

# Memorandum



To: All State Agencies  
From: Darryl A. Peal, Deputy Director, State EEO Coordinator  
Date: November 21, 2007  
Re: Encouraging Diversity, Growth & Equity (EDGE) Goal Waiver/Modification Process Guidelines

To clear up any confusion as to what the Equal Opportunity Division (EOD) will be auditing when determining if a state agency is administrating and in compliance with the EDGE program according to ORC/OAC I have assembled the **minimum** type of documentation expected prior to issuance of a waiver.

In the event a bidder is unable to meet the EDGE goal placed on a project/contract, a request for a waiver of all or part of the goal may be made to the director of administrative services (if administrating the project) or to the contract letting state agency's chief officer authorized to enter into a contract(s).

The **written request**, along with required information and documentation, must be supplied documenting that a Good Faith Effort (GFE) was made to meet the goal. The awardee(s) must provide at a **minimum** the following information and documentation when requesting an EDGE goal waiver:

1. Formal request for EDGE waiver on company letterhead;
2. Copy(ies) of the "Intent to Perform" form;
3. Dollar value and percentage of contract stated EDGE goal; Dollar value and percentage of waiver request;
4. Print-out of EDGE certified businesses search results from EOD Web site;
5. Documentation of contractor utilized reasonable and available means to solicit all certified EDGE business enterprises that have the capability to perform the work of the contract;
6. Signed copy(ies) of each subcontract or purchase order agreement between the prime and EDGE subcontractor utilized in meeting the contract goal;
7. Copy(ies) of dated written communication, fax confirmation, personal contact, follow-up and negotiation with all solicited certified EDGE business enterprises that have the capability to perform the work of the contract;
8. Proof that the bidder or contractor selected portions of the contracted work to increase the likelihood of participation by EDGE certified business enterprises;

# Memorandum



9. Copy(ies) of dated written communication and/or dated fax/e-mail/mail confirmation that EDGE bidders solicited were provided with adequate information about the plans, specification and requirements of the contract in a timely manner to assist them in responding to a solicitation;
10. Copy(ies) of dated written communication and/or dated fax/e-mail/mail confirmation of each EDGE vendor not awarded a contract the includes the dollar value of each reference item and work type;
11. Documentation of all negotiating efforts and basis for rejecting bids to include names, addresses, dates and telephone numbers of the EDGE certified business enterprises considered;
12. Copy(ies) of dated written communication and/or dated fax/e-mail/mail confirmation showing that the bidder or contractor utilized the services of one or more organizations that provide contractor assistance in the identification and recruitment of EDGE certified business enterprises;
13. Copy(ies) of dated written communication and/or dated fax/e-mail/mail confirmation of EDGEs that were not interested in providing a quote or did not respond for the project;
14. Documentation of GFEs to meet the EDGE subcontract goal, by looking beyond the items typically subcontracted or consideration of subcontracting items normally performed by the prime as a way to meet the EDGE goal.

*Please note: This list is not all inclusive.* Additional information or documents may be requested by the contract letting agency. EOD will conduct GFE audits of state agencies and will issue to the director of administrative services and/or to the contract letting agency's chief officer a letter of compliance or noncompliance.

All questions relating to the EDGE program are to be directed only to the Equal Opportunity Division.

If we can be of further assistance, please contact Todd McGonigle, EEO Program Manager, at (614) 466-8380.

# EDGE Good Faith Effort Review

## Prime Contract #1

Reviewer name:		Review date:	
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### Prime Contract Information

Prime Contractor name:		Prime FTID#:		Phone#:	
Prime Contractor email:		Contact person:			
Contract #:		Total contract value:		Waiver requested:	
Original EDGE goal %		Revised %			
Original EDGE goal \$	\$0.00	Revised \$	\$0.00		

### EDGE Sub-Contract Information #1

Contract #:		Total contract value:		Waiver issued:	
Original EDGE goal %		Revised %			
Original EDGE goal \$	\$0.00	Revised \$	\$0.00		

### EDGE Sub-Contractor Awardee Information #1

Contract #:		Total contract value:		Waiver issued:	
#1 Sub name:		FTID#:		Phone#:	
Email:		Contact person:			
Original EDGE goal %		Requested waiver %			
Original EDGE goal \$	\$0.00	Requested waiver \$	\$0.00		
Copy of signed contact or PO available?					
Copy of signed quote(s) available?					
Demonstration of Good Faith document signed by the contractor, associate, or agency representative?					
Copy of signed "Intent to Perform".					

\*\*\*\*\* Data Validated? \*\*\*\*\*

### EDGE Sub-Contractor Awardee Information #2

Contract #:		Total contract value:	\$1,000.00	Waiver issued:	
#2 Sub name:		FTID#:		Phone#:	
Email:		Contact person:			
Org. EDGE goal %	5.00%	Requested waiver %	2.00%		
Org. EDGE goal \$	\$0.00	Requested waiver \$	\$20.00		
Copy of signed contact or PO available?					
Copy of signed quote(s) available?					
Demonstration of Good Faith document signed by the contractor, associate, or agency representative?					
Copy of signed "Intent to Perform".					

\*\*\*\*\* Data Validated? \*\*\*\*\*

### EDGE Sub-Contractor Awardee Information #3

Contract #:		Total contract value:	\$1,000.00	Waiver issued:	
#3 Sub Name:		FTID#:		Phone#:	
Email:		Contact person:			
Org. EDGE goal %	5.00%	Requested waiver %	2.00%		
Org. EDGE goal \$	\$50.00	Requested waiver \$	\$20.00		
Copy of signed contact or PO available?					
Copy of signed quote(s) available?					

# EDGE Good Faith Effort Review

Demonstration of Good Faith document signed by the contractor, associate, or agency representative?

Copy of signed "Intent to Perform".

\*\*\*\*\* Data Validated? \*\*\*\*\*

## Review Questions

### General

1. Did contractor submit a formal request for an EDGE waiver on company letterhead?
2. Did the waiver request include all of the following:
  - a. EDGE company name?
  - b. EDGE company FTID#?
  - c. Dollar value and percent of original contract EDGE stated goal?
  - d. Dollar value and percent of EDGE waiver request?
3. Did contractor provide documentation of reason for request?

Comments:

Audit Findings:

### OAC Section (D1)

*Did the contractor utilize reasonable/available means to solicit all certified EDGE business enterprises that have the capability to perform the work of the contract?*

1. Did contractor advertise in general circulations, trade association's, and/or focused media?

Publication name:

Date:

Publication name:

Date:

Publication name:

Date:

\*\*\*\*\* Data Validated? \*\*\*\*\*

Comments:

Audit Findings:

### OAC Section (D2)

*Did the contractor select portions of the contracted work to increase the likelihood of participation by EDGE certified business enterprises?*

EDGE Good Faith Effort Review

- 1. Did contractor breakdown the contract into economically feasible units?
2. Items reasonable for subcontracting?
3. Did contractor review non-traditional areas, i.e., goods/services, etc.?
4. Were the plans, specifications and requirements provided within a reasonable time to bid the project?
5. Did contractor consider all portions of the contract?

