

Agmt  
Bid

424

CAD/hs

RESOLUTION NO. 2019-\_\_\_\_\_

**A RESOLUTION ACCEPTING THE PROPOSAL OF JOHNSON CONTROLS, INC. PERTAINING TO CONTRACT 18-C-00012; HOWARD F. CURREN AWTP ADMINISTRATION BUILDING AIR TREATMENT SYSTEM (REBID), IN THE AMOUNT OF \$122,363; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, on April 23, 2019, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Howard F. Curren AWTP Administration Building Air Treatment System (Rebid), and recommends to this Council that the proposal of Johnson Controls, 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 Johnson Controls, Inc. in the total amount of \$122,363 for construction of the Howard F. Curren AWTP Administration Building Air Treatment System (Rebid), 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. This resolution will provide \$122,363 for the Howard F. Curren Advanced Wastewater Treatment Plant Administration Building Air Treatment System project for use by the Wastewater Department within the Wastewater Capital Construction Fund.

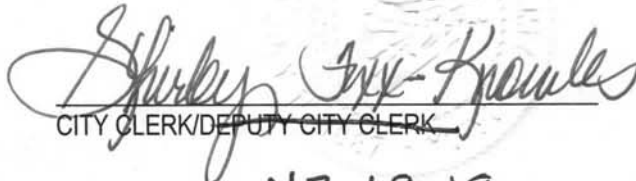
Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON JUN 06 2019.

  
\_\_\_\_\_  
CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:  
Justin R. Vaske, Assistant City Attorney

ATTEST:

  
\_\_\_\_\_  
CITY CLERK/DEPUTY CITY CLERK  
42019-19

\*1% for Art: Yes

# Tampa Bay Times

tampabay.com

Ad Proof  
Enlarged

## -Ad Proof-

This is the proof of your ad scheduled to run on the dates indicated below. Please proof read carefully if changes are needed, please contact us prior to deadline at or email at [jharrison@tampabay.com](mailto:jharrison@tampabay.com).

City of Tampa -Sealed bids will be received by the City of Tampa no later than 1:30 p.m. on April 9, 2019.  
**CONTRACT NO.:** 18-C-00012; HFC AWTP Administration Building Air Treatment System (RE-BID) **EST.:** \$150,000  
**PRE-BID CONF.:** Mar 26, 2019, 10:30a.m.  
**(On-site) CONTRACT NO.:** 18-C-00023; Hanna Pumping Station Odor Control Replacement **EST.:** \$350,000 **PRE-BID.:** Mar 26, 2019, 1:30pm **(On-site)**  
Documents may be downloaded from [www.demandstar.com](http://www.demandstar.com) or <http://www.tampagov.net/contract-administration/programs/construction-project-bidding>. **Email Questions to:** [contractadministration@tampagov.net](mailto:contractadministration@tampagov.net).  
(753251) 03/08/2019

<p><i>Date:</i> 03/05/19</p> <p><i>Account #:</i> 45164 <i>Company Name:</i> CITY OF TAMPA -CONTRACT ADMINISTRATION</p> <p><i>Contact:</i> JIM GREINER</p> <p><i>Address:</i> 306 EAST JACKSON ST, SUITE 4N TAMPA, FL 33602</p> <p><i>Telephone:</i> (813) 274-8012 <i>Fax:</i> <i>Email:</i> <a href="mailto:Melanie.Hopes@tampagov.net">Melanie.Hopes@tampagov.net</a></p>	<p><i>Publications:</i> Tampa Bay Times TampaBay.com</p> <p><i>Zones or Sections:</i> Baylink Hillsborough</p> <p><i>Classification:</i> Legal</p>
<p><i>Ad ID:</i> 753251</p> <p><i>Start:</i> 03/08/19 <i>Stop:</i> 03/08/19</p> <p><i>Total Cost:</i> \$82.75 <i>Billed Lines:</i> 19.0 <i>Phone #</i> <i>Email:</i> <a href="mailto:jharrison@tampabay.com">jharrison@tampabay.com</a></p>	

**City of Tampa**  
**BID TABULATION**  
**Contract 18-C-00012; HFC AWTP Administration Building Air Treatment**  
**System - ReBid**  
**Bid Opening - April 23, 2017**  
 Posted April 23, 2017

CONTRACTOR	TOTAL BID AMOUNT
Johnson Controls, Inc	\$122,363.00

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*

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

ALB

PROPOSAL

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

Legal Name of Bidder: Johnson Controls, Inc.

