

SECTION 7

BID PROPOSAL

Glenelg Construction, Inc.

Name of Firm

204659995

Federal Tax ID or Social Security Number

7410 Coca Cola Drive Suite 211, Hanover, MD 21076

Address

MADE THIS 21st DAY OF January, 20 21

CONTRACT NUMBER: MAA-CO-21-009

CONTRACT TITLE: BGE Feeder and Substation Upgrades – Phase 1

BIDS DUE: January 21, 2021 at 02:00:00 PM Local Time
Date and Time

BID OPENING: January 21, 2021 at 03:00:00 PM Local Time (via Teams)
Date and Time

A. TIME OF COMPLETION:

1. **240 Calendar Days**

B. LIQUIDATED DAMAGES:

1. **\$1,000.00 per Calendar Day**

C. BASIS OF AWARD:

1. The Maryland Aviation Administration will award this Contact to the responsible Bidder with the lowest responsive bid based on the TOTAL BASE BID and any combination of ADD or DEDUCT ALTERNATES included in the Contract Documents, whichever is in the best interest of the State.

D. NOTICE OF AWARD:

Notice of award as described in Standard Provisions, General Provisions, Sections **GP-2.19** and **GP-3.01** will be issued within one hundred twenty (120) days of bid opening.

E. BID GUARANTY:

Five percent (5%) of total bid (Not required when bid is less than One Hundred Thousand Dollars (\$100,000.00)).

TO THE MARYLAND DEPARTMENT OF TRANSPORTATION, MARYLAND AVIATION ADMINISTRATION

GENTLEMEN:

A. The undersigned hereby declares to have carefully examined the Contract Documents entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

and to have examined the other Contract Documents (including the Standard Provisions, Addendum(s), Bid Forms, and Contract Forms), and to have carefully inspected the site(s) whereon the proposed work is to be performed.

B. The undersigned proposes and agrees to furnish all labor, materials, equipment and services necessary for the above said project for the Maryland Aviation Administration in accordance with the Specifications, and other Contract Documents including:

1. All Addendum(s) issued by the Maryland Aviation Administration

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

C. The undersigned hereby acknowledges and declares to have visited the internet web site **<https://www.airportal.maa.maryland.gov>**, **Standard Provisions for Construction Contracts**, and carefully examined the following documents and proposes and agrees to furnish all labor, materials, equipment and services necessary for the Maryland Aviation Administration in accordance with all Contract Documents including:

1. Standard Provisions for Construction Contracts, Volume I, General Provisions:
As Dated: October 2017

2. Standard Provisions for Construction Contracts, Volume II, Special Provisions
As Dated: October 2017

SECTION 7

BID PROPOSAL

- 3. Interim Standard Provisions Addendums to Standard Provisions for Construction Contracts (ISPA):
Dated: ISPA-19-001, Liability Insurance

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

I further acknowledge that I had no problems accessing the above referenced website and the documents listed above. I further acknowledge that I had the opportunity to print and or download the referenced documents, if I desired to do so.

- D. The prices shown on the Bid Tabulation Forms for the Contract entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

include and cover the furnishing of all materials and labor requisite and proper, and the providing of all necessary machinery, tools, apparatus, and means for performing the work, as set forth, described, and shown in the Contract Drawings, Specifications and other Contract Documents.

- E. The undersigned affirms that Bid has been executed in accordance with General Provisions, Section **GP-2.06**, titled "Preparation of Bid".

FOR CORPORATIONS:

- A. The undersigned Corporation affirms that it is is not registered with the Maryland State Department of Assessments and Taxation and, if registered, is in good standing.

- B. If not registered with the Maryland State Department of Assessments and Taxation, see Special Provision, Section **SP-2.03**, titled "Corporate Registration".

Construction Firm License Number: 13640991

Date of Issue: 4-10-20

Place of Issuance: Maryland

In Presence of:
Witness:

Individual Principal

_____ as to _____ (Seal)

In Presence of:
Witness:

Co-Partnership Principal

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

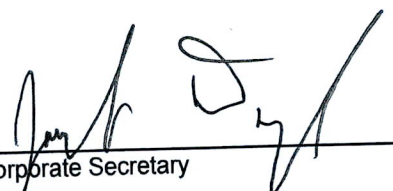
Corporate Principal

Glenelg Construction, Inc.

Name of Corporation

(Seal)

Attest:



Corporate Secretary

Michael Harris

Printed Name (President)

By:  _____ (Seal)
President

SECTION 7

BID PROPOSAL

MAA-CO-21-009
BGE FEEDER AND SUBSTATION UPGRADES - PHASE 1
SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT
FOR
BALTIMORE/WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
1	01 1000.1	SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT	LS	1	\$ 800,000.00	\$ 800,000.00
2	X-100-5.1	CONTINGENT ITEM-CONTAMINATED SOIL REMOVAL	CY	10	\$ 100.00	\$ 1,000.00

MAA-CO-21-009
 BGE Feeder and Substation Upgrades - Phase 1
 South Substation Transformer T1 Replacement
 at BWI Thurgood Marshall Airport

BF.44

Bid Documents
 Bid Proposals
 November 30, 2020

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
	SUBTOTAL 1 (Total of Bid Item Nos. 1 through 2)	<i>Eight Hundred One Thousand</i>			Dollars	\$ 801,000.00
3	010004X.1	TEMPORARY CONSTRUCTION ITEMS (shall not exceed 3% of SUBTOTAL 1)	LS	1	\$18,000.00	\$18,000.00
	SUBTOTAL 2 (Total of SUBTOTAL 1 through Bid Item No. 3)	<i>Eight Hundred Ninety Thousand</i>			Dollars	\$ 819,000.00
4	010001X.1	MOBILIZATION/DEMobilIZATION (shall not exceed 5% of SUBTOTAL 2)	LS	1	\$40,000.00	\$40,000.00
	SUBTOTAL 3 (Total of SUBTOTAL 2 through Bid Item No. 4)	<i>Eight Hundred Fifty Nine Thousand</i>			Dollars	\$ 859,000.00
5	010002X.1	CONSTRUCTION QUALITY CONTROL PLAN (amount not less than 3% of SUBTOTAL 3)	LS	1	\$25,770.00	\$25,770.00
	SUBTOTAL 4 (Total of SUBTOTAL 3 through Bid Item No. 5)	<i>Eight Hundred Eighty Four Thousand Seven Hundred Seventy</i>			Dollars	\$ 884,770.00
6	010011X.1	MISCELLANEOUS CONSTRUCTION ALLOWANCE	ALLOW	1	\$102,000.00	\$102,000.00

MAA-CO-21-009

BGE Feeder and Substation Upgrades - Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall Airport

BF.45

Bid Documents
Bid Proposals
November 30, 2020

BID PROPOSAL

SECTION 7

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE	
7	010002X.2	CONSTRUCTION QUALITY CONTROL PLAN FOR MISCELLANEOUS CONSTRUCTION ALLOWANCE (amount not less than 3% of item 010011X.1)	LS	1	\$ 3,060.00	\$ 3,060.00	
GRAND TOTAL BASE BID (Total of SUBTOTAL 4 through Bid Item 7)		<i>Nine Hundred Eighty Nine Thousand, Eight Hundred Thirty</i> Dollars					\$ 989,830.00

CONTRACT NUMBER MAA-CO-21-009

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

BID TABULATION FORMS

GRAND TOTAL OF ALL BID ITEMS

FOR

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

\$ 989,830.00

(Written in Numerals)

Nine Hundred Eighty Nine Thousand Eight Hundred Thirty
(Written in Words)

CONTRACTOR:

Glenelg Construction, Inc.

By:



Signature of Authorized Representative

NOTE: ITEMS LABELED ALLOWANCE OR CONTINGENCY WILL BE USED AT THE SOLE DISCRETION OF THE MAA. THE OFFERER WILL BE PAID FROM THESE ITEMS FOR SPECIFIC WORK REQUESTED IN WRITING BY MAA. THE OFFERER IS NOT ENTITLED TO ANY UNSPENT PORTION OF THE MONIES FROM THESE ITEMS.

**MDOT MBE FORM A
STATE-FUNDED CONTRACTS
CERTIFIED MBE UTILIZATION AND FAIR SOLICITATION AFFIDAVIT
PAGE 1 OF 2**

THIS AFFIDAVIT MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT THIS AFFIDAVIT AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

In connection with the bid/proposal submitted in response to Solicitation No. MAA-CO-21-009, I affirm the following:

1. MBE Participation (PLEASE CHECK ONLY ONE)

I have met the overall certified Minority Business Enterprise (MBE) participation goal of Fourteen percent (14%) and the following subgoals, if applicable:

- Zero percent (0%) for African American-owned MBE firms
- Zero percent (0%) for Hispanic American-owned MBE firms
- Zero percent (0%) for Asian American-owned MBE firms
- Zero percent (0%) for Women-owned MBE firms

I agree that these percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), will be performed by certified MBE firms as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

OR

I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee or as requested by the Procurement Officer, I will submit a written waiver request and all required documentation in accordance with COMAR 21.11.03.11. For a partial waiver request, I agree that certified MBE firms will be used to accomplish the percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

2. Additional MBE Documentation

I understand that if I am notified that I am the apparent awardee or as requested by the Procurement Officer, I must submit the following documentation within 10 business days of receiving such notice:

- (a) Outreach Efforts Compliance Statement (MDOT MBE Form C - State-Funded Contracts);
- (b) Subcontractor Project Participation Statement (MDOT MBE Form D - State-Funded Contracts);
- (c) If waiver requested, MBE Waiver Request Documentation and Forms (MDOT MBE/DBE Form E – Good Faith Efforts Guidance and Documentation) per COMAR 21.11.03.11; and
- (d) Any other documentation required by the Procurement Officer to ascertain bidder's responsibility/offeror's susceptibility of being selected for award in connection with the certified MBE participation goal and subgoals, if any.

I acknowledge that if I fail to return each completed document (in 2 (a) through (d)) within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award or that the proposal is not susceptible of being selected for award.

3. Information Provided to MBE firms


In the solicitation of subcontract quotations or offers, MBE firms were provided not less than the same information and amount of time to respond as were non-MBE firms.

4. Products and Services Provided by MBE firms

I hereby affirm that the MBEs are only providing those products and services for which they are MDOT certified.

I solemnly affirm under the penalties of perjury that the information in this affidavit is true to the best of my knowledge, information and belief.

Glenelg Construction, Inc.
Company Name


Signature of Representative

7410 Coca Cola Drive Suite 211
Address

Michael Harris, President
Printed Name and Title

Hanover, MD 21076
City, State and Zip Code

1/21/2021
Date

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 1 OF 3

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

PLEASE READ BEFORE COMPLETING THIS FORM

1. Please refer to the Maryland Department of Transportation (MDOT) MBE Directory at www.mdot.state.md.us to determine if a firm is certified for the appropriate North American Industry Classification System ("NAICS") Code **and** the product/services description (specific product that a firm is certified to provide or specific areas of work that a firm is certified to perform). For more general information about NAICS, please visit www.naics.com. Only those specific products and/or services for which a prime or subcontractor is a certified MBE in the MDOT Directory can be used for purposes of achieving the MBE participation goals.
2. In order to be counted for purposes of achieving the MBE participation goals, the MBE firm (whether a prime or subcontractor) must be certified for that specific NAICS Code ("MBE" for State-funded projects designation after NAICS Code). **WARNING:** If the firm's NAICS Code is in **graduated status**, such services/products **will not be counted** for purposes of achieving the MBE participation goals. Graduated status is clearly identified in the MDOT Directory (such graduated codes are designated with the word graduated after the appropriate NAICS Code).
3. Examining the NAICS Code is the **first step** in determining whether an MBE firm is certified and eligible to receive MBE participation credit for the specific products/services to be supplied or performed under the contract. The **second step** is to determine whether a firm's Products/Services Description in the MBE Directory includes the products to be supplied and/or services to be performed that are being used to achieve the MBE participation goals. If you have any questions as to whether a firm is certified to perform the specific services or provide specific products, please contact MDOT's Office of Minority Business Enterprise at 1-800-544-6056 or via email at mbe@mdot.state.md.us.
4. Complete the Part 2 – MBE Participation Schedule for all certified MBE firms (including primes and subcontractors) being used to achieve the MBE participation goal and subgoals, if any.
5. **MBE Prime Self-Performance.** When a certified MBE firm participates as a prime (independently or as part of a joint venture) on a contract, a procurement agency may count the distinct, clearly defined portion of the work of the contract that the certified MBE firm performs with its own forces toward fulfilling up to fifty-percent (50%) of the MBE participation goal (overall) and up to one hundred percent (100%) of not more than one of the MBE participation subgoals, if any, established for the contract. In order to receive credit for self-performance, an MBE prime must be (a) a certified MBE (see 1-3 above) and (b) listed in the Part 2 – MBE Participation Schedule with its certification number, the certification classification under which it will self-perform, and the percentage of the contract that can be counted as MBE self-performance. For the remaining portion of the overall goal and any subgoals, the MBE prime must also list, in the Part 2 – MBE Participation Schedule, other certified MBE firms used to meet those goals or, after making good faith efforts to obtain the participation of additional MBE firms, request a waiver. Note: A dually-certified MBE firm can use its own forces toward fulfilling **ONLY ONE** of the MBE subgoals for which it can be counted.
6. The Contractor's subcontractors are considered second-tier subcontractors. Third-tier contracting used to meet an MBE goal is to be considered the exception and not the rule. The following two conditions must be met before MDOT, its Modal Administrations and the Maryland Transportation Authority may approve a third-tier contracting agreement: (a) the bidder/offeror must request in writing approval of each third-tier contract arrangement, and (b) the request must contain specifics as to why a third-tier contracting arrangement should be approved. These documents must be submitted with the bid/proposal in Part 2 of this MBE Participation Schedule.
7. For each MBE firm that is being used as a supplier/wholesaler/regular dealer/broker/manufacturer, please follow these instructions for calculating the **amount of the subcontract for purposes of achieving the MBE participation goals:**
 - A. Is the firm certified as a broker of the products/supplies? If the answer is YES, please continue to Item C. If the answer is NO, please continue to Item B.
 - B. Is the firm certified as a supplier, wholesaler, regular dealer, or manufacturer of such products/supplies? If the answer is YES, continue to Item D. If the answer is NO, continue to Item C only if the MBE firm is certified to perform trucking/hauling services under NAICS Codes 484110, 484121, 484122, 484210, 484220 and 484230. If the answer is NO and the firm is not certified under these NAICS Codes, then no MBE participation credit will be given for the supply of these products.

