

Bed Agmt

RESOLUTION NO. 2021-_____

A RESOLUTION ACCEPTING THE PROPOSAL OF R L BURNS, INC. PERTAINING TO CONTRACT 20-C-00021; D. L. TIPPIN ADMINISTRATION BUILDING REHABILITATION – PHASE 1- BUILDING AND SITE IMPROVEMENTS, IN THE AMOUNT OF \$3,160,168; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on August 18, 2020, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of D. L. Tippin Administration Building Rehabilitation – Phase 1- Building and Site Improvements, the first bidder was rejected for EBOP Compliance and recommends to this Council that the proposal of R L Burns, Inc. be accepted, funds therefore being available in the appropriate account;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, THAT:

Section 1. The proposal of R L Burns, Inc. in the total amount of \$3,160,168 for construction of the D. L. Tippin Administration Building Rehabilitation – Phase 1- Building and Site Improvements, in accordance with plans, specifications and other related contract documents prepared by the Contract Administration Department, is hereby approved and accepted; and the Contract is hereby awarded to the said Contractor.

Section 2. This Resolution, which is not part of the contract documents, authorizes the Mayor to execute and the City Clerk to attest and affix the official seal of the City of Tampa to the Contract for and on behalf of the City of Tampa.

Section 3. Plans, specifications and contract documents for the construction of said Project, which documents are now on file in the office of the Contract Administration Department of the City of Tampa, are hereby approved in their entirety or in substantially similar form.

Section 4. The Director of the Contract Administration Department is hereby authorized to issue, in written form only, work directive changes authorizing additions, deletions or revisions resulting from unforeseen conditions or emergencies, said directives to be incorporated in subsequently issued change orders approved by the City Council.

Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

Section 6. The bid security of the bidders shall be returned in accordance with the provisions of the contract documents for this project.

Section 7. Funding for an award to R L Burns Inc. for construction services in the amount of \$3,160,168 is available in the D. L. Tippin Administration Building Rehabilitation project from within the Water Bonds – Series 2020 Capital Projects Fund.

Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON JAN 14 2021


CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:
Assistant City Attorney

ATTEST:


CITY CLERK (DEPUTY) CITY CLERK

PW21-66248

Tampa Bay Times Published Daily

STATE OF FLORIDA
COUNTY OF Hillsborough

City of Tampa
Bid 20-C-00021 DLTWTF Administration
Building Rehabilitation PH 1s
Deadline 1:30 pm, Tuesday 7/14/20.
Download Bid from DemandStar.com or
tampagov.net/contract-
administration/programs/construction-
contract-bidding.
0000088463 :06/07/2020

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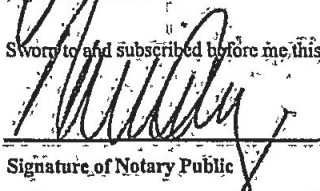
Before the undersigned authority personally appeared Jill Harrison who on oath says that he/she is Legal Advertising Representative of the Tampa Bay Times a daily newspaper printed in St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter RE: BID 20-C-00021 was published in Tampa Bay Times: 6/7/20 in said newspaper in the issues of Baylink Hillsborough

Affiant further says the said Tampa Bay Times is a newspaper published in Hillsborough County, Florida and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida each day and has been entered as a second class mail mater at the post office in said Hillsborough County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Signature Affiant

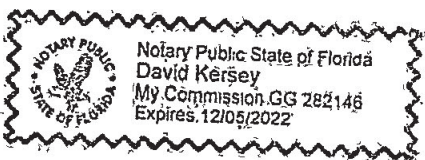
Sworn to and subscribed before me this 06/07/2020



Signature of Notary Public

Personally known or produced identification

Type of identification produced _____



**City of Tampa
BID TABULATION**

**20-C-00021; D.L. Tippin Administration Building Rehabilitation – Phase 1- Building and
Site Improvements**

Bid Opening - August 25, 2020

Posted August 25, 2020 (Updated December 23, 2020)

CONTRACTOR	TOTAL BID AMOUNT
New Vista Builders Group, LLC *Rejected for EBOP compliance	\$3,148,323.00 *
RL Burns Inc.	\$3,160,168.00
Burke Construction Group, Inc.	\$3,361,800.00
Blackwater Construction Services	\$3,449,354.00
E&L Construction Group, Inc.	\$3,765,000.00
Batson-Cook Company	\$3,992,222.00

Notice of Intent to Award: Unless subsequently indicated otherwise, in a revised posting, the City of Tampa intends to award the referenced project to the lowest bidder listed in this tabulation. A bidder aggrieved by this decision may file a protest not later than 4:30 P.M., five (5) business days from the first posting hereof, pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Section 2-282, Procurement Protest Procedures. Protests not conforming therewith shall not be reviewed.

