Good Faith Effort Request Reference Document

This document is an example of the items that are required when requesting a reduction of the DBE contract goal. This document can be used as a guide by any contractor for both pre-award and post-award goal modifications. Contractors should provide all available documents listed on form 0188 and any additional documents that demonstrate a good faith effort to meet the goal.

For an application to be considered complete each GFE packet must include, all items described on Form 0188 (Contractor Good Faith Effort Application), and the following:

A cover letter addressed to the Good Faith Effort Committee, and should be sent to Patricia Collins, Administrator, Office of Business Development. Letters should include any relevant information explaining the circumstances surrounding the need for a goal modification.

A completed Form 0188 all pages

All subcontractor quotes from DBE and non-DBE contractors, truckers and suppliers for this specific project.

A complete explanation of why each not used DBE quote was not accepted, including an “apples to apples” comparison to clearly show differences in individual unit prices. (sample spreadsheet available upon request)

One or more actual documents showing all DBE firms contacted (copies of request for bids sent to DBE firms with the name of the DBE firms clearly identified; Fax confirmation sheets showing the date, fax number, name of DBE firm, confirmation the fax was sent; list of all DBE firms called time of call, person contacted and response; or email lists with time/day sent clearly indicated etc).

Request for quotes sent, as well as other efforts to contact DBE firms, must show the actual contract items being subcontracted (Cb-Bituminous, B-Concrete Pavement, etc). Item numbers being bid for a specific letting should also be included in the request for quotes. Blanket solicitations to DBE firms in work categories unrelated to the project work, or requests without specific work items are not a demonstration of good faith efforts.

Copies of newspaper, magazine or industry related website advertisements, for DBE Subcontractors. Generic request do not demonstrate a good faith effort. Advertisements must include information about the project(s) being bid, type(s) of work for which quotes are being solicited, and specific contact information.

Copies of all searches for eligible DBE’s performed on the Michigan Unified Certification application online directory.

Any responses, or other correspondence of any kind provided by DBE firms regarding the project.

If identifying previous good faith efforts on other MDOT projects, include the actual amount paid to DBE’s when calculating goal achievements, not just amount committed at the beginning of the project.

Contact these individuals if you have any questions:

Ebony Alexander  
517-241-4671  
alexandere@michigan.gov

Nick Sundberg  
517-241-4806  
sundbergn@michigan.gov
This application is for consideration of a waiver or modification of the DBE contract goal. All supporting documentation and evidence of good faith efforts must be clearly labeled and submitted with this application, as specified below. Without such information, the application will be deemed incomplete and returned without review. The Department reserves the right to discuss the contents of the application with the applicant.

PART A – APPLICANT INFORMATION

<table>
<thead>
<tr>
<th>APPLICANT NAME</th>
<th>Johnny Johnson Incorporated</th>
</tr>
</thead>
<tbody>
<tr>
<td>ADDRESS</td>
<td>1122 Davison Lane, Suite 200 Farmington Hills, MI</td>
</tr>
<tr>
<td>PHONE NO.</td>
<td>(248) 402-1000</td>
</tr>
<tr>
<td>FAX NO.</td>
<td>(248) 989-5000</td>
</tr>
<tr>
<td>EMAIL ADDRESS</td>
<td><a href="mailto:jjohnson@johnsonincorporated.com">jjohnson@johnsonincorporated.com</a></td>
</tr>
</tbody>
</table>

PART B – PROJECT DESCRIPTION

| LETTING DATE        | 4-25-08 |
| JOB NO. & FEDERAL ID | 42091-010101 STP 0977(008)/HH1234 |
| ANTICIPATED START DATE | 8/25/08 |

PART C – WAIVER OR MODIFICATION REQUEST INFORMATION

<table>
<thead>
<tr>
<th>DESIGNATED DBE GOAL</th>
<th>REQUESTED DBE GOAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>5.00%</td>
<td>2.79%</td>
</tr>
</tbody>
</table>

PART D – PROJECT SUMMARY AMOUNTS

| CURRENT TOTAL PRIME BID | $938,892.23 |
| TOTAL DOLLARS COMMITTED TO NON-DBE | $110,697.35 |
| TOTAL DOLLARS COMMITTED TO DBEs | $26,139.25 |
| TOTAL DOLLARS NOT COUNTED COMMITTED TO DBE SUPPLIERS | $ |
| WORK TO BE PERFORMED BY PRIME | $802,055.63 |
| PERCENT OF WORK PERFORMED BY PRIME | 85.43% |
| TOTAL DBE PARTICIPATION REMAINING | $20,805.36 |