\*\*\*\*\* Data Validated:

Comments:

[Redacted comments section]

Audit Findings:

[Redacted audit findings section]

OAC Section (D3)

Did contractor provide all appropriate certified EDGEs with adequate information about the plans, specifications and requirements of the contract?

- 1. Did contractor provide written, email, and/or phone call notice to a reasonable number of EDGE companies that their interest in the contract was being solicited?

Company name: [Redacted] Contact name: [Redacted] Date(s) of contact: [Redacted]
Information provided: [Redacted]
Phone log, certified mail receipts, emails, etc. available for review? [Redacted]
\*\*\*\*\* Data Validated:

Company name: [Redacted] Contact name: [Redacted] Date(s) of contact: [Redacted]
Information provided: [Redacted]
Phone log, certified mail receipts, emails, etc. available for review? [Redacted]
\*\*\*\*\* Data Validated:

Company name: [Redacted] Contact name: [Redacted] Date(s) of contact: [Redacted]
Information provided: [Redacted]
Phone log, certified mail receipts, emails, etc. available for review? [Redacted]
\*\*\*\*\* Data Validated:

Comments:

[Redacted comments section]

Audit Findings:

[Redacted audit findings section]

OAC Section (D4)

Did the contractor negotiate in good faith with interested certified EDGE business enterprises?

# EDGE Good Faith Effort Review

Company name #1: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____
Company name #2: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____
Company name #3: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____

1. Did contractor negotiate content of bid items?
2. Did contractor negotiate bid items to be included in the bid package?
3. Did contractor negotiate terms and conditions?
4. Did contractor negotiate bonding and insurance requirements?
5. Did contractor negotiate, clarify, and provide all descriptions and explanation of scope of work?
6. Number of quotes received: \_\_\_\_\_
7. Copy of quotes available? \_\_\_\_\_

Data \_\_\_\_\_

Comments:

\_\_\_\_\_

Audit Findings:

\_\_\_\_\_

## OAC Section (D5)

*Did the contractor properly reject interested certified EDGE business enterprises as being unqualified for the work of the contract?*

1. Number of total quotes rejected: \_\_\_\_\_

Company name #1: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____
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1. Was company notified of rejection?
2. Was rejection for sound reason?
3. Reason for rejection? \_\_\_\_\_

Company name #2: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____
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1. Was company notified of rejection?
2. Was rejection for sound reason?
3. Reason for rejection? \_\_\_\_\_

Company name #3: Phone#:	_____	Contact name: email:	_____	Date(s) of contact:	_____
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1. Was company notified of rejection?
2. Reason for rejection? \_\_\_\_\_
3. Was rejection for sound reason? \_\_\_\_\_

# EDGE Good Faith Effort Review

Data \_\_\_\_\_

Comments:

Audit Findings:

## OAC Section (D6)

*Did the contractor utilize the services of one or more organizations that provide contractor assistance in the identification and recruitment of EDGE certified business enterprises?*

Organization name(s): \_\_\_\_\_

Comments:

Audit Findings:

## OAC Section (D7)

*Did the contractor utilize the list of qualified EDGE certified business enterprises as provided by the Equal Employment Opportunity Division of the Department of Administrative Services?*

Date(s) utilized:

Search used properly, i.e., correct keywords, codes, etc.?

EOD personnel contacted for assistance? \_\_\_\_\_

Search printout available? \_\_\_\_\_

Comments:

Audit Findings:

## Preliminary Finding:

Waiver issued in accordance with OAC \_\_\_\_\_

123:2-16-09? \_\_\_\_\_

**EDGE Good Faith Effort Review**

**Final Finding:**

Waiver issued in accordance with OAC  
123:2-16-09?





## 1.10 Drug Free Workplace Program Participation

- 1.10.1 During the Contract Time, the Contractor shall be enrolled in and remain in good standing in the Ohio Bureau of Workers' Compensation ("OBWC") Drug-Free Workplace Program ("DFWP") or a comparable program approved by the OBWC that meets the requirements specified in O.R.C. Section 153.03 ("OBWC-approved DFWP").
- 1.10.2 If the Contractor provides Subcontractors that provide labor on the Site, the Subcontractors shall be enrolled in and in good standing in the OBWC DFWP or an OBWC-approved DFWP.
- .1 Each Subcontractor shall require all lower-tier Subcontractors with whom the Subcontractor is in contract for the Work to be enrolled in and be in good standing in the OBWC DFWP or an OBWC-approved DFWP prior to a lower-tier Subcontractor providing labor at the Site.
  - .2 Failure of the Contractor to require a Subcontractor to be enrolled in and be in good standing in the OBWC DFWP or an OBWC-approved DFWP prior to the time that the Subcontractor provides labor at the Site shall result in the Contractor being found in breach of the Contract and that breach shall be used in the responsibility analysis of that Contractor, or the Subcontractor who was not enrolled in a program, for future contracts with the State for five years after the date of the breach.
  - .3 Failure of a Subcontractor to require a lower-tier Subcontractor to be enrolled in and be in good standing in the OBWC DFWP or an OBWC-approved DFWP prior to the time that the lower-tier Subcontractor provides labor at the Site shall result in the Subcontractor being found in breach of the Contract and that breach shall be used in the responsibility analysis of that Subcontractor, or the lower-tier Subcontractor who was not enrolled in a program, for future contracts with the State for five years after the date of the breach.
  - .4 Prior to authorizing a Subcontractor to commence Work on the Project, the Contractor shall obtain the Contracting Authority's approval, and shall also submit written confirmation of the Subcontractor's enrollment on the Declaration of Subcontractors and Material Suppliers form to the A/E.
- 1.10.3 In addition to OBWC-approved DFWP Level 1 requirements, the Department requires each Contractor and Subcontractor that provides labor on the Site to perform random drug testing of 5 percent of its employees who perform labor on the Site. The random drug testing percentage shall also include the on-site supervisors of the Contractors and Subcontractors. Level 1 random drug testing shall otherwise comply with the same testing guidelines and criteria as required for OBWC-approved Level 2 testing. The Contractor and Subcontractor shall provide evidence of required testing to the Contracting Authority upon request.