Bids Received By: *Jim Greiner*

Jim Greiner, P.E.
City of Tampa - Contract Administration Department
306 E. Jackson Street - 4N
Tampa, FL 33602

PROPOSAL

ORIGINAL

2

To the Mayor and City Council of the City of Tampa, Florida:

Legal Name of Bidder: R L Burns Inc.

Bidder's Fictitious Name, if applicable: N/A

Bidder is a/an: Individual Partnership* Joint Venture* LLC Corp. Other:

Bidder is organized under the laws of: State of Florida Other:

Bidder Mailing Address: 1203 W. Gore St. Orlando, FL 32805

Bidder's Federal Employee Identification No. (FEI/EIN): 59-3235931

Bidder's License No.: CGC056723

Bidder's FDOS (SUNBIZ) Doc. No.: P94000025608

(See Ch. 489, FS; use entity's, individual's only if applicable)

Bidder Contact Name** Abhinaya Pallati Email: apallati@rnburnsinc.com Phone: (407) 839-1131

Bidder's own initial application for employment has criminal history screening practices similar in nature to the practices contained in Chapter 12, Article VI, City of Tampa Code (Responses, whether "Yes" or "No," are for informational purposes only and will not be used as a basis of award or denial, nor as a basis for any protest): Yes No

The below named person, appearing before the undersigned authority and after being first duly sworn, for him/herself and on behalf of the entity submitting this Proposal does hereby affirm and declare as follows:

- (1) He/She is of lawful age and is authorized to act on behalf of Bidder (the individual, partnership, corporation, entity, etc. submitting this Proposal) and that all statements made in this document are true and correct to the best of my knowledge.
- (2) If Bidder is operating under a fictitious name, Bidder has currently complied with any and all laws and procedures governing the operation of businesses under fictitious names in the State of Florida.
- (3) No person or entity other than Bidder has any interest in this Proposal or in the Contract proposed to be entered into.
- (4) This Proposal is made without any understanding, agreement, or connection with any person or entity making Proposal for the same purposes, and is in all respects fair and without collusion or fraud.
- (5) Bidder is not in arrears to the City of Tampa, upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the City of Tampa.
- (6) That no officer or employee or person whose salary is payable in whole or in part from the City Treasury is, shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this Proposal, or in the performance of the Contract, or in the supplies, materials, or equipment and work or labor to which it relates, or in any portion of the profits thereof.
- (7) Bidder has carefully examined and fully understands the Solicitation and has full knowledge of the scope, nature, and quality of the work to be performed; furthermore, Bidder has carefully examined the site of the work and that, from his own investigations, he has satisfied himself as to the nature and location of the work, the character, quality, and quantity of materials and the kinds and extent of equipment and other facilities needed for the performance of the work, the general and local conditions and all difficulties to be encountered, and all other items which may, in any way, affect the work or its performance.
- (8) Bidder (including its principals) has has NOT been debarred or suspended from contracting with a public entity;
- (9) Bidder has has NOT implemented a drug-free workplace program that meets the requirements of Section 287.087, Florida Statutes.
- (10) Bidder has carefully examined and fully understands all the component parts of the Contract Documents and agrees Bidder will execute the Contract, provide the required Public Construction Bond, and will fully perform the work in strict accordance with the terms of the Contract and Contract Documents therein referred to for the following prices, to wit:

* If a Partnership or Joint Venture, attach Partnership or Joint Venture Agreement.

