

RESOLUTION AUTHORIZING THE USE OF A PREQUALIFICATION POLICY FOR BIDDERS ON CONSTRUCTION CONTRACTS

WHEREAS, the Engineering & Inspections Department has determined that certain construction projects will be constructed more efficiently if all interested bidders are required to be prequalified for the work;

WHEREAS, projects that benefit from prequalification are very large projects, those with very specialized skills, or those with severe schedule constraints;

WHEREAS, prequalification is particularly relevant in the Construction Manager at Risk (CMAR) delivery systems as the CMAR must rely on proven performance and pre-qualify its first-tier sub-contractors to deliver the project at the Guaranteed Maximum Price (GMP);

WHEREAS, the prequalification process can protect the City, the contractor, and the public from unnecessary expenses and construction delays;

WHEREAS, during the latest legislative session, G.S. 143-135.8 and G.S. 143-128.1 were revised to establish requirements for local governments to follow when using prequalification in certain construction delivery methods, including, CMAR, to ensure transparency, objectivity, and fairness to all potential bidders;

WHEREAS, the revisions to G.S. 143-135.8 and G.S. 143-128.1 now require that the City Council adopt an objective city-wide prequalification policy applicable to all construction or repair work prior to advertising the contract for which the City intends to prequalify bidders;

WHEREAS, the City of Greensboro Construction Prequalification Policy was prepared by staff from the Engineering & Inspections (both the Engineering and the Facilities Divisions), Water Resources and Legal Departments to comply with the revised G.S. 143-135.8 and G.S. 143-128.1;

WHEREAS, pursuant to the City of Greensboro Construction Prequalification Policy, all licensed and legally qualified contractors will be invited to submit their qualifications for a project, but only those that can demonstrate that they actually have the specified qualifications will be allowed to bid on it;

WHEREAS, the City of Greensboro Construction Prequalification Policy allows any contractor to appeal a determination that their qualifications are insufficient to bid on the project;

WHEREAS, the City's M/WBE policy requirements will not be changed or limited on contracts with prequalified contractors, nor will goals or performance standards be affected. Demonstrated MWBE participation can be requested, submitted and reviewed as a portion of the established prequalification scoring criteria;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

The attached City of Greensboro Construction Prequalification Policy is approved.