



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
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Sean Powers
Community Development Agency Director

Steve Castleberry
Director of Public Works

March 9, 2016

File: 240.5729

Mr. John McGuire Jr., Owner
McGuire-Pacific Constructors
P.O. Box 4072
Auburn, CA 95604

SUBJECT: Roadway Safety Signing Audit, Sign Installation Project

Dear Mr. McGuire:

On February 24, 2016, the County accepted bids on the County's Roadway Safety Signing Audit, Sign Installation Project. McGuire-Pacific Constructors was the apparent low bidder at \$231,634, followed by Chrisp Company (\$281,580) and Statewide Traffic Safety and Signs, Inc. (\$298,119).

Since the project is funded through federal Highway Safety Improvement Program (HSIP) grant funding, the County is required to establish a Disadvantaged Business Enterprise (DBE) goal for the project. The project DBE goal was set at 9.0%. McGuire-Pacific Constructors offered a 3.87% DBE participation and did not meet the established DBE Goal of 9.0 %.

Since McGuire-Pacific Constructors did not meet the Disadvantaged Business Enterprise (DBE) Goal for the project, county staff reviewed the Good Faith Effort submittal to evaluate efforts in obtaining DBE subcontractors.

Per the Proposal Requirements and Special Provision Section 2-1.02.b, "Disadvantaged Business Enterprise, Good Faith Efforts Submittal" last paragraph (pg. 13), *"the Agency may consider DBE commitments of the 2nd and 3rd bidders when determining whether the low bidder made good faith efforts to meet the DBE goal."* In this case, the second and third lowest bidders exceeded the established DBE goal of 9.0%. Chrisp Company and Statewide Traffic Safety and Signs, Inc. committed 9.09% and 9.41% DBE participation respectively.

Staff reviewed the firms listed in the database queries and phone logs provided, and conducted an independent search using the Caltrans DBE Query Form. Staff identified that the majority of the firms listed were: 1) not listed as working in District 3, many of the firms listed were based out of Southern California or the Bay Area or 2) provided services that were not necessary for the scope of work such as building, asphalt and concrete contractors.

Upon review of the documentation provided, and in consideration of the 2nd and 3rd bidders ability to meet the DBE requirements, staff has determined that McGuire-Pacific Constructors has not met the DBE goal and good faith effort requirements.

Based on the failure to meet both the DBE and Good Faith Effort requirements, staff is recommending award of the project to Chrisp Company. The recommendation will go to the Nevada County Board of Supervisors at their April 12, 2016, meeting. The recommendation will likely be acted upon near the beginning of the meeting at 9:00 a.m.

We appreciate your interest in Nevada County projects and your bid submittal, and we hope to have the opportunity to work with McGuire-Pacific Constructors, Inc. in the future.

If you have any questions or comments, please feel free to contact me at tim.wood@co.nevada.ca.us or at (530) 265-1712.

Sincerely,

STEVE CASTLEBERRY, DIRECTOR



Tim Wood, Sr. Civil Engineer/County Surveyor