## 1.11 EDGE Participation and Reporting

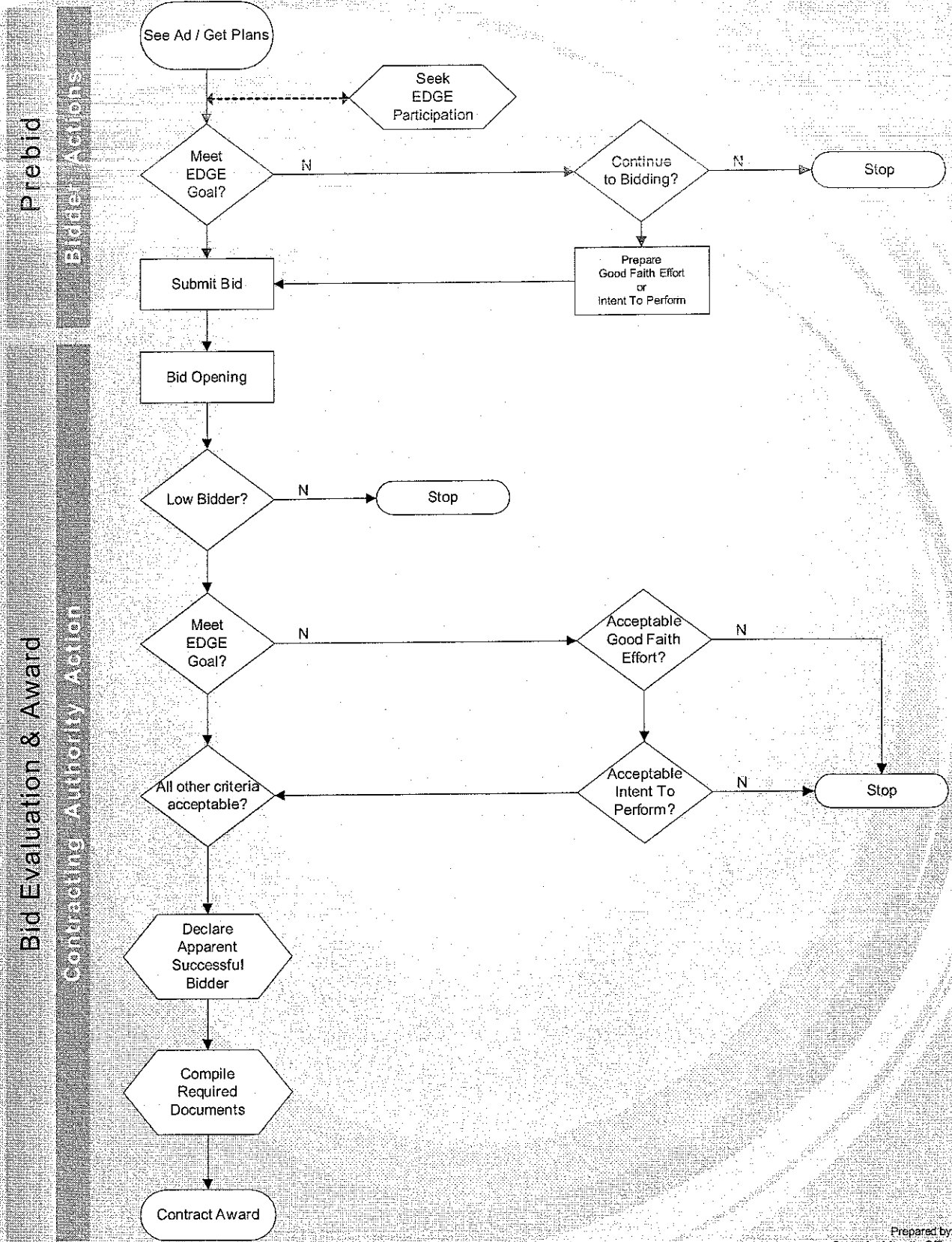
- 1.11.1 The Contractor shall participate in the "Encouraging Diversity Growth and Equity" ("EDGE") Program by contracting with, and using one or more, businesses certified as an EDGE Business Enterprise ("EDGE-certified business", "certified EDGE business") by the EOD as proposed for each contract by the Contractor and as approved by the Contracting Authority for use on each contract.
- .1 If the Contractor is an EDGE-certified business, the Contractor may include its own contract amount in the reporting.

