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May 17, 2013

MIG, Inc.  
800 Hearst Avenue  
Berkeley, CA 94710  
Phone (501) 845-7459

### Stormwater Public Education

*Proposal Due Date: September 26, 2012*

Dear Proposer:

The Bureau of Sanitation, Centralized Contracts Unit, would like to provide you with feedback on your Business Inclusion Program (BIP) subcontractor outreach for the above mentioned project. We hope that this information will assist you prepare Business Inclusion Program (BIP) subcontractor outreach on future projects. Based on our review, your BIP subcontractor outreach is deemed:

### NON-RESPONSIVE

After careful review, the Bureau of Sanitation Centralized Contracts Unit has found MIG, Inc.'s Business Inclusion Program (BIP) documentation for the above mentioned project to be **"Non-Responsive"** for failing to complete the BIP subcontractor outreach requirements for the following reasons.

According to Attachment G of the RFP, the Business Inclusion Program (BIP) Requirements state, **"The proposer has responded to every unsolicited offer sent by a Registered Subcontractor using BAVN and has evaluated in good faith bids or proposals submitted by interested potential MBEs, WBEs, SBEs, EBEs, DVBEs and OBEs. Proposers must not unjustifiably reject as unsatisfactory a bid or proposal offered by a Registered Subcontractor, as determined by the Board."** MIG, Inc.'s clarification response dated November 14, 2012, states that all qualifications received were compared. On February 27, 2013, MIG, Inc. provided copies of subcontractor bids and quotes. Out of the five listed subcontractors, the documentation provided is missing bids or quotes from the following three subcontractors: Weston Solutions, Inc., Goodwin Simon Strategic Research, and Galvin Preservation Association. Each of these three subcontractors is listed on MIG, Inc.'s Schedule A. Without all bids or quotes, there is no basis from which to evaluate MIG, Inc.'s Negotiation in Good Faith, including reasons for selection/non-selection. Additionally, without bids or quotes from selected subcontractors, there is no basis for evaluation of how bid listed amounts were calculated. These demonstrate a failure to Negotiate in Good Faith.



Therefore, it is the recommendation of the Bureau to deem MIG, Inc. non-responsive for failing to fulfill the BIP outreach requirements.

If you would like to discuss this evaluation, please call TJ Knight at (213) 485-2349 **no later than May 24, 2013**. Once again, this letter only reflects the outcome of the Business Inclusion Program evaluation; it does not provide information related to the award of the project.

Sincerely,

TJ Knight, Management Analyst II  
Bureau of Sanitation  
Centralized Contracts Unit