

# Attachment One

## QUALIFICATION CRITERIA FOR

### Renovation to Madison Primary School Madison, Virginia

#### I. BONDING:

Contractor can secure bonding for this project in an amount equal to or greater than the amount established by Madison County Public Schools (“MCPS”), Virginia (**\$12 million**) from a surety company **(1)** listed in the United States Department of Treasury, Federal Register, **Circular 570: Companies Holding Certificates of Authority as Acceptable Sureties on Federal Bonds and as Acceptable Reinsuring Companies**; and **(2)** licensed to transact surety business in the Commonwealth of Virginia.

#### II. EXPERIENCE:

##### Firm Experience:

The contractor or contractor's office that will handle this project has undertaken **at least two (2) construction projects of similar or comparable scope** (approximately 53,000 square feet major renovations); function (K-12 school facility or comparable municipal facility) and dollar cost (\$11 million); interior renovation, window replacement, mechanical/electrical/plumbing systems; casework, etc. **within the last five years**. The projects shall be sufficiently comparable so that MCPS may conclude that the contractor is familiar with and capable of handling the project(s) described in the prequalification.

##### Key Personnel Experience:

The **Project Manager** most likely to be assigned to this project has **served as project manager on at least three (3) projects in the last ten years of similar or comparable scope, one of those within the past five years**. (approximately 53,000 square feet major renovations); function (K-12 school facility or comparable municipal facility) and dollar cost (\$11 million); interior renovation, window replacement, mechanical/electrical/plumbing systems; casework, etc. Equivalent or comparable experience may be considered, at the sole discretion of MCPS; however, it shall be sufficiently similar so that MCPS may conclude that the proposed Project Manager is familiar with and capable of handling the project(s) described in the prequalification.

The **Superintendent** most likely to be assigned to this project has **served as superintendent on at least three (3) projects in the last ten years of similar or comparable scope, one of those within the past five years** (approximately 53,000 square feet major renovations); function (K-12 school facility or comparable municipal facility) and dollar cost (\$11 million); interior renovation, window replacement, mechanical/electrical/plumbing systems; casework, etc. Equivalent or comparable experience may be considered, at MCPS's sole discretion; however, it shall be sufficiently similar so that MCPS may conclude that the proposed Superintendent is familiar with and capable of handling the project(s) described in the prequalification.

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## III. JUDGMENTS:

Any judgment(s), whether one or several, entered against the contractor for breach of contract for construction within the past ten (10) years may be grounds for denying prequalification, at MCPS's sole discretion, after due consideration of the date(s), amount(s), facts and circumstances.

## IV. SUBSTANTIAL NON-COMPLIANCE:

Any of the following may be grounds for denying prequalification, at MCPS's sole discretion, after review and consideration of the dates, facts and circumstances.

### **The contractor:**

- has **paid liquidated damages** for failure to complete a project by the contracted date on any projects in the last five (5) years; or
- has **paid actual damages** resulting from failure to complete a project by the contacted date on any projects in the last five (5) year; or
- has **been terminated** for cause on a contract in the last five (5) years; or
- was **more than thirty (30) days late, without good cause**, in achieving the contracted substantial completion date where there was no liquidated damage provision on any projects in the last three (3) years; or
- has **received more than two (2) cure notices** on a single project in the past two (2) years and/or more than one (1) cure notice on five (5) separate projects in the past five (5) years; or
- has **had repeated instances** on a project of **installation and workmanship deviations which exceed the tolerances in the standards referenced** in the contract documents. Documentation of such instances shall be the written reports and records of the owner's representatives on the project; or
- has **finally completed a project** more than 90 days after achieving substantial completion on two (2) or more projects in the last three (3) years, for reasons within the contractor's control. Documented delay of delivery of material necessary to perform remaining work or seasonal conditions that bear on performing the work or operating specific equipment or building systems shall be considered in mitigation; or
- has had **Performance or Payment Bond claims paid on its behalf** in the last three (3) years.

## V. CONVICTIONS:

Any of the following may be grounds for denying prequalification, at MCPS's sole discretion, after review and consideration of the dates, facts and circumstances.

The contractor or any officer, director, project manager, procurement manager, chief financial officer, partner or owner of the construction company in the past ten (10) years:

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- a) has **been convicted** on charges relating to **conflicts of interest**;
- b) has **been convicted** on charges relating to any **criminal activity** relating to contracting, construction, bidding, bid rigging or bribery;
- c) has **been convicted**: (i) under Va. Code Section 2.2-4367 et seq. (Ethics in Public Contracting); (ii) under Va. Code Section 18.2-498.1 et seq. (Va. Governmental Frauds Act); (iii) under Va. Code Section 59.1-68.6 et seq. (Conspiracy to Rig Bids); or (iv) of violating any substantially similar federal law or law of another state

## **VI. DEBARMENT:**

The following may be grounds for denying prequalification, at MCPS's sole discretion, after review and consideration of the dates, facts and circumstances:

The contractor or any officer, director, project manager, procurement manager, chief financial officer, partner or owner of the construction company in the past ten (10) years: has been **debarred** by any agency or political subdivision of the Commonwealth of Virginia, by any agency of the United States or by any agency of another state.