



November 2, 2020

TO: Mayor Jerry L. Demings
-AND-
County Commissioners

FROM:  Carrie Mathes, CFCM, CPPO, C.P.M., Manager, Procurement Division

CONTACT: Sara Flynn-Kramer, Manager, Capital Projects Division
(407) 836-0048

SUBJECT: Award of Invitation for Bids Y20-772-JS, Public Works Fuel Tank Replacement at Apopka Maintenance Yard

ACTION REQUESTED:

Approval to award Invitation for Y20-772-JS, Public Works Fuel Tank Replacement at Apopka Maintenance Yard, to the low responsive and responsible bidder, Café Construction & Development, Inc. in the total contract award amount of \$315,000.

PROCUREMENT:

This project will consist of the removal from service of the existing two 15,000 gallon underground fuel storage tanks and the installation of one 15,000 gallon above ground diesel fuel storage tank and one 12,000 gallon above ground gasoline fuel storage tank. This project is located in District 2.

FUNDING:

Funding is available in account number 1004-072-2947-6310.

APPROVALS:

The Capital Projects Division and the Business Development Division concur with this recommendation.

REMARKS:

Six bids were received in response to this Invitation for Bids and were evaluated for responsiveness, responsibility, and price reasonableness. The bid submitted by Café Construction & Development, Inc. is considered reasonable based on comparison to the engineer's estimate. Café Construction & Development, Inc. has a satisfactory record of performance and is considered responsible. Therefore, award is recommended to Café Construction & Development, Inc.

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Award of Invitation for Bids Y20-772-JS, Public Works Fuel Tank Replacement at Apopka Maintenance Yard

The bid responses received from JSR Fueling Technologies, LLC, RC Development Group Inc., Adams Tank and Lift, Inc., K C Petroleum, Inc., and Mulligan Constructors, Inc. were all deemed non-responsive for failure to meet good faith effort requirements.

Bid tabulation as follows:

| <u>Bids Received:</u> | <u>Bid Amount:</u> |
|--------------------------------------|---------------------------|
| Café Construction & Development Inc. | \$315,000 |
| Adams Tank and Lift, Inc. | Non-Responsive |
| JSR Fueling Technologies, LLC | Non-Responsive |
| K C Petroleum, Inc. | Non-Responsive |
| Mulligan Constructors, Inc. | Non-Responsive |
| RC Development Group Inc. | Non-Responsive |



BUSINESS DEVELOPMENT DIVISION

November 17, 2020

TO: Jacqueta Scott, Contracting Agent
Procurement Division

FROM: Princess Clarke, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation Revised

PROJECT: **Y20-772-JS / Public Works Fuel Tank Replacement at Apopka Maintenance Yard**

The Business Development Division evaluated all six bids submitted for this project. One of the bidders was an Orange County Certified Minority Business Enterprise (MBE) firm, Café Construction & Development, Inc. The scope of services for this project had Minority/Women Business Enterprise availability. The Business Development Division completed an M/WBE Availability Analysis. As a result, the M/WBE goal will remain at 25%. At the time of bid opening, at least 61 M/WBE firms were certified to provide the scope of services at the subcontract level.

The apparent low bidder, JSR Fueling Technologies, LLC, did not submit any of the required documentation for good faith effort, therefore it was not achieved and reported 0% M/WBE participation in their bid.

The second low bid, submitted by RC Development Group Inc., did not submit any of the required documentation for good faith effort, therefore it was not achieved and reported 0% M/WBE participation in their bid.

The third low bid, submitted by Orange County MBE firm Café Construction & Development Inc. did meet the M/WBE goal and is bidding as a Prime contractor. Therefore, Café Construction & Development, Inc. 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 25% M/WBE goal. Café Construction & Development, Inc. reported self-performing 55.78%. They also reported sub-contractor M/WBE participation of 3.15% in their bid and met the M/WBE participation goal. Please note the following certified M/WBE participation:

| | | |
|---------------------------------|---------------------------------------|------------------------------|
| MBE-HM | Café Construction & Development, Inc. | \$175,712.00 |
| MBE-HM | M&M Electric of Central Florida | \$9,920.00 |
| Total MWBE Participation | | \$315,000.00 (58.93%) |

Sheena Ferguson

Interoffice Memorandum

The fourth low bid, submitted by Adams Tank and Lift, Inc. did not submit any of the required documentation for good faith effort, therefore it was not achieved and reported 0% M/WBE participation in their bid.

The fifth low bid, submitted by KC Petroleum, Inc., did not submit any of the required documentation for good faith effort, therefore it was not achieved and reported 0% M/WBE participation in their bid.

The sixth low bid, submitted by Mulligan Constructors, Inc., did not submit any of the required documentation for good faith effort, therefore it was not achieved and reported 0% M/WBE participation in their bid.

Our evaluation of these bids was based on the participation listed on the subcontractor/supplier page. If the low bidder is not chosen, please let us know so that we may obtain Letters of Intent to confirm the participation.

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.

cc: Sheena Ferguson, Manager, Business Development Division

BID COMPARISON**Y20- 772-JS/ Public Works Fuel Tank Replacement at Apopka Maintenance Yard**

| Rank | Bidder | Bid Amount | Prime MWBE \$'s in the Bid | Sub-contractor M/WBE \$'s in Bid | % Prime MWBE self- performing (Goal 51%) | % Sub- contractor M/WBE (Goal 25%) | Total MWBE % | GFE | EEO % M / W |
|---------|--------------------------------------|--------------|-------------------------------|--|---|---|--------------|-----|----------------|
| Low Bid | JSR Fueling Technologies, LLC | \$255,396.96 | \$0.00 | \$0.00 | 0.00% | 0.00% | 0.00% | No | 0 / 25 % |
| 2nd Low | RC Development Group Inc. | \$266,034.00 | \$0.00 | \$0.00 | 0.00% | 0.00% | 0.00% | No | 0 / 33 % |
| 3rd Low | Café Construction & Development Inc. | \$315,000.00 | \$175,712.00 | \$9,920.00 | 55.78% | 3.15% | 58.93% | NA | 50 / 0 % |
| 4th Low | Adams Tank and Lift, Inc. | \$320,917.31 | \$0.00 | \$0.00 | 0.00% | 0.00% | 0.00% | No | 23 / 12 % |
| 5th Low | K C Petroleum, Inc. | \$364,966.19 | \$0.00 | \$0.00 | 0.00% | 0.00% | 0.00% | No | 19 / 13 % |
| 6th Low | Mulligan Constructors, Inc. | \$376,292.00 | \$0.00 | \$0.00 | 0.00% | 0.00% | 0.00% | No | 0 / 20 % |