PART E – DBEs COMMITMENTS

<table>
<thead>
<tr>
<th>COMMITTED DOLLARS</th>
<th>DBEs COMMITMENTS (List only DBEs who have executed DBE participation forms. Attach MDOT Form 0178 copies)</th>
<th>TYPE OF WORK QUOTED</th>
<th>STATUS</th>
<th>DATE SUBCONTRACT OR P.O. EXECUTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Scissors &amp; Sons, Inc. curb, walks, QA/QC</td>
<td>DBE</td>
<td>6/23/08</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>LeMay Enterprise trucking</td>
<td>DBE</td>
<td>6/28/08</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td></td>
<td>DBE</td>
<td></td>
<td></td>
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<tr>
<td>4</td>
<td></td>
<td>DBE</td>
<td></td>
<td></td>
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<tr>
<td>5</td>
<td></td>
<td>DBE</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### DBEs COMMITMENTS

<table>
<thead>
<tr>
<th>COMMITTED DOLLARS</th>
<th>DBEs COMMITMENTS (List only DBEs who have executed DBE participation forms Attach MDOT Form 0178 copies)</th>
<th>TYPE OF WORK QUOTED</th>
<th>STATUS</th>
<th>DATE SUBCONTRACT OR P.O. EXECUTED</th>
</tr>
</thead>
<tbody>
<tr>
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<td>10.</td>
<td></td>
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</tr>
<tr>
<td>11.</td>
<td>57100                                              Total dollars committed to DBEs</td>
<td></td>
<td></td>
<td></td>
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</table>

### PART F - NON-DBE COMMITMENTS

<table>
<thead>
<tr>
<th>COMMITTED DOLLARS</th>
<th>NON-DBE COMMITMENTS List all non-DBE Subcontractors, truckers, materials/suppliers &amp; other service providers you will use on this project.</th>
<th>TYPE OF WORK QUOTED</th>
<th>STATUS</th>
<th>DATE SUBCONTRACT OR P.O. EXECUTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 43652.79</td>
<td>Pears Contracting</td>
<td>striping</td>
<td>Non-DBE</td>
<td>6/24/09</td>
</tr>
<tr>
<td>2 33480.00</td>
<td>Jackson Contracting</td>
<td>cold milling HMA</td>
<td>Non-DBE</td>
<td>6/24/09</td>
</tr>
<tr>
<td>3 33844.00</td>
<td>Hart Brakes Control Company</td>
<td>traffic control</td>
<td>Non-DBE</td>
<td>6/28/09</td>
</tr>
<tr>
<td>4.</td>
<td></td>
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<td>5.</td>
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<td>15.</td>
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<td></td>
</tr>
<tr>
<td>16110976.7900000</td>
<td>Total Dollars committed to Non-DBEs</td>
<td></td>
<td>Non-DBE</td>
<td></td>
</tr>
</tbody>
</table>

### PART G - DBEs QUOTED BUT NOT SELECTED

<table>
<thead>
<tr>
<th>QUOTED DOLLARS</th>
<th>DBEs WHO QUOTED, BUT WERE NOT SELECTED</th>
<th>TYPE OF WORK QUOTED</th>
<th>REASON NOT SELECTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 105147.00</td>
<td>Becker Enterprises Of New York, LLC</td>
<td>traffic control devices</td>
<td>✗ Quote too high</td>
</tr>
<tr>
<td>2 44400.00</td>
<td>Charles Benck and Company</td>
<td>cold milling HMA</td>
<td>✗ Quote too high</td>
</tr>
<tr>
<td>3 77991.00</td>
<td>Peace of Mind Construction</td>
<td>struct adjust, curbs, walks</td>
<td>✗ Quote too high</td>
</tr>
<tr>
<td>No.</td>
<td>Contract Number</td>
<td>Contractor</td>
<td>Description</td>
</tr>
<tr>
<td>-----</td>
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</tr>
<tr>
<td>4.</td>
<td>35365.00</td>
<td>Henderson Contracting, Inc.</td>
<td>struct cov adjusts, water sh</td>
</tr>
<tr>
<td>5.</td>
<td>TBD</td>
<td>Flint Underground Inspection</td>
<td>sweeper (wrong equipmt)</td>
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<tr>
<td>6.</td>
<td>3922.40</td>
<td>Maynard Contracting, LLC</td>
<td>sawing for struct adjusts</td>
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<td>10.</td>
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</table>

**NUMBER OF DBEs SOLICITED: 38**

All DBEs who quoted, but who were not chosen to work on this contract, are to be included above.

- **Attach copies of quotes of all DBEs who quoted but who were not selected.**
- **Attach copies of quotes from the non-DBEs selected to do work quoted by the DBEs listed below.**
- **Attach Apples-to-Apples Comparison (Spreadsheet available from OBD).**

**METHODS USED TO SOLICIT DBE PARTICIPATION FOR THIS PROJECT:**

Incomplete applications will be returned without review. Once all required information is submitted, the GFE Committee will review your request.

- **Fax** (Sample of the fax, transmittal logs identifying each DBE firm solicited based on each fax number and the associated fax transmission stat log(s). Please ensure fax dates are clearly visible)
- **Telephone** (Telephone log showing the name of each DBE firm contacted, the telephone contact date, and brief notes about each contact, as applicable).
- **Mail** (Documentation: Include a sample letter and include solicitations which were returned undeliverable)
- **E-mail** (attach E-mail copies andtransmission pages)
- **Website address**
- **Advertisement placed in**
- **Other (describe, and if applicable, attach sample copy).**

A cover letter describing relevant facts MDOT should consider in making a determination is included.