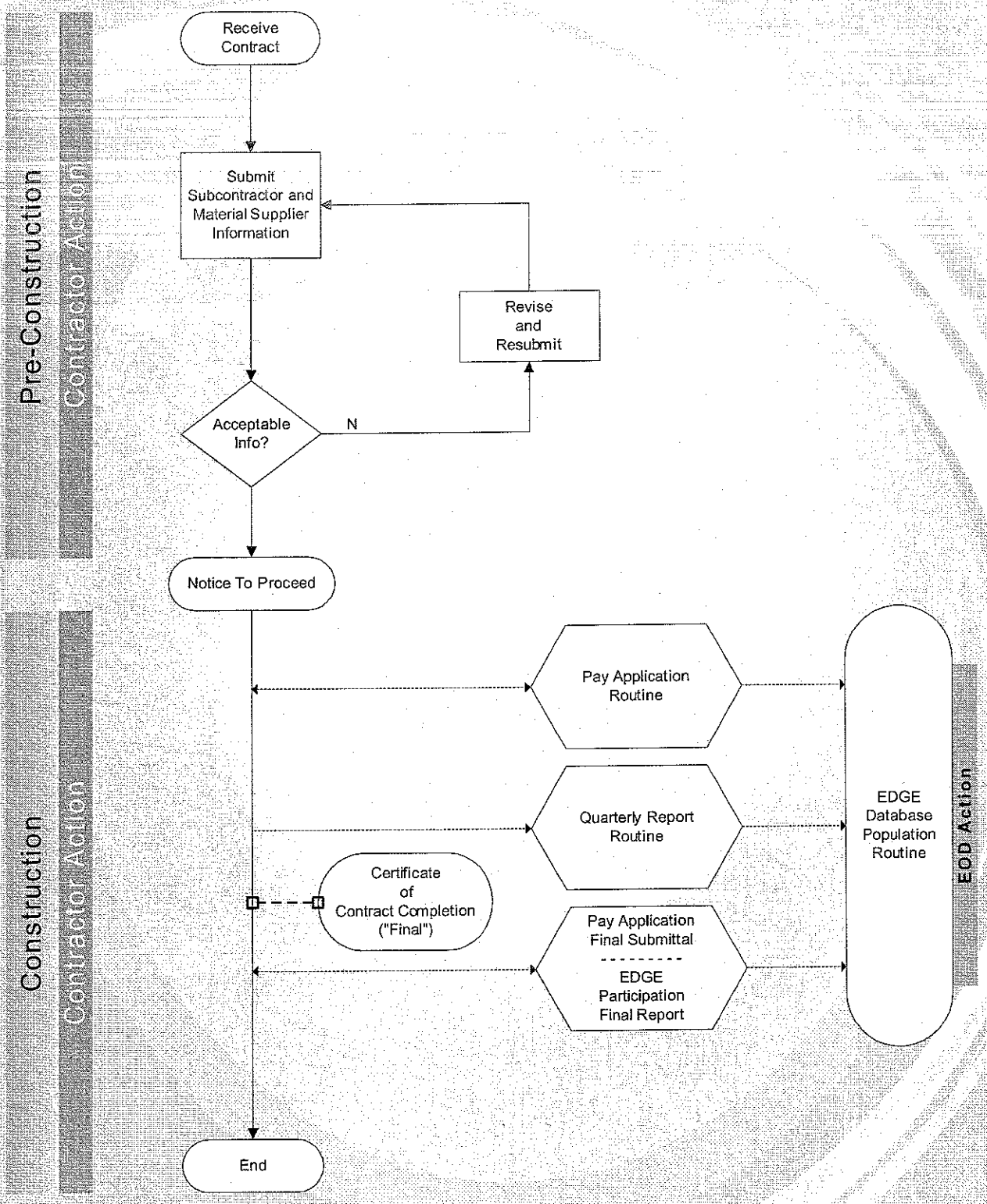
- .2 The amount of EDGE participation cannot exceed 100 percent of the Contractor's contract amount.
- 1.11.2 The Contractor shall provide an EDGE Participation Quarterly Report for Contracts awarded with a Contract Time of 270 or more consecutive days.
  - .1 The Contractor shall provide quarterly status reports, produced by the Contractor and each applicable EDGE-certified business for the contract, indicating:
    - .1 The name of each EDGE-certified business;
    - .2 The original amount of the EDGE-certified business contract or purchase order with the Contractor;
    - .3 The current amount of the EDGE-certified business contract or purchase order;
    - .4 The amount invoiced to date;
    - .5 The amount paid to date; and
    - .6 A statement describing any substantive product or performance deficiencies.
  - .2 Quarterly reports are due on January 15, April 15, July 15, and October 15.
  - .3 The first quarterly report is due starting with the reporting month following the Contractor's contract date.
  - .4 The Contractor shall provide reports for each EDGE-certified business; however, the quarterly reports may be consolidated and submitted as a singular document.
  - .5 The Contractor shall simultaneously submit its EDGE Participation Quarterly Report to EOD and to the Contracting Authority.
- 1.11.3 The Contractor shall provide an EDGE Participation Final Report simultaneously with its final Contractor Payment Request.
  - .1 The Contractor shall simultaneously submit its EDGE Participation Final Report to EOD and to the Contracting Authority.
  - .2 The Contractor and each certified EDGE Business Enterprise shall provide in the report certification that the submitted document is a true and accurate accounting of the original contract amount paid to, and received by, each EDGE Certified Business.
- 1.11.4 The Contractor shall provide the quarterly report(s) and the EDGE Participation Final Report in detail and form acceptable to the Contracting Authority.
- 1.11.5 The Contractor shall cooperate fully with requests for additional EDGE information and documentation from the EOD or the Contracting Authority.

## ARTICLE 2 - THE CONTRACTOR

### 2.1 Construction Procedures

- 2.1.1 The Contractor is solely responsible for and has control over all construction means, methods, manners, techniques, sequences, and procedures and for coordinating all portions of the Work.
  - .1 If the Contract Documents give instructions that affect construction means, methods, manners, techniques, sequences, or procedures, the Contractor shall evaluate the jobsite





# EDGE Requirement Checklist

Ohio Department of Administrative Services  
General Services Division  
State Architect's Office • 4200 Surface Road • Columbus, Ohio 43228-1395

OhioDAS

www.ohio.gov/sao  
e: StateArchOff@das.state.oh.us  
v: 614.466.4761 • f: 614.644.7982

## Proposer (Associate / CM):

- Seek EDGE Participation
- Submit Intent to Perform with Statement of Qualifications. *Identify percentage of fee dedicated to EDGE participation.*
- or-
- If EDGE goal not met, submit Good Faith Effort

## If selected:

- Submit reconfirmed Intent to Perform with Proposal. *Identify percentage of Associate fee dedicated to EDGE participation.*

## If awarded:

- Submit EDGE participation information on monthly pay requests. *Identify work provided by each EDGE-certified business on separate lines.*
  - Submit electronic payment request within five days of receipt of payment
- Submit EDGE participation information on quarterly reports.
- Submit EDGE participation information on final pay request.
- Submit certified statement of EDGE participation.

## Bidder (Contractor):

- Seek EDGE participation
- Submit Bid. *Identify commitment to participate in EDGE program (BF-6).*
- or-
- If EDGE goal not met, prepare Good Faith Effort and submit with Bid if possible.

## If apparent low Bid:

- Prepare Intent to Contract and to Perform (RBI-3) and submit with Responsible Bidder Information Form within three business days of request
- or-
- If EDGE goal not met, include Good Faith Effort (if not submitted with Bid)

## If awarded:

- Submit EDGE participation information on Schedule of Values. *Identify work provided by each EDGE-certified business on separate lines.*
  - Submit electronic payment request within five days of receipt of payment
- Submit EDGE participation information on monthly pay requests. *Identify work provided by each EDGE-certified business on separate lines.*
- Submit EDGE participation information on quarterly reports.
- Submit EDGE participation information on final pay request.
- Submit certified statement of EDGE participation.

# EDGE Participation / Intent to Perform

Ohio Department of Administrative Services  
General Services Division  
State Architect's Office • 4200 Surface Road • Columbus, Ohio 43228-1395

OhioDAS

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## Associate

Associate \_\_\_\_\_ SAO Project No. \_\_\_\_\_  
Project Name \_\_\_\_\_ Date \_\_\_\_\_, 20\_\_\_\_

## Certified EDGE Business Enterprise (EBE) (for project agreement at ANY tier)

EDGE-certified business \_\_\_\_\_ Phone \_\_\_\_\_  
Address \_\_\_\_\_ Fax \_\_\_\_\_  
City, State, Zip \_\_\_\_\_ Federal Tax I.D. \_\_\_\_\_

Briefly describe services, work or supplies to be provided by the certified EBE (may use industry codes)

Percentage of proposed EBE participation:\* \_\_\_\_\_ Anticipated cost or fee payable to EBE firm: \$ \_\_\_\_\_

\*If indicating less than 5 percent EDGE participation, the Associate must provide a "Demonstration of Good Faith Effort" (form attached) that the Associate attempted to meet the 5 percent participation goal established for this project by the Director of the Ohio Department of Administrative Services pursuant to Section 123.152 of the Ohio Revised Code.

## Certified by EDGE Business Enterprise and by the Associate

The named Associate certifies that it intends to contract with the EDGE-certified business for the portion of the agreement described above related to this project. The named EDGE-certified business certifies that it intends to contract with the named Associate and intends to provide the portion of the Associate's scope of services as described above and for the anticipated cost or fee as indicated above.

