



OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

Governmental Center Annex

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MEMORANDUM

DATE: April 16, 2019

TO: Michal Durden, Senior Purchasing Agent
Purchasing Division

THRU: Sandy-Michael McDonald, Director
Office of Economic and Small Business Development

Digitally signed by SANDY-MICHAEL MCDONALD
Date: 2019.04.16 16:07:44 -0400

FROM: Freddy Castillo, Small Business Development Manager
Office of Economic and Small Business Development

Digitally signed by FREDDY J. CASTILLO
Date: 2019.04.16 10:28:02 -0400

SUBJECT: Bid No. PNC2116455C1, Green Belt Park Irrigation Main Extension Post Response Review

This memorandum supersedes the previous memorandum dated March 21, 2019.

The Office of Economic and Small Business Development (OESBD) conducted a review of the CBE participation commitment of the sole vendor submitted by the Purchasing Division, as the apparent low bidder for the above referenced solicitation, in order to determine compliance with the County Business Enterprise (CBE) requirements of the above referenced solicitation. An overview is provided as follows:

Adjusted CBE Goal: 26%

Met the CBE Requirements:

<u>Firm Name</u>	<u>Category</u>	<u>Amount</u>	<u>Percentage</u>
DBF Construction LLC (Prime)			
Bon's Barricades, Inc.	CBE	\$ 20,000.00	1.50%
Amos Supply, Inc.	CBE	\$150,694.95	11.27%
Compass point Surveyors, PL	CBE	\$ 29,000.00	2.20%
Micar Trucking, Inc.	CBE	<u>\$ 20,000.00</u>	<u>1.51%</u>
Total		\$219,694.95	16.48%

Bid Amount: \$1,346,293.75*

*Bid amount includes \$19,000.00 Allowance Account

CBE Compliance Comments:

In its compliance memo dated November 20, 2018, the OESBD evaluated the two (2) responses received from the Purchasing Division and determined that none of the respondents met the County Business Enterprise (CBE) Program requirements of the solicitation. One (1) of the two (2) respondents was a CBE-certified vendor and the other was a non-CBE certified vendor. Pursuant to Section 1-81.3(f) of the Broward Business Opportunity Act of 2012 (the "Act"), as amended, the

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Purchasing Division requested that the OESBD review the scope as outlined in the solicitation packet and assess a CBE participation goal so that the Purchasing Division could recommend award to a non-CBE vendor with the lowest, responsive and responsible bid. In a memo dated November 20, 2018, the OESBD adjusted the goal to 26% as it determined that there was a sufficient number of CBE firms that could provide various components of the overall scope.

DBF Construction LLC was given three (3) business days by the OESBD to submit Letters of Intent (LOIs) that met the 26% CBE goal or to submit documented evidence of its good faith efforts to meet the goal. The vendor responded within the stipulated time frame and submitted LOIs that totaled 16.48% CBE participation, a completed Application for Evaluation of Good Faith Efforts form, and documentation in support of its good faith efforts to meet the goal. Also included with its good faith efforts was a correspondence from DBF Construction LLC that stated it was unable to get an additional executed LOI from a fifth CBE vendor, W.S. Sod & Landscaping, Inc., within the stipulated time frame but they intend to use this CBE on the project, which will increase the overall CBE participation to 18.20%.

The OESBD determined that DBF Construction LLC has demonstrated good faith efforts to meet the CBE goal. Based on the submitted documentation it appears, that if given more time, the vendor could have made additional good faith efforts towards meeting the CBE goal. If deemed the successful bidder by the Purchasing Division, DBF Construction LLC is expected to formalize its intent to utilize W.S. Sod & Landscaping, Inc. and submit the executed LOI with this CBE firm to the OESBD - for a total committed CBE participation of 18.20%. The vendor is strongly encouraged to continue to make good faith efforts to meet the 26% CBE goal.

Cc: Maribel Feliciano, Assistant Director, OESBD
Donna-Ann Knapp, Small Business Development Specialist, BCAD/OESBD