**Bid Express/Expedite**
- The cover letter includes a statement that subcontractors were asked to try to obtain DBE participation as a lower tier subcontractor, and contains the outcome of these efforts.
- For post-award Good Faith Effort Applications, the cover letter details the reasons a post-award modification is needed.
- The cover letter verifies that the Michigan Unified Certification Program (MUCP) Web site was used to identify DBEs who work in the county where the contract is located. The MUCP Web site is located at [http://mdot270.state.mi.us:8080/UCP/HomePageServlet](http://mdot270.state.mi.us:8080/UCP/HomePageServlet)
- The cover letter indicates whether the contractor cost summary for the respective job was used to help identify DBEs.

Cost summaries are published on the MUCP Web site and are available upon request from MDOT's Office of Business Development.
- Include the first page of the results of your targeted MUCP search using the cost summary and county.

**PART H – CERTIFICATION**

<table>
<thead>
<tr>
<th>SIGNATURE (Authorized Representative)</th>
<th>TITLE</th>
<th>DATE</th>
</tr>
</thead>
</table>

Please review the application to ensure it is completed in entirety and then submit to: Michigan Department of Transportation, Office of Business Development, P.O. Box 30050, 425 West Ottawa, Lansing, Michigan 48909 Phone: (517) 373-2377
Guidelines for Contractors Submitting a Contract Waiver or Modification

When a Request for Waiver/Modification is submitted, 49 CFR, Part 26, Appendix A, criteria will apply. This regulation can be reviewed on the MDOT DBE Web site at, www.michigan.gov/mdotdbe. However, contractors submitting a Waiver/Modification request should be prepared to address and discuss the following criteria/questions with the Good Faith Efforts (GFE) Review Committee members. The information below is not intended to be a mandatory list, nor is it intended to be an exclusive or exhaustive list. As is evidenced by Appendix A and these guidelines the quality, quantity and intensity of good faith efforts are important.

Criteria 1: "Offer of Work"
1. Did the prime contractor offer sufficient amount of work to meet the DBE goal?
2. Did the prime contractor offer work in economically feasible units?
3. Did the prime contractor offer work normally performed with bidders own work force?
4. Did the prime contractor notify qualified DBE firms?
5. Were notified DBE firms in close geographic proximity to the project?

Criteria 2: "Timely Notice"
1. Did the prime contractor send timely written (e-mail/fax) solicitation notices to certified DBE firms?
2. Did the solicitation notice include the following:
   a. Name and location of project
   b. Bid date
   c. Scope of work requested
   d. Location where DBE's can review plans and specifications
   e. Date and time to submit quote
   f. Contact name for technical assistance
   g. Any special requirements

Criteria 3: "Finance and Bonding Outreach"
1. If requested by the DBE, did the prime contractor provide contacts for possible bonding, insurance and lines of credit?
2. If requested by the DBE, did the prime contractor provide technical assistance in these areas?

Criteria 4: "Prime Contractor Follow-Up"
1. Did the contractor maintain a “follow-up log” from the initial solicitation? The log must show:
   a. Type of contact (fax, telephone, e-mail)
   b. Name of contact person
   c. Name of DBE firm
   d. Date and time of DBE contacted
   e. Response received
   f. Reason for DBE not bidding project (if applicable)

Criteria 5: "Prime Contractor DBE Program Outreach and Support"
1. Did the prime contractor host DBE informational workshops, attend Michigan Department of Transportation (MDOT) sponsored DBE events; such as networking sessions, DBE conference, DBE/prime contractor meetings, etc.?
2. Did the prime contractor contact minority business organizations about DBE opportunities?

Note: DBE percentages submitted by the three lowest bidders, at time of bid, will be reviewed by the Good Faith Efforts Review Committee members.
Johnny Johnson Incorporated
1122 Davison Lane, Suite 200 Farmington Hills, MI
Phone: 248-402-1000 Fax: 248-989-5000

Michigan Department of Transportation
Murray D. Van Wagoner Building, P.O. Box 30050
Lansing, MI 48909

Attn: DBE GFE Committee

Re: Request for DBE Modification
MDOT 42091-010101
Item No. 0804 011

Dear Ms. Collins,

Johnny Johnson, Inc. respectfully requests the attached modification for the 5% DBE goal established on the above referenced project. We have enclosed our documentation of our company's good faith efforts to meet the DBE contract goal.

The proposal set a DBE goal of 5% for this project. Using our low bid price and contract total of $938,892.23 results in a DBE participation goal of $46,944.61.

Our solicitation efforts, as outlined in the attached documentation, provided us with $26,139.25 or 2.79% DBE participation. We, therefore, request the DBE goal be modified to 2.79%.

