



December 26, 2023

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

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

Contact: Sara Flynn-Kramer, Manager II, Capital Projects Division
407-836-0048

Subject: Award of Invitation for Bids Y24-707-CR, Bentonshire Park

ACTION REQUESTED:

Approval to award Invitation for Bids Y24-707-CR, Bentonshire Park to the low responsive and responsible bidder, CIC Construction Group USA, LLC, in the total contract award amount of \$1,495,516, inclusive of additive number one.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County.

PROCUREMENT:

Work under this contract consists of construction services for a new neighborhood park for added growth in the area. This project includes additive number one which provides installation of a 20' x 20' pavilion. The project is located in District 1.

FUNDING:

Funding is available in account number 1050-062-2161-6310.

APPROVALS:

The Capital Projects and Business Development Divisions concur with this recommendation.

REMARKS:

Seven bids were received in response to this Invitation for Bids and were evaluated for responsiveness, responsibility, and price reasonableness. The bid submitted by SkyBuilders USA, LLC was deemed non-responsive for failing to sign the Bid Response Form. The bid

submitted by W.T. Comp, Inc. was deemed non-responsible for failing to meet similar project requirements. CIC Construction Group USA, LLC has a satisfactory record of performance for this type of work and has been determined to be responsible. Therefore, award is recommended to CIC Construction Group USA, LLC.

The bid tabulation is as follows:

<u>Bidder:</u>	<u>Total Bid:</u>
CIC Construction Group USA, LLC	\$1,450,516.00
Additive #1	\$45,000.00
Sloan Builders Inc.	\$1,476,028.00
Additive #1	\$49,923.00
Marbek Construction CO	\$1,678,800.00
Additive #1	\$56,600.00
Cathcart Construction Company	\$2,237,301.65
Additive #1	\$44,165.35
Mejia International Group Corp	\$2,742,700.00
Additive #1	\$58,700.00
SkyBuilders USA, LLC	Non-Responsive
W.T. Comp, Inc.	Non-Responsive



BUSINESS DEVELOPMENT DIVISION

December 4, 2023

TO: Cassandra Reyes, Contracting Agent
Procurement Division

FROM: Kambria Anderson, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: Y24-707-CR, Bentonshire Park (Base Bid Plus Additive #1)

The Business Development Division evaluated the apparent three lowest bids of the total seven bids submitted for this project. The Business Development Division (BDD) completed an 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 100 firms were certified to provide the scope of services at the subcontract level.

On November 28, 2023, Procurement informed BDD that the project possesses a base bid and one additive and would require Contract and Subcontract Goal Participation Schedule Forms for the bid and the additive from the bidders.

BDD performed separate bid evaluations based on each bidder's base bid and their base bid plus Additive #1. The following information pertains to the bidders' base bid only.

The apparent low bid, submitted by CIC Construction Group USA, LLC, reported 25.23% in M/WBE participation. Therefore, the bidder met the 25% Orange County M/WBE participation goal **per the Ordinance requirement.**

On November 28, 2023, based on Procurement's information, BDD issued the bidder a Request for Clarification for:

- 1) **Contract and Sub-Contract Goal Participation Schedule Form**
 - Two separate Contract and Subcontract Goal Participation Schedule Forms for:
 - The Base Bid

Sheena Ferguson

- Additive One
- Complete and submit the Contract and Sub-Contract Goal Participation Schedule Forms correctly and in their entirety. Ensure the specific scope of services information for the Prime Contractor as listed in Section 1.

2) **A Good Faith Effort Form (alternatively if the M/WBE Goal was not achieved)**

On November 30, 2023, the Bidder responded with:

- 1) Two separate Contract and Sub-Contract Goal Participation Schedule Forms. The forms did not specify the specific scope of services information for the Prime Contractor as listed in Section 1.

Please note the following certified M/WBE participation:

MBE-AFAM	Sterling Silver Scape & Sod, Inc.	\$173,609
WBE-HM	Cornerstone Construction Services, Inc.	\$170,685
MBE-AM	Central Hauling & Excavating Inc	\$33,000
Total M/WBE Participation		\$377,294.00 (25.23%)

The second low bid, submitted by Sloan Builders Inc., reported 27.05% in M/WBE participation. Therefore, the bidder met the 25% Orange County M/WBE participation goal **per the Ordinance requirement**.

On November 28, 2023, based on Procurement’s information, BDD issued the bidder a Request for Clarification for:

1) **Contract and Sub-Contract Goal Participation Schedule Form**

- Two separate Contract and Subcontract Goal Participation Schedule Forms for:
 - The Base Bid
 - Additive One

2) **A Good Faith Effort Form (alternatively if the M/WBE Goal was not achieved)**

On November 29, 2023, the bidder responded to the Request for Clarification with:

- 1) Two separate Contract and Sub-Contract Goal Participation Schedule Forms

Please note the following certified M/WBE participation:

MBE-HM	Central Florida Construction Walls	\$128,203
MBE-AFAM	Sterling Silver Scape & Sod, Inc.	\$173,609
MBE-AM	Central Hauling & Excavating Inc	\$24,500
WBE-WF	KMG Fencing	\$67,700

WBE-WF	Florida Surety Bonds, Inc.	\$18,813
Total M/WBE Participation		\$ 412,825 (27.05%)

The third low bid was submitted by Orange County Certified Minority Business Enterprise, W.T. Comp., Inc., who is bidding as a prime. Therefore, W.T. Comp., Inc. is required to self-perform no less than 51% of the contract per Sec. 17-321 in 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. W.T. Comp., Inc. reported self-performing 63.20%. There was no Contract and Subcontract Goal Participation Schedule Form to determine the other subcontractor M/WBE participation within their bid. Therefore, the bidder met the 25% Orange County M/WBE participation goal **per the Ordinance requirement.**

On November 28, 2023, based on Procurement's information, BDD issued the bidder a Request for Clarification for:

1) Contract and Sub-Contract Goal Participation Schedule Form

- Two separate Contract and Subcontract Goal Participation Schedule Forms for:
 - The Base Bid
 - Additive One

2) A Good Faith Effort Form (alternatively if the M/WBE Goal was not achieved)

On November 29, 2023, the bidder responded with:

- 1) A blank sheet of paper submitted as the Contract and Sub-Contract Goal Participation Schedule Form
- 2) An incomplete Good Faith Effort Form
- 3) An Equal Employment Opportunity Workforce Schedule Form

While the bidder listed M/WBE participation for W.T. Comp., Inc., BDD was not able to determine whether there was any additional M/WBE participation associated with Additive #1 – as the information was not included in the bid.

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.

BID COMPARISON - BASE BID + ADDITIVE #1**Y24-707-CR, Bentonshire Park**

Rank	Bidder	Bid Amount	M/WBE \$'s in Bid	% M/WBE (Goal 25%)	GFE	EEO % M / W
Low Bid	CIC Construction Group USA, LLC	1,495,516.00	\$377,294.00	25.23%	N/A	83 / 33
2nd Low	Sloan Builders Inc	1,525,951.00	\$412,825.00	27.05%	N/A	33 / 33
3rd Low	W.T. Comp, Inc.	1,722,153.74	\$1,060,796.26	61.60%	N/A	82 / 12