** Someone the City may contact with questions/correspondence regarding this Solicitation and/or permits.

Contract 20-C-00021; D.L. Tippin Administration Building Rehabilitation -- Ph. 1- Building and Site Improvements

Contract Item No.	Unit	Estimated Quantity	Description and Price in Words	Computed Total Price for Item in Figures
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BASE BID	LS:		The work includes the furnishing of all labor, equipment, and material for preserving or restoring certain historic features of an existing structure, selective demolition, cutting and patching, termite control, concrete slab repair, roofing, building insulation, architectural finishes, casework, related mechanical, electrical, fire protection and plumbing work, equipment purchase and installation, and with all associated work required for a complete project in accordance with the Contract Documents.	
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Two million eight hundred eighty thousand three hundred sixty eight dollars

and *zero* cents

BASE BID LS:

\$ 2,808,368.00

CONTINGENCY ALLOWANCE	LS	1	Three Hundred Twenty Thousand dollars And zero cents	
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CONTINGENCY ALLOWANCE \$ 320,000.00

LUMP-SUM ALLOWANCE	LS	1	Two Thousand Five Hundred dollars And zero cents	
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LUMP-SUM ALLOWANCE \$ 2,500.00

UNIT-COST ALLOWANCE	LS	1	(Unit price for Carpet - Materials only)	
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Fourteen Thousand Five Hundred Fifty dollars
And zero cents

UNIT-COST ALLOWANCE \$ 14,550.00

UNIT-COST ALLOWANCE	LS	1	(Unit price for Ceramic Wall Tiles - Materials only)	
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Fourteen Thousand Seven Hundred Fifty dollars
And zero cents

UNIT-COST ALLOWANCE \$ 14,750.00

TOTAL LS

Three million one hundred sixty thousand one hundred sixty eight dollars

and *zero* cents

TOTAL

\$ 3,160,168.00

Computed Total Price in Words: Three million one hundred sixty thousand one hundred sixty eight dollars and zero cents.

Computed Total Price in Figures: \$ 3,160,168.00

Bidder acknowledges that the following addenda have been received and that the changes covered by the addendum(s) have been taken into account in this proposal: #1 AM #2 AM #3 AM #4 AM #5 AM #6 AM #7 AM #8 AM

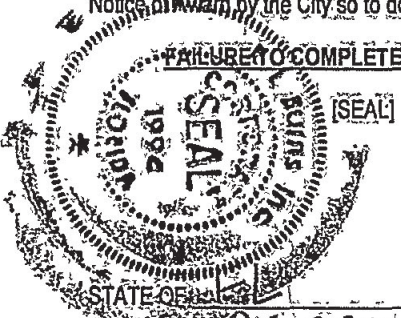
Bidder acknowledges the requirements of the City of Tampa's Equal Business Opportunity Program.

Bidder acknowledges that it is aware of Florida's Trench Safety Act (Sections 553.60-553.64, Florida Statutes), and agrees that Bidder together with any involved subcontractors will comply with all applicable trench safety standards. Bidder further acknowledges that included in the various items of this Proposal and the total bid price (as applicable) are costs for complying with the Trench Safety Act. Bidder further identifies the costs and methods summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	<u>Trench</u>	<u>LF</u>	<u>158</u>	<u>2.75</u>	<u>434.5</u>
B.					
C.					
Total Cost: \$					<u>434.50</u>

Accompanying this Proposal is a certified check, cashier's check or Tampa Bid Bond (form included herein must be used) for at least five percent (5%) of the total amount of the Proposal which check shall become the property of the City, or which bond shall become forthwith due and payable to the City; if this Proposal shall be accepted by the City and the Bidder shall fail to enter into a legally binding contract with and to furnish the required Public Construction Bond to the City within twenty (20) days after the date of its receipt of written Notice of Award by the City so to do.

FAILURE TO COMPLETE THE ABOVE MAY RESULT IN THE PROPOSAL BEING DECLARED NON-RESPONSIVE.

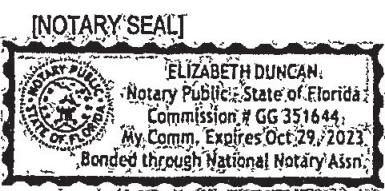


Name of Bidder: R. L. Burns Inc.
 Authorized Signature: [Signature]
 Signer's Printed Name: April McIntosh
 Signer's Title: VP/Chief of Operations

STATE OF FLORIDA
 COUNTY OF Orange

For an entity: The foregoing instrument was Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 21 day of July, 2020, by April McIntosh as VP/COO of R. L. Burns Inc. a/n Partnership Joint Venture LLC Corp. Other: _____ on behalf of such entity. Such individual is Personally Known OR Produced Identification. Type of Identification Produced: _____

For an individual: The foregoing instrument was Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this _____ day of _____, 2020, By _____ Such individual is Personally Known OR Produced Identification. Type of Identification Produced: _____



[Signature]
 Notary Public, State of Florida
 Notary Printed Name: Elizabeth Duncan
 Commission No.: GG 351644
 My Commission Expires: 10/29/2023

TAMPA BID BOND
Contract 20-C-00021; D.L. Tippin Administration Building Rehabilitation - Phase 1- Building and Site Improvements

KNOW ALL MEN BY THESE PRESENTS, that we,

R.L. Burns, Inc.