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 2 OF 3

- C. For purposes of achieving the MBE participation goal, you may count only the amount of any reasonable fee that the MBE firm will receive for the provision of such products/supplies - not the total subcontract amount or the value (or a percentage thereof) of such products and/or supplies. For Column 3 of the MBE Participation Schedule, please divide the amount of any reasonable fee that the MBE firm will receive for the provision of such products/services by the total Contract value and insert the percentage in Line 3.1.
- D. Is the firm certified as a manufacturer (refer to the firm's NAICS Code and specific description of products/services) of the products/supplies to be provided? If the answer is NO, please continue to Item E. If the answer is YES, for purposes of achieving the MBE participation goal, you may count the total amount of the subcontract. For Column 3 of the MBE Participation Schedule, please divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.
- E. Is the firm certified as a supplier, wholesaler and/or regular dealer? If the answer is YES and the MBE firm is furnishing and installing the materials and is certified to perform these services, please divide the total subcontract amount (including full value of supplies) by the total Contract value and insert the percentage in Line 3.1. If the answer is YES and the MBE firm is only being used as a supplier, wholesaler and/or regular dealer or is not certified to install the supplies/materials, for purposes of achieving the MBE participation goal, you may only count sixty percent (60%) of the value of the subcontract for these supplies/products (60% Rule). To apply the 60% Rule, first divide the amount of the subcontract for these supplies/products only (not installation) by the total Contract value. Then, multiply the result by sixty percent (60%) and insert the percentage in Line 3.2.

8. For each MBE firm that is not being used as a supplier/wholesaler/regular dealer/broker/manufacturer, to calculate the amount of the subcontract for purposes of achieving the MBE participation goals, divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.

Example: \$ 2,500 (Total Subcontract Amount) ÷ \$10,000 (Total Contract Value) x 100 = 25%

9. **WARNING:** The percentage of MBE participation, computed using the percentage amounts determined per Column 3 for all of the MBE firms listed in Part 2, **MUST** at least equal the MBE participation goal and subgoals (if applicable) as set forth in MDOT MBE Form A – State-Funded Contracts for this solicitation. If a bidder/offeror is unable to achieve the MBE participation goal and/or any subgoals (if applicable), then the bidder/offeror must request a waiver in Form A or the bid will be deemed not responsive, or the proposal not susceptible of being selected for award. You may wish to use the attached Goal/Subgoal Worksheet to assist you in calculating the percentages and confirming that you have met the applicable MBE participation goal and subgoals (if any).

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 3 OF 3

GOAL/SUBGOAL PARTICIPATION WORKSHEET

1. Complete the Part 2 – MBE Participation Schedule for each MBE being used to meet the MBE goal and any subgoals.
2. After completion of the Part 2 – MBE Participation Schedule, you may use the Goal/Subgoal Worksheet to calculate the total MBE participation commitment for the overall goal and any subgoals.
3. **MBE Overall Goal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the overall participation percentages determined in Line 3.3 for the MBE prime total.
4. **MBE Subgoal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the subgoal participation percentages determined in Line 3.3 for the MBE prime total.
5. The percentage amount for the MBE overall participation in the Total MBE Firm Participation Box F1 should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Overall Goal Participation Column of the Worksheet.
6. The percentage amount for the MBE subgoal participation in the Total MBE Firm Participation Box L should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Subgoal Participation Column of the Worksheet.

GOAL/SUBGOAL WORKSHEET		
MBE Classification	MBE Overall Goal Participation	MBE Subgoal Participation
(A) Total African American Firm Participation (Add percentages determined for African American-Owned Firms per Column 3 of MBE Participation Schedule)	14 %subs _____ %prime	_____ %subs _____ %prime
(B) Total Hispanic American Firm Participation (Add percentages determined for Hispanic American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(C) Total Asian American Firm Participation (Add percentages listed for Asian American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(D) Total Women-Owned Firm Participation (Add percentages determined for Women-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(E) Total for all other MBE Firms (Add percentages for firms listed as Other MBE Classification per Column 3 of the MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
Total MBE Firm Participation (Add total percentages determined for all MBE Firms in each column of the Worksheet)	(F1) 14 %	(F2) _____ %

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 2 – MBE PARTICIPATION SCHEDULE
 PAGE 1 OF 1

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

Prime Contractor	Project Description	Solicitation Number
Glenelg Construction, Inc.	BGE Feeder and Substation Upgrades – Phase 1 South Substation Transformer T1 Replacement	MAA-CO-21-009

LIST INFORMATION FOR EACH CERTIFIED MBE PRIME OR MBE SUBCONTRACTOR YOU AGREE TO USE TO ACHIEVE THE MBE PARTICIPATION GOAL AND SUBGOALS, IF ANY. NOTE INSTRUCTIONS IN EACH COLUMN.

COLUMN 1	COLUMN 2	COLUMN 3 Unless the bidder/offeror requested a waiver in MDOT MBE Form A – State Funded Contracts for this solicitation, the cumulative MBE participation for all MBE firms listed herein must equal at least the MBE participation goal and subgoals (if applicable) set forth in Form A.
NAME OF MBE PRIME OR MBE SUBCONTRACTOR AND TIER	CERTIFICATION NO. AND MBE CLASSIFICATION	FOR PURPOSES OF ACHIEVING THE MBE PARTICIPATION GOAL AND SUBGOALS, refer to Sections 5 through 8 in Part 1 - Instructions. State the percentage amount of the products/services in Line 3.1, except for those products or services where the MBE firm is being used as a wholesaler, supplier, or regular dealer. For items of work where the MBE firm is being used as a supplier, wholesaler and/or regular dealer, complete Line 3.2 using the 60% Rule. For items of work where the MBE firm is the prime, complete Line 3.3.
MBE Name: Brown-Tisdale, Inc. <input checked="" type="checkbox"/> Check here if MBE firm is a subcontractor and complete in accordance with Sections 6, 7, & 8 of Part 1 - Instructions. If this box is checked, complete 3.1 or 3.2 in Column C, whichever is appropriate. <input type="checkbox"/> Check here if MBE firm is the prime contractor, including a participant in a joint venture, and self-performance is being counted pursuant to Section 5 of Part 1 - Instructions. If this box is checked, complete 3.3 in Column C. <input type="checkbox"/> Check here if MBE firm is a third-tier contractor (if applicable). Please submit written documents in accordance with Section 6 of Part 1 - Instructions	Certification Number: 08-396 (If dually certified, check only one box.) <input checked="" type="checkbox"/> African American-Owned <input type="checkbox"/> Hispanic American- Owned <input type="checkbox"/> Asian American-Owned <input type="checkbox"/> Women-Owned <input type="checkbox"/> Other MBE Classification	3.1. TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE- EXCLUDING PRODUCTS/SERVICES FROM SUPPLIERS, WHOLESALERS OR REGULAR DEALERS). 14 % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.2 TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR FOR ITEMS OF WORK WHERE THE MBE FIRM IS BEING USED AS A SUPPLIER, WHOLESALER AND/OR REGULAR DEALER) (STATE THE PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE AND THEN APPLY THE 60% RULE PER SECTION 7(E) IN PART 1 - INSTRUCTIONS). _____ % Total percentage of Supplies/Products x 60% (60% Rule) _____ % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.3. TOTAL PERCENTAGE TO BE PAID TO MBE PRIME FOR WORK THAT CAN BE COUNTED AS MBE SELF-PERFORMANCE (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE).. (a) _____ % Total percentage for self-performed items of work in which MBE is certified) (b) _____ % (Insert 50% of MBE overall goal) (c) _____ % (Insert subgoal for classification checked in Column 2, if applicable) Percentages for purposes of calculating achievement of MBE Participation goals: ➤ For MBE Overall goal – Use lesser of (a) or (b) ➤ For MBE Subgoal – Use lesser of (a) or (c) ➤ If MBE Prime is supplier, wholesaler and/or regular dealer, apply the 60% rule.

Check here if Continuation Sheets are attached.

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 3 – CERTIFICATION FOR MBE PARTICIPATION SCHEDULE**

**PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL
AS DIRECTED IN THE INVITATION TO BID/ REQUEST FOR PROPOSALS.**

I hereby affirm that I have reviewed the Products and Services Description (specific product that a firm is certified to provide or areas of work that a firm is certified to perform) set forth in the MDOT MBE Directory for each of the MBE firms listed in Part 2 of this MBE Form B for purposes of achieving the MBE participation goals and subgoals that were identified in the MBE Form A that I submitted with this solicitation, and that the MBE firms listed are only performing those products/services/areas of work for which they are certified. I also hereby affirm that I have read and understand the form instructions set forth in Part 1 of this MBE Form B.

The undersigned Prime Contractor hereby certifies and agrees that they have fully complied with the State Minority Business Enterprise law, State Finance and Procurement Article §14-308(a)(2), Annotated Code of Maryland which provides that, except as otherwise provided by law, a contractor may not identify a certified minority business enterprise in a bid or proposal and:

- (1) fail to request, receive, or otherwise obtain authorization from the certified minority business enterprise to identify the certified minority business enterprise in its bid or proposal;
- (2) fail to notify the certified minority business enterprise before execution of the contract of its inclusion of the bid or proposal;
- (3) fail to use the certified minority business enterprise in the performance of the contract; or
- (4) pay the certified minority business enterprise solely for the use of its name in the bid or proposal.

I solemnly affirm under the penalties of perjury that the contents of Parts 2 and 3 of MDOT MBE Form B are true to the best of my knowledge, information and belief.

Glenelg Construction, Inc. _____

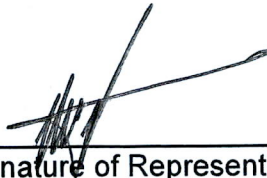
Company Name

7410 Coca Cola Drive Suite 211 _____

Address

Hanover, MD 21076 _____

City, State and Zip Code



Signature of Representative

Michael Harris, President _____

Printed Name and Title

1/21/2021 _____

Date

SECTION 7

BID PROPOSAL

Hatzel and Buehler, Inc.
Name of Firm

13-0828930
Federal Tax ID or Social Security Number

11965 Crossroads Circle, Suite L Middle River, MD 21220
Address

MADE THIS 21st DAY OF January, 20 21

CONTRACT NUMBER: **MAA-CO-21-009**

CONTRACT TITLE: **BGE Feeder and Substation Upgrades – Phase 1**

BIDS DUE: January 21, 2021 at 02:00:00 PM Local Time
Date and Time

BID OPENING: January 21, 2021 at 03:00:00 PM Local Time (via Teams)
Date and Time

A. TIME OF COMPLETION:

1. **240 Calendar Days**

B. LIQUIDATED DAMAGES:

1. **\$1,000.00 per Calendar Day**

C. BASIS OF AWARD:

1. The Maryland Aviation Administration will award this Contact to the responsible Bidder with the lowest responsive bid based on the TOTAL BASE BID and any combination of ADD or DEDUCT ALTERNATES included in the Contract Documents, whichever is in the best interest of the State.

D. NOTICE OF AWARD:

Notice of award as described in Standard Provisions, General Provisions, Sections **GP-2.19** and **GP-3.01** will be issued within one hundred twenty (120) days of bid opening.

E. BID GUARANTY:

Five percent (5%) of total bid (Not required when bid is less than One Hundred Thousand Dollars (\$100,000.00)).

TO THE MARYLAND DEPARTMENT OF TRANSPORTATION, MARYLAND AVIATION ADMINISTRATION

GENTLEMEN:

- A. The undersigned hereby declares to have carefully examined the Contract Documents entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

and to have examined the other Contract Documents (including the Standard Provisions, Addendum(s), Bid Forms, and Contract Forms), and to have carefully inspected the site(s) whereon the proposed work is to be performed.

- B. The undersigned proposes and agrees to furnish all labor, materials, equipment and services necessary for the above said project for the Maryland Aviation Administration in accordance with the Specifications, and other Contract Documents including:

1. All Addendum(s) issued by the Maryland Aviation Administration

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

- C. The undersigned hereby acknowledges and declares to have visited the internet web site <https://www.airportal.maa.maryland.gov>, **Standard Provisions for Construction Contracts**, and carefully examined the following documents and proposes and agrees to furnish all labor, materials, equipment and services necessary for the Maryland Aviation Administration in accordance with all Contract Documents including:

1. Standard Provisions for Construction Contracts, Volume I, General Provisions:
As Dated: October 2017
2. Standard Provisions for Construction Contracts, Volume II, Special Provisions
As Dated: October 2017

3. Interim Standard Provisions Addendums to
Standard Provisions for Construction Contracts (ISPA):
Dated: ISPA-19-001, Liability Insurance

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

I further acknowledge that I had no problems accessing the above referenced website and the documents listed above. I further acknowledge that I had the opportunity to print and or download the referenced documents, if I desired to do so.

