



Notice of Intent to Award

| | | | |
|---------------------|--|-------------|------------------------------|
| Solicitation Number | 358262 | Award Date | 2/12/2024 11:22 PM CST |
| Solicitation Title | Dry Creek Reclamation Facility Headworks and Class A Biosolids Facility Construction | | |
| Buyer Name | Scott Ferguson | Buyer Email | scott.ferguson@nashville.gov |
| BAO Rep | Evans Cline | BAO Email | evans.cline@nashville.gov |

Awarded Supplier(s)

In reference to the above solicitation and contingent upon successful contract negotiation, it is the intent of the Metropolitan Government of Nashville and Davidson County to award to the following supplier(s):

| | | | |
|----------------|-------------------------|-----------------|------------------|
| Company Name | Brasfield & Gorrie, LLC | Company Contact | Frank Anderson |
| Street Address | 3021 7th Avenue South, | | |
| City | Birmingham, | State | AL Zipcode 35233 |
| Company Name | | Company Contact | |
| Street Address | | | |
| City | | State | Zipcode |
| Company Name | | Company Contact | |
| Street Address | | | |
| City | | State | Zipcode |

Certificate of Insurance

The awarded supplier(s) must submit a certificate of insurance (COI) indicating all applicable coverage required by the referenced solicitation. The COI should be emailed to the referenced buyer no more than 15 days after the referenced award date.

Equal Business Opportunity Program

Where applicable, the awarded supplier(s) must submit a signed copy of the letter of intent to perform for any and all minority-owned (MBE) or woman-owned (WBE) subcontractors included in the solicitation response. The letter(s) should be emailed to the referenced business assistance office (BAO) rep no more than two business days after the referenced award date.

Yes, the EBO Program is applicable. No, the EBO Program is not applicable.

Monthly Reporting

Where applicable, the awarded supplier(s) will be required monthly to submit evidence of participation and payment to all small (SBE), minority-owned (MBE), women-owned (WBE), LGBT-owned (LGBTBE), and service disabled veteran owned (SDV) subcontractors. Sufficient evidence may include, but is not necessarily limited to copies of subcontracts, purchase orders, applications for payment, invoices, and cancelled checks.

Questions related to contract compliance may be directed to the referenced BAO rep.

Yes, monthly reporting is applicable. No, monthly reporting is not applicable.

Public Information and Records Retention

Solicitation and award documentation are available upon request. Please email the referenced buyer to arrange.

A copy of this notice will be placed in the solicitation file and sent to all offerors.

Right to Protest

Per MCL 4.36.010 – any actual or prospective bidder, offeror, or contractor who is aggrieved in connection with the solicitation or award of a contract may protest to the purchasing agent. The protest shall be submitted in writing en (10) days after such aggrieved person knows or should have known of the facts giving rise thereto.

Mdl

 Supervisor (Initial)

Michelle A. Hernandez Lane

 Michelle A. Hernandez Lane
 Purchasing Agent & Chief Procurement Officer

| RFQ# 358262 - Dry Creek Reclamation Facility Headworks and Class A Biosolids Facility Construction | |
|--|-------------------------|
| Evaluation Criteria | Brasfield & Gorrie, LLC |
| Round 1 | |
| Solicitation Acceptance | Yes |
| Contract Acceptance (with exceptions) | Yes |
| ISA Questionnaire Completed and Terms Accepted | Yes |
| Company Information (7 Points) | 7 |
| Construction Team Members (21 Points) | 16 |
| Experience on Similar Projects (21 Points) | 16 |
| Management Approach (21 Points) | 20 |
| Cost (30 Points) | 30 |
| Round 1 Totals | 89 |

Strength & Weaknesses

Brasfield & Gorrie

Company Information (7 Points)

Strengths: Firm's response addressed everything we requested in the RFP.

Weaknesses: No weaknesses were noted.

Construction Team Members (21 Points)

Strengths: Firm's response addressed everything we requested in the RFP except for the weaknesses noted below.

Weaknesses: Firm did not identify a DCU Integrator on their team. Firm did not identify Craft Foreman. Firm's resume's did not demonstrate experience to project with person's role associated with the projects labeled. Firm did not adequately explain how they collaborated with subcontractor's in the past. Firm was not specific enough describing experience working on projects requiring Davis Bacon, Domestic Preference for Procurement.

Experience on Similar Projects (21 Points)

Strengths: Firm's response addressed everything we requested in the RFP except for the weaknesses noted below.

Weaknesses: Not all of firm's projects were of similar scope or complexity of this project. None of firm's projects were federally funded. Firm did not demonstrate that projects provided were completed on time and on budget.