Johnny Johnson, Inc. provided a "good faith" effort to solicit DBE contractors prior to the bid has followed:

- Actively participating in MDOT's and MITA's DBE conferences and committees to make ourselves available and present to DBE contractors.
- Held an Open House inviting all DBE contractors to attend in which we explained our advertising practices and bidding practices.
- Met with developing DBE firms to discuss subcontracting opportunities, our bidding procedures and standard contract terms.
- Advertised in the Michigan Contractor and Builder & on the MITA Website
- Directed interested contractors to our website so they can reference which projects we are bidding.
• Identified subcontracting work items available for each project and possible separation of work items to encourage DBE participation.

• Fax / Emailed solicitation notices detailing the projects we intended on bidding and our desires for the DBE to contact and I or quote us.

• Conduct Pre-Bid Phone calls to DBEs that have already been e-mailed and those in which we do not have an e-mail address.

• Discuss with our major subcontractors during pre-bid conversations and our need and desire for them to provide DBE participation within their quoted work items and/or let us separate out work items they may normally include, thus allowing for more DBE opportunities.

• Review quotes received, if a DBE contractor's quote was not low but close to the low quote, follow up with that contractor and clarify scope to see if a negotiated contract could be reached without breaching ethical standards.

Johnny Johnson, Inc. has defined 12 separate work categories on this project identified from the cost summary provided on MDOT’s DBE website. After a search on MDOT’s MUCP website there are 56 DBE’s willing to do this type of work in Keweenaw County. Referencing the data included will further demonstrate that we received no quotes from DBE’s within one of the 12 work categories.

Thanks You,

Mary Scott
DBE Staking Company
123 Anywhere St.
Detroit, MI 48825

Contact Name: Peter Smith
Phone: 313-555-1212
Email: peter@dbestake.net

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**Contractor Staking Quote**

**Item # 021**

**Letting** 9/3/2009

**Project Description:**
0.15 mi of removal of medians, construction of a new median crossover, converting the existing intersection into conventional signalized intersection, and bridge deck repairs on I-94 northbound off ramp to the 6 mile road, intercepting in the city of Livonia, Wayne County

<table>
<thead>
<tr>
<th>Line No</th>
<th>Description</th>
<th>Bid Quantity</th>
<th>Unit</th>
<th>MDOT Number</th>
<th>Unit Price</th>
<th>Extension</th>
</tr>
</thead>
<tbody>
<tr>
<td>0020</td>
<td>Contractor Staking</td>
<td>1</td>
<td>LS</td>
<td>1040001</td>
<td>$2,950.00</td>
<td>$2,950.00</td>
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<td>0030</td>
<td>Staking Plan Errors and Extras, One Person</td>
<td>3</td>
<td>HR</td>
<td>1040020</td>
<td>$0.03</td>
<td>$0.09</td>
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<td>HR</td>
<td>1040021</td>
<td>$100.00</td>
<td>$100.00</td>
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<tr>
<td>0050</td>
<td>Staking Plan Errors and Extras, Three Person</td>
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<td>HR</td>
<td>1040022</td>
<td>$0.03</td>
<td>$0.06</td>
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<tr>
<td>1020</td>
<td>Monument Preservation Special</td>
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<td>EA</td>
<td>8210011</td>
<td>$750.00</td>
<td>$750.00</td>
</tr>
</tbody>
</table>

**Quote Total** $3,800.15

**Notes:**

DBE Staking Company is MDOT DBE Certified

Amount of DBE Participation in this quote is 100% - $3,800.15
We would appreciate receiving a quotation from you for Item 0707-256 from the July MDOT Letting. We are looking for quotations on the following items of work:

- Grading/Drainage Structures
- Crushed Gravel Filling
- Hot Mix Asphalt
- Signs & Barricades
- Pavement Marking
- Concrete Work

Please indicate on this form whether you plan on providing a quotation and fax back to 906-428-2823 immediately upon receipt of this fax.

☐ YES, we plan on sending you a quotation for the above-mentioned project.

☐ NO, we are not interested in quoting this project. (Please state reason for not quoting)

We are also seeking truckers willing to haul bituminous asphalt material. Please indicate below if you are interested in hauling material for us on this project and fax back upon receipt.

☐ YES, we are willing to provide trucking services on this project.

☐ NO, we are not interested in trucking on this project. (Please state reason)

Please fax your quotations to the same number by Thursday, July 5th 2007, 12:00 noon.

