ADDENDUM NO. 3  
(Issued March 24, 2021) 

Request for Qualifications and Bid Proposals  
Central Administrative Center at Cole Campus

The following changes, additions, modifications and corrections hereinafter set forth shall apply to the bid documents for the project and shall be made a part thereof and subject to all the requirements thereof, as if originally specified and/or shown;

District Clarification #1:
Local Business Utilization (LBU) Policy Handout distributed at March 19, 2021 Mandatory Pre-Bid Site Visit (attached).

The full version of OUSD’s latest Local, Small Local and Small Local Resident Business Enterprise Program can be found by going to the OUSD home page: ousd.org> Offices and Programs> Facilities Planning & Management Department> For Contractors and Developers> Bids and Requests for Proposals> Bid Information> 2014 Amendment to Local Business Participation Policy.

District Clarification #2:
Prequalification questions and submittals shall be emailed to: Juanita Hunter at juanita.hunter@ousd.org and LaJuana Lewis at LaJuana.Lewis@ousd.org

Project questions shall be emailed to:  Elena Comrie at ecomrie@ccorpusa.com and Colland Jang at colland.jang@ousd.org with a cc: to Kenya Chatman at kenya.chatman@ousd.org

District Clarification #3:
Revised Specification Section 01 57 23 – Temporary Erosion and Sediment Control (attached)  
Added Specification Section 01 57 24 – Water Pollution Control (attached)

RECEIPT OF THIS ADDENDUM (AS WELL AS PREVIOUSLY ISSUED ADDENDA) MUST BE ACKNOWLEDGED IN THE BID PROPOSAL.
Local Business Utilization (LBU) Policy

**POLICY:** In order to encourage the utilization of local and small local businesses based in Oakland, the Board of Education for the Oakland Unified School District established the Local Business Utilization Policy in December 2008. In January 2014, the Board adopted and approved the Resolution of the Local, Small Local and Small Local Resident Business Enterprise (L/SL/SLRBE) Program increasing the mandatory local participation requirement to 50% on all District Capital Program construction contracts and construction related professional services agreements.

**DEFINITIONS**

**LBE – Local Business Enterprise**
A firm located in Oakland and certified by the City of Oakland as an LBE.

**SLBE – Small Local Business Enterprise**
A firm located in Oakland, with annual revenue of 30% of the most recently published SBA size standards for a small business and certified by the City of Oakland.

**SLRBE - Small Local Resident Business Enterprise**
A firm certified by the Oakland Unified School District that meets all the criteria for the SLBE and whose owner is a current City of Oakland resident.

Following is a description of how the policy applies to District contracts:

1. **REQUIREMENTS**

   There is a 50% Local Business participation requirement on all District Capital Program construction and construction related professional services agreements.

2. **MEETING THE REQUIREMENTS**

   The 50% Local Business utilization requirement can be met with:
   - 25% (or less) Local Business (LBE) participation AND 25% (or more) Small Local and/or Small Local Resident Business (SLBE/SLRBE) participation

For additional information regarding the OUSD Local Business Utilization Program, please contact Lupe Serrano: lupe.serrano@ousd.org

www.ousd.org
3. BID DISCOUNTS FOR MEETING THE REQUIREMENTS

All firms meeting the 50% LBE participation with a maximum of 25% of LBE and a minimum of 25% SLBE and/or SLRBE participation will be considered responsive and receive a 2% bid discount. Bids that do not meet the 50% LBU requirements are considered non-responsive, unless otherwise approved by the District.

Additional Bid Discounts: In addition to the 2% bid discount for the 50% participation, firms with participation of 60-80% will earn additional bid discounts as follows.

- **Bidders receive an additional 1% discount** for 60% LBU participation, if the team has a minimum of 35% SLBE/SLRBE of the total 60% total LBU participation, for a 3% total bid discount

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<th>Maximum LBE Participation</th>
<th>Minimum SLBE/SLRBE Participation</th>
<th>Total LBU (LBE and SLBE/SLRBE) Participation</th>
<th>Additional Bid Discount</th>
<th>Total Bid Discount (Additional + 2%)</th>
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- **Bidders receive an additional 2% discount** for 70% LBU participation, if the team has a minimum of 45% SLBE/SLRBE of the total 70% total LBU participation, for a 4% total bid discount

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<th>Additional Bid Discount</th>
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- **Bidders receive an additional 3% discount** for 80% LBU participation, if the team has a minimum of 35% SLBE and a minimum or 20% SLRBE of the total 80% total LBU participation, for a 5% total bid discount

