



# CITY OF ORLANDO

## MEMORANDUM

TO: Silvia Coste, Purchasing Agent II

THRU: Janeiro Coulter, Minority Business Enterprise Official

FROM: Byron Rayson, Contract Compliance Investigator/III

DATE: April 27, 2017

SUBJECT: Water Conserv II Water Reclamation Facility RAS/WAS and Biosolid System Improvements Project-IFB17-0130/CIP0188\_P

Project Amount: \$ 13,880,000.00

With reference to the submission by **PCL Construction, 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:

Comelco, Inc.	MBE	\$3,600,000.00	25.9%
Merit Fasteners Corp	MBE	<u>\$ 900,000.00</u>	<u>6.5%</u>
<b>Total M/WBE Participation</b>		<b>\$4,500,000.00</b>	<b>32.4%</b>

**PWC Joint Venture, LLC** 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, PWC Joint Venture, LLC submitted good faith documentation and no letter of intent. After evaluating the bid documentation submitted by PWC Joint Venture, LLC and concurrence from the City's legal department, the City's Procurement department has deemed PWC Joint Venture, LLC, of Venice, Florida non-responsive for not submitting their Letter of Intent at time of bid opening (as per the bid instructions). **PCL Construction, Inc.** is the 2<sup>nd</sup> Low bidder and has exceed the City of Orlando's M/WBE participation goals with 32.4%.

Based upon this office's interaction with **PCL Construction, Inc.** and their submittal of agreement to subcontract with the above named firm, we find their M/WBE participation substantiated and bid responsive.

In the event that **PCL Construction, 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. **PCL Construction, 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 PCL CONSTRUCTION, 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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