Fax would not go through.

mailed certified mail 7/2/07
From: icadmin
Sent: Wednesday, October 14, 2009 11:43 AM
To: 
Subject: Fax Successfully Sent to 3LK Construction
Attachments: FAX451279149.13F

Fax was successfully sent
Remote Name: 3LK Construction
Remote TN: 1 (313) 493-9091
Fax Device: FaxDevice_5_3
Transmission Rate: 14400
Sender:

[ID: 2001053126]
Sample Fax Solicitation Failure Notice

From: lcadmin
Sent: Wednesday, October 14, 2009 12:48 PM
To: iC Fax: Fax Send Failure to 2486852176
Attachments: Fax.13F

10/14/09 12:28:42: Fax Queued for Send
10/14/09 12:28:43: Station Not Active
10/14/09 12:29:32: Station Not Active
10/14/09 12:30:32: Station Not Active
10/14/09 12:31:07: Station Not Active
10/14/09 12:31:50: Station Not Active
10/14/09 12:32:38: Station Not Active
10/14/09 12:33:09: Station Not Active
10/14/09 12:33:48: Station Not Active
10/14/09 12:34:20: Station Not Active
10/14/09 12:34:52: Station Not Active
10/14/09 12:35:53: Station Not Active
10/14/09 12:36:26: Station Not Active
10/14/09 12:37:21: Station Not Active
10/14/09 12:37:53: Station Not Active
10/14/09 12:39:25: Station Not Active
10/14/09 12:39:34: Sending Fax to 73743529 On Fax Station FaxDevice_5_2 with callid 2001053323
10/14/09 12:39:34: No Circuit Available
10/14/09 12:40:42: Sending Fax to 73743529 On Fax Station FaxDevice_5_4 with callid 2001053329
10/14/09 12:40:42: No Circuit Available
10/14/09 12:41:23: Sending Fax to 73743529 On Fax Station FaxDevice_5_3 with callid 2001053331
10/14/09 12:41:23: No Circuit Available
10/14/09 12:42:17: Station Not Active
10/14/09 12:43:03: Station Not Active
10/14/09 12:43:50: Station Not Active
10/14/09 12:44:33: Station Not Active
10/14/09 12:45:19: Station Not Active
10/14/09 12:45:55: Station Not Active
10/14/09 12:46:36: Station Not Active
10/14/09 12:47:46: Sending Fax to 73743529 On Fax Station FaxDevice_5_1 with callid 2001053367
10/14/09 12:47:46: No Circuit Available
10/14/09 12:47:46: No more retries on this fax
### DBE/Subcontractor Phone Log

**March MDOT LETTING 3/8/09**

<table>
<thead>
<tr>
<th>DBE</th>
<th>Company Name</th>
<th>Phone #</th>
<th>Date</th>
<th>Time</th>
<th>Contact Person</th>
<th>Notes</th>
<th>Follow-Up Calls</th>
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<tbody>
<tr>
<td>*</td>
<td>John Smith Contracting</td>
<td>248-555-1212</td>
<td>15-Feb</td>
<td>2:53 p.m.</td>
<td>John Smith</td>
<td></td>
<td></td>
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</table>

*Contact OBD for this form in Excel format.*
<table>
<thead>
<tr>
<th>Company Name</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>3LK Construction, LLC</td>
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<td><a href="mailto:dave@5se.biz">dave@5se.biz</a></td>
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<td>JMD Contracting, Inc.</td>
<td><a href="mailto:stines681@aol.com">stines681@aol.com</a></td>
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From:  
Sent:  Wednesday, October 14, 2009 9:54 AM  
To:  
Subject:  MDOT Special Letting 10-16-09 DBE Solicitation - Item 0910 601

The C.A. Hull Company will be bidding the following MDOT Item 0910 601: I-75 & M-84 in Bay County and is seeking DBE quotations for subcontract work for the following MDOT work classifications:

J – Barrier (Misc Concrete)  
Cb – Bituminous  
N4 – Bridge Painting  
N2 – Clearing  
cagc – Concrete QA/QC  
B – Concrete Pavement  
Ea – Earthwork  
K – Sewer/Watermain  
N9-4B – Drainage Structure Inspection  
L – Electrical  
N9-2C – Erosion Control  
N9-6M – Fence  
N9-6L – Guardrail  
H – Landscape  
I – Seeding/Sodding/Turf Establishment  
N9-3A – Milling  
J – Misc Concrete  
N3 – Pavement Markings  
N9-3G – Paving Joints  
N6 – Permanent Signs  
N9-6C – Resteel  
N7 – Sealer  
Fb – Steel Erection  
Fb – Studs  
– Traffic Control  
RJ – Trucking  
N9-2B – Underdrain  
N7 – Waterproofing

The DBE goal for this project is 10%. The Engineers Estimate for this project is $32,440,000.

Plans and proposals for this project are available at:  
http://mdotwas1.mdot.state.mi.us/public/bids/

Submit quotes by fax to 248-363-2399 or by email to quotes@cahull.com. Please clearly note on quote the seven digit bid item number and project description.

Quotes are due by Thursday October 15th at 6pm. Quotes received after 8am on bid day may not be accepted.

If you have any questions or wish to discuss this project further please contact Dave Turner at 248-694-6032.
C.A. Hull Co., Inc is soliciting quotes from MUCP/WBE/WBE/DBE Subcontractors and suppliers for MDOT projects.

C.A. Hull Co., Inc., Walled Lake, MI
For a current project list and specific Estimator contact information, please visit www.cahull.com and click on current bid list.

*Quotes are due the day before bid letting by 6:00 p.m.