- D. The prices shown on the Bid Tabulation Forms for the Contract entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

include and cover the furnishing of all materials and labor requisite and proper, and the providing of all necessary machinery, tools, apparatus, and means for performing the work, as set forth, described, and shown in the Contract Drawings, Specifications and other Contract Documents.

- E. The undersigned affirms that Bid has been executed in accordance with General Provisions, Section **GP-2.06**, titled "Preparation of Bid".

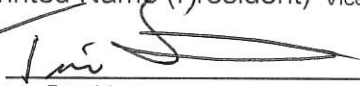
FOR CORPORATIONS:

- A. The undersigned Corporation affirms that it is x is not registered with the Maryland State Department of Assessments and Taxation and, if registered, is in good standing.
- B. If not registered with the Maryland State Department of Assessments and Taxation, see Special Provision, Section **SP-2.03**, titled "Corporate Registration".

Construction Firm License Number: 07628322

Date of Issue: 03/31/2020

Place of Issuance: State of Maryland / Elkton, Maryland

In Presence of: Witness:	Individual Principal _____ as to _____ (Seal)
In Presence of: Witness:	Co-Partnership Principal _____ as to By: _____ (Seal) _____ as to By: _____ (Seal) _____ as to By: _____ (Seal)
Attest:	Corporate Principal _____ Hatzel and Buehler, Inc. (Seal) Name of Corporation _____ Tim Sauter Printed Name (President) Vice President By:  _____ (Seal) Vice President


 Corporate Secretary

SECTION 7

BID PROPOSAL

MAA-CO-21-009
BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1
SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT
FOR
BALTIMORE/WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
1	01 1000.1	SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT	LS	1	\$ 902,437.98	\$ 902,437.98
2	X-100-5.1	CONTINGENT ITEM-CONTAMINATED SOIL REMOVAL	CY	10	\$ 2,140.00	\$ 21,400.00

SECTION 7

BID PROPOSAL

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
	SUBTOTAL 1 (Total of Bid Item Nos. 1 through 2)	Nine Hundred Twenty Three Thousand Eight Hundred Thirty Seven Dollars and 98 Cents				\$ 923,837.98
3	010004X.1	TEMPORARY CONSTRUCTION ITEMS (shall not exceed 3% of SUBTOTAL 1)	LS	1	\$ 27,715.14	\$ 27,715.14
	SUBTOTAL 2 (Total of SUBTOTAL 1 through Bid Item No. 3)	Nine Hundred Fifty One Thousand Five Hundred Fifty Three Dollars and 12 Cents				\$ 951,553.12
4	010001X.1	MOBILIZATION/DEMobilIZATION (shall not exceed 5% of SUBTOTAL 2)	LS	1	\$ 47,577.66	\$ 47,577.66
	SUBTOTAL 3 (Total of SUBTOTAL 2 through Bid Item No. 4)	Nine Hundred Ninety Nine Thousand One Hundred Thirty Dollars and 78 Cents				\$ 999,130.78
5	010002X.1	CONSTRUCTION QUALITY CONTROL PLAN (amount not less than 3% of SUBTOTAL 3)	LS	1	\$ 50,000.00	\$ 50,000.00
	SUBTOTAL 4 (Total of SUBTOTAL 3 through Bid No. 5) Item	One Million Forty Nine Thousand One Hundred Thirty Dollars and 78 Cents				\$ 1,049,130.78
6	010011X.1	MISCELLANEOUS CONSTRUCTION ALLOWANCE	ALLOW	1	\$102,000.00	\$102,000.00

MAA-CO-21-009

BGE Feeder and Substation Upgrades -- Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall AirportBid Documents
Bid Proposals
November 30, 2020

BF.45

SECTION 7

BID PROPOSAL

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
7	010002X.2	CONSTRUCTION QUALITY CONTROL PLAN FOR MISCELLANEOUS CONSTRUCTION ALLOWANCE (amount not less than 3% of item 010011X.1)	LS	1	\$ 3,060.00	\$ 3,060.00
GRAND TOTAL BASE BID (Total of SUBTOTAL 4 through Bid Item 7)		One Million One Hundred Fifty Four Thousand One Hundred Ninety Dollars and 78 Cents				\$ 1,154,190.78

MAA-CO-21-009

BGE Feeder and Substation Upgrades – Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall AirportBid Documents
Bid Proposals
November 30, 2020

BF.46

CONTRACT NUMBER MAA-CO-21-009

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

BID TABULATION FORMS

GRAND TOTAL OF ALL BID ITEMS

FOR

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

\$1,154,190.78

(Written in Numerals)

One Million One Hundred Fifty Four Thousand One Hundred Ninety and 78 Cents

(Written in Words)

CONTRACTOR:

Tim Sauter - Vice President & Branch Manager

By:



Signature of Authorized Representative

NOTE: ITEMS LABELED ALLOWANCE OR CONTINGENCY WILL BE USED AT THE SOLE DISCRETION OF THE MAA. THE OFFERER WILL BE PAID FROM THESE ITEMS FOR SPECIFIC WORK REQUESTED IN WRITING BY MAA. THE OFFERER IS NOT ENTITLED TO ANY UNSPENT PORTION OF THE MONIES FROM THESE ITEMS.

**MDOT MBE FORM A
STATE-FUNDED CONTRACTS
CERTIFIED MBE UTILIZATION AND FAIR SOLICITATION AFFIDAVIT
PAGE 1 OF 2**

THIS AFFIDAVIT MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT THIS AFFIDAVIT AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

In connection with the bid/proposal submitted in response to Solicitation No. MAA-CO-21-009, I affirm the following:

1. MBE Participation (PLEASE CHECK ONLY ONE)

I have met the overall certified Minority Business Enterprise (MBE) participation goal of Fourteen percent (14%) and the following subgoals, if applicable:

- Zero percent (0%) for African American-owned MBE firms
- Zero percent (0%) for Hispanic American-owned MBE firms
- Zero percent (0%) for Asian American-owned MBE firms
- Zero percent (0%) for Women-owned MBE firms

I agree that these percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), will be performed by certified MBE firms as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

OR

I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee or as requested by the Procurement Officer, I will submit a written waiver request and all required documentation in accordance with COMAR 21.11.03.11. For a partial waiver request, I agree that certified MBE firms will be used to accomplish the percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

2. Additional MBE Documentation

I understand that if I am notified that I am the apparent awardee or as requested by the Procurement Officer, I must submit the following documentation within 10 business days of receiving such notice:

- (a) Outreach Efforts Compliance Statement (MDOT MBE Form C - State-Funded Contracts);
- (b) Subcontractor Project Participation Statement (MDOT MBE Form D - State-Funded Contracts);
- (c) If waiver requested, MBE Waiver Request Documentation and Forms (MDOT MBE/DBE Form E – Good Faith Efforts Guidance and Documentation) per COMAR 21.11.03.11; and
- (d) Any other documentation required by the Procurement Officer to ascertain bidder's responsibility/ offeror's susceptibility of being selected for award in connection with the certified MBE participation goal and subgoals, if any.

I acknowledge that if I fail to return each completed document (in 2 (a) through (d)) within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award or that the proposal is not susceptible of being selected for award.

3. Information Provided to MBE firms

In the solicitation of subcontract quotations or offers, MBE firms were provided not less than the same information and amount of time to respond as were non-MBE firms.

4. Products and Services Provided by MBE firms

I hereby affirm that the MBEs are only providing those products and services for which they are MDOT certified.

I solemnly affirm under the penalties of perjury that the information in this affidavit is true to the best of my knowledge, information and belief.

Hazel and Buehler, Inc.
Company Name


Signature of Representative

11695 Crossroads Circle, Suite L
Address

Tim Sauter / Vice President & Branch Manager
Printed Name and Title

Middle River, MD 21220
City, State and Zip Code

January 21, 2021
Date

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 1 OF 3

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

PLEASE READ BEFORE COMPLETING THIS FORM

1. Please refer to the Maryland Department of Transportation (MDOT) MBE Directory at www.mdot.state.md.us to determine if a firm is certified for the appropriate North American Industry Classification System ("NAICS") Code **and** the product/services description (specific product that a firm is certified to provide or specific areas of work that a firm is certified to perform). For more general information about NAICS, please visit www.naics.com. Only those specific products and/or services for which a prime or subcontractor is a certified MBE in the MDOT Directory can be used for purposes of achieving the MBE participation goals.
2. In order to be counted for purposes of achieving the MBE participation goals, the MBE firm (whether a prime or subcontractor) must be certified for that specific NAICS Code ("MBE" for State-funded projects designation after NAICS Code). **WARNING:** If the firm's NAICS Code is in **graduated status**, such services/products **will not be counted** for purposes of achieving the MBE participation goals. Graduated status is clearly identified in the MDOT Directory (such graduated codes are designated with the word graduated after the appropriate NAICS Code).
3. Examining the NAICS Code is the **first step** in determining whether an MBE firm is certified and eligible to receive MBE participation credit for the specific products/services to be supplied or performed under the contract. The **second step** is to determine whether a firm's Products/Services Description in the MBE Directory includes the products to be supplied and/or services to be performed that are being used to achieve the MBE participation goals. If you have any questions as to whether a firm is certified to perform the specific services or provide specific products, please contact MDOT's Office of Minority Business Enterprise at 1-800-544-6056 or via email at mbe@mdot.state.md.us.
4. Complete the Part 2 – MBE Participation Schedule for all certified MBE firms (including primes and subcontractors) being used to achieve the MBE participation goal and subgoals, if any.
5. **MBE Prime Self-Performance.** When a certified MBE firm participates as a prime (independently or as part of a joint venture) on a contract, a procurement agency may count the distinct, clearly defined portion of the work of the contract that the certified MBE firm performs with its own forces toward fulfilling up to fifty-percent (50%) of the MBE participation goal (overall) and up to one hundred percent (100%) of not more than one of the MBE participation subgoals, if any, established for the contract. In order to receive credit for self-performance, an MBE prime must be (a) a certified MBE (see 1-3 above) and (b) listed in the Part 2 – MBE Participation Schedule with its certification number, the certification classification under which it will self-perform, and the percentage of the contract that can be counted as MBE self-performance. For the remaining portion of the overall goal and any subgoals, the MBE prime must also list, in the Part 2 – MBE Participation Schedule, other certified MBE firms used to meet those goals or, after making good faith efforts to obtain the participation of additional MBE firms, request a waiver. Note: A dually-certified MBE firm can use its own forces toward fulfilling ONLY ONE of the MBE subgoals for which it can be counted.
6. The Contractor's subcontractors are considered second-tier subcontractors. Third-tier contracting used to meet an MBE goal is to be considered the exception and not the rule. The following two conditions must be met before MDOT, its Modal Administrations and the Maryland Transportation Authority may approve a third-tier contracting agreement: (a) the bidder/offeror must request in writing approval of each third-tier contract arrangement, and (b) the request must contain specifics as to why a third-tier contracting arrangement should be approved. These documents must be submitted with the bid/proposal in Part 2 of this MBE Participation Schedule.
7. For each MBE firm that is being used as a supplier/wholesaler/regular dealer/broker/manufacturer, please follow these instructions for calculating the **amount of the subcontract for purposes of achieving the MBE participation goals:**
 - A. Is the firm certified as a broker of the products/supplies? If the answer is YES, please continue to Item C. If the answer is NO, please continue to Item B.
 - B. Is the firm certified as a supplier, wholesaler, regular dealer, or manufacturer of such products/supplies? If the answer is YES, continue to Item D. If the answer is NO, continue to Item C only if the MBE firm is certified to perform trucking/hauling services under NAICS Codes 484110, 484121, 484122, 484210, 484220 and 484230. If the answer is NO and the firm is not certified under these NAICS Codes, then no MBE participation credit will be given for the supply of these products.

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 2 OF 3

- C. For purposes of achieving the MBE participation goal, you may count only the amount of any reasonable fee that the MBE firm will receive for the provision of such products/supplies - not the total subcontract amount or the value (or a percentage thereof) of such products and/or supplies. For Column 3 of the MBE Participation Schedule, please divide the amount of any reasonable fee that the MBE firm will receive for the provision of such products/services by the total Contract value and insert the percentage in Line 3.1.
- D. Is the firm certified as a manufacturer (refer to the firm's NAICS Code and specific description of products/services) of the products/supplies to be provided? If the answer is NO, please continue to Item E. If the answer is YES, for purposes of achieving the MBE participation goal, you may count the total amount of the subcontract. For Column 3 of the MBE Participation Schedule, please divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.
- E. Is the firm certified as a supplier, wholesaler and/or regular dealer? If the answer is YES and the MBE firm is furnishing and installing the materials and is certified to perform these services, please divide the total subcontract amount (including full value of supplies) by the total Contract value and insert the percentage in Line 3.1. If the answer is YES and the MBE firm is only being used as a supplier, wholesaler and/or regular dealer or is not certified to install the supplies/materials, for purposes of achieving the MBE participation goal, you may only count sixty percent (60%) of the value of the subcontract for these supplies/products (60% Rule). To apply the 60% Rule, first divide the amount of the subcontract for these supplies/products only (not installation) by the total Contract value. Then, multiply the result by sixty percent (60%) and insert the percentage in Line 3.2.
8. For each MBE firm that is not being used as a supplier/wholesaler/regular dealer/broker/manufacturer, to calculate the amount of the subcontract for purposes of achieving the MBE participation goals, divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.

