>
</tr>
<tr>
<td><strong>(Title of Person Who Signs Above)</strong></td>
<td><strong>(Phone Number)</strong></td>
</tr>
</tbody>
</table>

**Name must be the same as appears on state contractor’s license and on prequalification.**  
**If signature is by an agent, other than an officer of a corporation or a member of a partnership, a power of attorney must be on file with the Trustees before bid opening or be submitted with this bid.**  
***A certified copy of corporate board action authorizing execution of this contract must be submitted on Trustees-prescribed forms.***  
****The Joint Venture must have the required license in place at time of award of contract, and if awarded the contract, must return with the contract a resolution authorizing someone to sign contracts, change orders, and other documents for the joint venture.***