Interested MBE/WBE/DBE Subcontractors and Suppliers should contact:
C.A. Hull Co., Inc. / Dave Turner
8177 Goldie, Walled Lake, MI 48390
Email: quotes@cahull.com
Website: www.cahull.com
Phone: 248-694-8032 / Fax: 248-363-2399
Project info is available on MDOT’s website. Click here for more information.

"An Equal Opportunity Employer"

http://www.mi-ita.com/ads.asp
**BID OPPORTUNITIES**

**ATTENTION DBE/MBE/WBE Subcontractors & Suppliers**

Shaw Contracting Co. is continually soliciting bids from DBE/MBE/WBE subcontractors and suppliers for various projects in the state of Michigan, including various municipal and MDT projects. Interested subcontractors and suppliers should contact: SHAW CONTRACTING CO.

**Attention DBE/MBE/WBE Subcontractors & Suppliers**

Kalin Construction Co., Inc., Sodus, MI, is continually soliciting quotes from DBE, MBE & WBE subcontractors and suppliers for the MDT bid letting of March 6, 2009 and various municipal projects. Interested companies should contact Bob Marin at: Kain Construction Co. Inc.

**Attention MBE/DBE/WBE Subcontractors & Suppliers**

Musson Bros., Inc. is continually soliciting bids from various Michigan DOT projects in the March 6, 2009 highway letting. If interested in quoting on this work, please contact our office for information regarding specific jobs and any assistance you may need.

**Attention MBE/DBE/WBE Subcontractors & Suppliers**

Gladstone, MI. Payne & Dolan, Inc. is continually soliciting bids from DBE, MBE & WBE subcontractors and suppliers for the March 6, 2009 bid letting.

**Attention MBE/DBE/WBE Subcontractors & Suppliers**

CANTON, MI. Cadillac Asphalt LLC is soliciting quotations from DBE/MBE/WBE subcontractors and suppliers for various projects in Southeast Michigan and S.E. Michigan MDT projects.

**Attention MBE/DBE/WBE Subcontractors & Suppliers**

E.T. MacKenzie Company is continually soliciting bids from MBE/WBE subcontractors and suppliers for the March 6, 2009 bid letting.

**Sample Newspaper or Magazine Advertisement**

SOUTHEAST MICHIGAN

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

Barrett Paving Materials Inc. is continually soliciting bids from DBE, MBE & WBE Subcontractors and Suppliers for various projects throughout Southeast Michigan (MDOT). Interested Subcontractors and Suppliers should contact us at: Barrett Paving Materials Inc.

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

Musson Bros. Inc. will be submitting bids under various projects in the state of Michigan, including various municipal and MDT projects. Interested subcontractors and suppliers should contact: Musson Bros. Inc.

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

CORDES EXCAVATING, INC. is soliciting quotes from MBE/DBE/WBE Subcontractors and Suppliers for MDOT bid letting on March 6, 2009. Interested Subcontractors and Suppliers should contact: CORDES EXCAVATING, INC.

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

Shelby Township, MI is soliciting bids from DBE/MBE/WBE Subcontractors and Suppliers for multiple MDOT projects. Interested subcontractors and suppliers should contact: Shelby Township, MI

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

Allegan, MI is soliciting bids from DBE/MBE/WBE subcontractors and suppliers for multiple MDOT projects. Interested subcontractors and suppliers should contact: Allegan, MI

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

E.T. MacKenzie Company is soliciting quotes from MBE/WBE subcontractors and suppliers for the March 6, 2009 bid letting.

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

E.T. MacKenzie Company is continually soliciting bids from MBE/WBE subcontractors and suppliers for the March 6, 2009 bid letting.

**Attention: DBE/MBE/WBE Subcontractors & Suppliers**

CANTON, MI is soliciting quotations from DBE/MBE/WBE subcontractors and suppliers for various projects in Southeast Michigan and S.E. Michigan MDT projects.
Search Results

You searched for the following:
Name = ""
NAICS = "all"
Business Type = "all"
Work Location Counties = "BAY"

MDOT Codes:
- B - Concrete Pavement
- C - Plant-Mix/Hot Mix Asph/Bituminous Paving
- Ea - Grading/Drainage Struct/Aggreg.Const.
- Fa - Bridges and Special Structures
- Fb - Structural Steel
- H - Landscaping
- I - Seeding/Sodding/Turf Establishment
- J - Misc. Concrete Items
- K - Sewers/Watermains
- Ka - Tunneling and Jacking
- L - Electrical Construction
- N2 - Clearing
- N3 - Pavement Marking
- N6 - Permanent Signs
- N91B - Concrete Pavement-Patching/Widening
- N91C - Concrete Bridge Railing
- N93A - Pavement Cold Milling
- N93B - Pavement Grinding and Grooving
- N93C - Drainage Sewer Inspection
- N94B - Drainage-Sewer Inspection
- N95A - Foundations-Pile Driving
- N95B - Foundations-Sheet Piling
- N96A - General-Guardrail