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<th>Minimum SLRBE Participation</th>
<th>Total LBU (LBE and SLBE/SLRBE) Participation</th>
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CERTIFICATION

For LBE and SLBE certifications, the District honors firms certified as LBEs, SLBEs or VLSBEs by the City of Oakland. The District manages the Small Local Resident Business Enterprise (SLRBE) certifications. To become certified as a Small Local Resident Business Enterprise each firm must:

- **Submit proof of City of Oakland certification as a Small Local Business Enterprise (SLBE).**
- **Submit verification of the firm owner's City of Oakland residency.**
  Please email Monica Rice at monica.rice@ousd.org for complete SLRBE certification information.

To receive participation credit, all LBE, SLBE/VSLBE and SLRBE firms must be certified prior to bid submittal. Upon submittal firm information will be reviewed and approved for responsiveness and bid discount.

For additional information regarding the OUSD Local Business Utilization Program, please contact Lupe Serrano: lupe.serrano@ousd.org www.ousd.org
PART 1 - GENERAL

1.1 DESCRIPTION

A. Work included: The work included in this Section includes all labor, materials, and equipment necessary to place temporary and permanent erosion and sediment control measures as specified herein.

B. Related work: Documents affecting work of this Section include, but are not necessarily limited to, General Conditions, Supplementary Conditions, Sections in Division 1 and 2 of these Specifications, and:

1. Section 01 57 24 Water Pollution Control
2. Section 02 41 13 Selective Site Demolition
3. Section 31 10 00 Clearing and Grubbing
4. Section 31 20 00 Earthwork
5. Section 31 22 19 Finish Grading
6. Section 31 23 33 Trenching and Backfilling

1.2 QUALITY ASSURANCE AND CONTROL

A. Use adequate numbers of skilled workers who are thoroughly trained and experienced in the necessary crafts and who are completely familiar with the specified requirements and the methods needed for proper performance of the work of this Section.

1.3 ENVIRONMENTAL REQUIREMENTS

A. Protect adjacent properties and water resources from erosion and sediment damage throughout life of contract.

1.4 SUBMITTALS

A. Comply with Oakland Unified School District General Conditions.

B. Product Data: Submit:
1. Materials list of items proposed to be provided under this Section.
2. Specifications and other data needed to prove compliance with the specified requirements.

PART 2 - PRODUCTS

2.1 FOR EROSION AND SEDIMENT CONTROL

A. The primary erosion and sediment control measures implemented during the Grading/Site Preparation phase of the project shall be inspected, maintained, and repaired in accordance with ABAG and Storm Water Pollution Prevention CASQA guidelines. Secondary measures such as Inlet Protection, dust control, erosion control blanket, temporary and permanent seeding shall be installed/applied as necessary.

B. Staked Hay Bales or straw wattle installed per Storm Water Pollution Prevention CASQA and ABAG guidelines.

C. Bale stakes for each bale shall be a minimum of 4-feet in length and shall be either two #2 rebars, two steel pickets, or two 2-inch X 2-inch hardwood stakes driven 1’6” into the ground.

D. Rip-Rap outlet protection and drainage structure inlet protection installed per Storm Water Pollution Prevention CASQA and ABAG guidelines.

E. Temporary Sediment Riser Outlet Structure installed per Storm Water Pollution Prevention CASQA and ABAG guidelines.

F. Inlet Protection installed per Storm Water Pollution Prevention CASQA and ABAG guidelines.

PART 3 - EXECUTION

3.1 Preparation

A. Contractor shall review the site in its entirety and photograph for reference.

B. Deficiencies or changes on Site Improvement Plans as it is applied to current conditions shall be brought to the attention of the District’s Representative.

3.2 Erosion Control and Storm Water Pollution Prevention Implementation

A. Place erosion control and storm water pollution prevention measures in accordance with Storm Water Pollution Prevention CASQA and ABAG guidelines, as construction proceeds and the appropriate phase is in progress for each measure.

B. Permanent erosion control measures shall be incorporated into the Project at the earliest practical time to minimize the need for temporary controls.

3.3 Permanent and Temporary Seeding Measures
A. Permanently seed and mulch cut slopes as excavation proceeds to extent considered desirable and practical.

B. Slopes that erode easily or that will not be graded for a period of fourteen (14) days or more shall be temporarily seeded as work progresses with temporary seeding.