Management Approach (21 Points)

Strengths: Firm's response addressed everything we requested in the RFP except for the weaknesses noted below. Firm's approach to risk management was thoughtful.

Weaknesses: Firm did not identify integration tasks in their preliminary schedule.

| Solicitation Title & Number | | | RFP Cost Points | RFP SBE/SDV Points | Total Cost Points |
|-----------------------------|------------------|------------------------------|---|--------------------|-------------------|
| | | | Dry Creek Reclamation Facility Headworks and Class A Biosolids Facility Construction; RFQ# 358262 | | |
| Offeror's Name | Total Bid Amount | SBE/SDV Participation Amount | RFP Cost Points | RFP SBE/SDV Points | Total Cost Points |
| Brasfield & Gorrie, LLC | \$289,917,916.00 | \$8,057,099.72 | 24.00 | 6.00 | 30.00 |

Ferguson, Scott (Finance)

From: Frye, Jeremy (Finance)
Sent: Friday, February 9, 2024 6:14 PM
To: Ferguson, Scott (Finance)
Cc: Cline, Evans (Finance)
Subject: 358262 Dry Creek WRF Headworks and Class A Biosolids Improvement Project BAO Final Assessment
Attachments: 358262 Dry Creek WRF Headworks and Class A Biosolids Improvement Project.pdf; 358262 Dry Creek WRF Headworks and Class A Biosolids Improvement Project_GFE.pdf

Scott,

Please accept this as the BAO final assessment for the referenced RFQ. The respondent is compliant with the EBO Program by providing acceptable good faith efforts and supporting documentation due to not meeting goals. The SBE/SDV amounts have been confirmed and this **contract will require monitoring in B2GNow**.

Jeremy R. Frye, MPA, MCA, SDL

Department of Finance -Office of Minority and Women Business Assistance (BAO)
Metropolitan Government
Nashville & Davidson County
(O) 615-862-6638

METROPOLITAN GOVERNMENT OF NASHVILLE - DAVIDSON COUNTY

M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

SUMMARY SHEET

THIS DOCUMENT MUST BE ACCURATELY COMPLETED, SIGNED AND SUBMITTED WITH THE BID OR PROPOSAL
(Due with Bid Submission if Applicable)

| | | | |
|--|---|-----------------------------------|---|
| Project Name: Dry Creek Water Reclamation Facility Headworks and Class A Biosolids Improvements Project | | Project Number: 358262_9 | |
| Company Name: Brasfield & Gorrie, LLC | | Date Submitted: 01/31/2024 | Total Contract Value: \$289,917,916.00 |
| Address: 3021 7th Ave. South, Birmingham, AL 35233 | | Federal Tax ID# 82-3744077 | |
| Contact Person: Ben Harris | Email: bharris@brasfieldgorrie.com | Phone #: 205-328-4000 | |

GOOD FAITH EFFORTS SUMMARY SHEET

| Number | Bidder Action(s) | BAO Only |
|--------|---|--|
| 1. | <p>Solicitation and written notice to available and certified MWBEs: Soliciting specific individual MWBEs whose availability as potential sources of goods or services can be reasonably ascertained. This measure includes sending letters or making other personal contacts with specific certified MWBEs including those that the Bidder has contracted with in the past as well as other MWBEs with which the Bidder may be unfamiliar, but whose identities can be ascertained from a directory of certified MWBEs maintained by the BAO.</p> <p>The written notices contain:</p> <ul style="list-style-type: none"> I. Enough information about the plans, specs, and terms & conditions of the solicitation; II. A contact person knowledgeable of the project documents available to answer questions about the condition of the contract; III. Information regarding the Bidder's bonding requirements; IV. The deadline for submission of price quotations. | <p>Pass <input type="button" value="v"/></p> |

For each MBE/WBE firm contacted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Company Name/Address/Contact Person/Phone/Email | Type of Business | Type of Work/Service(s) Solicited | How Business was contacted (i.e. email, phone, letter, etc.?) | Response to Solicitation (i.e. will submit bid, no response, not interested) | Bid/Quote Amount | Company Selected (Write Yes or NO) |
|--|------------------|-----------------------------------|---|--|------------------|------------------------------------|
| See attached table for complete listing of Good Faith Effort Item 1 response | Select | | | | | Select |
| See also Tab 02D for Email Backup Documentation | Select | | | | | Select |