(hereinafter called the Principal) and Frankenmuth Mutual Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Michigan, with its principal offices in the City of Frankenmuth, and authorized to do business in the State of Florida, are held and firmly bound unto the City of Tampa, a Municipal Corporation of Hillsborough County, Florida, in the full and just sum of 5% of the amount of the (Bid) (Proposal) good and lawful money of the United States of America, to be paid upon demand of the City of Tampa, Florida, to which payment will and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally and firmly these presents.

WHEREAS, the Principal is about to submit, or has submitted to the City of Tampa, Florida, a Proposal for the construction of certain facilities for the City designated Contract 20-C-00021, D.L. Tippin Administration Building Rehabilitation - Phase 1- Building and Site Improvements.

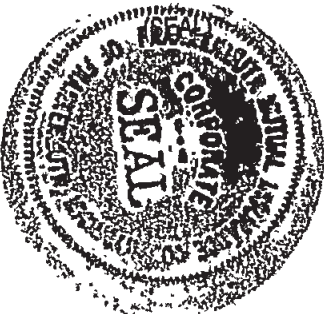
WHEREAS, the Principal desires to file this Bond in accordance with law, in lieu of a certified Bidder's check otherwise required to accompany this Proposal.

NOW, THEREFORE: The conditions of this obligation are such that if the Proposal be accepted, the Principal shall, within twenty (20) days after the date of receipt of written Notice of Award, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the City of Tampa, Florida and execute a sufficient and satisfactory Public Construction Bond payable to the City of Tampa, Florida in an amount of one hundred percent (100%) of the total contract price, in form and with security satisfactory to said City, then this Bid Bond obligation is to be void; otherwise to be and remain in full force and virtue in law, and the Surety shall, upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above, immediately pay to the aforesaid City, upon demand, the amount thereof, in good and lawful money of the United States of America, not as a penalty, but as liquidated damages.

IN TESTIMONY THEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this 14th day of July, 2020.

Principal:

R.L. Burns, Inc.
BY [Signature]
TITLE Chief of Operations
BY [Signature]
Attorney-in-fact &
TITLE FL Licensed Agent



Kevin Wojtowicz
Producing Agent
1000 Central Avenue, Suite 200
St. Petersburg, FL 33705
Producing Agent's Address

Nielson, Wojtowicz Neu & Associates
Name of Agency

The addition of such phrases as "not to exceed" or like import shall render the (Bid) (Proposal) non-responsive.

FRANKENMUTH MUTUAL INSURANCE COMPANY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that Frankenmuth Mutual Insurance Company (the "Company"), a corporation duly organized and existing under the laws of the State of Michigan, having its principal office at 1 Mutual Avenue, Frankenmuth, Michigan 48787, does hereby nominate, constitute and appoint:

Kevin Wojtowicz, John R Neu, Laura Mosholder, Tracey C. Brown, David R. Turcios, Jessica P. Reno

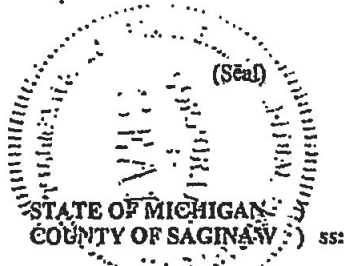
Their true and lawful attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal, acknowledge and deliver any and all bonds, contracts and undertakings of suretyship, with the exception of Financial Guaranty Insurance, provided, however, that the penal sum of any one such instrument shall not exceed the sum of:

Fifty Million and 00/100 Dollars (\$50,000,000)

This Power of Attorney is granted pursuant to the following Resolution duly adopted at a meeting of the Board of Directors of Frankenmuth Mutual Insurance Company:

"RESOLVED, that the President, Senior Vice President or Vice President and each of them under their respective designations, hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer of the Company, qualifying the attorney(s) named in the given power of attorney, to execute on behalf of, and acknowledge as the act and deed of Frankenmuth Mutual Insurance Company on all bonds, contracts and undertakings of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 10th day of September, 2018.