3.4 Removal of Erosion and Sediment Control Measures

A. When site is ninety-five percent (95%) re-vegetated and stabilized with grasses, remove temporary sediment risers. Remove accumulated sediment and regrade area to original contours. Seed and protect with permanent grass seed mixture.

B. Remove drainage structure inlet protection.

C. Remove silt fence and temporary check dams. Seed and protect any disturbed areas with permanent grass seed mixture.

END OF SECTION
PART 1 – GENERAL

1.1 NPDES General Permit Requirements

Construction activities including but not limited to clearing, grading and excavating that result in land disturbances of equal to or greater than one acre are subject to the National Pollutant Discharge Elimination System (NPDES), General Permit for Stormwater Discharges Associated with Construction and Land Disturbance Activities, SWRCB Order No. 2009-009-DWQ (as amended by Order Nos. 2010-0014-DWQ and 2012-0006-DWQ), hereinafter referred to as “General Permit”. The District shall obtain coverage under the General Permit prior to commencement of Work.

1.2 Storm Water Pollution Prevention Plan

The General Permit requires the development and implementation of a Storm Water Pollution Prevention Plan (SWPPP). The SWPPP will be provided to the Contractor by the District. Implementation of SWPPP will be the responsibility of the Contractor as described in this Section. The SWPPP shall be kept at the site at all times during construction in the event of an inspection by the San Francisco Regional Water Quality Control Board (SFRWQCB).

The SWPPP includes site map(s), identification of construction and contractor activities that could pollute stormwater, and a description of measures and practices to control the potential pollutants. Furthermore, the SWPPP is a program to control water pollution and prevent any net increase in pollution of stormwater runoff from entering waterways. If, during construction operations, field conditions change in a manner which, in the opinion of the District’s Qualified SWPPP Developer (QSD), significantly deviates from the design of the SWPPP, the District’s QSD may revise or amend the current SWPPP.

1.3 Best Management Practices (BMPs)

Best Management Practices shall be defined as any program, technology, process, citing criteria, operating method, measure, or device which controls, prevents, removes or reduces pollution. The Contractor shall review and implement all BMPs recommended in the SWPPP. Additional BMPs may be required as a result of a change in actual field conditions, contractor activities, or construction operations. BMPs for contractor activities shall be continuously implemented throughout the year. BMPs for erosion and sediment control shall be implemented during the rainy season (October 1 through May 1), and whenever the National Weather Service predicts rain within 24 hours. BMPs for erosion and sediment control shall also be implemented prior to the commencement of any contractor activity or construction operation that may produce runoff, and whenever runoff or runoff from other sources may occur.
The Contractor shall implement and maintain on the Project site the BMPs described in the SWPPP, which include the following BMP performance standards:

A. Inactive areas, finished slopes, open space, trench backfill, and completed areas and portions thereof, shall be stabilized. Inactive areas are areas that have been disturbed and have not or will not be re-disturbed for at least 14 days or as designated by the District’s QSD as inactive.

B. Stockpiles (and portions thereof) that are not actively being used shall be covered and bermed.

C. Erosion control BMPs (runoff control and soil stabilization) shall be implemented in conjunction with sediment control BMPs for areas under active construction 24 hours prior to a likely precipitation event in accordance with the Rain Event Action Plan (REAP) for Risk Level 2 and 3 projects. Active areas of construction are areas undergoing soil surface disturbance.

D. Linear sediment controls shall be placed along the toe and face of disturbed slopes, and at grade breaks of exposed soil in accordance with the recommendations of the SWPPP.

E. Each entrance to, and exit from, the Project site shall be stabilized in accordance with the recommendations of the SWPPP. Traffic entering/existing the Project site shall be directed so as to only use such stabilized entrances/exits.

F. The Contractor shall have at least one (1) spill response kit in onsite in a commonly known location and clearly marked at all times. Spills and leaks shall be cleaned up immediately and disposed of off the Project site. The SWPPP includes requirements for notifying the District and conducting emergency response and cleanup in the event contaminated water discharges from the site.

G. Concrete waste shall be contained in a concrete washout container approved by the District’s QSD. There shall be no discharge of concrete washout or waste into the underlying soil or onto the surrounding areas. Concrete waste shall be considered as including, but not limited to, slurry, cement, wash waters, additives, or grout.

H. The Contractor shall exercise reasonable precaution to protect all drainage conveyances, including inlets, swales, curb and gutter and natural waterways, from pollution including fuels, oils, and other harmful materials.