Bidder's Fictitious Name, if applicable: \_\_\_\_\_

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: 3802 Sugar Palm Dr., Tampa, FL 33619

Bidder's Federal Employee Identification No. (FEI/EIN): 39-0380010

Bidder's License No.: CBC060103 Bidder's FDOS (SUNBIZ) Doc. No.: 812316  
(See Ch. 489, FS; use entity's, individual's only if applicable)

Bidder Contact Name\*\*: Richard McKeefe Email: richard.b.mckeefe@jci.com Phone: (813) 241-5286

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 18-C-00012; Howard F. Curren AWTP Administration Building Air Treatment System (Rebid)

Contract Item No.	Unit	Estimated Quantity	Description and Price in Words	Computed Total Price for Item in Figures
Base Bid	LS	1	The work includes the furnishing of all labor, equipment, and material for the furnishing and installing an air duct piping and support system to relocate the existing air intake for air handler units (AHU) 1 and 3 at the HFC AWTP Administration Building, with all associated work required for a complete project in accordance with the Contract Documents.	
			<p style="text-align: center;"><u>One Hundred Twelve Thousand Three</u>  <u>Hundred Sixty-Three Dollars</u> dollars                      and <u>Zero</u> cents</p> <p style="text-align: right;">(BASE BID) LS      \$ <u>112,363.00</u></p>	
Item 1	LS	1	Contingency	\$ <u>10,000</u>
			TOTAL BASE BID	\$ <u>122,363.00</u>

Contract 18-C-00012; Howard F. Curren AWTP Administration Building Air Treatment System (Rebid)

Computed Total Price in Words: One Hundred Twenty-Two Thousand Three Hundred Sixty-Three Dollars  
\_\_\_\_\_ dollars and Zero cents.

Computed Total Price in Figures: \$ 122,363.00

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 x #2 \_\_\_ #3 \_\_\_ #4 \_\_\_ #5 \_\_\_ #6 \_\_\_ #7 \_\_\_ #8 \_\_\_.

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.	_____	_____	_____	_____	_____
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____
Total Cost: \$				<u>N/A</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.**

[SEAL]

Name of Bidder: Johnson Controls, Inc.  
Authorized Signature: [Signature]  
Signer's Printed Name: Lindsay Allgeyer  
Signer's Title: Branch Service Manager

STATE OF Florida  
COUNTY OF Hillsborough

For an entity: The forgoing instrument was sworn (or affirmed) before me this 23 day of April, 2019 by Lindsay Allgeyer as Branch Service Manager of Tampa Branch of Johnson Controls, a/n  Partnership  Joint Venture  LLC  Corp  Other: \_\_\_\_\_, on behalf of such entity. Such individual is  personally known to me or  produced a/n n/a state driver's license as identification.

For an individual: The forgoing instrument was sworn (or affirmed) before me this 23 day of April, 2019 by Lindsay Allgeyer, who is  personally known to me or  produced a/n n/a state driver's license as identification.



[Signature]  
Notary Public, State of Florida  
Notary Printed Name: Ginger K. Fox  
Commission No.: FF 980018  
My Commission Expires: 4-20-2020

TAMPA BID BOND  
Contract 18-C-00012; Howard F. Curren AWTP Administration Building Air Treatment System (Rebid)

KNOW ALL MEN BY THESE PRESENTS, that we, Johnson Controls, Inc.

(hereinafter called the Principal) and Liberty Mutual Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Massachusetts, with its principal offices in the City of Boston, MA, 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 18-C-00012, Howard F. Curren AWTP Administration Building Air Treatment System (Rebid).

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 22nd day of April, 2019.

Principal

(SEAL)

Johnson Controls, Inc.

BY Donna Planeta

TITLE Donna Planeta, Attorney-In-Fact  
Liberty Mutual Insurance Company

BY Joshua Sanford

TITLE Joshua Sanford, Attorney-In-Fact

John Homenuk

Producing Agent

200 Liberty Street, Floor 7, New York, NY 10281-1003

Producing Agent's Address

Willis of New York, Inc.

Name of Agency

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



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8196860-985949

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Aiza Anderson, Samuel E. Begun, Saykham Chanthasone, Lorina Monique Garcia, Danielle D. Johnson, Michelle Anne McMahon, Aimee R. Perondine, Mercedes Phothirath, Jenny Rose Belen Phothirath, Noah William Pierce, Donna M. Planeta, Joshua Sanford, Bethany Stevenson, Eric Srba, Jynell Marie Whitehead

all of the city of Hartford state of Connecticut each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 18th day of September, 2018.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: [Signature of David M. Carey]

David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 18th day of September, 2018 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: [Signature of Teresa Pastella]
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 22nd day of April, 2019.



