



CITY OF ORLANDO

MEMORANDUM

TO: Roger Cooper, Contract Administrator

THRU: Kevin Walsh, Minority Business Enterprise Official *BN to Kevin Walsh*

FROM: Byron Rayson, Contract Compliance Investigator III *BN*

DATE: November 22, 2016

SUBJECT: West Central Blvd Gravity Sewer, Roadway, Utility, and Streetscape Phase 2-OUC
Electrical Duct Bank-RFP15-0344

Project Amount: \$2,732,565.26

With reference to the submission by **Garney Companies, Inc.** regarding minority and women-owned business enterprise utilization for the above cited contract, please note the following:

The cited firms have been identified as City of Orlando certified:

GW Trucking, Inc.	MBE	\$110,275.30	4.03%
Central FL Construction Walls, Inc.	MBE	\$ 15,150.00	0.55%
Nadic Engineering Services, Inc.	WBE	\$ 20,128.00	0.73%
Aerial Innovations, Inc.	WBE	\$ 815.00	0.02%
Barnes, Ferland and Associates	MBE	\$ 44,036.16	1.61%
Total M/WBE Participation		\$190,404.46	6.94%

Garney Companies, Inc. was the apparent low bidder but did not achieve the City's MWBE program goals of 18% MBE participation and 6% WBE participation. At the time of the bid submittal, Garney Companies, Inc. submitted 6.94% M/WBE participation and good faith documentation. Garney Companies, Inc. was given five additional days and was not able to comply with City's M/WBE program goals. The scope for this project is very specialized and has limited subcontracting opportunities, due to the project consisting of 75% electrical duct bank installation being completed by the prime. After evaluating the good faith documentation submitted by Garney Companies, Inc. and concurrence from the City's legal department, it has been determined that the M/WBE good faith requirements have been met.

Based upon this office's interaction with **Garney Companies, Inc.** and their submittal of agreement to subcontract with the above named firms, we find good faith efforts substantiated and bid responsive.

In the event that **Garney Companies, Inc.** has not submitted signed subcontract agreements, please remind them of the requirements to execute and submit to this office within seven (7) days after contract award, copies of all Ordinance related subcontracts. **Garney Companies, Inc.** should also be informed that any change orders, up or down, require 24% M/WBE participation on the total amount of such change order.

IMPORTANT: PLEASE INFORM **GARNEY COMPANIES, INC.** THAT ANY MATERIAL CHANGES IN THE CONTRACTUAL RELATIONSHIP HEREINAFTER ESTABLISHED BETWEEN THE PRIME AND THE SUBCONTRACTOR AGREEMENT MUST BE PROMPTLY REPORTED TO MINORITY BUSINESS ENTERPRISE OFFICIAL FOR APPROVAL.

cc: Richard Howard, Director of Public Works

MINORITY BUSINESS ENTERPRISE

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