




July 17, 2023

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

From:  Carrie Mathes, CFCM, NIGP-CPP, CPPO, C.P.M., Manager II,
Procurement Division

Contact: Terry Devitt, Deputy Director, Orange County Convention Center
407-685-9867

Subject: Award of Invitation for Bids Y23-794-SH, Orange County Convention Center West
Building Smoke Control Doors Electrical Modifications

ACTION REQUESTED:

Approval to award Invitation for Bids Y23-794-SH, Orange County Convention Center West Building Smoke Control Doors Electrical Modifications, to the low responsive and responsible bidder, Miller Electric Company, in the total contract award amount of \$385,976.37.

PROCUREMENT:

The project consists of updating electrical power to smoke control doors located throughout phases I, III, and IV of the Orange County Convention Center's West Building. Modifications will include new conduit and wiring, relocating, and installing new door control hardware, and integrating into the existing fire alarm system. The project is located in District 6.

FUNDING:

Funding is available in account number 4430-035-0966-38-6210.

APPROVALS:

The Capital Planning and Building Systems Division and the Business Development Division concur with this recommendation.

REMARKS:

Two bids were received in response to this Invitation for Bids and were evaluated for responsiveness, responsibility, and price reasonableness. The bid submitted from Miller Electric Company is considered reasonable based on comparison to the engineer's estimate. References provided were satisfactory for this type of work and Miller Electric Company has been determined to be responsible. Therefore, award is recommended to Miller Electric Company.

Award of Invitation for Bids Y23-794-SH, Orange County Convention Center West Building Smoke Control Doors Electrical Modifications
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<u>Bidder:</u>	<u>Total Estimated Bid:</u>
Miller Electric Company	\$385,976.37
Archis, Inc. dba Archis Technologies	\$966,000.00



BUSINESS DEVELOPMENT DIVISION

July 10, 2023

TO: Sean Hynes, Contracting Agent
Procurement Division

FROM: Princess Clarke, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: Y23-794-SH / Orange County Convention Center West Building Smoke Control Doors Electrical Modifications

The Business Development Division evaluated two bids submitted for this project. The Business Development Division completed a M/WBE Availability Analysis. The scope of services for this project had M/WBE availability. As a result, the M/WBE goal remained at 25%. At the time of bid opening; at least 34 firms were certified to provide the scope of services at the subcontract level.

The apparent low bid, submitted by Miller Electric Company, reported 10.29% in M/WBE participation. The M/WBE participation doesn't meet the Orange County M/WBE participation goal of 25% **per the Ordinance requirement.**

Business Development issued a Submittal of Clarification email request on July 7, 2023, for the apparent low bidder to submit:

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

On July 7, 2023, the apparent low bidder responded and submitted:

- Good Faith Effort form- The form was submitted only no documentation submitted to support Good Faith Efforts.
- Good Faith Effort Action #1- No documentation submitted
- Good Faith Effort Action #2- No documentation submitted
- Good Faith Effort Action #3- No documentation submitted
- Good Faith Effort Action #4- No documentation submitted
- Good Faith Effort Action #5- No documentation submitted

Sheena Ferguson

Interoffice Memorandum

The M/WBE participation will remain at 10.29% and doesn't meet the Orange County M/WBE participation goal **per the Ordinance requirement**. The bidder indicated in their bid that they have historically performed all the other scope of services listed on the Good Faith Effort 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. Please note the following certified M/WBE participation:

MBE-HM	Color Services Group	\$15,000.00
MBE-HM	Diversified Supply	\$24,698.84
Total MWBE Participation		\$39,698.84 (10.29%)

The second low bid, submitted by Orange County MBE firm Archis, Inc. dba Archis Technologies, is bidding as a Prime contractor. Therefore, Archis, Inc. dba Archis Technologies 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. Archis, Inc. dba Archis Technologies reported self-performing 100% with 0% subcontractor's participation. The second low bidder met the Orange County M/WBE participation goal **per the Ordinance requirement**. Please note the following certified M/WBE participation:

MBE-HM	Archis, Inc. dba Archis Technologies	\$966,000.00
Total MWBE Participation		\$966,000.00 (100%)

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.

cc: Sheena Ferguson, Manager, Business Development Division

BID COMPARISON**Y23-794-SH / Orange County Convention Center West Building Smoke Control Doors Electrical Modifications**

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	Miller Electric Company	\$385,976.37	\$0.00	\$39,698.84	0.00%	10.29%	10.29%	N/A	21 / 8 %
2nd Low	Archis, Inc. dba Archis Technologies	\$966,000.00	\$966,000.00	\$0.00	100.00%	0.00%	100.00%	N/A	76 / 19 %