



BUSINESS DEVELOPMENT DIVISION

July 26, 2024

TO: Zuleimy Ralat Perez, Contracting Agent
Procurement Division

FROM: Princess Clarke, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: Y24-788-ZR, Orange County Convention Center West Building Joint Replacement

The Business Development Division evaluated three bids submitted for this project. The Business Development Division completed an M/WBE Availability Analysis. The scope of services for this project had limited M/WBE availability. As a result, the M/WBE was reduced from 25% to 3%. At the time of bid opening, at least 36 firms were certified to provide the scope of services at the subcontract level.

The apparent low bid, submitted by Prestige Contracting Company, LLC, reported 0% in M/WBE participation. The apparent low bid did not meet the Orange County M/WBE participation goal **per the Ordinance requirement**.

Business Development issued a Submittal of Clarification email request on July 16, 2024, for the apparent low bidder to submit:

- Good Faith Effort Action #1, #2, #3, #4, and #5

As of July 18, 2024, the apparent low bidder responded and submitted:

- Updated Good Faith Effort Form
- Updated Contract and Subcontract Goal Participation Schedule form
- Good Faith Effort Action #1- Bidder provided insufficient documentation.
- Good Faith Effort Action #2- Bidder provided documentation.
- Good Faith Effort Action #3- Bidder provided insufficient documentation.
- Good Faith Effort Action #4- Bidder provided documentation.
- Good Faith Effort Action #5- Bidder provided insufficient documentation.

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The apparent low bid, submitted by Prestige Contracting Company, LLC, reported 0% in M/WBE participation. The apparent low bid did not meet the Orange County M/WBE participation goal **per the Ordinance requirement**. Please note the following certified M/WBE participation:

Not currently Orange County certified in the scope of "Project Management"	Volteo Building Company	\$64,461.20
Total MWBE Participation		\$0 (0%)

The second low bid, submitted by Orange County MBE firm SkyBuilders USA, LLC is bidding as a Prime contractor. Therefore, SkyBuilders USA, LLC is required to self-perform no less than 51 % of the contract per Sec. 17-321 per the M/WBE Ordinance. In the event this requirement is not achieved, other M/WBE's will have to be included to achieve the 3% M/WBE goal. Business Development was unable to determine M/WBE participation as incorrect form was submitted with bid.

Business Development issued a Submittal of Clarification email request on July 16, 2024, for the second low bidder to submit:

- Contract and Subcontract Goal Participation Schedule form
- Good Faith Effort Action #1, #2, #3, #4, and #5

As of July 18, 2024, the second low bidder responded and submitted:

- Updated Contract and Subcontract Goal Participation Schedule form
- Good Faith Effort Action #1- No documentation provided.
- Good Faith Effort Action #2- No documentation provided.
- Good Faith Effort Action #3- No documentation provided.
- Good Faith Effort Action #4- No documentation provided.
- Good Faith Effort Action #5- No documentation provided.

SkyBuilders USA, LLC reported self-performing 100% with 0% subcontractor's participation. They met the 3% M/WBE participation goal **per the Ordinance requirement**. Please note the following certified M/WBE participation:

MBE-HM	SkyBuilders USA, LLC	\$1,600,000.00
Total MWBE Participation		\$1,600,000.00 (100%)

The third low bid, submitted by Southern Road & Bridge LLC, reported 0% in M/WBE participation. The third low bid did not meet the Orange County M/WBE participation goal **per the Ordinance requirement**.

Business Development issued a Submittal of Clarification email request on July 16, 2024, for the third low bidder to submit:

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- Good Faith Effort Action #1, #2, #3, #4, and #5

As of July 18, 2024, the third low bidder provided no response.

- Good Faith Effort Action #1- No documentation provided.
- Good Faith Effort Action #2- No documentation provided.
- Good Faith Effort Action #3- Bidder provided insufficient documentation.
- Good Faith Effort Action #4- No documentation provided.
- Good Faith Effort Action #5- No documentation provided.

The third low bidder, submitted by Southern Road & Bridge LLC, reported 0% in M/WBE participation. The bidder indicated that they have historically performed (100% In-house) the scope of services denoted on the Good Faith Effort exception form. **Per the Ordinance**, Sec. 17-321, A prime contractor is not required to subcontract out work that it has historically and consistently performed with its own work force.

Our evaluation of these bids was based on the participation listed on the subcontractor/supplier page. Attached is a spreadsheet reconciling the bidders' compliance with the Invitation for Bid's M/WBE requirements, including the percentage breakdown for all bidders and a comparison of the relative bids versus participation percentages.

Also, I confirm my recommendation is free of conflicts of interest.

VaSantha Raysor

7/26/2024