Example: \$ 2,500 (Total Subcontract Amount) ÷ \$10,000 (Total Contract Value) x 100 = 25%

9. **WARNING:** The percentage of MBE participation, computed using the percentage amounts determined per Column 3 for all of the MBE firms listed in Part 2, **MUST** at least equal the MBE participation goal and subgoals (if applicable) as set forth in MDOT MBE Form A – State-Funded Contracts for this solicitation. If a bidder/offeror is unable to achieve the MBE participation goal and/or any subgoals (if applicable), then the bidder/offeror must request a waiver in Form A or the bid will be deemed not responsive, or the proposal not susceptible of being selected for award. You may wish to use the attached Goal/Subgoal Worksheet to assist you in calculating the percentages and confirming that you have met the applicable MBE participation goal and subgoals (if any).

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 3 OF 3

GOAL/SUBGOAL PARTICIPATION WORKSHEET

1. Complete the Part 2 – MBE Participation Schedule for each MBE being used to meet the MBE goal and any subgoals.
2. After completion of the Part 2 – MBE Participation Schedule, you may use the Goal/Subgoal Worksheet to calculate the total MBE participation commitment for the overall goal and any subgoals.
3. **MBE Overall Goal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the overall participation percentages determined in Line 3.3 for the MBE prime total.
4. **MBE Subgoal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the subgoal participation percentages determined in Line 3.3 for the MBE prime total.
5. The percentage amount for the MBE overall participation in the Total MBE Firm Participation Box F1 should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Overall Goal Participation Column of the Worksheet.
6. The percentage amount for the MBE subgoal participation in the Total MBE Firm Participation Box L should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Subgoal Participation Column of the Worksheet.

GOAL/SUBGOAL WORKSHEET		
MBE Classification	MBE Overall Goal Participation	MBE Subgoal Participation
(A) Total African American Firm Participation (Add percentages determined for African American-Owned Firms per Column 3 of MBE Participation Schedule)	15 %subs _____ %prime	_____ %subs _____ %prime
(B) Total Hispanic American Firm Participation (Add percentages determined for Hispanic American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(C) Total Asian American Firm Participation (Add percentages listed for Asian American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(D) Total Women-Owned Firm Participation (Add percentages determined for Women-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(E) Total for all other MBE Firms (Add percentages for firms listed as Other MBE Classification per Column 3 of the MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
Total MBE Firm Participation (Add total percentages determined for all MBE Firms in each column of the Worksheet)	(F1) 15 %	(F2) _____ %

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 2 – MBE PARTICIPATION SCHEDULE
 PAGE 1 OF 1

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

Prime Contractor	Project Description	Solicitation Number
Hatzel and Buehler, Inc.	BGE Feeder and Substation Upgrades – Phase 1 South Substation Transformer T1 Replacement	MAA-CO-21-009

LIST INFORMATION FOR EACH CERTIFIED MBE PRIME OR MBE SUBCONTRACTOR YOU AGREE TO USE TO ACHIEVE THE MBE PARTICIPATION GOAL AND SUBGOALS, IF ANY. NOTE INSTRUCTIONS IN EACH COLUMN.

COLUMN 1	COLUMN 2	COLUMN 3 Unless the bidder/offeror requested a waiver in MDOT MBE Form A – State Funded Contracts for this solicitation, the cumulative MBE participation for all MBE firms listed herein must equal at least the MBE participation goal and subgoals (if applicable) set forth in Form A.
NAME OF MBE PRIME OR MBE SUBCONTRACTOR AND TIER	CERTIFICATION NO. AND MBE CLASSIFICATION	FOR PURPOSES OF ACHIEVING THE MBE PARTICIPATION GOAL AND SUBGOALS, refer to Sections 5 through 8 in Part 1 - Instructions. State the percentage amount of the products/services in Line 3.1, except for those products or services where the MBE firm is being used as a wholesaler, supplier, or regular dealer. For items of work where the MBE firm is being used as a supplier, wholesaler and/or regular dealer, complete Line 3.2 using the 60% Rule. For items of work where the MBE firm is the prime, complete Line 3.3.
MBE Name: Stella May Contracting <input checked="" type="checkbox"/> Check here if MBE firm is a subcontractor and complete in accordance with Sections 6, 7, & 8 of Part 1 - Instructions. If this box is checked, complete 3.1 or 3.2 in Column C, whichever is appropriate. <input type="checkbox"/> Check here if MBE firm is the prime contractor, including a participant in a joint venture, and self-performance is being counted pursuant to Section 5 of Part 1 - Instructions. If this box is checked, complete 3.3 in Column C. <input type="checkbox"/> Check here if MBE firm is a third-tier contractor (if applicable). Please submit written documents in accordance with Section 6 of Part 1 - Instructions	Certification Number: 96-169 (If dually certified, check only one box.) <input checked="" type="checkbox"/> African American-Owned <input type="checkbox"/> Hispanic American- Owned <input type="checkbox"/> Asian American-Owned <input type="checkbox"/> Women-Owned <input type="checkbox"/> Other MBE Classification	3.1. TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE- EXCLUDING PRODUCTS/SERVICES FROM SUPPLIERS, WHOLESALERS OR REGULAR DEALERS). 15 % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.2 TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR FOR ITEMS OF WORK WHERE THE MBE FIRM IS BEING USED AS A SUPPLIER, WHOLESALER AND/OR REGULAR DEALER) (STATE THE PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE AND THEN APPLY THE 60% RULE PER SECTION 7(E) IN PART 1 - INSTRUCTIONS). _____ % Total percentage of Supplies/Products x _____ 60% (60% Rule) _____ % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.3. TOTAL PERCENTAGE TO BE PAID TO MBE PRIME FOR WORK THAT CAN BE COUNTED AS MBE SELF-PERFORMANCE (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE). (a) _____ % Total percentage for self-performed items of work in which MBE is certified) (b) _____ % (Insert 50% of MBE overall goal) (c) _____ % (Insert subgoal for classification checked in Column 2, if applicable) Percentages for purposes of calculating achievement of MBE Participation goals: ➔ For MBE Overall goal – Use lesser of (a) or (b) ➔ For MBE Subgoal – Use lesser of (a) or (c) ➔ If MBE Prime is supplier, wholesaler and/or regular dealer, apply the 60% rule.

Check here if Continuation Sheets are attached.

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 3 – CERTIFICATION FOR MBE PARTICIPATION SCHEDULE**

**PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL
AS DIRECTED IN THE INVITATION TO BID/ REQUEST FOR PROPOSALS.**

I hereby affirm that I have reviewed the Products and Services Description (specific product that a firm is certified to provide or areas of work that a firm is certified to perform) set forth in the MDOT MBE Directory for each of the MBE firms listed in Part 2 of this MBE Form B for purposes of achieving the MBE participation goals and subgoals that were identified in the MBE Form A that I submitted with this solicitation, and that the MBE firms listed are only performing those products/services/areas of work for which they are certified. I also hereby affirm that I have read and understand the form instructions set forth in Part 1 of this MBE Form B.

The undersigned Prime Contractor hereby certifies and agrees that they have fully complied with the State Minority Business Enterprise law, State Finance and Procurement Article §14-308(a)(2), Annotated Code of Maryland which provides that, except as otherwise provided by law, a contractor may not identify a certified minority business enterprise in a bid or proposal and:

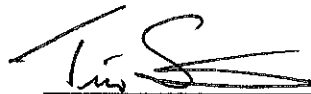
- (1) fail to request, receive, or otherwise obtain authorization from the certified minority business enterprise to identify the certified minority business enterprise in its bid or proposal;
- (2) fail to notify the certified minority business enterprise before execution of the contract of its inclusion of the bid or proposal;
- (3) fail to use the certified minority business enterprise in the performance of the contract; or
- (4) pay the certified minority business enterprise solely for the use of its name in the bid or proposal.

I solemnly affirm under the penalties of perjury that the contents of Parts 2 and 3 of MDOT MBE Form B are true to the best of my knowledge, information and belief.

Hatzel and Buehler, Inc.
Company Name

11695 Crossroads Circle, Suite L
Address

Middle River, MD 21220
City, State and Zip Code


Signature of Representative

Tim Sauter / Vice President & Branch Manager
Printed Name and Title

January 21, 2021
Date

MDOT MBE FORM C
STATE-FUNDED CONTRACTS
OUTREACH EFFORTS COMPLIANCE STATEMENT

In conjunction with the offer/proposal submitted in response to Solicitation No. MAA-CO-21-009, I state the following:

1. Bidder/Offeror took the following efforts to identify subcontracting opportunities in these specific work categories:

Civil Work - Sent drawings and specification directly to MBE subcontractor.

2. Attached to this form are copies of written solicitations (with bidding/proposal instructions) used to solicit certified MBE firms for these subcontract opportunities.

Plaes see attached email.

3. Bidder/Offeror made the following attempts to personally contact the solicited MBE firms:

Contact was made by email and phone calls.

4. **Please Check One:**

- This project does not involve bonding requirements. We do not require our subcontractors to obtain a bond.
 Bidder/Offeror assisted MBE firms to fulfill or seek waiver of bonding requirements. (DESCRIBE EFFORTS)

5. **Please Check One:**

- Bidder/Offeror did attend the pre-bid/pre-proposal meeting/conference.
 No pre-bid/pre-proposal meeting/conference was held.
 Bidder/Offeror did not attend the pre-bid/pre-proposal meeting/conference.

Hatzel and Buehler, Inc.
Company Name


Signature of Representative

11695 Crossroads Circle, Suite L
Address

Tim Sauter / Vice President & Branch Manager
Printed Name and Title

Middle River, MD 21220
City, State and Zip Code

Janiary 21, 2021
Date

Robert Henninger

From: Robert Henninger
Sent: Wednesday, January 6, 2021 11:39 AM
To: Josiah Hanks
Subject: BGE Feeder and Substation Upgrades at BWI

Josiah,

Is Stella May looking at the BGE Feeder and Substation Upgrades at BWI project? It has an oil containment system for a new oil filled transformer just like the one that Stella May installed at this substation back in 2005. If you want to look at this and don't have the plans and specs I can send you a link. Just let me know if this is something that Stella May would be interested in looking at.

Thanks

Robert Henninger

Project Manager

Hatzel & Buehler, Inc.

11695 Crossroads Circle

Suite L

Middle River, MD 21220

(o) 410-862-1001 x7558

r.henninger@hatzelandbuehler.com



The information transmitted, including attachments, is intended only for the person(s) or entity to which it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and destroy any copies of this information.

Dvorak, LLC
Name of Firm

30-0179457
Federal Tax ID or Social Security Number

2700 North Point Blvd., Baltimore, MD 21222
Address

MADE THIS 21st DAY OF January, 20 21

CONTRACT NUMBER: MAA-CO-21-009

CONTRACT TITLE: BGE Feeder and Substation Upgrades – Phase 1

BIDS DUE: January 21, 2021 at 02:00:00 PM Local Time
Date and Time

BID OPENING: January 21, 2021 at 03:00:00 PM Local Time (via Teams)
Date and Time

A. TIME OF COMPLETION:

1. **240 Calendar Days**

B. LIQUIDATED DAMAGES:

1. **\$1,000.00 per Calendar Day**

C. BASIS OF AWARD:

1. The Maryland Aviation Administration will award this Contact to the responsible Bidder with the lowest responsive bid based on the TOTAL BASE BID and any combination of ADD or DEDUCT ALTERNATES included in the Contract Documents, whichever is in the best interest of the State.

D. NOTICE OF AWARD:

Notice of award as described in Standard Provisions, General Provisions, Sections **GP-2.19** and **GP-3.01** will be issued within one hundred twenty (120) days of bid opening.

E. BID GUARANTY:

Five percent (5%) of total bid (Not required when bid is less than One Hundred Thousand Dollars (\$100,000.00)).

TO THE MARYLAND DEPARTMENT OF TRANSPORTATION, MARYLAND AVIATION ADMINISTRATION

GENTLEMEN:

- A. The undersigned hereby declares to have carefully examined the Contract Documents entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

and to have examined the other Contract Documents (including the Standard Provisions, Addendum(s), Bid Forms, and Contract Forms), and to have carefully inspected the site(s) whereon the proposed work is to be performed.

- B. The undersigned proposes and agrees to furnish all labor, materials, equipment and services necessary for the above said project for the Maryland Aviation Administration in accordance with the Specifications, and other Contract Documents including:

1. All Addendum(s) issued by the Maryland Aviation Administration

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

- C. The undersigned hereby acknowledges and declares to have visited the internet web site <https://www.airportal.maa.maryland.gov>, **Standard Provisions for Construction Contracts**, and carefully examined the following documents and proposes and agrees to furnish all labor, materials, equipment and services necessary for the Maryland Aviation Administration in accordance with all Contract Documents including:

1. Standard Provisions for Construction Contracts, Volume I, General Provisions:
As Dated: October 2017
2. Standard Provisions for Construction Contracts, Volume II, Special Provisions
As Dated: October 2017

3. Interim Standard Provisions Addendums to
Standard Provisions for Construction Contracts (ISPA):
Dated: ISPA-19-001, Liability Insurance

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

I further acknowledge that I had no problems accessing the above referenced website and the documents listed above. I further acknowledge that I had the opportunity to print and or download the referenced documents, if I desired to do so.

- D. The prices shown on the Bid Tabulation Forms for the Contract entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

include and cover the furnishing of all materials and labor requisite and proper, and the providing of all necessary machinery, tools, apparatus, and means for performing the work, as set forth, described, and shown in the Contract Drawings, Specifications and other Contract Documents.

- E. The undersigned affirms that Bid has been executed in accordance with General Provisions, Section **GP-2.06**, titled "Preparation of Bid".

FOR CORPORATIONS:

- A. The undersigned Corporation affirms that it is X is not registered with the Maryland State Department of Assessments and Taxation and, if registered, is in good standing.
- B. If not registered with the Maryland State Department of Assessments and Taxation, see Special Provision, Section **SP-2.03**, titled "Corporate Registration".

