




December 12, 2022

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

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

Contact: Eduardo Avellaneda, M.S., P.E., Manager, Roads and Drainage Division
407-836-0048

Subject: Award of Invitation for Bids Y22-7027-MB, YMCA at Hastings Street: Culvert
Improvement Project and Utility Relocation

ACTION REQUESTED:

Approval to award Invitation for Bids Y22-7027-MB, YMCA at Hastings Street: Culvert Improvement Project and Utility Relocation, to the low responsive and responsible bidder, Condor Construction, Corp., in the total contract award amount of \$599,501.

PROCUREMENT:

Work under this contract will consist of upsizing the existing storm pipes along Berry Street at the north side of the intersection of Berry Street and North Hastings with utility relocations. The project is located in District 6.

FUNDING:

Funding is available in account numbers 1004-072-3010-6330 and 4420-0381504-0070-6345.

APPROVALS:

The Roads and Drainage and Business Development Divisions concur with this recommendation.

REMARKS:

Two bids were received in response to this Invitation for Bids and were evaluated for responsiveness and responsibility, and price reasonableness. The bid submitted from Stage Door II, Inc., was deemed non-responsive by the Procurement Division based on the analysis provided by the Business Development Division, which identified that the letters of intent were not received. A timely protest was filed by Stage Door II, Inc. In accordance with the Procurement Ordinance, a protest review was held by the Procurement Manager on November 29, 2022, and the decision was rendered to deny the protest. No appeals were received. Condor Construction, Corp. has a satisfactory record of performance for this type of work and has been determined to be responsible. Therefore, award is recommended to Condor Construction, Corp.

Award of Invitation for Bid Y22-7027-MB, YMCA at Hastings Street: Culvert Improvement
Project and Utility Relocation
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Bid tabulation is as follows:

<u>Bidder</u>	<u>Total Bid</u>
Condor Construction, Corp.	\$599,501
Stage Door II, Inc.	Non-Responsive



BUSINESS DEVELOPMENT DIVISION

December 19, 2022

TO: Michelle Black, Contracting Agent
Procurement Division

FROM: Princess Clarke, Senior Contract Administrator
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: Y22-7027-MB / YMCA at Hastings Street: Culvert Improvement Project and Utility Relocation

The Business Development Division evaluated the 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 10 firms were certified to provide the scope of services at the subcontract level.

The apparent low bid, submitted by Stage Door II, Inc. reported 16.44% in M/WBE participation and did not meet the Orange County M/WBE participation goal **per the Ordinance requirement**. While the bidder listed MBE firm La Costa Sod the scope of service was not listed on attachment C-2. The bidder did not meet the Orange County M/WBE participation goal and indicated in their bid that they have historically performed all of the other scope of services listed in the bid form on page 14. **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.** No letters of intent were received from the low bidder for certified M/WBE subcontractors. Please note the following certified M/WBE participation:

MBE-HM	EM Paving	\$35,012.00
MBE-HM	Diversified Supply	\$49,488.50
MBE-HM	La Costa Sod	\$203.60
Total MWBE Participation		\$84,500.50 (16.44%)

Alicia Ferguson

Interoffice Memorandum

The apparent second low bid, submitted by Condor Construction, Corp. reported 25.70% in M/WBE participation. They met the 25% Orange County M/WBE participation goal **per the Ordinance requirement**. The second low bidder included the signed letters of intent denoting their scopes of services. Please note the following certified M/WBE participation:

WBE-WF	John B. Webb & Associates	\$5,700
MBE-HM	Siles & Sons	\$19,000
MBE-HM	Colorado Concrete & Paving	\$19,400
MBE-HM	German Delaware	\$110,000
Total MWBE Participation		\$154,100 (25.70%)

In the event the lowest bidder is not the recommended bidder, then letters of intent must be obtained from the recommended bidder two business days after being contacted.

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						
Y22-7027-MB / YMCA at Hastings Street: Culvert Improvement Project and Utility Relocation						
Rank	Bidder	Bid Amount	M/WBE \$'s in Bid	% M/WBE (Goal 25%)	GFE	EEO % M / W
Low Bid	Stage Door II, Inc.	\$513,960.00	\$84,500.50	16.44%	Yes	28 / 32 %
2nd Low	Condor Construction, Corp.	\$599,501.00	\$154,100.00	25.70%	N/A	71 / 14 %