By: [Signature of Renee C. Llewellyn]

Renee C. Llewellyn, Assistant Secretary

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.





Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

**Page 1 of 4 – DMI Solicited/Utilized Schedules**  
**City of Tampa – Schedule of All Solicited Sub-(Contractors/Consultants/Suppliers)**  
**(FORM MBD-10)**

Contract No.: 18-C-00012; Contract Name: Howard F. Curren AWTP Administration Building Air Treatment System  
 Company Name: Johnson Controls Address: 3802 Sugar Palm Dr Tampa FL 33619  
 Federal ID: 39-0380010 Phone: 813-241-5286 Fax: 813-623-5452 Email: Richard.B.McKeeter@jci.com

Check applicable box(es). Detailed Instructions for completing this form are on page 2 of 4.

No Firms were contacted or solicited for this contract.

No Firms were contacted because: \_\_\_\_\_

See attached list of additional Firms solicited and all supplemental information (List must comply to this form)

Note: Form MBD-10 must list ALL subcontractors solicited including Non-minority/small businesses

NIGP Code Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

S = SLBE W=WMBE O = Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade or Services  NIGP Code (listed above)	Contact Method L=Letter F=Fax E=Email P=Phone	Quote or Response Received Y/N
455494658 BBE	Just Koolin Air Condition 813-444-2594 Justkoolinac.adm@gmail.com	BBE	construction	email	no bid
205282459 BBE	Reggies Affordable Heat 813-453-5752 reggie@reggiesac.com	BBE	construction	email	no bid
223917952 O	Service Works Roofing Jeff Anderson P 813-626-7717 5423 N. 59th Street Tampa, FL 33610	CM	construction	email	quote
SLBE 460951397	Air At Your Door 999-999-9999 813-906-6681 carlos@airatydoor.com	SLBE	construction	email	no bid
SLBE 591314899	GEORGE G SOLAR & CO 8138759148 georgesolarcompany@gmail.com	SLBE HM	construction	email	no bid
SLBE 113810019	DJ Commercial air 8134512272 jcdc1001@hotmail.com	SLBE CM	construction	email	no bid
SLBE 261605092	FIRST PINOY INC 813-504-2666 info@firstpinoyairsystem.com	SLBE AM	construction	email	no bid
SLBE 412104737	REX FARLOW CONSTRUCTION 813-924-3337 rfarlowconstruction@yahoo.com	SLBE CM	construction	email	no bid
SLBE 472813128	SPECTRUM MECH LLC 727-535-1202 INFO@SPECTRUM-mechanical.com	SLBE CM	construction	email	no bid
SLBE 420542783	THE HOLMES AGENCY 727-369-0881 LOU@THEHOLME	SLBE HM	construction	email	no bid
SLBE	MCENANY CONTRACTING INC 813-988-1669 juli@mcenan	SLBE cm	construction	email	no bid
O 591462485	Massy metals 813-376-8874 alan_@verizon.net	CM	construction	email	quote
O 593595891	SPECTECH CONSULTANTS, INC. sales@spectech-consultants.com 813) 249-0039	CM	construction	email	quote

It is hereby certified that the information provided is an accurate and true account of contacts and solicitations for sub-contracting opportunities on this contract.

Signed: *Imogene Allgeyer* Name/Title: Branch Service Manager Date: 04/23/2019

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Forms must be included with Bid / Proposal



Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

**Page 3 of 4 – DMI Solicited/Utilized Schedules**

**City of Tampa – Schedule of All To-Be-Utilized Sub-(Contractors/Consultants/Suppliers)  
(FORM MBD-20)**

Contract No.: 18-C-00012 Contract Name: Howard F. Curren AWTP Administration Building Air Treatment System  
 Company Name: Johnson Controls Address: 3802 Sugar Palm Dr Tampa FL 33619  
 Federal ID: 39-0380010 Phone: 813-241-5286 Fax: 813-623-5452 Email: Richard.B.McKeefer@jci.com

Check applicable box(es). Detailed Instructions for completing this form are on page 4 of 4.

See attached list of additional Firms Utilized and all supplemental information (List must comply to this form)

Note: Form MBD-20 must list ALL subcontractors To-Be-Utilized including Non-minority/small businesses

No Subcontracting/consulting (of any kind) will be performed on this contract.