Construction Firm License Number: 03615322

Date of Issue: April 16, 2020

Place of Issuance: Baltimore County Circuit Court

In Presence of:
Witness:

Individual Principal

_____ as to _____ (Seal)

In Presence of:
Witness:

Co-Partnership Principal

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

Corporate Principal

Attest:

Dvorak, LLC
Name of Corporation (Seal)

Thomas J. Dvorak
Printed Name (President)


Corporate Secretary Patricia A. Arnn

By:  (Seal)
President

MAA-CO-21-009
 BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1
 SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT
 FOR

BALTIMORE/WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT

Bidder: Dvorak, LLC

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
1	01 1000.1	SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT	LS	1	\$ 769,000.00	\$ 769,000.00
2	X-100-5.1	CONTINGENT ITEM-CONTAMINATED SOIL REMOVAL	CY	10	\$125.00	\$1,250.00

MAA-CO-21-009
 BGE Feeder and Substation Upgrades – Phase 1
 South Substation Transformer T1 Replacement
 at BWI Thurgood Marshall Airport

BF.44

Bid Documents
 Bid Proposals
 November 30, 2020

SECTION 7

BID PROPOSAL

Bidder: Dvorak, LLC

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
SUBTOTAL 1 (Total of Bid Item Nos. 1 through 2)		Seven Hundred Seventy Thousand Two Hundred Fifty Dollars				\$ 770,250.00
3	010004X.1	TEMPORARY CONSTRUCTION ITEMS (shall not exceed 3% of SUBTOTAL 1)	LS	1	\$23,107.00	\$ 23,107.00
SUBTOTAL 2 (Total of SUBTOTAL 1 through Bid Item No. 3)		Seven Hundred Ninety Three Thousand Three Hundred Fifty Seven Dollars				\$793,357.00
4	010001X.1	MOBILIZATION/DEMobilIZATION (shall not exceed 5% of SUBTOTAL 2)	LS	1	\$39,667.00	\$ 39,667.00
SUBTOTAL 3 (Total of SUBTOTAL 2 through Bid Item No. 4)		Eight Hundred Thirty Three Thousand Twenty Four Dollars				\$ 833,024.00
5	010002X.1	CONSTRUCTION QUALITY CONTROL PLAN (amount not less than 3% of SUBTOTAL 3)	LS	1	\$25,616.00	\$ 25,616.00
SUBTOTAL 4 (Total of SUBTOTAL 3 through Bid No. 5) Item		Eight Hundred Fifty Eight Thousand Six Hundred Forty Dollars				\$858,640.00
6	010011X.1	MISCELLANEOUS CONSTRUCTION ALLOWANCE	ALLOW	1	\$102,000.00	\$102,000.00

MAA-CO-21-009

BGE Feeder and Substation Upgrades – Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall AirportBid Documents
Bid Proposals
November 30, 2020

BF.45

SECTION 7

BID PROPOSAL

Bidder: Dvorak, LLC

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
7	010002X.2	CONSTRUCTION QUALITY CONTROL PLAN FOR MISCELLANEOUS CONSTRUCTION ALLOWANCE (amount not less than 3% of item 010011X.1)	LS	1	\$ 3,060.00	\$ 3,060.00
GRAND TOTAL BASE BID		Nine Hundred Sixty Three Thousand Seven Hundred Dollars				\$ 963,700.00
(Total of SUBTOTAL 4 through Bid Item 7)						

MAA-CO-21-009
 BGE Feeder and Substation Upgrades – Phase 1
 South Substation Transformer T1 Replacement
 at BWI Thurgood Marshall Airport

Bid Documents
 Bid Proposals
 November 30, 2020

CONTRACT NUMBER MAA-CO-21-009

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

BID TABULATION FORMS

Bidder: Dvorak, LLC

GRAND TOTAL OF ALL BID ITEMS

FOR

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

963,700.00

(Written in Numerals)

Nine Hundred Sixty Three Thousand Seven Hundred Dollars and No Cents
(Written in Words)

CONTRACTOR:

Dvorak, LLC

By:



Signature of Authorized Representative
Thomas J. Dvorak, President

NOTE: ITEMS LABELED ALLOWANCE OR CONTINGENCY WILL BE USED AT THE SOLE DISCRETION OF THE MAA. THE OFFERER WILL BE PAID FROM THESE ITEMS FOR SPECIFIC WORK REQUESTED IN WRITING BY MAA. THE OFFERER IS NOT ENTITLED TO ANY UNSPENT PORTION OF THE MONIES FROM THESE ITEMS.

MDOT MBE FORM A
STATE-FUNDED CONTRACTS
CERTIFIED MBE UTILIZATION AND FAIR SOLICITATION AFFIDAVIT
PAGE 1 OF 2

THIS AFFIDAVIT MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT THIS AFFIDAVIT AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

In connection with the bid/proposal submitted in response to Solicitation No. MAA-CO-21-009, I affirm the following:

MBE Participation (PLEASE CHECK ONLY ONE)

I have met the overall certified Minority Business Enterprise (MBE) participation goal of Fourteen percent (14%) and the following subgoals, if applicable:

- Zero percent (0%) for African American-owned MBE firms
- Zero percent (0%) for Hispanic American-owned MBE firms
- Zero percent (0%) for Asian American-owned MBE firms
- Zero percent (0%) for Women-owned MBE firms

I agree that these percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), will be performed by certified MBE firms as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

OR

I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee or as requested by the Procurement Officer, I will submit a written waiver request and all required documentation in accordance with COMAR 21.11.03.11. For a partial waiver request, I agree that certified MBE firms will be used to accomplish the percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

Additional MBE Documentation

I understand that if I am notified that I am the apparent awardee or as requested by the Procurement Officer, I must submit the following documentation within 10 business days of receiving such notice:

- (a) Outreach Efforts Compliance Statement (MDOT MBE Form C - State-Funded Contracts);
- (b) Subcontractor Project Participation Statement (MDOT MBE Form D - State-Funded Contracts);
- (c) If waiver requested, MBE Waiver Request Documentation and Forms (MDOT MBE/DBE Form E – Good Faith Efforts Guidance and Documentation) per COMAR 21.11.03.11; and
- (d) Any other documentation required by the Procurement Officer to ascertain bidder's responsibility/offeror's susceptibility of being selected for award in connection with the certified MBE participation goal and subgoals, if any.

I acknowledge that if I fail to return each completed document (in 2 (a) through (d)) within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award or that the proposal is not susceptible of being selected for award.

I. Information Provided to MBE firms


In the solicitation of subcontract quotations or offers, MBE firms were provided not less than the same information and amount of time to respond as were non-MBE firms.

II. Products and Services Provided by MBE firms

I hereby affirm that the MBEs are only providing those products and services for which they are MDOT certified.

I solemnly affirm under the penalties of perjury that the information in this affidavit is true to the best of my knowledge, information and belief.

Dvorak, LLC
Company Name


Signature of Representative

1700 North Point Blvd.
Address

Thomas J. Dvorak, President
Printed Name and Title

Baltimore, MD 21222
City, State and Zip Code

January 21, 2021
Date

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 2 – MBE PARTICIPATION SCHEDULE
 PAGE 1 OF 2

ARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

Prime Contractor	Project Description	Solicitation Number
Dvorak, LLC	BGE Feeder and Substation Upgrades – Phase 1 South Substation Transformer T1 Replacement	MAA-CO-21-009

FOR THE MOST INFORMATION FOR EACH CERTIFIED MBE PRIME OR MBE SUBCONTRACTOR YOU AGREE TO USE TO ACHIEVE THE MBE PARTICIPATION GOAL AND SUBGOALS, IF ANY. NOTE INSTRUCTIONS IN EACH COLUMN.

COLUMN 1	COLUMN 2	COLUMN 3 Unless the bidder/offeror requested a waiver in MDOT MBE Form A – State Funded Contracts for this solicitation, the cumulative MBE participation for all MBE firms listed herein must equal at least the MBE participation goal and subgoals (if applicable) set forth in Form A.
NAME OF MBE PRIME OR MBE SUBCONTRACTOR AND TIER Broadway Electric Supply Co.	CERTIFICATION NO. AND MBE CLASSIFICATION 96-359	FOR PURPOSES OF ACHIEVING THE MBE PARTICIPATION GOAL AND SUBGOALS, refer to Sections 5 through 8 in Part 1 - Instructions. State the percentage amount of the products/services in Line 3.1, except for those products or services where the MBE firm is being used as a wholesaler, supplier, or regular dealer. For items of work where the MBE firm is being used as a supplier, wholesaler and/or regular dealer, complete Line 3.2 using the 60% Rule. For items of work where the MBE firm is the prime, complete Line 3.3.
MBE Name: <input type="checkbox"/> Check here if MBE firm is a subcontractor and complete in accordance with Sections 6, 7, & 8 of Part 1 - Instructions. If this box is checked, complete 3.1 or 3.2 in Column C, whichever is appropriate. <input type="checkbox"/> Check here if MBE firm is the prime contractor, including a participant in a joint venture, and self-performance is being counted pursuant to Section 5 of Part 1 - Instructions. If this box is checked, complete 3.3 in Column C. <input type="checkbox"/> Check here if MBE firm is a third-tier contractor (if applicable). Please submit written documents in accordance with Section 6 of Part 1 - Instructions	Certification Number: (If dually certified, check only one box.) <input type="checkbox"/> African American-Owned <input type="checkbox"/> Hispanic American- Owned <input type="checkbox"/> Asian American-Owned <input checked="" type="checkbox"/> Women-Owned <input type="checkbox"/> Other MBE Classification	3.1. TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE- EXCLUDING PRODUCTS/SERVICES FROM SUPPLIERS, WHOLESALERS OR REGULAR DEALERS). _____ % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.2 TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR FOR ITEMS OF WORK WHERE THE MBE FIRM IS BEING USED AS A SUPPLIER, WHOLESALER AND/OR REGULAR DEALER) (STATE THE PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE AND THEN APPLY THE 60% RULE PER SECTION 7(E) IN PART 1 - INSTRUCTIONS). _____ 23.5 % Total percentage of Supplies/Products x _____ 60% (60% Rule) _____ 14.1 % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.3. TOTAL PERCENTAGE TO BE PAID TO MBE PRIME FOR WORK THAT CAN BE COUNTED AS MBE SELF-PERFORMANCE (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE).. (a) _____ % Total percentage for self-performed items of work in which MBE is certified) (b) _____ % (Insert 50% of MBE overall goal) (c) _____ % (Insert subgoal for classification checked in Column 2, if applicable) Percentages for purposes of calculating achievement of MBE Participation goals: ➔ For MBE Overall goal – Use lesser of (a) or (b) ➔ For MBE Subgoal – Use lesser of (a) or (c) ➔ If MBE Prime is supplier, wholesaler and/or regular dealer, apply the 60% rule.

Check here if Continuation Sheets are attached.

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 3 – CERTIFICATION FOR MBE PARTICIPATION SCHEDULE**

**PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL
AS DIRECTED IN THE INVITATION TO BID/ REQUEST FOR PROPOSALS.**

I hereby affirm that I have reviewed the Products and Services Description (specific product that a firm is certified to provide or areas of work that a firm is certified to perform) set forth in the MDOT MBE Directory for each of the MBE firms listed in Part 2 of this MBE Form B for purposes of achieving the MBE participation goals and subgoals that were identified in the MBE Form A that I submitted with this solicitation, and that the MBE firms listed are only performing those products/services/areas of work for which they are certified. I also hereby affirm that I have read and understand the form instructions set forth in Part 1 of this MBE Form B.

The undersigned Prime Contractor hereby certifies and agrees that they have fully complied with the State Minority Business Enterprise law, State Finance and Procurement Article §14-308(a)(2), Annotated Code of Maryland which provides that, except as otherwise provided by law, a contractor may not identify a certified minority business enterprise in a bid or proposal and:

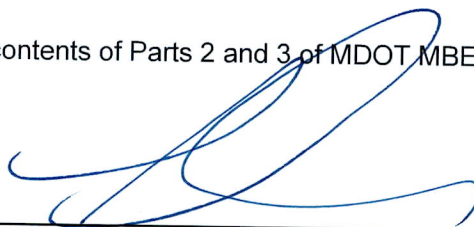
- (1) fail to request, receive, or otherwise obtain authorization from the certified minority business enterprise to identify the certified minority business enterprise in its bid or proposal;
- (2) fail to notify the certified minority business enterprise before execution of the contract of its inclusion of the bid or proposal;
- (3) fail to use the certified minority business enterprise in the performance of the contract; or
- (4) pay the certified minority business enterprise solely for the use of its name in the bid or proposal.

I solemnly affirm under the penalties of perjury that the contents of Parts 2 and 3 of MDOT MBE Form B are true to the best of my knowledge, information and belief.

Dvorak, LLC
Company Name

700 North Point Blvd.
Address

Baltimore, MD 21222
City, State and Zip Code



Signature of Representative

Thomas J. Dvorak, President
Printed Name and Title

January 21, 2021
Date

SECTION 7

BID PROPOSAL

B&R Construction Services, LLC

Name of Firm

72-1539398

Federal Tax ID or Social Security Number

502 McCormick Drive, Suite M, Glen Burnie, MD 21061

Address

MADE THIS 21st DAY OF January, 2021

CONTRACT NUMBER: MAA-CO-21-009

CONTRACT TITLE: BGE Feeder and Substation Upgrades – Phase 1

BIDS DUE: January 21, 2021 at 02:00:00 PM Local Time
Date and Time

BID OPENING: January 21, 2021 at 03:00:00 PM Local Time (via Teams)
Date and Time

A. TIME OF COMPLETION:

1. **240 Calendar Days**

B. LIQUIDATED DAMAGES:

1. **\$1,000.00 per Calendar Day**

C. BASIS OF AWARD:

1. The Maryland Aviation Administration will award this Contact to the responsible Bidder with the lowest responsive bid based on the TOTAL BASE BID and any combination of ADD or DEDUCT ALTERNATES included in the Contract Documents, whichever is in the best interest of the State.