Frankenmuth Mutual Insurance Company
By Frederick A. Edmond, Jr.
Frederick A. Edmond, Jr.,
President and Chief Operating Officer

Sworn to before me, a Notary Public in the State of Michigan, by Frederick A. Edmond, Jr., to me personally known to be the individual and officer described in, and who executed the preceding instrument, deposed and said the Corporate Seal and his signature as Officer were affixed and subscribed to said instrument by the authority of the Company.

IN TESTIMONY WHEREOF, I have set my hand, and affixed my Official Seal this 10th day of September, 2018.

Dianne L. Voss (Seal)
Dianne L. Voss, Notary Public
Saginaw County, State of Michigan
My Commission Expires July 23, 2024

I, the undersigned, Vice President of Frankenmuth Mutual Insurance Company, do hereby certify that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and is in full force and effect as of this date.

IN WITNESS WHEREOF, I have set my hand and affixed the Seal of the Company, this 14th day of July, 20 20.

Andrew H. Knudsen
Andrew H. Knudsen, Vice President

ALL CORRESPONDENCE RELATED TO BOND VALIDATION AND/OR A CLAIM SHOULD BE DIRECTED TO THE DIRECTOR OF SURETY, 701 US ROUTE ONE, SUITE 1, YARMOUTH, ME 04096





City of Tampa
Jane Castor, Mayor

Equal Business Opportunity

Gregory K. Hart, Manager

306 East Jackson Street, 3N

Tampa, Florida 33602

Office (813) 274-5522

Fax: (813) 274-5544

DATE: November 5, 2020

TO: Michael Chucran, Director, Contract Administration Department

FROM: Gregory K. Hart, Manager

RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit (**Non-Compliant Bid**)

PROJECT: 20-C-00021: D.L. Tippin Administration Building Rehabilitation
(Phase 1- Building and Site Improvements)

LOW BIDDER: New Vista Builders Group, LLC

BID AMOUNT: \$3,148,323.00

U-WMBE (BBE) Subcontract Goal: 24%

U-WMBE/BBE Goal Attainment: 00.11%

Good Faith Effort Compliance: Non-Compliant

The Equal Business Opportunity Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by Low Bidder New Vista Builders Group, LLC., and determined they did not meet the requirements of the Equal Business Opportunity Program (EBO) at the time of bid. The GFCEP (MBD Form-50) requires that the bidder conduct meaningful action steps that represent valid attempts to achieve participation commensurate with the goal, and not merely a pro-forma effort to solicit subcontract participation without maximizing opportunities for U-WMBE (BBE) participation. Therefore, due to non-compliance with GFCEP, New Vista Builders Group, LLC., bid was found non-responsive and ineligible for contract award.

The City's desk-audit revealed a marginal effort by the bidder to: (a) identify, (b) directly target the affected classification of underutilized U-WMBEs (BBE) with appropriate opportunity to quote divisions of work represented by the goal, (c) negotiate economically feasible portions of work (i.e. quantities/scalable units of work), and provide reasonable follow-up to maximize the opportunity to obtain participation. New Vista referred people to the plans via a link that provided the generic categories of the scope of work.

Key subcontract trades that were listed as primary variables (e.g.) Stucco, Flooring, Painting, Roofing, Landscaping, Conveying Systems, Mechanical and Electrical & Flow Voltage were not addressed in detail or pursued under GFCEP guidelines during the solicitation timeframe for the bid (i.e.) eleven business days. Also, New Vista Builders Group, LLC., failed to conduct outreach to every underutilized company on the minimum mandatory contact list, to entice U-WMBE (BBE) firms to compete. In this regard, pursuant to EBO guidelines (promulgated by City Code Chapter 26.5), when contract goals have been established, the bidder must segment scopes of work to facilitate subcontracting commensurate with the subcontracting goal. Further, if a bidder is unable to achieve the goal, the bidder must provide demonstrable evidence of performing Good Faith Effort action steps, which by their scope, intensity and appropriateness can reasonably be expected to fulfill the objective. The bidder's GFCEP is to ensure the action steps (outreach) are valid attempts to achieve underutilized U-WMBE (BBE) participation and not merely a pro-forma exercise to comply without achieving results. The project goal was narrowly-tailored on the basis of eight (8) out of twenty (20) subcontract categories wherein the requisite, eligible U-WMBE/BBE companies represented a minimum availability group of forty (40+) firms, within an overall availability group of two hundred (200+) available COT certified companies by subcontract tasks.