Matching Businesses

52 matching businesses

3LK Construction, LLC
Business Types: Airport Concessionaire, Construction
NAICS Codes: 236220, 238320, 238330, 238390
Erecting Structural Steel, Tile/Marble/Terrazzo. Floor laying, scraping, finishing and refinishing, commercial building construction, painting (except roof) contractors, wall covering or removal contractors, ceiling metal installation. Building construction cleanup. Bridge - Concrete structure repair, concrete bridge railing. MDOT vendor #08876

Lorenzo Walker
Phone: 313-493-9101; Fax: 313-493-9091; Email: lorenzo@3lkconstruction.com
Website:
18401 Weaver
Detroit, Michigan 48228
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DBE Program Regulation 49 CFR Part 26

Sections on Good Faith Efforts

§ 26.53 What are the good faith efforts procedures recipients follow in situations where there are contract goals?

(a) When you have established a DBE contract goal, you must award the contract only to a bidder/offeror who makes good faith efforts to meet it. You must determine that a bidder/offeror has made good faith efforts if the bidder/offeror does either of the following things:

(1) Documents that it has obtained enough DBE participation to meet the goal; or

(2) Documents that it made adequate good faith efforts to meet the goal, even though it did not succeed in obtaining enough DBE participation to do so. If the bidder/offeror does document adequate good faith efforts, you must not deny award of the contract on the basis that the bidder/offeror failed to meet the goal. See Appendix A of this part for guidance in determining the adequacy of a bidder/offeror's good faith efforts.

(b) In your solicitations for DOT-assisted contracts for which a contract goal has been established, you must require the following:

(1) Award of the contract will be conditioned on meeting the requirements of this section;

(2) All bidders/offerors will be required to submit the following information to the recipient, at the time provided in paragraph (b)(3) of this section:

(i) The names and addresses of DBE firms that will participate in the contract;

(ii) A description of the work that each DBE will perform;

(iii) The dollar amount of the participation of each DBE firm participating;

(iv) Written documentation of the bidder/offeror's commitment to use a DBE subcontractor whose participation it submits to meet a contract goal;

(v) Written confirmation from the DBE that it is participating in the contract as provided in the prime contractor's commitment; and

(vi) If the contract goal is not met, evidence of good faith efforts (see Appendix A of this part); and

(3) At your discretion, the bidder/offeror must present the information required by paragraph (b)(2) of this section—

(i) Under sealed bid procedures, as a matter of responsiveness, or with initial proposals, under contract negotiation procedures; or
(ii) At any time before you commit yourself to the performance of the contract by the bidder/offeror, as a matter of responsibility.

(c) You must make sure all information is complete and accurate and adequately documents the bidder/offeror's good faith efforts before committing yourself to the performance of the contract by the bidder/offeror.

(d) If you determine that the apparent successful bidder/offeror has failed to meet the requirements of paragraph (a) of this section, you must, before awarding the contract, provide the bidder/offeror an opportunity for administrative reconsideration.

(1) As part of this reconsideration, the bidder/offeror must have the opportunity to provide written documentation or argument concerning the issue of whether it met the goal or made adequate good faith efforts to do so.

(2) Your decision on reconsideration must be made by an official who did not take part in the original determination that the bidder/offeror failed to meet the goal or make adequate good faith efforts to do so.

(3) The bidder/offeror must have the opportunity to meet in person with your reconsideration official to discuss the issue of whether it met the goal or made adequate good faith efforts to do so.

(4) You must send the bidder/offeror a written decision on reconsideration, explaining the basis for finding that the bidder did or did not meet the goal or make adequate good faith efforts to do so.

(5) The result of the reconsideration process is not administratively appealable to the Department of Transportation.

(e) In a "design-build" or "turnkey" contracting situation, in which the recipient lets a master contract to a contractor, who in turn lets subsequent subcontracts for the work of the project, a recipient may establish a goal for the project. The master contractor then establishes contract goals, as appropriate, for the subcontracts it lets. Recipients must maintain oversight of the master contractor's activities to ensure that they are conducted consistent with the requirements of this part.

(f)(1) You must require that a prime contractor not terminate for convenience a DBE subcontractor listed in response to paragraph (b)(2) of this section (or an approved substitute DBE firm) and then perform the work of the terminated subcontract with its own forces or those of an affiliate, without your prior written consent.

(2) When a DBE subcontractor is terminated, or fails to complete its work on the contract for any reason, you must require the prime contractor to make good faith efforts to find another DBE subcontractor to substitute for the original DBE. These good faith efforts shall be directed at finding another DBE to perform at least the same amount of work under the contract as the DBE that was terminated, to the extent needed to meet the contract goal you established for the procurement.
(3) You must include in each prime contract a provision for appropriate administrative remedies that you will invoke if the prime contractor fails to comply with the requirements of this section.

(g) You must apply the requirements of this section to DBE bidders/offerors for prime contracts. In determining whether a DBE bidder/offeror for a prime contract has met a contract goal, you count the work the DBE has committed to performing with its own forces as well as the work that it has committed to be performed by DBE subcontractors and DBE suppliers.

