





Contract or Public Improvement Contract within the scope of the Emergency declaration. After the University President or designee has declared an Emergency, the



The University will use one of the following procedures when procuring Construction-Related Services for a Contract or Public Improvement Contract:

(1) C

part or wholly by federal funds will comply with the higher of the state or federal prevailing rate of wage.

(4) No Contract will be awarded to any construction firm that is not licensed to do business in the State of Oregon, not registered or licensed by the appropriate state licensing boards, or listed as ineligible to enter into Contracts or Public Improvement Contracts by the Bureau of Labor and Industries.

(5) Contractors will post and maintain performance and payment bonds as required in the Solicitation Document. For Public Improvement Contracts with a total Contract Price in excess of \$100,000, one hundred percent performance and payment bonds will be required.

#### **580-063-0035**

##### **Oregon's Percent for Art**

The "Percent for Art" legislation governed by ORS 276.073 through 276.090, guides the acquisition of Oregon's state art collection. For acquisition of artwork in applicable state buildings, this program sets aside no less than 1 percent of the construction funds of buildings with a construction budget of \$100,000 or more. The University will be responsible to ensure compliance with the "Percent for Art" for applicable projects.

#### **580-063-0040**

##### **Design Standards**

All major facility projects will be planned, designed, constructed, and renovated to meet high performance building standards for energy efficiency and environmental sustainability as defined by the Department of Energy and the State of Oregon.

(1) State Energy Efficiency Design is the policy of the State of Oregon that facilities to be constructed or purchased by authorized state agencies be designed, constructed, renovated, and operated so as to minimize the use of nonrenewable energy resources and 10 serve as models of energy efficiency per ORS 276.900 through 276.915.

(2) Green building design and construction is an integral part of University Capital Construction. University projects should consider design standards that incorporate the 'Leadership in Energy & Environmental Design' (LEED) Silver standards or higher standards, which promote buildings that significantly reduce or eliminate the negative impact of buildings on the environment and occupants.

#### **580-063-0045**

##### **Retainage Processing Charges**

(1) The University may require a retainage for Construction- Related Services Contracts under \$1,000,000. For Construction-Related Services Contracts over \$1,000,000, the University will withhold a retainage.

(2) The University will not retain an amount in excess of five percent (5%) of the Contract Price for Work completed. If the Contractor has performed at least fifty percent (50%) of the Work and is progressing satisfactorily, upon the Contractor's submission of Written application containing the surety's written approval, the University may, in its discretion, reduce or eliminate retainage on any remaining progress payments. The University will respond in Writing to all such applications within a reasonable time. When the Work is ninety-seven and a half percent (97.5 percent) completed, the University at its discretion and without application by the Contractor, reduce the retained amount to one hundred percent (100 percent) of the value of the remaining unperformed Work. The University at any time reinstate retainage. Retainage will be included in the final payment of the Contract Price.

(3) For Construction-Related Services Contracts \$1,000,000 the Contractor request that the retainage be deposited in an interest-bearing account at a financial institution. Title to such funds will remain with the Board until the Work is complete and accepted by the University.

Interest on deposited retainage accrues to the benefit of the Contractor and will remain in the retainage account until the Work is accepted. The University may (415) 216-7364 (360) 252-2264 (409) 770-1132 (612) 310-1091