No Firms are listed to be utilized because: \_\_\_\_\_

NIGP Code General Categories: Buildings = 909, General = 912, Heavy = 913, Trades = 914, Architects = 906, Engineers & Surveyors = 925, Supplier = 912-77

Enter "S" for firms Certified as Small Local Business Enterprises, "W" for firms Certified as Women/Minority Business Enterprise, "O" for Other Non-Certified

S = SLBE W=WMBE O =Neither	Company Name Address Phone, Fax, Email	Type of Ownership (F=Female M=Male) BF BM = African Am. HF HM = Hispanic Am. AF AM = Asian Am. NF NM = Native Am. CF CM = Caucasian	Trade, Services, or Materials  NIGP Code Listed above	\$ Amount of Quote. Letter of Intent (LOI) if available	Percent of Scope or Contract %
O	SPECTECH CONSULTANTS, INC. sales@spectech-consultants.com 813) 249-0039	CM	TRADE  914	\$1280.	1.04
O	MASSEY METALS 813-372-8874 2251 MASSARO BLVD ALAN_MASSEY@VERIZON.NET	CM	trade  914	\$49,800.00	40.
O	Service Works Roofing Jeff Anderson P 813-626-7717 5423 N. 59th Street Tampa, FL 33610	CM	TRADE  914	\$8,500.	6.9

Total ALL Subcontract / Supplier Utilization \$ 59,580

Total SLBE Utilization \$ 0

Total WMBE Utilization \$ 0

Percent SLBE Utilization of Total Bid/Proposal Amt. 0 % Percent WMBE Utilization of Total Bid/Proposal Amt. 0 %

It is hereby certified that the following information is a true and accurate account of utilization for sub-contracting opportunities on this Contract.

Signed: [Signature] Name/Title: Branch Service Manager Date: 04/23/2019

Failure to Complete, Sign and Submit Both Forms 10 & 20 SHALL render the Bid or Proposal Non-Responsive

Forms must be included with Bid / Proposal



# Good Faith Effort Compliance Plan Guidelines

for Women/Minority Business Enterprise/Small Local Business Enterprise Participation

City of Tampa - Equal Business Opportunity Program  
(MBD Form 50 - detailed instructions on page 2 of 2)

Contract Name Howard F. Curren AWTP Administration Building Air Treatment System Bid Date 04/23/2019

Bidder/Proposer Johnson Controls

Signature \_\_\_\_\_ Date 04/23/2019

Name Lindsay Allgeyer Title Branch Service Manager

The Compliance Plan with attachments is a true account of Good Faith Efforts (GFE) made to achieve the participation goals as specified for Women/Minority Business Enterprises/Small Local Business Enterprises (WMBE/SLBE) on the referenced contract:

The WMBE/SLBE participation Goal is Met or Exceeded. See DMI Forms 10 and 20 which accurately report all subcontractors solicited and all subcontractors to-be-utilized.

The WMBE/SLBE participation Goal is Not Achieved. The following list is an overview of the baseline GFE action steps already performed. Furthermore, it is understood that these GFE requirements are weighted in the compliance evaluation based on the veracity and demonstrable degree of documentation provided with the bid/proposal:

(Check applicable boxes below. Must enclose supporting documents accordingly with remarks)