If the named Associate is not selected to provide professional design services for this Project, this Statement of Intent shall be null and void.

Submitted as a part of the:  RFQ Response  Proposal

## EDGE-certified Business

Name \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

## Associate

Name \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

# EDGE Participation / Intent to Perform

Ohio Department of Administrative Services  
General Services Division  
State Architect's Office • 4200 Surface Road • Columbus, Ohio 43228-1395

Ohio **DAS**

www.ohio.gov/sao  
e: StateArchOff@dss.state.oh.us  
v: 614.466.4761 • f: 614.644.7982

## Associate

Associate \_\_\_\_\_ SAO Project No. \_\_\_\_\_  
Project Name \_\_\_\_\_ Date February 15, 2006

## Certified EDGE Business Enterprise (EBE) (for project agreement at ANY tier)

EDGE-certified business Eluster L. Fields & Associates Phone (614) 237-1733  
Address 3360 E. Livingston, CMBC Bldg. Suite 1B Fax (614) 237-1735  
City, State, Zip Columbus, Ohio 43227 Federal Tax I.D. \_\_\_\_\_

Briefly describe services, work or supplies to be provided by the certified EBE (may use industry codes)

Civil Engineering Services:

Percentage of proposed EBE participation: \* 5 Anticipated cost or fee payable to EBE firm: \$ 8,000.00

\*If indicating less than 5 percent EDGE participation, the Associate must provide a "Demonstration of Good Faith Effort" (form attached) that the Associate attempted to meet the 5 percent participation goal established for this project by the Director of the Ohio Department of Administrative Services pursuant to Section 123.152 of the Ohio Revised Code.

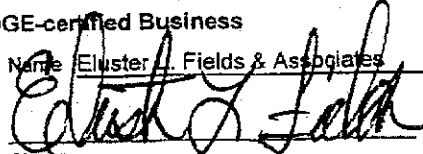
## Certified by EDGE Business Enterprise and by the Associate

The named Associate certifies that it intends to contract with the EDGE-certified business for the portion of the agreement described above related to this project. The named EDGE-certified business certifies that it intends to contract with the named Associate and intends to provide the portion of the Associate's scope of services as described above and for the anticipated cost or fee as indicated above.


If the named Associate is not selected to provide professional design services for this Project, this Statement of Intent shall be null and void.

Submitted as a part of the:  RFQ Response  Technical Proposal  Fee Proposal

## EDGE-certified Business

Name Eluster L. Fields & Associates  
  
Signature \_\_\_\_\_ Date 02/15/06

## Associate

Name BENNETT ENGINEERING, INC.  
  
Signature \_\_\_\_\_ Date 2/17/06





# EDGE / Demonstration of Good Faith continued



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Project Name \_\_\_\_\_ SAO Project No. \_\_\_\_\_

**C. List the names, addresses, dates and telephone numbers of all EDGE-certified firms with which you negotiated relative to this contract. (Attach additional pages if needed.)**

EDGE Business	EDGE Business
Address	Address
City, State, Zip	City, State, Zip
Contact	Contact
Phone	Phone
Date of contact	Date of contact
, 20	, 20
EDGE Business	EDGE Business
Address	Address
City, State, Zip	City, State, Zip
Contact	Contact
Phone	Phone
Date of contact	Date of contact
, 20	, 20

**7. List all interested EDGE-certified firms which you rejected as being unqualified for the work of the contract. Please provide the reason(s) for the rejections. (Attach additional pages if needed.)**

EDGE Business  
Reason(s) for rejection

EDGE Business  
Reason(s) for rejection

EDGE Business  
Reason(s) for rejection

**Certified by the Associate or Contractor**  
The named Associate or Contractor certifies that the information it has provided in this document and its attachment(s) is true and accurate.

<b>Associate</b>	<b>Contractor</b>
Name _____	Name _____
Signature _____	Signature _____
Date _____	Date _____

# EDGE Participation / Demonstration of Good Faith Ohio DAS

Ohio Department of Administrative Services  
General Services Division

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614.644.7982

State Architect's Office • 4200 Surface Road • Columbus, Ohio 43228-1395

## Associate or Contractor Information

Company Glassworks Plus, Inc. SAO Project No. 100 - 2005 - 145  
Project Name Atrium Skylight Ren. State of OH Compute

1. Indicate how you selected (if applicable) portions of the work or services to increase the likelihood of EDGE participation. (Attach additional pages if needed.)

The skylight metal and glazing are procured from major U.S. Corporations, which we deal with directly. All other services, apart from our own labor, were investigated on the Ohio DAS website for Edge participants. We were also able to locate Edge participants to supply protective materials.

2. Indicate your use of the listing of EDGE-certified businesses provided by the DAS Equal Opportunity Division. When answering "yes," also indicate the date(s) you used the list.

Utilized EDGE DAS EOD List  Yes  No

Date(s) Utilized	April 4, 2006	June 20, 2006	, 20	, 20
	, 20	, 20	, 20	, 20

3. Indicate the services or organizations that provided assistance to you in identifying and recruiting EDGE-certified business that you used in preparing the proposal. (Attach additional pages if needed.)

Organization	Date of Contact	, 20
Contact	Phone Number	
Organization	Date of Contact	, 20
Contact	Phone Number	

4. List all EDGE businesses contacted. (Attach additional pages if needed.)

EDGE Business	AA Programmed (Janitorial)	Contact Name	Contact Date	June 29, 2006	
EDGE Business	Ace Bldg. Maintance	Contact Name	Ruby Doughty	Contact Date	June 29, 2006
EDGE Business	Gibco Cleaning	Contact Name	Contact Date	June 29, 2006	
EDGE Business	High Standard	Contact Name	Earl Walker	Contact Date	April 4, 2006

5. List all EDGE firms to which you supplied adequate and timely information about the plans, specifications and requirements of the contract. (Attach additional pages if needed.)

