



CITY OF ORLANDO

MEMORANDUM

TO: Silvia Coste, Purchasing Agent II

THRU: Kevin Walsh, Minority Business Enterprise Official *KW*

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

DATE: April 7, 2017

SUBJECT: 8th Street Sanitary Sewer Improvements Project-IFB17-0187

Project Amount: \$775,960.00

With reference to the submission by **Schuller Contractors Incorporated** 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:

Ambient Technologies, Inc.	MBE	\$ 7,920.00	1.0%
Trujillo Trucking	MBE	<u>\$ 2,200.00</u>	<u>0.3%</u>
Total M/WBE Participation		\$ 10,120.00	1.3%

Schuller Contractors Incorporated 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, Schuller Contractors Incorporated submitted 1.0% M/WBE participation and good faith documentation. Schuller Contractors Incorporated was given five additional days and was not able to comply with City's M/WBE program goals. The scope for this project utilizes a large amount of pipe material and has limited subcontracting opportunities, due to the project consisting of 55% pipe material installation being completed by the prime. After evaluating the good faith documentation submitted by Schuller Contractors Incorporated 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 **Schuller Contractors Incorporated** 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 **Schuller Contractors Incorporated** 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. **Schuller Contractors Incorporated** 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 SCHULLER CONTRACTORS INCORPORATED 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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