METROPOLITAN GOVERNMENT OF NASHVILLE - DAVIDSON COUNTY

M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

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| Contact Person: Ben Harris | Email: bharris@brasfieldgorrie.com | Phone #: 205-328-4000 |
| GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST | | |
| Number | Bidder Action(s) | BAO Only |
| 2. | Meetings: Attended or held informational meetings to update potential subcontractors or vendors of subcontracting or supply opportunities. | Pass <input type="checkbox"/> |

List all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Company Name/Address/Contact Person/Phone Number/Email | Description of Meeting Notices for M/W/SDVEs | Date M/W/SDVE Attended, if applicable |
|---|--|---------------------------------------|
| All subcontractors and vendors from EBO Form - Park 1 - Statement of Interested DBE Subcontractors and Vendors were invited | Brasfield & Gorrie SMWSDVBE Outreach Event | 11/21/2023 |
| All subcontractors and vendors from EBO Form - Park 1 - Statement of Interested DBE Subcontractors and Vendors were invited | Additional Site Visit Opportunity | 12/19/2023 |
| | | |

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| GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST | | |
|---|--|---------------------------------------|
| Number | Bidder Action(s) | BAO Only |
| 3. | Unbundling. Divided the contract, in accordance with normal industry practice, into small, economically feasible segments that could be performed by MWBEs. Under no circumstances, however, shall a bidder segment work solely for the purpose of utilizing MWBEs as subcontractors where such segmentation is not in accordance with common and accepted industry practices relating to the utilization of other firms as subcontractors. | Pass <input type="button" value="v"/> |

What Scope of Project Was Divided?

| | |
|--|--|
| 1. DBE Consulting and Assistance | 2. Assistance with Plumbing, HVAC, Piping Construction Services |
| 3. We unbundled building architectural trades (masonry, painting, concrete) to provide opportunities to various contractors. | 4. Trucking may be unbundled from earthwork. |
| 5. Rebar installation may be quoted as unbundled from a turnkey furnish and install scope. | 6. Paving, fencing, curb and gutter, and sidewalk may all be quoted as unbundled from a site civil/finishes scope. |

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M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

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| Contact Person: Ben Harris | | Email: bharris@brasfieldgorrie.com | Phone #: 205-328-4000 |

GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST

| Number | Bidder Action(s) | BAO Only |
|--------|--|-------------------------------|
| 4. | Rejection: Provided a written explanation for rejection of any potential subcontractor or vendor to the Bidder, including the name of the firm awarded the subcontract or supply agreement. | Pass <input type="checkbox"/> |

For each MBE/WBE firm contacted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| M/WBE Firm Name/Address/Contact Person/Phone Number/Email | Description of Proposed Work | Reason for Rejection |
|--|------------------------------|----------------------|
| See attached table for complete listing of Good Faith Effort Item 4 response | | |
| | | |
| | | |

METROPOLITAN GOVERNMENT OF NASHVILLE - DAVIDSON COUNTY

M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

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| Contact Person: Ben Harris | | Email: bharris@brasfieldgorrie.com | Phone #: 205-328-4000 |

GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST

| Number | Bidder Action(s) | BAO Only |
|--------|---|-------------------------------|
| 5. | Non-discrimination: Providing a non-discriminatory work site. Maintaining a work environment free of harassment, intimidation and coercion at all construction sites, offices and other facilities at which the Bidder's employees are assigned to work. The Bidder shall specifically ensure that all labor supervisors, superintendents, and other on-site supervisory personnel are aware of and carry out the Bidder's obligation to maintain a non-discriminatory work environment. | Pass <input type="checkbox"/> |

For each training, list the type of training and date.

| Type of Training | Date of Training |
|---|---|
| Mandatory Brasfield & Gorrie Employee Code of Ethics and Business Conduct Acknowledgment | Self-Paced On-line Course Available Throughout the Year |
| Mandatory Workplace Harassment: Prevention, Awareness, and Reporting (Employee Version and Manager Version) | Self-Paced On-line Course Available Throughout the Year |
| Mandatory Preventing Workplace Violence (Employee Version and Manager Version) | Self-Paced On-line Course Available Throughout the Year |
| | |

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GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST

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| 6. | Community and Other Organizational Services Support: Advertising in trade publications of general circulation in the Program Area. The advertisement shall identify and describe the specific subcontracting or other opportunity in reasonable detail. | Pass <input type="checkbox"/> |

For each MBE/WBE firm contacted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Publication Name | Date of Publication | Please provide copy. |
|--|---------------------|----------------------|
| See attached table for complete listing of Good Faith Effort Item 6 response | | |
| | | |
| | | |