EDGE Business	Ace Bldg. Maintance	Contact Name	Ruby Doughty	Contact Date	June 29, 2006
EDGE Business	High Standard	Contact Name	Earl Walker	Contact Date	April 4, 2006
EDGE Business	Glo's Cleaning Service	Contact Name	Gloria Alston	Contact Date	April 4, 2006
EDGE Business	J & P Caulking	Contact Name	Paul Adkins	Contact Date	April 4, 2006

# EDGE / Demonstration of Good Faith continued

Ohio DAS

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State Architect's Office • 4200 Surface Road • Columbus, Ohio 43228-1395

Project Name Atrium Skylight Renovation SAO Project No. 100 - 2005 - 145

**6. List the names, addresses, dates and telephone numbers of all EDGE-certified firms with which you negotiated relative to this contract. (Attach additional pages if needed.)**

EDGE Business	Ultimax	EDGE Business	J & P Caulking
Address	1710 Wilshire Drive	Address	3858 Alum Creek Drive
City, State, Zip	Columbus, Oh 43221	City, State, Zip	Columbus, Oh 43207
Contact	Magdy Abuella	Contact	Paul Adkins
Phone	614.481.5458	Phone	614.491.0858
Date of contact	April 4, 2006	Date of contact	April 4, 2006

EDGE Business	Glo's Cleaning Service	EDGE Business	
Address	P.O. Box 297764	Address	
City, State, Zip	Columbus, Oh 43229	City, State, Zip	
Contact		Contact	
Phone		Phone	
Date of contact	, 20	Date of contact	, 20

**7. List all interested EDGE-certified firms which you rejected as being unqualified for the work of the contract. Please provide the reason(s) for the rejections. (Attach additional pages if needed.)**

EDGE Business J & P Caulking  
Reason(s) for rejection bid was 226% higher (\$2520.00) than Non-Edge bidder

EDGE Business Gibco One, Inc.  
Reason(s) for rejection Not BWC Drug Free

EDGE Business Songhai Empire Enterprises  
Reason(s) for rejection Not BWC Drug Free

**Certified by the Associate or Contractor**

The named Associate or Contractor certifies that the information it has provided in this document and its attachment(s) is true and accurate.

**Associate**

Name \_\_\_\_\_

**Contractor**

Name Ronald Anderson, Glassworks Plus, Inc.

07/21/06

Atrium Skylight Renovation State of Ohio Computer Center

4.) Continued:

Tanya's Cleaning Service	Tanya	April, 4 <sup>th</sup> 2006
John Wetzel Co.	John	April, 6 <sup>th</sup> 2006
KLE Construction Comapany		April, 6 <sup>th</sup> 2006
R.L Cole Enterprises		April, 6 <sup>th</sup> 2006
AABA Trucking & Hauling		April, 6 <sup>th</sup> 2006
J&P Caulking	Paul Adkins	April, 4 <sup>th</sup> 2006
Ultimax, Inc.	Magdy Abulla	April, 4 <sup>th</sup> 2006

5.) Continued:

Ultimax, Inc.	Magdy Albulia	April, 6 <sup>th</sup> 2006
---------------	---------------	-----------------------------

7.) Continued:

Edge Business: High Standard Cleaning  
Reason: No Bid, Couldn't do job

Edge Business: Tanya's Cleaning Service  
Reason: No Bid, Couldn't do job

Edge Business: John Wetzel Co.  
Reason: Does not service Columbus area referred us to another Crane service

Edge Business: KLE Construction Company  
Reason: Does not service Columbus area

Edge Business: R.L Cole Enterprises  
Reason: Does not service Columbus area

Edge Business: AABA Trucking and Hauling  
Reason: Does not service Columbus area

Signature

Date

*Ronald C. Anderson*

7-21-06

Signature

Date

Contractor.

Glassworks Plus, Inc.

Ronald Anderson, Project Manager

**COMMITMENT TO PARTICIPATE  
IN THE  
EDGE BUSINESS ASSISTANCE PROGRAM**

**Bidder: Mark only one option.**

Use "✓" or "X" to mark option included in Bid

If marking Option B, also show percentage of proposed participation.

\_\_\_ **Option A**

Bidder commits to *meet or exceed* the advertised EDGE Participation Goal of **5% of the Contract award amount**, calculated as a portion of the Base Bid plus all accepted Alternates, by using certified EDGE Business Enterprise(s).

Bidder agrees that if selected for consideration of the Contract, it shall provide (if not provided with the Bidder's Bid) to the Contracting Authority, at the location required and within 3 business days after receiving notice from the Contracting Authority, its fully-completed *Bidder's Qualification Form*, including a *Certified Statement of Intent To Contract and To Perform* form for each certified EDGE Business Enterprise proposed for use by the Bidder if awarded the Contract for this Project.

\_\_\_ **Option B (also indicate percentage -- see text )**

Bidder *does not meet* the advertised EDGE Participation Goal percentage, but, if awarded the Contract for this Project, *commits to provide* \_\_\_\_\_ **% of the Contract award amount**, calculated as a portion of the Base Bid plus all accepted Alternates, by using certified EDGE Business Enterprise(s).

Bidder acknowledges it understands the requirement for it to provide and agrees to provide to the Contracting Authority, if selected for consideration of the Contract, within 3 days after notice from the Contracting Authority, a detailed **Demonstration of Good Faith** describing its efforts undertaken prior to submitting its Bid to meet the advertised EDGE Participation Goal percentage for the Contract for this Project.

Bidder commits to provide to the Contracting Authority at the location required, and within 3 days after receiving notice from the Contracting Authority, its fully-completed *Bidder's Qualification Form*, including a *Certified Statement of Intent To Contract and To Perform* form for each certified EDGE Business Enterprise proposed for use by the Bidder if awarded the Contract for this Project.

\_\_\_ **Option C**

Bidder declares that the Bidder is a certified EDGE Business Enterprise and that if awarded this Contract, the EDGE Participation percentage will be 100% of the Contract award amount.

**EDGE PARTICIPATION**

**Certified Statement of Intent to Contract and Perform**

**Bidder:** Submit one fully-completed form for each EDGE Business Enterprise

SAO Project: [ Insert Project number ]

Project Name: [ Insert Project name ]

A. Bidder Company Name: \_\_\_\_\_

B. Certified EDGE Business Enterprise information (for project contract at ANY tier)

Mark all that apply:

Bidder     Subcontractor     Material Supplier     Professional Services     Goods/Services

EDGE Business Name: \_\_\_\_\_

EDGE Business Address: \_\_\_\_\_

EDGE Business Federal Tax I.D. \_\_\_\_\_ E-mail: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_

Insert a brief description of materials, supplies, labor, etc. to be provided (may use industry codes)

\_\_\_\_\_  
\_\_\_\_\_

**C. Certification of Intent**

By signing below, Bidder certifies that it intends to contract with the certified EDGE Business Enterprise for the portion of the Contract described above related to the Contract for this Project and for the estimated cost shown below. By signing below, the certified EDGE Business Enterprise certifies that it intends to contract with the Bidder and intends to provide the portion of the Contract described above related to the Contract for this Project for the *estimated cost* of:

\_\_\_\_\_ and \_\_\_\_\_ /100 dollars ( \$ \_\_\_\_\_ ).

In the event the named Bidder is NOT the successful Bidder, this Statement shall be null and void.

