**PROJECT NAME / PROJECT NUMBER XXXX**

**Campus Address**

To the State of California acting through the Board of Trustees of the California State University, on behalf of the {insert name of University}, hereinafter called the Trustees:

The undersigned Proposer hereby offers, in the amount stated below, to furnish all labor, materials, tools, equipment, apparatus, facilities, transportation, and permits for the design and construction of the Project {#}, {Project Name}, at {Campus} in accordance with all the requirements of the Request for Proposals, and hereby agrees to enter into contract for Project Number {#}, if this offer is accepted by the Trustees.

TOTAL DEVELOPMENT PRICE: $

 *(use figures only)*

Proposer shall state the above amount in figures only; the above amount represents 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 price will be held firm and fixed for {#} days, in accordance with the proposed schedule contained in the Request for Proposals (RFP 21.02). The Trustees reserve the right to reject any and all proposals and to waive any irregularities. The design and construction budget is ${###}.

*SPECIFY THE NUMBER OF EACH ADDENDUM YOU HAVE RECEIVED ON THE LINE BELOW.*

This solicitation is subject to the provisions contained in the Contract General Conditions (and Supplementary General Conditions) for Design-Build Major Projects (note especially Article 32.00 *et seq.* regarding instructions to proposers). Proposer agrees that failure to comply with the conditions thereof shall be basis for rejection of this cost proposal.

Five Percent Small Business Preference

The Trustees will give a five percent Small Business Preference, up to $50,000, to proposers that are a California certified Small Business Enterprise or a Non-small Business Enterprise. To receive the five percent bid preference, Proposer must submit with its bid a completed “Small Business Preference and Certification” form 701.09, and shall check the appropriate box below to request the five percent Small Business bid preference, as either a:

1) CA certified Small Business upon verification in accordance with the CA Code of Yes ⬜ No ⬜

 Regulations, Title 2, Section 1896.2, having applied for certification no later than

 5:00 p.m. on bid opening date, or

2) Non-small business that commits to subcontracting at least 25% of its net bid price Yes ⬜ No ⬜

 to CA certified small businesses and/or microbusinesses.

If Proposer checks one of the boxes above, and submits the completed form 701.09 (see above), the Trustees will grant a bid preference of five percent of the lowest development price. Reference the Contract General Conditions and Supplementary General Conditions for Collaborative Design-Build Projects, Article 32.11, Small Business Five Percent Bid Advantage.

DVBE Participation/Request for DVBE Bid Incentive

The Trustees require the successful proposer to achieve three percent (3%) DVBE participation in contracting construction projects, as established in the bidding documents. Proposer will not list its DVBE subcontractors/suppliers with its bid.

The Trustees are granting a DVBE Incentive, which is calculated as a percentage of the lowest development price for bid evaluation purposes only, in accordance with the Contract General Conditions for Design-Build Major Projects, Articles 32.12-g, DVBE Incentive and 32.12-i, Sanction for Contractor’s Failure to Achieve the DVBE Incentive. The DVBE incentive may not exceed $100,000. When used in combination with the Small Business Preference, the cumulative adjustment amount shall not exceed $100,000.

Proposer shall indicate whether or not Proposer is requesting the DVBE Bid Incentive by checking the appropriate response below. Proposer commits to subcontract at least the percentage of DVBE participation of its net proposal price as stated hereon with one or more DVBE(s).

|  |  |
| --- | --- |
| DVBE Participation | Incentive |
| 3.00% to 3.99% | None |
| 4.00% to 4.99% | 1% |
| 5.00% to 5.99% | 2% |
| 6.00% or more | 3% |

 Proposer is requesting the DVBE Bid Incentive (check one): Yes ⬜ No ⬜

Proposer shall indicate its Total DVBE Participation Percentage Commitment in the spaces below:

 **3%**  Mandatory **+**  **%** DVBE Incentive **=**  **%** **Total DVBE Participation Percentage Commitment.**

Once the selected Design-Builder begins the competitive bidding selection of the Trade Contractors, the selected Design-Builder shall contact the Trustees’ DVBE Advocate at {telephone no., e-mail address}. If awarded incentive points for exceeding the maximum three (3) percent participation, and successful Proposer fails to achieve the incentive amount of participation, the Trustees will assess a penealty as described in the Contract General Conditions.

The Proposer must submit its proposal on this Cost Proposal Form, completely filled out and in a sealed envelope, and delivered as indicated in RFP section {#} before the time and date specified in the Request for Proposals, or it will be disregarded. Only proposals from proposers qualified through the Request for Qualifications process with a current {type} license will be accepted. Note: Proposers shall submit its technical proposal documents in a separate submittal, in a separate sealed envelope.

The Proposer shall enclose with the Cost Proposal Form bidder’s security in the amount equal to at least ten (10) percent of the total amount proposed, including alternatives, if additive (Article 32.05-c). If the Proposer is awarded the Contract and then fails to execute the Contract, its bidder’s security shall be forfeited to the State.

The time period for completion of the overall Project shall be {#} days from the date of the start of the design-build agreement, as stated in the overall design-build agreement Notice to Proceed. Trustees will issue a separate Notice to Proceed for the start of construction, providing Contract Start and Completion Dates. Liquidated damages shall be ${#} for each consecutive calendar day that is required to finish the work after the Contract Completion Date.

For projects with a construction value of $10 million or more: *{campus delete this portion if this project is less than $10 million}*

By initialing below, Proposer represents that he/she has read and understood the Contract General Conditions, including but not limited to its OCIP obligations:  Proposer and all subcontractors shall exclude from their proposals, bids and change orders all costs for Proposer’s insurance coverage described in Article 35.06-a, Insurance Requirements. Proposer shall exclude from its bid, and ensure every subcontractor of every tier excludes from his or her respective bids, the amount of the Proposer and its subcontractors’ reduction in insurance costs due to eligibility for OCIP coverages. Reference Article 35.06-b-5, Trustees Insurance Obligations.

By placing his/her initials in the space below, Proposer acknowledges this notification of its Contract General Conditions and OCIP obligations:

 *(Initial here)*

-End of Fee Proposal Form for Design-Build Projects-