NOTE: The subcontract goal is narrowly tailored (per policy) to target underutilization of affected groups in specific trade/industry categories. Any WMBE/SLBE achievement that was not a variable in calculation of the narrowly tailored

goal is considered ancillary. Ancillary participation cannot be credited toward meeting the narrowly tailored goal but may count toward the bidder's overall project participation when GFCEP criteria for the underutilized group are met.

U-WMBE Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
Dual Certified/U-WMBE	BBE	SLBE	0.11%

Ancillary Participation

Certification Type	Classification	Totals
WMBE	HBE=43.1% WBE=0.8%	43.9%

Compliance Statement: Due to non-compliance with GFCEP, New Vista Builders Group, LLC., is deemed non-responsive and ineligible for contract award pursuant to City Code Chapter 26.5-181 Noncompliance by bidders, contractors or vendors. The low bidder failed to demonstrate that effective action steps were executed to provide results-oriented opportunities for Underutilized-WMBEs (BBE). New Vista Builders Group, LLC., did not meet nor satisfy GFCEP at bid time through demonstrable evidence of meaningful action (not-proforma) which by their scope, intensity and appropriateness can be expected to yield results.

Gregory Hart
 Gregory K. Hart, MPA, CPPA
 GKH:/RT



City of Tampa
Jane Castor, Mayor

Equal Business Opportunity
Gregory K. Hart, Manager
 306 East Jackson Street, 3N
 Tampa, Florida 33602
 Office (813) 274-5522
 Fax: (813) 274-5544

DATE: November 5, 2020
 TO: Michael Chucran, Director, Contract Administration Department
 FROM: Gregory K. Hart, Manager
 RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit

PROJECT: 20-C-00021: D.L. Tippin Administration Building Rehabilitation
 (Phase 1 - Building and Site Improvements)

2nd LOW BIDDER: RL Burns Inc. (Certified BBE)

BID AMOUNT: \$3,160,168.00

U-WMBE (BBE) Subcontract Goal: 24%
U-WMBE (BBE) Goal Attainment: 100%
Good Faith Effort Compliance: Compliant – Met Requirements

The Equal Business Opportunity Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by 2nd low bidder, RL Burns Inc. (BBE), and determined they complied with the requirements of the Equal Business Opportunity Program (EBO) at time of bid by having performed meaningful action steps to (a) identify and (b) directly solicit Underutilized-WMBE eligible companies to quote divisions of work commensurate with the participation goal. The project goal was narrowly-tailored on the basis of eight (8) out of twenty (20) subcontract categories wherein the requisite, eligible U-WMBE companies represented a minimum availability group of forty (40+) firms, within an overall availability group of two hundred (200+) available COT certified companies by subcontract tasks. Note: pursuant to Chapter 26.5-203(c), in relevant part, 'if the prime contractor or bidder is subject to WMBE participation goals, it may count its own participation towards the goal provided it is a certified WMBE.'

NOTE: The subcontract goal is narrowly tailored (per policy) to target underutilization of affected groups in specific trade/industry categories. Any WMBE/SLBE achievement that was not a variable in calculation of the narrowly tailored goal is considered ancillary. Ancillary participation cannot be credited toward meeting the narrowly tailored goal but may count toward the bidder's overall project participation when GFCEP criteria for the underutilized group are met.

U-WMBE (BBE) Subcontract Goal Attainment

Certification Type	Classification	Classification	Totals
U-WMBE Disparity	BBE	SLBE	100%

Ancillary Participation

Certification Type	Classification	Totals
WMBE	-0-	-0-

Compliance Statement: Total U-WMBE goal participation is 100% representing BBE (African American). The prime contractor, RL Burns, Inc. is a COT certified BBE company.

Gregory Hart
 Gregory K. Hart, MPA, CPPA
 GKH/RT