



BUSINESS DEVELOPMENT DIVISION

May 9, 2024

TO: Zuleimy Ralat Perez, Contracting Agent
Procurement Division

FROM: Kesi Warren, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: Y24-1005-ZR, Wastewater Gravity Cleaning and CCTV

The Business Development Division evaluated the three lowest bids submitted for this project. The Business Development Division completed an M/WBE Availability Analysis. The scope of services for this project had M/WBE availability. As a result, the M/WBE goal is 24%. At the time of bid opening, at least seven firms were certified to provide the scope of services at the subcontract level.

The apparent low bid, submitted by Hydromax USA LLC reported 24% in M/WBE participation. The apparent low bidder met the Orange County M/WBE participation goal of 24% **per Ordinance**.

Business Development issued a Submittal of Clarification email request on May 9, 2024, for the apparent low bidder to submit:

- The Prime Contractors (Bidder) Equal Opportunity Workforce (EOW) Schedule.

On May 9, 2024, the apparent low bidder responded and submitted:

- The Prime Contracts (Bidder) Equal Opportunity Workforce (EOW) Schedule.

Please note the following certified M/WBE participation:

M/WBE-AF(Pac)	Ace Staffing, Inc.	\$1,342,336.80
Total MWBE Participation		\$1,342,336.80

Sheena Ferguson 7.11.2024

The apparent second low bid, submitted by Insituform Technologies, LLC reported 0% in M/WBE participation and did not meet the Orange County M/WBE participation goal of 24% **per Ordinance**. The bidder indicated that they have historically performed the scope of services.

Business Development issued a Submittal of Clarification email request on May 9th and 13th 2024, for the apparent second low bidder to submit:

- Good Faith Efforts criteria #1 and GFE Exception.

On May 10th and 13th, 2024, the apparent second low bidder responded and submitted:

- Partial Good Faith Effort criteria #1 and GFE Exception

The bidder indicates in their bid that they have historically performed and consistently performed 99% of various scopes of services listed in the bid form on pages 10 to 12. Per the Ordinance, Sec. 17-321, the prime contractor is not required to subcontract out work that it has historically and consistently performed with its own workforce. Good Faith Effort documentation was not achieved on the remaining 1% of the scopes of services.

The apparent third low bid, submitted by National Water Main Cleaning Company reported .28% in M/WBE participation and did not meet the Orange County M/WBE participation goal of 24% **per Ordinance**. The bidder indicated that they have historically performed the scope of services.

Business Development issued a Submittal of Clarification email request on May 9, 2024, for the apparent third low bidder to submit:

- Good Faith Efforts criteria #1 – submit emails including iv; v (the bid due date to the county) and vi. Also, submit #4 – submit ALL quotations from non-MWBE's (comparable quotes) documentation.

On May 10, 2024, the apparent third low bidder responded and submitted:

- Resubmitted criteria #1. The same emails excluding iv; v and vi
- A letter was submitted to explain why quotes for non-M/WBE's were obtained.

The apparent third low bidder indicates that they have historically and consistently performed 100% of various scopes of services listed in the bid form on pages 10 to 12. Per the Ordinance, Sec. 17-321, the prime contractor is not required to subcontract out work that it has historically and consistently performed with its own workforce, **per the Ordinance when the M/WBE goal is not achieved.**

Please note the following certified M/WBE participation:

WBE-WF	Flash-Rite	\$21,500
Total MWBE Participation		\$21,500

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 the bidder and a comparison of the relative bid versus participation percentage.

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

c: contract file

BID COMPARISON										
IFB-Y24-1005-ZR, Wastewater Gravity Cleaning and CCTV										
Rank	Bidder	Bid Amount	M/WBE \$'s in Bid	% M/WBE (Goal 24%)	GFE	\$ Over Low Bid	% Difference From Low Bid (3%)	\$ Over 2nd Low Bid	% Difference From 2nd Low Bid	EEO M / W
Low Bid	Hydromax USA LLC	\$5,593,070	\$1,342,336.80	24%	N/A					0%/0%
2nd Low	Insituform Technologies, LLC	\$6,186,400	\$0	0%	No	\$593,330	10.61%			38%/11%
3rd Low	National Water Main Cleaning Company	\$7,555,300	\$21,500	0.28%	N/A	\$1,962,230	35.08%	\$1,368,900	22.13%	72%/11%