- (1) Solicited through reasonable and available means the interest of WMBE/SLBEs that have the capability to perform the work of the contract. The Bidder or Proposer must solicit this interest within sufficient time to allow the WMBE/SLBEs to respond. The Bidder or Proposer must take appropriate steps to follow up initial solicitations with interested WMBE/SLBEs.  See DMI report forms for subcontractors solicited.  See enclosed supplemental data on solicitation efforts.  Qualifying Remarks:
- (2) Provided interested WMBE/SLBEs with adequate, specific scope information about the plans, specifications, and requirements of the contract, including addenda, in a timely manner to assist them in responding to the requested-scope identified by bidder/proposer for the solicitation.  See enclosed actual solicitations used.  Qualifying Remarks:
- (3) Negotiated in good faith with interested WMBE/SLBEs that have submitted bids (e.g. adjusted quantities or scale). Documentation of negotiation must include the names, addresses, and telephone numbers of WMBE/SLBEs that were solicited; the date of each such solicitation; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why agreements could not be reached with WMBE/SLBEs to perform the work. Additional costs involved in soliciting and using subcontractors is not a sufficient reason for a bidder/proposer's failure to meet goals or achieve participation, as long as such costs are reasonable. Bidders are not required to accept excessive quotes in order to meet the goal.  DMI Utilized Forms for sub-(contractor/consultant) reflect genuine negotiations.  This project is an RFQ/RFP in nature and negotiations are limited to clarifications of scope/specifications and qualifications.  See enclosed documentation.  Qualifying Remarks:
- (4) Not rejecting WMBE/SLBEs as being unqualified without justification based on a thorough investigation of their capabilities. The WMBE/SLBEs standing within its industry, membership in specific groups, organizations / associations and political or social affiliations are not legitimate causes for rejecting or not soliciting bids to meet the goals.  Not applicable.  See attached justification for rejection of a subcontractor's bid or proposal.  Qualifying Remarks:
- (5) Made scope(s) of work available to WMBE/SLBE subcontractors and suppliers; and, segmented portions of the work or material consistent with the available WMBE/SLBE subcontractors and suppliers, so as to facilitate meeting the goal.  Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion.  See enclosed comments.  Qualifying Remarks:
- (6) Made good faith efforts, despite the ability or desire of Bidder/Proposer to perform the work of a contract with its own forces/organization. A Bidder/Proposer who desires to self-perform the work of a contract must demonstrate good faith efforts if the goal has not been met.  Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime.  Qualifying Remarks:
- (7) Segmented portions of the work to be performed by WMBE/SLBEs in order to increase the likelihood that the goals will be met. This includes, where appropriate, breaking out contract work items into economically feasible units (quantities/scale) to facilitate WMBE/SLBE participation, even when the Bidder/Proposer might otherwise prefer to perform these work items with its own forces.  Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion.  Sub-Contractors were not prohibited from submitting bids/proposals and were solicited on work typically self-performed by the prime.  See enclosed comments.  Qualifying Remarks:
- (8) Made efforts to assist interested WMBE/SLBEs in obtaining bonding, lines of credit, or insurance as required by the city or contractor.  See enclosed documentation on initiatives undertaken and methods to accomplish.  Qualifying Remarks:
- (9) Made efforts to assist interested WMBE/SLBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, including participation in an acceptable mentor-protégé program.  See enclosed documentation of initiatives and/or agreements.  Qualifying Remarks:
- (10) Effectively used the services of the City and other organizations that provide assistance in the recruitment and placement of WMBE/SLBEs.  See enclosed documentation.  The following services were used.  Named Documents Are:



# CITY OF TAMPA

Jane Castor, Mayor

Office of the Chief of Staff

Minority and Small Business Development

DATE: May 8, 2019  
 TO: Michael Chucran, Director, Contract Administration Department  
 FROM: Gregory K. Hart, MBD Manager  
 RE: EBO Bid Compliance Evaluation - GFCEP Solicitation and Utilization Audit

**PROJECT:** 18-C-00012: HFC AWTP Administration Building Air Treatment System - ReBid  
**LOW BIDDER:** Johnson Controls, Inc.  
**BID AMOUNT:** \$122,363.00

**U-WMBE (BBE) and SLBE Subcontract Goal:** 5.3%  
**U-WMBE/SLBE Goal Attainment:** 0.0%  
**Good Faith Effort Compliance:** Sufficient

The Minority and Small Business Development Office evaluated the Good Faith Effort Compliance Plan (GFCEP) submitted by the low bidder, Johnson Controls, Inc., and determined they complied with the requirements of the Equal Business Opportunity Program (EBO) at the time of bid by having performed meaningful action steps to (a) identify and (b) directly solicit Underutilized-WMBE (BBE) and SLBE eligible companies to quote divisions of work commensurate with the participation goal. Although this project did not achieve participation, it was not due to a lack of outreach by Johnson Controls, Inc. The bidder segmented the work into specific areas to create subcontract opportunity (i.e. HVAC-Testing and Balancing and Roofing System-Siplast). The project goal was narrowly-tailored on the basis of one (1) out of two (2) subcontract categories wherein the requisite, eligible U-WMBE/SLBE companies represented a minimum availability group of nine (9) firms, within an overall availability group of fourteen (14) 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.*

**Compliance Statement:** Johnson Controls, Inc. was unsuccessful in its effort to attain the narrowly-tailored U-WMBE/SLBE goal. However, the Minority and Small Business Development Office determined the bidder took demonstrable outreach steps and has complied with City's Equal Business Opportunity Guidelines. The low bidder is eligible for contract award.

**U-WMBE/SLBE Subcontract Goal Attainment**

Certification Type	Classification	Classification	Totals
U-WMBE/SLBE	BBE	SLBE	0%

**Ancillary WMBE/SLBE Participation**

Certification Type	Classification	Totals
n/a	n/a	0%

Gregory Hart  
 Gregory K. Hart, MPA, CPPA

GKH/RT

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