PART 2 – PRODUCTS

PART 3 - EXECUTION

3.1 General Requirements

A. Contractor Water Pollution Control Manager (WPCM):
The Contractor shall appoint an individual who is competent and knowledgeable about water pollution control and who is onsite daily with the task of implementing the SWPPP when the District’s QSD is not present.

B. Stormwater and Non-Stormwater Sampling:

1. Stormwater Runoff: The Contractor shall be responsible for collecting water samples in the event that the District’s QSD is not present at the site at time of discharge. Instructions for sample collection and handling will be discussed at the pre-construction meeting and throughout the duration of the project during routine site inspections and tailgate training.

2. Non-Stormwater Sampling: If visual monitoring inspections of the Project site indicate any authorized or unauthorized non-stormwater discharges, the WPCM shall collect one (1) or more samples of water and notify the District’s QSD such that the findings are recorded with the BMP Checklist and Sampling Activity Log in the SWPPP within 24 hours of analysis.

3. Non-Visible Pollutant Monitoring: The Contractor shall collect one (1) or more samples of water in the event that a breach, malfunction, leakage, or spill that could result in the discharge of pollutants to surface waters that would not be visually detectable in stormwater. The District’s QSP shall be notified immediately for delivery and analysis of sample(s).

C. Water Pollution Control Schedule

Contractor shall incorporate the dates for which erosion and sediment control BMPs will be deployed into the Project Schedule. Major ground disturbing activities including earthwork and grading should be scheduled outside the rainy season and when rain is not eminent.

D. Training

The District’s QSD will provide training to the Contractor, sub-contractors and Contractor’s WPCM related to compliance with the General Permit, implementation of the SWPPP, installation of BMPs at the site, and water sampling. Training sessions shall be documented and retained in the SWPPP as required under the General Permit.

E. Water Pollution Control Effectiveness

If measures being taken by the Contractor are inadequate to control water pollution effectively, the District may direct the Contractor to revise its operations. Such directions will be in writing and will specify the items of Work for which the Contractor’s water pollution control measures are inadequate. No further Work shall be performed on said items until the water pollution control measures are corrected.
F. Water Pollution Control Maintenance

Contractor shall furnish sufficient personnel, materials and adequate equipment to perform water pollution control maintenance. Water pollution control maintenance work shall consist of maintaining and replacing temporary water pollution control measures throughout the duration of the Contract until permanent measures are accepted by the District. Maintenance work and SWPPP implementation shall be considered as integral functional practices to implement water pollution control. Failure to comply with the requirements of the General Permit shall subject the Contractor to all fines, damages and job delays incurred due to failure to properly implement the SWPPP.

G. SWPPP Implementation

The Contractor shall be responsible throughout the duration of the Project for installing, constructing, inspecting, maintaining, removing and disposing of water pollution control measures included in the SWPPP. Unless otherwise directed by the District, the Contractor’s responsibility for SWPPP implementation shall continue throughout any temporary suspension of Work ordered in conformance with the Contract.

H. Monitoring and Reporting

1. The WPCM shall report to the District’s QSD at times of inspection. The District’s QSD may perform weekly, pre- and post-storm inspections as required under the General Permit to evaluate Contractor’s performance and site conditions. The District reserves the Right to announce planned inspections. However, the Contractor shall ensure that at least one designee is present at the site at all times of construction who is familiar with the SWPPP and has attended a training session with the District’s QSD.

2. The WPCM shall observe all BMPs to identify whether they have been properly implemented in accordance with the SWPPP.

3. The WPCM shall inspect each drainage area for the presence of (or indications of prior) unauthorized and authorized non-stormwater discharges and their sources.

4. The WPCM shall monitor and report run-on from surrounding areas if there is reason to believe run-on to the Project site may contribute to the exceedance of numeric action levels (NALs) for pH and turbidity.

5. Upon identification of any failures or deficiencies to BMP by either the District’s QSD or Contactor’s WPCM, implement repairs or design changes within 24 hours. Correct unauthorized discharges immediately. This may require the temporary suspension of certain work activities, as approved the District’s QSD.
I. Removal of Temporary Structures

Erosion and sediment control structures and facilities shall be removed from the site upon completion of the affected work.

J. Notwithstanding the contractual obligations of the Contractor stated herein and the General Permit, the Contractor shall comply with all applicable Federal, State and local statutes relating to the prevention or abatement of water pollution.

END OF SECTION