



August 5, 2019

To: Mayor Jerry L. Demings  
and the Board of County Commissioners

From: *CM* Carrie Mathes, Manager, Procurement Division

Contact: Michael Drozeck, Manager, Stormwater Management Division  
(407) 836-7945

Subject: Award of Invitation for Bids Y19-1046-EB, Term Contract for  
Stormwater Pond and Canal Cleaning Services

ACTION REQUESTED:

Approval to award Invitation for Bids Y19-1046-EB, Term Contract for Stormwater Pond and Canal Cleaning Services, to the low responsive and responsible M/WBE compliant bidder, RMS Constructors Group, LLC in the total estimated contract award amount of \$1,403,350 for the base year. Further request authorization for the Procurement Division to exercise contract option years one and two. The estimated contract amount includes every conceivable requirement that may arise during the performance of the contract.

PROCUREMENT:

Work under this contract consists of providing all labor, equipment, maintenance of traffic, and incidentals, including mobilization necessary to remove and dispose of sediment, vegetation, material, and debris, as well as making repairs to slopes and banks, erosion control measures and sodding, pipe jetting, and cleaning in designated retention ponds, open canals, under open bridge structures, and closed conduit systems throughout Orange County.

APPROVALS:

The Stormwater Management Division and the Business Development Division concur with this recommendation.

REMARKS:

Four bids were received in response to this Invitation for Bids and were evaluated for responsiveness, responsibility, and price reasonableness. The low bid submitted by Brownie's Septic & Plumbing did not achieve the MWBE participation goals of the solicitation. RMS Constructors Group, LLC is a certified M/WBE firm whose bid is within 4% allowed by the solicitation for award to other than the low bidder, in accordance with the County's M/WBE Ordinance, Section 17-324.

RMS Constructors Group, LLC has a satisfactory record of performance and is considered responsible. Therefore, award is recommended to RMS Constructors Group, LLC.

Award of Invitation for Bids Y19-1046-EB, Term Contract for Stormwater Pond and Canal Cleaning Services  
August 5, 2019  
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Bids Received:

Brownie's Septic & Plumbing	\$1,369,450.00 Base Year \$1,369,350.00 Year 1 <u>\$1,369,350.00</u> Year 2 \$4,108,150.00 Total 3 years
<b>RMS Constructors Group, LLC</b>	<b>\$1,403,350.00 Base Year</b> <b>\$1,403,250.00 Year 1</b> <b><u>\$1,392,000.00</u> Year 2</b> <b>\$4,198,600.00 Total 3 years</b>
Leiffer Excavating, Inc.	\$1,428,987.50 Base Year \$1,428,887.50 Year 1 <u>\$1,428,887.50</u> Year 2 \$4,286,762.50 Total 3 years
Frank Gay Plumbing, Inc.	\$1,476,056.25 Base Year \$1,479,706.25 Year 1 <u>\$1,479,706.25</u> Year 2 \$4,435,468.75 Total 3 years




Interoffice Memorandum

**BUSINESS DEVELOPMENT DIVISION**

August 28, 2019

TO: Elia Batista, Senior Contract Administrator  
Procurement Division

FROM: Kesi Warren, Senior Contract Administrator   
Business Development Division

SUBJECT: Business Development Division Bid Evaluation

PROJECT: **Y19-1046-EB, Stormwater Pond and Canal Cleaning Services**

The Business Development Division evaluated the four bids submitted for this project and found at the time of bid opening at least twenty-one firms were certified at the subcontractor level in the scope of services. The apparent low bidder Brownie's Septic & Plumbing did not meet the Orange County M/WBE participation goal of 25%. While they listed M/WBE firms, Tek Hauling, Inc and Sterling Silver Scape & Sod, Inc., in their bid; they reported 0% M/WBE participation in their bid and did not provide good faith effort documentation.

The second low bid, submitted by RMS Constructors Group, LLC, met the Orange County M/WBE participation goal of 25%. They reported 26% M/WBE participation in their bid. The second low bid is within the 4% sliding scale range of the low bidder, for contract awards from \$2,000,000 to \$5,000,000. The second low bid is only 2.20% greater than the low bid. **Having met the MWBE participation goal and the sliding scale requirements, this bid may be awarded to the second low bidder.** Please note the following certified M/WBE participation:

AM(Is)	Central Hauling & Excavating, Inc.	\$1,085,000
<b>Total MWBE Participation</b>		<b>\$1,085,000 (26%)</b>

The third low bid, submitted by Leiffer Excavating, Inc., did not meet the Orange County M/WBE participation goal of 25%. They reported 0% M/WBE participation in their bid and did not provide good faith effort documentation. While they listed Non-M/WBE firms for sod and trucking; at the time of bid opening, the scopes of services for the Stormwater Pond and Canal Cleaning Services project had M/WBE availability for sod and trucking. Sixteen firms combined were certified at the subcontractor level in sod and trucking.

*Sheena Ferguson*

The fourth low bid, submitted by Frank Gay Plumbing, Inc., did not meet the Orange County M/WBE participation goal of 25%. They reported 8% M/WBE participation in their bid and did not provide good faith effort documentation. The scope of service to be subcontracted was not indicated in the bid. Please note the following certified M/WBE participation:

WF	Walker Miller Equipment Company, Inc.	\$332,941.41
<b>Total MWBE Participation</b>		<b>\$332,941.41 (8%)</b>

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 IFB's M/WBE requirements, including the percentage breakdown for all bidders and a comparison of the relative bids versus participation percentages.

c: contract file

BID COMPARISON										
IFB-Y19-1046-EB, Stormwater Pond and Canal Cleaning Services										
Rank	Bidder	Bid Amount	M/WBE \$'s in Bid	% M/WBE (Goal 25%)	GFE	\$ Over Low Bid	% Difference From Low Bid (4%)	\$ Over 2nd Low Bid	% Difference From 2nd Low Bid	EEO M / W
Low Bid	Brownie's Septic & Plumbing	\$4,108,150	\$0.00	0.00%	No					61%/02%
2nd Low	RMS Constructors Group, LLC	\$4,198,600	\$1,085,000	26%	N/A	\$90,450	2.20%			0%/0%
3rd Low	Leiffer Excavating, Inc.	\$4,286,762.50	\$0	0%	No	\$178,613	4.35%	\$88,163	2.10%	25%/0%
4th Low	Frank Gay Plumbing, Inc.	\$4,435,468.75	\$332,941.41	8%	No	\$327,319	7.97%	\$236,869	5.64%	0%/0%