*EDGE Business Enterprise*

*Bidder*

\_\_\_\_\_  
Authorized representative name, title (print or type)

\_\_\_\_\_  
Authorized representative name, title (print or type)

\_\_\_\_\_  
Signature of authorized representative

\_\_\_\_\_  
Signature of authorized representative

**END OF DOCUMENT**

Ohio Department of Administrative Services  
Ted Strickland, Governor  
Hugh Quill, Director

State Architect's Office  
General Services Division  
4200 Surface Road  
Columbus, Ohio 43228-1395

614.466.4761 voice  
614.644.7982 fax  
www.ohio.gov/sao



[Date]

[Firstname Lastname, Title]  
[Company Name]  
[Address]  
[City, State Zip]

Sent via [facsimile] [e-mail] to: [name]  
[fax number or e-mail address]  
Then, certified U.S. Mail

RE: Approval of Partial Waiver of EDGE Participation Goal  
Project Number [AGY-FYNNNN]  
[Project Name]  
[Project Location]  
[Agency or Institution]

Dear [Title] [Lastname]:

This letter is in response to your correspondence dated [Date], requesting a partial waiver of the EDGE participation goal on the above-referenced Project. In your request, you advised that due to the nature of the Work of this Project, there were limited opportunities to identify and recruit EDGE-certified Business Enterprises ("EBE"). However, you were able to contract \$[Amount] of the Work with EBEs to achieve [%] percent EDGE participation.

Before the Ohio Department of Administrative Services ("Department") may approve a partial waiver of the EDGE participation goal on this Project, all avenues to achieve full participation must be exhausted. It is the goal of the Department that all Contracts meet the required EDGE participation goal. However, we recognize that in certain limited circumstances, it may not be possible for all vendors to meet the assigned level of participation. To determine whether a partial waiver should be granted, the Department is required to review the quality and intensity of those efforts, and determine whether the efforts of the vendor constitute a good faith effort under the circumstances.

Specifically, you provided an explanation and documentation regarding your efforts to contact, contract with, and utilize the services of EBEs in the performance of your Contract. These items were verified and validated by the Project Manager and DAS Legal Counsel. Based on the documentation and explanation submitted, your request for a partial waiver of the original [5] percent EDGE participation goal is approved by the Department. The revised EDGE participation goal shall be [%] percent for your Contract.

If you have any questions related to this matter, please contact your Project Manager or Coordinator.



Sincerely,

Craig Weise  
State Architect

[autoinsert path and filename – use 7 pt Ariel]

Enclosures: [Name of Enclosure]

CC: [Project Manager Name], SAO Project Manager  
[Project Coordinator Name], SAO Project Coordinator  
Richard Scott, DAS Legal Counsel  
Todd McGonigle, EOD

d r a f t

Ohio Department of Administrative Services  
Ted Strickland, *Governor*  
Hugh Quill, *Director*

State Architect's Office  
General Services Division  
4200 Surface Road  
Columbus, Ohio 43228-1395

614.466.4761 voice  
614.644.7982 fax  
www.ohio.gov/sao



[Date]

[Firstname Lastname, Title]  
[Company Name]  
[Address]  
[City, State Zip]

*Sent via [facsimile] [e-mail] to: [name]  
[fax number or e-mail address]  
Then, certified U.S. Mail*

RE: Denial of Partial Waiver of EDGE Participation Goal  
Project Number [AGY-FYNNNN]  
[Project Name]  
[Project Location]  
[Agency or Institution]

Dear [Title] [Lastname]:

This letter is in response to your correspondence dated [Date], requesting a partial waiver of the EDGE participation goal on the above-referenced Project. In your request, you advised that due to the nature of the Work of this Project, there were limited opportunities to identify and recruit EDGE-certified Business Enterprises ("EBE"). However, you were able to contract \$[Amount] of the Work with EBEs to achieve [%] percent EDGE participation.

Before the Ohio Department of Administrative Services ("Department") may approve a partial waiver of the EDGE participation goal on this Project, all avenues to achieve full participation must be exhausted. It is the goal of the Department that all Contracts meet the required EDGE participation goal. However, we recognize that in certain limited circumstances, it may not be possible for all vendors to meet the assigned level of participation. To determine whether a partial waiver should be granted, the Department is required to review the quality and intensity of those efforts, and determine whether the efforts of the vendor constitute a good faith effort under the circumstances.

Specifically, you provided an explanation and documentation regarding your efforts to contact, contract with, and utilize the services of EBEs in the performance of your Contract. These items were reviewed by the Project Manager and DAS Legal Counsel. Based on the documentation and explanation submitted, your request for a partial waiver of the original [5] percent EDGE participation goal is denied by the Department. The EDGE participation goal shall remain [%] percent for your Contract.

Within 3 days of receiving this notice, please submit either (1) additional documentation which sufficiently and verifiably demonstrates your good faith effort to achieve the participation goal; or (2) documentation that you have achieved the participation goal. If no information is received in that period, the Department will deem you non-responsive, and award the Contract to the [next most qualified A/E firm.] [next lowest responsive and responsible bidder, or reject all Bids.]

If you have any questions related to this matter, please contact your Project Manager or Coordinator.

Sincerely,

Craig Weise  
State Architect

[autoinsert path and filename -- use 7 pt Ariel]

Enclosures: [Name of Enclosure]

CC: [Project Manager Name], SAO Project Manager  
[Project Coordinator Name], SAO Project Coordinator  
Richard Scott, DAS Legal Counsel  
Todd McGonigle, EOD

d r a f t

RECEIVED

APR 14 2006

JEROME M. SCOTT, ARCHITECTS



**EDGE Participation Quarterly Report**  
April 15, 2006

Project Name: Marion County Maintenance Facility  
SAO Project No. 770-2004-088-01-01

A. Name of EDGE-Certified Business:	Woodland Acres, Inc.
B. Original Contract Amount with ACI Const. Co., Inc.	\$ 11,046.24
C. Current Amount of Contract:	\$ 11,046.24
D. Amount Invoiced to Date:	\$ 0.00
E. Amount Paid to Date:	\$ 0.00
F. Any Substantive Product or Performance Deficiencies:	N/A

**Certified by ACI Const. Co., Inc. and EDGE Contractor**

*ACI Const. Co., Inc. and the named EDGE contractor certify that the information in this document is true and accurate.*

Contractor: ACI Const. Co., Inc.

EDGE Contractor: Woodland Acres, Inc.

*[Signature]*  
Signature

*[Signature]* Project Manager 4-11-2006  
Date

*[Signature]* 4-7-06  
Signature Date

2959 S. US 23 Alvada, Ohio 44802 (419) 595-4224 FAX (419) 595-2801  
[www.alvadaconstruction.com](http://www.alvadaconstruction.com)

EQUAL OPPORTUNITY EMPLOYER



**EDGE Participation Quarterly Report**  
April 15, 2006

RECEIVED

APR 14 2006

JEROME M. SCOTT, ARCHITECTS

Project Name: Marion County Maintenance Facility  
SAO Project No. 770-2004-088-01-01

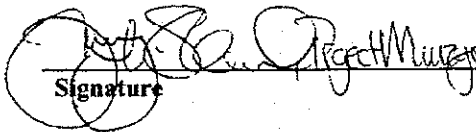
- A. Name of EDGE-Certified Business: J & P Caulking
- B. Original Contract Amount with ACI Const. Co., Inc. \$ 6,844.00
- C. Current Amount of Contract: \$ 6,844.00
- D. Amount Invoiced to Date: \$ 0.00
- E. Amount Paid to Date: \$ 0.00
- F. Any Substantive Product or Performance Deficiencies: N/A

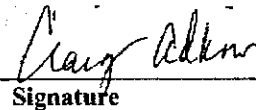
**Certified by ACI Const. Co., Inc. and EDGE Contractor**

*ACI Const. Co., Inc. and the named EDGE contractor certify that the information in this document is true and accurate.*

Contractor: ACI Const. Co., Inc.