METROPOLITIAN GOVERNMENT OF NASHVILLE - DAVIDSON COUNTY

M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

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| Address: 3021 7th Ave. South, Birmingham, AL 35233 | | Federal Tax ID# 82-3744077 | |
| Contact Person: Ben Harris | | Email: bharris@brasfieldgorrie.com | Phone #: 205-328-4000 |

GOOD FAITH EFFORTS SUMMARY SHEET CHECKLIST

| Number | Bidder Action(s) | BAO Only |
|--------|---|-------------------------------|
| 7. | Assistance: Bonding/Lines of Credit/Insurance: Providing reasonable assistance to a MWBE in need of equipment, supplies, bonding, letters of credit and/or insurance. | Pass <input type="checkbox"/> |

For each MBE/WBE firm contacted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Company Name/Address/Contact Person/Phone Number/Email | Type of Assistance |
|---|---|
| No requests received | Bonding, lines of credit or insurance |
| Archangel Protective Services, Inc. 444 Metroplex Drive, Suite B-201, Nashville, TN 37211 Hailie Enriquez 615.712.9759 hailie.enriquez@archangelusa.com | See attached email regarding workforce assistance |
| B&C Concrete Cutting, LLC 235 Bishop Troutt Road, Westmoreland, TN 37186 Brant Lesogor 615.206.0355 bcconretecutting@gmail.com | See attached email regarding proposal assistance |

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| 8. | Database Utilization Accessed all reasonable and available means to include, but not limited to the following examples: https://www.nashville.gov/Finance/Procurement/Business-Assistance-Office/SMWBE-Lists-and-Forms.aspx or https://nashville.diversitycompliance.com/ | Pass <input type="checkbox"/> |

For each MBE/WBE firm contacted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Database Accessed | Date of Access | Results |
|--|--|--|
| Nashville EBO https://nashville.diversitycompliance.com/ | 11/10/23, 11/13/23, 11/16/23, 11/20/23, 11/21/23, 11/27/23, 12/5/23, 12/14/23, 12/15/23, 12/18/23, 12/19/23, 12/20/23, 12/21/23, 12/22/23, 12/27/23, 12/29/23, 12/30/23, 1/3/24, 1/11/24, 1/16/24, 1/17/24, 1/19/24, 1/21/24 | Verification of valid entity certification |
| Nashville EBO https://nashville.diversitycompliance.com/ | 11/10/2023, 12/14/2023, 1/11/2024 | Directory Download |
| Tennessee Go-DBE System https://tn.diversitysoftware.com/?TN=tn | 11/10/2023, 12/14/2023 | Directory Download |
| Nashville Airport Authority https://flynashville.diversitycompliance.com/ | 11/10/2023, 12/14/2023 | Directory Download |

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M/WBE SUBCONTRACTORS GOOD FAITH EFFORTS

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| 9. | Mentor Protégé' Relationship/Technical Assistance: Providing reasonable technical assistance to a MWBEs to ameliorate any deficiencies of technical knowledge or advance skill, where such assistance is undertaken by the Bidder to facilitate the MWBE's successful participation on a project or contract. | Pass <input type="button" value="v"/> |

For each MBE/WBE firm assisted, list the name(s) and all information requested below related to the above project. If additional space is required, this form may be duplicated.

| Company Name | Type of Assistance | If Mentor Protégé' Agreement Reached, Please Provide Copy. |
|----------------------------|--|--|
| Essayon Process Management | Assisted with certification process with Metro BAO | Not Applicable. No formal Mentor Protege Agreement. |

It is hereby certified that the above firms were contacted and offered an opportunity to respond on the above project. We further certify that the above statements are a true account of all firms' responses to our solicitation. Copies of all bids and/or quotes will be made available upon request.

Signature: Ben Harris Print Name: Ben Harris Title: Vice President/Division Manager

BAO Small Business Assessment Sheet

| |
|--|
| BAO Specialist: Evans Cline |
| Contract Specialist: Scott Ferguson |
| Date: 02/09/2024 |

| |
|--|
| Department Name: Water Services |
| RFP/ITB Number: 358262 |

Project Name : Dry Creek Reclamation Facility Headworks and Class A Biosolids Facility Construction

| Primary Contractor* | Prime Bid Amount | Total Proposed SBE (\$) | SBE Subs approved? | SBE (%) | Comments |
|-------------------------|------------------|-------------------------|--------------------|---------|--|
| Brasfield & Gorrie, LLC | \$289,917,916.00 | \$8,057,099.00 | Yes | 3% | The prime is not a Metro approved SBE/SDV and proposed the utilization of various SBEs . |