D. NOTICE OF AWARD:

Notice of award as described in Standard Provisions, General Provisions, Sections **GP-2.19** and **GP-3.01** will be issued within one hundred twenty (120) days of bid opening.

E. BID GUARANTY:

Five percent (5%) of total bid (Not required when bid is less than One Hundred Thousand Dollars (\$100,000.00)).

TO THE MARYLAND DEPARTMENT OF TRANSPORTATION, MARYLAND AVIATION ADMINISTRATION

GENTLEMEN:

- A. The undersigned hereby declares to have carefully examined the Contract Documents entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

and to have examined the other Contract Documents (including the Standard Provisions, Addendum(s), Bid Forms, and Contract Forms), and to have carefully inspected the site(s) whereon the proposed work is to be performed.

- B. The undersigned proposes and agrees to furnish all labor, materials, equipment and services necessary for the above said project for the Maryland Aviation Administration in accordance with the Specifications, and other Contract Documents including:

1. All Addendum(s) issued by the Maryland Aviation Administration

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

- C. The undersigned hereby acknowledges and declares to have visited the internet web site <https://www.airportal.maa.maryland.gov>, **Standard Provisions for Construction Contracts**, and carefully examined the following documents and proposes and agrees to furnish all labor, materials, equipment and services necessary for the Maryland Aviation Administration in accordance with all Contract Documents including:

1. Standard Provisions for Construction Contracts, Volume I, General Provisions:
As Dated: October 2017
2. Standard Provisions for Construction Contracts, Volume II, Special Provisions
As Dated: October 2017

In Presence of:
Witness:

Individual Principal

_____ as to _____ (Seal)

In Presence of:
Witness:

Co-Partnership Principal

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

Corporate Principal

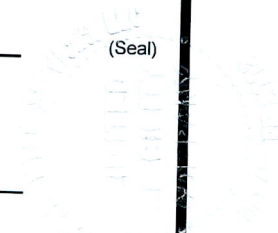
B&R Construction Services, LLC
Name of Corporation (Seal)

Attest:

Dana Borowy
Dana Borowy
Corporate Secretary

David P. Vocci
Printed Name (President)

By: *David P. Vocci*
President (Seal)



**MAA-CO-21-009
BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1
SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT
FOR**

BALTIMORE/WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
1	01 1000.1	SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT	LS	1	\$ 880,000.00	\$ 880,000.00
2	X-100-5.1	CONTINGENT ITEM-CONTAMINATED SOIL REMOVAL	CY	10	\$ 125.00	\$ 1,250.00

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
SUBTOTAL 1 (Total of Bid Item Nos. 1 through 2)		Eight Hundred Eighty One Thousand Two Hundred Fifty _____ Dollars				
3	010004X.1	TEMPORARY CONSTRUCTION ITEMS (shall not exceed 3% of SUBTOTAL 1)	LS	1	\$ 24,052.00	\$ 24,052.00
SUBTOTAL 2 (Total of SUBTOTAL 1 through Bid Item No. 3)		Nine Hundred Five Thousand Three Hundred Two _____ Dollars				
4	010001X.1	MOBILIZATION/DEMobilIZATION (shall not exceed 5% of SUBTOTAL 2)	LS	1	\$ 6,000.00	\$ 6,000.00
SUBTOTAL 3 (Total of SUBTOTAL 2 through Bid Item No. 4)		Nine Hundred Eleven Thousand Three Hundred Two _____ Dollars				
5	010002X.1	CONSTRUCTION QUALITY CONTROL PLAN (amount not less than 3% of SUBTOTAL 3)	LS	1	\$ 27,339.00	\$ 27,339.00
SUBTOTAL 4 (Total of SUBTOTAL 3 through Bid No. 5) Item		Nine Hundred Thirty Eight Thousand Six Hundred Forty One _____ Dollars				
6	010011X.1	MISCELLANEOUS CONSTRUCTION ALLOWANCE	ALLOW	1	\$102,000.00	\$102,000.00

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
7	010002X.2	CONSTRUCTION QUALITY CONTROL PLAN FOR MISCELLANEOUS CONSTRUCTION ALLOWANCE (amount not less than 3% of item 010011X.1)	LS	1	\$ 3,060.00	\$ 3,060.00
GRAND TOTAL BASE BID		One Million Forty Three Thousand Seven Hundred One _____ Dollars				
(Total of SUBTOTAL 4 through Bid Item 7)		\$ 1,043,701.00				

MAA-CO-21-009
 BGE Feeder and Substation Upgrades – Phase 1
 South Substation Transformer T1 Replacement
 at BWI Thurgood Marshall Airport

Bid Documents
 Bid Proposals
 November 30, 2020

CONTRACT NUMBER MAA-CO-21-009

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

BID TABULATION FORMS

GRAND TOTAL OF ALL BID ITEMS

FOR

BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1, SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

\$1,043,701.00

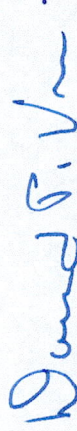
(Written in Numerals)

One Million Forty Three Thousand Seven Hundred One Dollars 00/100

(Written in Words)

CONTRACTOR:

B&R Construction Services, LLC - David P. Vocci, President



By: Signature of Authorized Representative

NOTE: ITEMS LABELED ALLOWANCE OR CONTINGENCY WILL BE USED AT THE SOLE DISCRETION OF THE MAA. THE OFFERER WILL BE PAID FROM THESE ITEMS FOR SPECIFIC WORK REQUESTED IN WRITING BY MAA. THE OFFERER IS NOT ENTITLED TO ANY UNSPENT PORTION OF THE MONIES FROM THESE ITEMS.

This page has been intentionally left blank.

MAA-CO-21-009
BGE Feeder and Substation Upgrades – Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall Airport

Bid Documents
Bid Proposal
November 30, 2020

BF.48

**MDOT MBE FORM A
STATE-FUNDED CONTRACTS
CERTIFIED MBE UTILIZATION AND FAIR SOLICITATION AFFIDAVIT
PAGE 1 OF 2**

THIS AFFIDAVIT MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT THIS AFFIDAVIT AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

In connection with the bid/proposal submitted in response to Solicitation No. MAA-CO-21-009, I affirm the following:

MBE Participation (PLEASE CHECK ONLY ONE)

I have met the overall certified Minority Business Enterprise (MBE) participation goal of Fourteen percent (14%) and the following subgoals, if applicable:

- Zero percent (0%) for African American-owned MBE firms
- Zero percent (0%) for Hispanic American-owned MBE firms
- Zero percent (0%) for Asian American-owned MBE firms
- Zero percent (0%) for Women-owned MBE firms

I agree that these percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), will be performed by certified MBE firms as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

OR

I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee or as requested by the Procurement Officer, I will submit a written waiver request and all required documentation in accordance with COMAR 21.11.03.11. For a partial waiver request, I agree that certified MBE firms will be used to accomplish the percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

Additional MBE Documentation

I understand that if I am notified that I am the apparent awardee or as requested by the Procurement Officer, I must submit the following documentation within 10 business days of receiving such notice: Outreach Efforts Compliance Statement (MDOT MBE Form C - State-Funded Contracts); Subcontractor Project Participation Statement (MDOT MBE Form D - State-Funded Contracts); If waiver requested, MBE Waiver Request Documentation and Forms (MDOT MBE/DBE Form E – Good Faith Efforts Guidance and Documentation) per COMAR 21.11.03.11; and Any other documentation required by the Procurement Officer to ascertain bidder's responsibility/offeror's susceptibility of being selected for award in connection with the certified MBE participation goal and subgoals, if any.

I acknowledge that if I fail to return each completed document (in 2 (a) through (d)) within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award or that the proposal is not susceptible of being selected for award.

Information Provided to MBE firms

the solicitation of subcontract quotations or offers, MBE firms were provided not less than the same information and amount of time to respond as were non-MBE firms.

Products and Services Provided by MBE firms

hereby affirm that the MBEs are only providing those products and services for which they are MDOT certified.

I solemnly affirm under the penalties of perjury that the information in this affidavit is true to the best of my knowledge, information and belief.

3&R Construction Services, LLC
Company Name


Signature of Representative

02 McCormick Drive, Suite M
Address

David P. Vocci, President
Printed Name and Title

len Burnie, MD 21061
City, State and Zip Code

January 21, 2021
Date

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 1 OF 3

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

PLEASE READ BEFORE COMPLETING THIS FORM

1. Please refer to the Maryland Department of Transportation (MDOT) MBE Directory at www.mdot.state.md.us to determine if a firm is certified for the appropriate North American Industry Classification System ("NAICS") Code **and** the product/services description (specific product that a firm is certified to provide or specific areas of work that a firm is certified to perform). For more general information about NAICS, please visit www.naics.com. Only those specific products and/or services for which a prime or subcontractor is a certified MBE in the MDOT Directory can be used for purposes of achieving the MBE participation goals.
2. In order to be counted for purposes of achieving the MBE participation goals, the MBE firm (whether a prime or subcontractor) must be certified for that specific NAICS Code ("MBE" for State-funded projects designation after NAICS Code). **WARNING:** If the firm's NAICS Code is in **graduated status**, such services/products **will not be counted** for purposes of achieving the MBE participation goals. Graduated status is clearly identified in the MDOT Directory (such graduated codes are designated with the word graduated after the appropriate NAICS Code).
3. Examining the NAICS Code is the **first step** in determining whether an MBE firm is certified and eligible to receive MBE participation credit for the specific products/services to be supplied or performed under the contract. The **second step** is to determine whether a firm's Products/Services Description in the MBE Directory includes the products to be supplied and/or services to be performed that are being used to achieve the MBE participation goals. If you have any questions as to whether a firm is certified to perform the specific services or provide specific products, please contact MDOT's Office of Minority Business Enterprise at 1-800-544-6056 or via email at mbe@mdot.state.md.us.
4. Complete the Part 2 – MBE Participation Schedule for all certified MBE firms (including primes and subcontractors) being used to achieve the MBE participation goal and subgoals, if any.
5. **MBE Prime Self-Performance.** When a certified MBE firm participates as a prime (independently or as part of a joint venture) on a contract, a procurement agency may count the distinct, clearly defined portion of the work of the contract that the certified MBE firm performs with its own forces toward fulfilling up to fifty-percent (50%) of the MBE participation goal (overall) and up to one hundred percent (100%) of not more than one of the MBE participation subgoals, if any, established for the contract. In order to receive credit for self-performance, an MBE prime must be (a) a certified MBE (see 1-3 above) and (b) listed in the Part 2 – MBE Participation Schedule with its certification number, the certification classification under which it will self-perform, and the percentage of the contract that can be counted as MBE self-performance. For the remaining portion of the overall goal and any subgoals, the MBE prime must also list, in the Part 2 – MBE Participation Schedule, other certified MBE firms used to meet those goals or, after making good faith efforts to obtain the participation of additional MBE firms, request a waiver. Note: A dually-certified MBE firm can use its own forces toward fulfilling **ONLY ONE** of the MBE subgoals for which it can be counted.
6. The Contractor's subcontractors are considered second-tier subcontractors. Third-tier contracting used to meet an MBE goal is to be considered the exception and not the rule. The following two conditions must be met before MDOT, its Modal Administrations and the Maryland Transportation Authority may approve a third-tier contracting agreement: (a) the bidder/offeror must request in writing approval of each third-tier contract arrangement, and (b) the request must contain specifics as to why a third-tier contracting arrangement should be approved. These documents must be submitted with the bid/proposal in Part 2 of this MBE Participation Schedule.
7. For each MBE firm that is being used as a supplier/wholesaler/regular dealer/broker/manufacturer, please follow these instructions for calculating the **amount of the subcontract for purposes of achieving the MBE participation goals:**
 - A. Is the firm certified as a broker of the products/supplies? If the answer is YES, please continue to Item C. If the answer is NO, please continue to Item B.
 - B. Is the firm certified as a supplier, wholesaler, regular dealer, or manufacturer of such products/supplies? If the answer is YES, continue to Item D. If the answer is NO, continue to Item C only if the MBE firm is certified to perform trucking/hauling services under NAICS Codes 484110, 484121, 484122, 484210, 484220 and 484230. If the answer is NO and the firm is not certified under these NAICS Codes, then no MBE participation credit will be given for the supply of these products.

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 2 OF 3

- C. For purposes of achieving the MBE participation goal, you may count only the amount of any reasonable fee that the MBE firm will receive for the provision of such products/supplies - not the total subcontract amount or the value (or a percentage thereof) of such products and/or supplies. For Column 3 of the MBE Participation Schedule, please divide the amount of any reasonable fee that the MBE firm will receive for the provision of such products/services by the total Contract value and insert the percentage in Line 3.1.
- D. Is the firm certified as a manufacturer (refer to the firm's NAICS Code and specific description of products/services) of the products/supplies to be provided? If the answer is NO, please continue to Item E. If the answer is YES, for purposes of achieving the MBE participation goal, you may count the total amount of the subcontract. For Column 3 of the MBE Participation Schedule, please divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.
- E. Is the firm certified as a supplier, wholesaler and/or regular dealer? If the answer is YES and the MBE firm is furnishing and installing the materials and is certified to perform these services, please divide the total subcontract amount (including full value of supplies) by the total Contract value and insert the percentage in Line 3.1. If the answer is YES and the MBE firm is only being used as a supplier, wholesaler and/or regular dealer or is not certified to install the supplies/materials, for purposes of achieving the MBE participation goal, you may only count sixty percent (60%) of the value of the subcontract for these supplies/products (60% Rule). To apply the 60% Rule, first divide the amount of the subcontract for these supplies/products only (not installation) by the total Contract value. Then, multiply the result by sixty percent (60%) and insert the percentage in Line 3.2.