Appendix A to Part 26—Guidance Concerning Good Faith Efforts

I. When, as a recipient, you establish a contract goal on a DOT-assisted contract, a bidder must, in order to be responsible and/or responsive, make good faith efforts to meet the goal. The bidder can meet this requirement in either of two ways. First, the bidder can meet the goal, documenting commitments for participation by DBE firms sufficient for this purpose. Second, even if it doesn't meet the goal, the bidder can document adequate good faith efforts. This means that the bidder must show that it took all necessary and reasonable steps to achieve a DBE goal or other requirement of this part which, by their scope, intensity, and appropriateness to the objective, could reasonably be expected to obtain sufficient DBE participation, even if they were not fully successful.

II. In any situation in which you have established a contract goal, part 26 requires you to use the good faith efforts mechanism of this part. As a recipient, it is up to you to make a fair and reasonable judgment whether a bidder that did not meet the goal made adequate good faith efforts. It is important for you to consider the quality, quantity, and intensity of the different kinds of efforts that the bidder has made. The efforts employed by the bidder should be those that one could reasonably expect a bidder to take if the bidder were actively and aggressively trying to obtain DBE participation sufficient to meet the DBE contract goal. Mere pro forma efforts are not good faith efforts to meet the DBE contract requirements. We emphasize, however, that your determination concerning the sufficiency of the firm's good faith efforts is a judgment call: meeting quantitative formulas is not required.

III. The Department also strongly cautions you against requiring that a bidder meet a contract goal (i.e., obtain a specified amount of DBE participation) in order to be awarded a contract, even though the bidder makes an adequate good faith efforts showing. This rule specifically prohibits you from ignoring bona fide good faith efforts.

IV. The following is a list of types of actions which you should consider as part of the bidder's good faith efforts to obtain DBE participation. It is not intended to be a mandatory checklist, nor is it intended to be exclusive or exhaustive. Other factors or types of efforts may be relevant in appropriate cases.

A. Soliciting through all reasonable and available means (e.g. attendance at pre-bid meetings, advertising and/or written notices) the interest of all certified DBEs who have the capability to perform the work of the contract. The bidder must solicit this interest within sufficient time to allow the DBEs to respond to the solicitation. The bidder must determine with certainty if the DBEs are interested by taking appropriate steps to follow up initial solicitations.

B. Selecting portions of the work to be performed by DBEs in order to increase the likelihood that the DBE goals will be achieved. This includes, where appropriate, breaking out contract
work items into economically feasible units to facilitate DBE participation, even when the prime contractor might otherwise prefer to perform these work items with its own forces.

C. Providing interested DBEs with adequate information about the plans, specifications, and requirements of the contract in a timely manner to assist them in responding to a solicitation.

D. (1) Negotiating in good faith with interested DBEs. It is the bidder's responsibility to make a portion of the work available to DBE subcontractors and suppliers and to select those portions of the work or material needs consistent with the available DBE subcontractors and suppliers, so as to facilitate DBE participation. Evidence of such negotiation includes the names, addresses, and telephone numbers of DBEs that were considered; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why additional agreements could not be reached for DBEs to perform the work.

(2) A bidder using good business judgment would consider a number of factors in negotiating with subcontractors, including DBE subcontractors, and would take a firm's price and capabilities as well as contract goals into consideration. However, the fact that there may be some additional costs involved in finding and using DBEs is not in itself sufficient reason for a bidder's failure to meet the contract DBE goal, as long as such costs are reasonable. Also, the ability or desire of a prime contractor to perform the work of a contract with its own organization does not relieve the bidder of the responsibility to make good faith efforts. Prime contractors are not, however, required to accept higher quotes from DBEs if the price difference is excessive or unreasonable.

E. Not rejecting DBEs as being unqualified without sound reasons based on a thorough investigation of their capabilities. The contractor's standing within its industry, membership in specific groups, organizations, or associations and political or social affiliations (for example union vs. non-union employee status) are not legitimate causes for the rejection or non-solicitation of bids in the contractor's efforts to meet the project goal.

F. Making efforts to assist interested DBEs in obtaining bonding, lines of credit, or insurance as required by the recipient or contractor.

G. Making efforts to assist interested DBEs in obtaining necessary equipment, supplies, materials, or related assistance or services.

H. Effectively using the services of available minority/women community organizations; minority/women contractors' groups; local, state, and Federal minority/women business assistance offices; and other organizations as allowed on a case-by-case basis to provide assistance in the recruitment and placement of DBEs.

V. In determining whether a bidder has made good faith efforts, you may take into account the performance of other bidders in meeting the contract. For example, when the apparent successful bidder fails to meet the contract goal, but others meet it, you may reasonably raise the question of whether, with additional reasonable efforts, the apparent successful bidder could have met the goal. If the apparent successful bidder fails to meet the goal, but meets or exceeds the average DBE participation obtained by other bidders, you may view this, in conjunction with other factors, as evidence of the apparent successful bidder having made good faith efforts.