For each MBE firm that is not being used as a supplier/wholesaler/regular dealer/broker/manufacturer, to calculate the amount of the subcontract for purposes of achieving the MBE participation goals, divide the total amount of the subcontract by the total Contract value and insert the percentage in Line 3.1.

Example: \$ 2,500 (Total Subcontract Amount) ÷ \$10,000 (Total Contract Value) x 100 = 25%

WARNING: The percentage of MBE participation, computed using the percentage amounts determined per Column 3 for all of the MBE firms listed in Part 2, MUST at least equal the MBE participation goal and subgoals (if applicable) as set forth in MDOT MBE Form A – State-Funded Contracts for this solicitation. If a bidder/offeror is unable to achieve the MBE participation goal and/or any subgoals (if applicable), then the bidder/offeror must request a waiver in Form A or the bid will be deemed not responsive, or the proposal not susceptible of being selected for award. You may wish to use the attached Goal/Subgoal Worksheet to assist you in calculating the percentages and confirming that you have met the applicable MBE participation goal and subgoals (if any).

MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 1 – INSTRUCTIONS FOR MBE PARTICIPATION SCHEDULE
PAGE 3 OF 3

GOAL/SUBGOAL PARTICIPATION WORKSHEET

1. Complete the Part 2 – MBE Participation Schedule for each MBE being used to meet the MBE goal and any subgoals.
2. After completion of the Part 2 – MBE Participation Schedule, you may use the Goal/Subgoal Worksheet to calculate the total MBE participation commitment for the overall goal and any subgoals.
3. **MBE Overall Goal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the overall participation percentages determined in Line 3.3 for the MBE prime total.
4. **MBE Subgoal Participation Boxes:** Calculate the total percentage of MBE participation for each MBE classification by adding the percentages determined per Column 3 of the Part 2 – MBE Participation Schedule. Add the percentages determined in Lines 3.1 and 3.2 for the MBE subcontractor (subs) total. Add the subgoal participation percentages determined in Line 3.3 for the MBE prime total.
5. The percentage amount for the MBE overall participation in the Total MBE Firm Participation Box F1 should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Overall Goal Participation Column of the Worksheet.
6. The percentage amount for the MBE subgoal participation in the Total MBE Firm Participation Box L should be equal to the sum of the percentage amounts in Boxes A through E of the MBE Subgoal Participation Column of the Worksheet.

GOAL/SUBGOAL WORKSHEET		
MBE Classification	MBE Overall Goal Participation	MBE Subgoal Participation
(A) Total African American Firm Participation (Add percentages determined for African American-Owned Firms per Column 3 of MBE Participation Schedule)	15.6 %subs _____ %prime	_____ %subs _____ %prime
(B) Total Hispanic American Firm Participation (Add percentages determined for Hispanic American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(C) Total Asian American Firm Participation (Add percentages listed for Asian American-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(D) Total Women-Owned Firm Participation (Add percentages determined for Women-Owned Firms per Column 3 of MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
(E) Total for all other MBE Firms (Add percentages for firms listed as Other MBE Classification per Column 3 of the MBE Participation Schedule)	_____ %subs _____ %prime	_____ %subs _____ %prime
Total MBE Firm Participation (Add total percentages determined for all MBE Firms in each column of the Worksheet)	(F1) 15.6 %	(F2) _____ %

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 2 – MBE PARTICIPATION SCHEDULE**

PAGE 1 OF

PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT PART 2 WITH THE BID/PROPOSAL AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL SHALL BE DEEMED NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

Prime Contractor R&R Construction Services, LLC	Project Description BGE Feeder and Substation Upgrades – Phase 1 South Substation Transformer T1 Replacement	Solicitation Number MAA-CO-21-009
---	---	---

ADDITIONAL INFORMATION FOR EACH CERTIFIED MBE PRIME OR MBE SUBCONTRACTOR YOU AGREE TO USE TO ACHIEVE THE MBE PARTICIPATION GOAL AND SUBGOALS, IF ANY. NOTE INSTRUCTIONS IN EACH COLUMN.

COLUMN 1	COLUMN 2	COLUMN 3 Unless the bidder/offeror requested a waiver in MDOT MBE Form A – State Funded Contracts for this solicitation, the cumulative MBE participation for all MBE firms listed herein must equal at least the MBE participation goal and subgoals (if applicable) set forth in Form A.
NAME OF MBE PRIME OR MBE SUBCONTRACTOR AND TIER	CERTIFICATION NO. AND MBE CLASSIFICATION	FOR PURPOSES OF ACHIEVING THE MBE PARTICIPATION GOAL AND SUBGOALS, refer to Sections 5 through 8 in Part 1 - Instructions. State the percentage amount of the products/services in Line 3.1, except for those products or services where the MBE firm is being used as a wholesaler, supplier, or regular dealer. For items of work where the MBE firm is being used as a supplier, wholesaler and/or regular dealer, complete Line 3.2 using the 60% Rule. For items of work where the MBE firm is the prime, complete Line 3.3.
MBE Name: Encompass Supply <input checked="" type="checkbox"/> Check here if MBE firm is a subcontractor and complete in accordance with Sections 6, 7, & 8 of Part 1 - Instructions. If this box is checked, complete 3.1 or 3.2 in Column C, whichever is appropriate. <input type="checkbox"/> Check here if MBE firm is the prime contractor, including a participant in a joint venture, and self-performance is being counted pursuant to Section 5 of Part 1 - Instructions. If this box is checked, complete 3.3 in Column C. <input type="checkbox"/> Check here if MBE firm is a third-tier contractor (if applicable). Please submit written documents in accordance with Section 6 of Part 1 - Instructions	Certification Number: 14-520 (If dually certified, check only one box.) <input checked="" type="checkbox"/> African American-Owned <input type="checkbox"/> Hispanic American-Owned <input type="checkbox"/> Asian American-Owned <input type="checkbox"/> Women-Owned <input checked="" type="checkbox"/> Other MBE Classification	<p>3.1. TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE- EXCLUDING PRODUCTS/SERVICES FROM SUPPLIERS, WHOLESALERS OR REGULAR DEALERS).</p> <p><u> </u> % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any)</p> <p>3.2 TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR FOR ITEMS OF WORK WHERE THE MBE FIRM IS BEING USED AS A SUPPLIER, WHOLESALER AND/OR REGULAR DEALER) (STATE THE PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE AND THEN APPLY THE 60% RULE PER SECTION 7(E) IN PART 1 - INSTRUCTIONS).</p> <p><u>26</u> % Total percentage of Supplies/Products x <u> </u> 60% (60% Rule)</p> <p><u>15.6</u> % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any)</p> <p>3.3. TOTAL PERCENTAGE TO BE PAID TO MBE PRIME FOR WORK THAT CAN BE COUNTED AS MBE SELF-PERFORMANCE (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE)..</p> <p>(a) <u> </u> % Total percentage for self-performed items of work in which MBE is certified) (b) <u> </u> % (Insert 50% of MBE overall goal) (c) <u> </u> % (Insert subgoal for classification checked in Column 2, if applicable)</p> <p>Percentages for purposes of calculating achievement of MBE Participation goals:</p> <ul style="list-style-type: none"> ➤ For MBE Overall goal – Use lesser of (a) or (b) ➤ For MBE Subgoal – Use lesser of (a) or (c) ➤ If MBE Prime is supplier, wholesaler and/or regular dealer, apply the 60% rule.

Check here if Continuation Sheets are attached.

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 3 – CERTIFICATION FOR MBE PARTICIPATION SCHEDULE**

**PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL
AS DIRECTED IN THE INVITATION TO BID/ REQUEST FOR PROPOSALS.**

I hereby affirm that I have reviewed the Products and Services Description (specific product that a firm is certified to provide or areas of work that a firm is certified to perform) set forth in the MDOT MBE Directory for each of the MBE firms listed in Part 2 of this MBE Form B for purposes of achieving the MBE participation goals and subgoals that were identified in the MBE Form A that I submitted with this solicitation, and that the MBE firms listed are only performing those products/services/areas of work for which they are certified. I also hereby affirm that I have read and understand the form instructions set forth in Part 1 of this MBE Form B.

The undersigned Prime Contractor hereby certifies and agrees that they have fully complied with the State Minority Business Enterprise law, State Finance and Procurement Article §14-308(a)(2), Annotated Code of Maryland which provides that, except as otherwise provided by law, a contractor may not identify a certified minority business enterprise in a bid or proposal and:

- (1) fail to request, receive, or otherwise obtain authorization from the certified minority business enterprise to identify the certified minority business enterprise in its bid or proposal;
- (2) fail to notify the certified minority business enterprise before execution of the contract of its inclusion of the bid or proposal;
- (3) fail to use the certified minority business enterprise in the performance of the contract; or
- (4) pay the certified minority business enterprise solely for the use of its name in the bid or proposal.

I solemnly affirm under the penalties of perjury that the contents of Parts 2 and 3 of MDOT MBE Form B are true to the best of my knowledge, information and belief.

B&R Construction Services, LLC
Company Name

David P. Vocci
Signature of Representative

502 McCormick Drive, Suite M
Address

David P. Vocci, President
Printed Name and Title

Glen Burnie, MD 21061
City, State and Zip Code

January 21, 2021
Date

SECTION 7

BID PROPOSAL

Cynergy Electric Co., Inc.
Name of Firm

41-2038438
Federal Tax ID or Social Security Number

112 Professional Blvd, Ste H Crofton, MD 21114
Address

MADE THIS 21st DAY OF January, 20 21

CONTRACT NUMBER: **MAA-CO-21-009**

CONTRACT TITLE: BGE Feeder and Substation Upgrades – Phase 1

BIDS DUE: January 21, 2021 at 02:00:00 PM Local Time
Date and Time

BID OPENING: January 21, 2021 at 03:00:00 PM Local Time (via Teams)
Date and Time

A. TIME OF COMPLETION:

- 1. **240 Calendar Days**

B. LIQUIDATED DAMAGES:

- 1. **\$1,000.00 per Calendar Day**

C. BASIS OF AWARD:

1. The Maryland Aviation Administration will award this Contact to the responsible Bidder with the lowest responsive bid based on the TOTAL BASE BID and any combination of ADD or DEDUCT ALTERNATES included in the Contract Documents, whichever is in the best interest of the State.

D. NOTICE OF AWARD:

Notice of award as described in Standard Provisions, General Provisions, Sections **GP-2.19** and **GP-3.01** will be issued within one hundred twenty (120) days of bid opening.

E. BID GUARANTY:

Five percent (5%) of total bid (Not required when bid is less than One Hundred Thousand Dollars (\$100,000.00)).

TO THE MARYLAND DEPARTMENT OF TRANSPORTATION, MARYLAND AVIATION ADMINISTRATION

GENTLEMEN:

- A. The undersigned hereby declares to have carefully examined the Contract Documents entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

and to have examined the other Contract Documents (including the Standard Provisions, Addendum(s), Bid Forms, and Contract Forms), and to have carefully inspected the site(s) whereon the proposed work is to be performed.

- B. The undersigned proposes and agrees to furnish all labor, materials, equipment and services necessary for the above said project for the Maryland Aviation Administration in accordance with the Specifications, and other Contract Documents including:

1. All Addendum(s) issued by the Maryland Aviation Administration

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

- C. The undersigned hereby acknowledges and declares to have visited the internet web site <https://www.airportal.maa.maryland.gov>, **Standard Provisions for Construction Contracts**, and carefully examined the following documents and proposes and agrees to furnish all labor, materials, equipment and services necessary for the Maryland Aviation Administration in accordance with all Contract Documents including:

1. Standard Provisions for Construction Contracts, Volume I, General Provisions:
As Dated: October 2017
2. Standard Provisions for Construction Contracts, Volume II, Special Provisions
As Dated: October 2017

- 3. Interim Standard Provisions Addendums to
Standard Provisions for Construction Contracts (ISPA):
Dated: ISPA-19-001, Liability Insurance

at the Unit Prices Bid as delineated on the Bid Tabulation Forms, or at the Lump Sum Price Bid as stipulated in the Contract Documents.

I further acknowledge that I had no problems accessing the above referenced website and the documents listed above. I further acknowledge that I had the opportunity to print and or download the referenced documents, if I desired to do so.

- D. The prices shown on the Bid Tabulation Forms for the Contract entitled:

Contract Number: MAA-CO-21-009

Contract Title: BGE Feeder and Substation Upgrades – Phase 1

include and cover the furnishing of all materials and labor requisite and proper, and the providing of all necessary machinery, tools, apparatus, and means for performing the work, as set forth, described, and shown in the Contract Drawings, Specifications and other Contract Documents.

- E. The undersigned affirms that Bid has been executed in accordance with General Provisions, Section **GP-2.06**, titled "Preparation of Bid".

FOR CORPORATIONS:

- A. The undersigned Corporation affirms that it is ___ is not ___ registered with the Maryland State Department of Assessments and Taxation and, if registered, is in good standing.
- B. If not registered with the Maryland State Department of Assessments and Taxation, see Special Provision, Section **SP-2.03**, titled "Corporate Registration".

Construction Firm License Number: 02605789

Date of Issue: 3/30/2020

Place of Issuance: Maryland

In Presence of: _____ Individual Principal
 Witness: _____

_____ as to _____ (Seal)

In Presence of: _____ Co-Partnership Principal
 Witness: _____

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

_____ as to By: _____ (Seal)

Corporate Principal

_____ (Seal)
 Name of Corporation

Attest:

_____ (Seal)
 Corporate Secretary

David R. Ashburn
 Printed Name (President)

By: _____ (Seal)
 President

MAA-CO-21-009
 BGE FEEDER AND SUBSTATION UPGRADES – PHASE 1
 SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT
 FOR
 BALTIMORE/WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
1	01 1000.1	SOUTH SUBSTATION TRANSFORMER T1 REPLACEMENT	LS	1	\$630,600.00	\$ 630,600.00
2	X-100-5.1	CONTINGENT ITEM-CONTAMINATED SOIL REMOVAL	CY	10	\$ 110.00	\$ 1,100.00

SECTION 7

BID PROPOSAL

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
SUBTOTAL 1 (Total of Bid Item Nos. 1 through 2)		Six hundred thirty one thousand seven hundred			Dollars	\$631,700.00
3	010004X.1	TEMPORARY CONSTRUCTION ITEMS (shall not exceed 3% of SUBTOTAL 1)	LS	1	\$ 5,000.00	\$ 5,000.00
SUBTOTAL 2 (Total of SUBTOTAL 1 through Bid Item No. 3)		Six hundred thirty six thousand seven hundred			Dollars	\$ 636,700.00
4	010001X.1	MOBILIZATION/DEMobilIZATION (shall not exceed 5% of SUBTOTAL 2)	LS	1	\$ 18,000.00	\$ 18,000.00
SUBTOTAL 3 (Total of SUBTOTAL 2 through Bid Item No. 4)		Six hundred fifty four thousand seven hundred			Dollars	\$ 654,700.00
5	010002X.1	CONSTRUCTION QUALITY CONTROL PLAN (amount not less than 3% of SUBTOTAL 3)	LS	1	\$ 5,000.00	\$ 5,000.00
SUBTOTAL 4 (Total of SUBTOTAL 3 through Bid No. 5) Item		Six hundred fifty Nine thousand seven hundred			Dollars	\$ 659,700.00
6	010011X.1	MISCELLANEOUS CONSTRUCTION ALLOWANCE	ALLOW	1	\$102,000.00	\$102,000.00

MAA-CO-21-009
 BGE Feeder and Substation Upgrades – Phase 1
 South Substation Transformer T1 Replacement
 at BWI Thurgood Marshall Airport

Bid Documents
 Bid Proposals
 November 30, 2020

BF.45

SECTION 7

BID PROPOSAL

BID ITEM NO.	ITEM NO. (spec ref.)	DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL PRICE
7	010002X.2	CONSTRUCTION QUALITY CONTROL PLAN FOR MISCELLANEOUS CONSTRUCTION ALLOWANCE (amount not less than 3% of item 010011X.1)	LS	1	\$ 3,000.00	\$ 3,000.00
GRAND TOTAL BASE BID (Total of SUBTOTAL 4 through Bid Item 7)		Seven hundred Sixty Four thousand seven hundred			Dollars	\$ 764,700.00

MAA-CO-21-009

BGE Feeder and Substation Upgrades – Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall AirportBid Documents
Bid Proposals
November 30, 2020

BF.46

CONTRACT NUMBER MAA-CO-21-009
BGE FEEDER AND SUBSTATION UPGRADES - PHASE 1, SOUTH SUBSTATION TRANSFORMER T1
REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

BID TABULATION FORMS

GRAND TOTAL OF ALL BID ITEMS
FOR
BGE FEEDER AND SUBSTATION UPGRADES - PHASE 1, SOUTH SUBSTATION TRANSFORMER T1
REPLACEMENT AT BWI THURGOOD MARSHALL AIRPORT

\$764,700.00

(Written in Numerals)

Seven hundred sixty four thousand seven hundred

(Written in Words)

CONTRACTOR:

Cynergy Electric Co., Inc-David Ashburn-President

By: 

Signature of Authorized Representative

NOTE: ITEMS LABELED ALLOWANCE OR CONTINGENCY WILL BE USED AT THE SOLE DISCRETION OF THE MAA. THE OFFERER WILL BE PAID FROM THESE ITEMS FOR SPECIFIC WORK REQUESTED IN WRITING BY MAA. THE OFFERER IS NOT ENTITLED TO ANY UNSPENT PORTION OF THE MONIES FROM THESE ITEMS.

**MDOT MBE FORM A
STATE-FUNDED CONTRACTS
CERTIFIED MBE UTILIZATION AND FAIR SOLICITATION AFFIDAVIT
PAGE 1 OF 2**

THIS AFFIDAVIT MUST BE INCLUDED WITH THE BID/PROPOSAL. IF THE BIDDER/OFFEROR FAILS TO ACCURATELY COMPLETE AND SUBMIT THIS AFFIDAVIT AS REQUIRED, THE BID SHALL BE DEEMED NOT RESPONSIVE OR THE PROPOSAL NOT SUSCEPTIBLE OF BEING SELECTED FOR AWARD.

In connection with the bid/proposal submitted in response to Solicitation No. MAA-CO-21-009, I affirm the following:

1. MBE Participation (PLEASE CHECK ONLY ONE)

I have met the overall certified Minority Business Enterprise (MBE) participation goal of Fourteen percent (14%) and the following subgoals, if applicable:

- Zero percent (0%) for African American-owned MBE firms
- Zero percent (0%) for Hispanic American-owned MBE firms
- Zero percent (0%) for Asian American-owned MBE firms
- Zero percent (0%) for Women-owned MBE firms

I agree that these percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), will be performed by certified MBE firms as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

OR

I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee or as requested by the Procurement Officer, I will submit a written waiver request and all required documentation in accordance with COMAR 21.11.03.11. For a partial waiver request, I agree that certified MBE firms will be used to accomplish the percentages of the total dollar amount of the Contract, for the MBE goal and subgoals (if any), as set forth in the MBE Participation Schedule - Part 2 of the MDOT MBE Form B (State-Funded Contracts).

2. Additional MBE Documentation

I understand that if I am notified that I am the apparent awardee or as requested by the Procurement Officer, I must submit the following documentation within 10 business days of receiving such notice:

- (a) Outreach Efforts Compliance Statement (MDOT MBE Form C - State-Funded Contracts);
- (b) Subcontractor Project Participation Statement (MDOT MBE Form D - State-Funded Contracts);
- (c) If waiver requested, MBE Waiver Request Documentation and Forms (MDOT MBE/DBE Form E – Good Faith Efforts Guidance and Documentation) per COMAR 21.11.03.11; and
- (d) Any other documentation required by the Procurement Officer to ascertain bidder's responsibility/offeree's susceptibility of being selected for award in connection with the certified MBE participation goal and subgoals, if any.

I acknowledge that if I fail to return each completed document (in 2 (a) through (d)) within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award or that the proposal is not susceptible of being selected for award.

3. Information Provided to MBE firms

In the solicitation of subcontract quotations or offers, MBE firms were provided not less than the same information and amount of time to respond as were non-MBE firms.

4. Products and Services Provided by MBE firms

I hereby affirm that the MBEs are only providing those products and services for which they are MDOT certified.

I solemnly affirm under the penalties of perjury that the information in this affidavit is true to the best of my knowledge, information and belief.

Cynergy Electric Co., Inc.
Company Name


Signature of Representative

1612 Professional Blvd., Ste H
Address

David R. Ashburn
Printed Name and Title

Crofton, MD 21114
City, State and Zip Code

1/21/21
Date

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 2 – MBE PARTICIPATION SCHEDULE
CONTINUATION SHEET**

PAGE 1 OF 1

Prime Contractor	Project Description	Solicitation Number
Cynergy Electric Co., Inc.	BGE Feeder and Substation Upgrades – Phase 1 South Substation Transformer T1 Replacement	MAA-CO-21-009

LIST INFORMATION FOR EACH CERTIFIED MBE PRIME OR MBE SUBCONTRACTOR YOU AGREE TO USE TO ACHIEVE THE MBE PARTICIPATION GOAL AND SUBGOALS, IF ANY. NOTE INSTRUCTIONS IN EACH COLUMN.

COLUMN 1	COLUMN 2	COLUMN 3 Unless the bidder/offeror requested a waiver in MDOT MBE Form A – State Funded Contracts for this solicitation, the cumulative MBE participation for all MBE firms listed herein must equal at least the MBE participation goal <u>and</u> subgoals (if applicable) set forth in Form A.
NAME OF MBE PRIME OR MBE SUBCONTRACTOR AND TIER	CERTIFICATION NO. AND MBE CLASSIFICATION	FOR PURPOSES OF ACHIEVING THE MBE PARTICIPATION GOAL AND SUBGOALS, refer to Sections 5 through 8 in Part 1 - Instructions. State the percentage amount of the products/services in Line 3.1, except for those products or services where the MBE firm is being used as a wholesaler, supplier, or regular dealer. For items of work where the MBE firm is being used as a supplier, wholesaler and/or regular dealer, complete Line 3.2 using the 60% Rule. For items of work where the MBE firm is the prime, complete Line 3.3.
Luna Concrete, Inc.	05-172	
MBE Name:	Certification Number:	
<input checked="" type="checkbox"/> Check here if MBE firm is a subcontractor and complete in accordance with Sections 6, 7, & 8 of Part 1 - Instructions. If this box is checked, complete 3.1 or 3.2 in Column C, whichever is appropriate. <input type="checkbox"/> Check here if MBE firm is the prime contractor, including a participant in a joint venture, and self-performance is being counted pursuant to Section 5 of Part 1 - Instructions. If this box is checked, complete 3.3 in Column C. <input type="checkbox"/> Check here if MBE firm is a third-tier contractor (if applicable). Please submit written documents in accordance with Section 6 of Part 1 - Instructions	(If dually certified, check only one box.) <input type="checkbox"/> African American-Owned <input checked="" type="checkbox"/> Hispanic American- Owned <input type="checkbox"/> Asian American-Owned <input type="checkbox"/> Women-Owned <input type="checkbox"/> Other MBE Classification	3.1. TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE- EXCLUDING PRODUCTS/SERVICES FROM SUPPLIERS, WHOLESALERS OR REGULAR DEALERS). <u>20</u> % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.2 TOTAL PERCENTAGE TO BE PAID TO THE SUBCONTRACTOR FOR ITEMS OF WORK WHERE THE MBE FIRM IS BEING USED AS A SUPPLIER, WHOLESALER AND/OR REGULAR DEALER) (STATE THE PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE AND THEN APPLY THE 60% RULE PER SECTION 7(E) IN PART 1 - INSTRUCTIONS). _____ % Total percentage of Supplies/Products x _____ 60% (60% Rule) <u> </u> % (Percentage for purposes of calculating achievement of MBE Participation goal and subgoals, if any) 3.3. TOTAL PERCENTAGE TO BE PAID TO MBE PRIME FOR WORK THAT CAN BE COUNTED AS MBE SELF-PERFORMANCE (STATE THIS PERCENTAGE AS A PERCENTAGE OF THE TOTAL CONTRACT VALUE).. (a) _____ % Total percentage for self-performed items of work in which MBE is certified) (b) _____ % (Insert 50% of MBE overall goal) (c) _____ % (Insert subgoal for classification checked in Column 2, if applicable) Percentages for purposes of calculating achievement of MBE Participation goals: ➔ For MBE Overall goal – Use lesser of (a) or (b) ➔ For MBE Subgoal – Use lesser of (a) or (c) ➔ If MBE Prime is supplier, wholesaler and/or regular dealer, apply the 60% rule.

Check here if Continuation Sheets are attached.

**MDOT MBE FORM B
STATE-FUNDED CONTRACTS
PART 3 – CERTIFICATION FOR MBE PARTICIPATION SCHEDULE**

**PARTS 2 AND 3 MUST BE INCLUDED WITH THE BID/PROPOSAL
AS DIRECTED IN THE INVITATION TO BID/ REQUEST FOR PROPOSALS.**

I hereby affirm that I have reviewed the Products and Services Description (specific product that a firm is certified to provide or areas of work that a firm is certified to perform) set forth in the MDOT MBE Directory for each of the MBE firms listed in Part 2 of this MBE Form B for purposes of achieving the MBE participation goals and subgoals that were identified in the MBE Form A that I submitted with this solicitation, and that the MBE firms listed are only performing those products/services/areas of work for which they are certified. I also hereby affirm that I have read and understand the form instructions set forth in Part 1 of this MBE Form B.

The undersigned Prime Contractor hereby certifies and agrees that they have fully complied with the State Minority Business Enterprise law, State Finance and Procurement Article §14-308(a)(2), Annotated Code of Maryland which provides that, except as otherwise provided by law, a contractor may not identify a certified minority business enterprise in a bid or proposal and:

- (1) fail to request, receive, or otherwise obtain authorization from the certified minority business enterprise to identify the certified minority business enterprise in its bid or proposal;
- (2) fail to notify the certified minority business enterprise before execution of the contract of its inclusion of the bid or proposal;
- (3) fail to use the certified minority business enterprise in the performance of the contract; or
- (4) pay the certified minority business enterprise solely for the use of its name in the bid or proposal.

I solemnly affirm under the penalties of perjury that the contents of Parts 2 and 3 of MDOT MBE Form B are true to the best of my knowledge, information and belief.

Cynergy Electric Co., Inc.
Company Name


Signature of Representative

1612 Professional Blvd., Ste H
Address

David R. Ashburn
Printed Name and Title

Crofton, MD 21114
City, State and Zip Code

1/21/21
Date

This page has been intentionally left blank.

MAA-CO-21-009
BGE Feeder and Substation Upgrades – Phase 1
South Substation Transformer T1 Replacement
at BWI Thurgood Marshall Airport

Bid Documents
Bid Proposal
November 30, 2020