EDGE Contractor: J & P Caulking

 4-11-2006  
 \_\_\_\_\_  
 Signature Date

 4-7-06  
 \_\_\_\_\_  
 Signature Date

**CARL'S PLUMBING AND HEATING INC.**  
23 COPELAND AVENUE  
MARION, OHIO 43302

MRS. CARL GIANERO, PRES.  
TELEPHONE 740-942-0746  
FAX 740-982-2036

P.O. BOX 492

April 5, 2006

Ohio Department of Administrative Services  
General Services Division  
Office of State Architect  
4200 Surface Road  
Columbus, Ohio 43228-1395

Attn: Terrence Banbury

Re: Marion County Maintenance Facility  
ODOT  
Marion, Ohio  
DAS 770-2004-088

**EDGE Participation Quarterly Report**

**Edge Certified Subcontractor**  
E.T. & Associates  
42 Middleground Rd.  
Pataskala, Ohio 43062  
Phone (740) 927-1510

Purchase Order Amount: \$10,275.00  
Amount Invoiced to Date: -0-  
Amount Paid to Date: -0-

OFFICE OF  
THE STATE ARCHITECT  
06 APR 11 PM 12:13

Certified by E.T. & Associates

*Maria Elena Wilhelm*  
Name Date April 05, 2006

Certified by Carl's P & H, Inc.

*Lu Blanche Prid* 4-10-06  
Name Date

**CARL'S PLUMBING AND HEATING INC.**  
23 COPELAND AVENUE  
MARION, OHIO 43302

MRS. CARL GIANERO, PRES.  
TELEPHONE 740-362-0745  
FAX 740-362-2336

P.O. BOX 492

RECEIVED

April 5, 2006

APR 11 2006

Ohio Department of Administrative Services  
General Services Division  
Office of State Architect  
4200 Surface Road  
Columbus, Ohio 43228-1395

JEROME M. SCOTT, ARCHITECTS

Attn: Terrence Banbury

Re: Marion County Maintenance Facility  
ODOT  
Marion, Ohio  
DAS 770-2004-088

**EDGE Participation Quarterly Report**

**Edge Certified Subcontractor**

E.T. & Associates  
42 Middleground Rd.  
Pataskala, Ohio 43062  
Phone (740) 927-1510

Purchase Order Amount: \$10,275.00  
Amount Invoiced to Date: -0-  
Amount Paid to Date: -0-

Certified by E.T. & Associates

*Maria Gloria Wilhelm*  
Name Date April 05, 2006

Certified by Carl's P & H, Inc.

*Lee Hanig, Pres* 4-10-06  
Name Date

# GUY

MECHANICAL CONTRACTORS

5810 Shier-Rings Rd.  
Dublin, Oh 43016-1236  
jaguy3062@sbcglobal.net

4/25/06

**FAXED**  
4/25/06  
614-225-9533

Jerome M. Scott Architects  
330 Spring Street West, Ste. 365  
Columbus, OH 43215  
Attn: Carrie Morrison

Re: ODOT Marion County Maintenance Facilities  
770-2004-088-01-03  
JAG #886

Madam:

EDGE QUARTERLY REPORT

As of 4/25/06 J.A. Guy, Inc. has no participation in EDGE Program.

Very truly yours,

J.A. Guy, Inc.  
Mechanical Contractor

  
John Hart  
Project Manager

JH/sc

c.c. BG, FILE, JH

OFFICE OF  
THE STATE ARCHITECT  
06 MAY - 1 PM 2:16

RECEIVED

APR 26 2006

JEROME M. SCOTT, ARCHITECTS



**CONVERSE**  
Electrical Contractor  
Lic. No. EL 19982

Converse Electrical, Inc.  
3783 Genz Road  
Grove City, Ohio 43123  
Phone (614) 871-6700  
Fax (614) 871-8726

April 14, 2006

Jerome M. Scott Architects, Inc.  
Attn: Carrie Morrison  
330 Spring St., Suite 365  
Columbus, Ohio 43215

Re: Project No. 770-2004-088-01-04  
Marion County Maintenance Facility  
EDGE Participation Quarterly Report

As indicated on the original bid form, we have no EDGE participation on this project.

Sincerely,

  
Gerald C. Converse  
President

Ohio Department of Administrative Services  
Ted Strickland, *Governor*  
Hugh Quill, *Director*  
Darryl A. Peal, *Deputy Director*

Equal Opportunity Division  
30 E. Broad Street  
18<sup>th</sup> Floor  
Columbus, Ohio 43215

614.466.8380 voice  
614.728.5628 fax  
[www.das.ohio.gov/eod](http://www.das.ohio.gov/eod)



October 5, 2007

Gerk Paving, Inc.  
Attention: Dean Breese, Vice President  
P.O. Box 6087  
Napoleon, Ohio 43545

**Re: Partial Waiver of EDGE Goal  
Project 353 - Granted**

Dear Mr. Breese:

This letter is in response to your September 10, 2007 correspondence requesting a partial waiver of the EDGE subcontracting goal on the above-referenced project. After thoroughly reviewing the documentation submitted with the request, it has been determined that a good faith effort was made to meet the EDGE goal.

Specifically, you provided thorough documentation and explanation regarding those items that were non-performed on this project. This was verified by Engineer, Jim Burchfield. The non-performance of certain reference items had a direct impact on the EDGE goal on this project. Therefore, after considering your efforts, and upon review of the documentation provided, your request for a partial waiver of 4.00% of the original 5% EDGE subcontracting goal is hereby approved. If you have any questions relating to this matter, please contact Cathy Smith at (614) 466-7499.

I trust that you will find this information useful. Please do not hesitate to contact me with any questions or comments regarding this matter.

Respectfully,

John Williams, Project Manager  
State Agency Name

cc: T. McGonigle, EOD  
File

Ohio Department of Administrative Services  
Ted Strickland, *Governor*  
Hugh Quill, *Director*  
Darryl A. Peal, *Deputy Director*

Equal Opportunity Division  
30 E. Broad Street  
18<sup>th</sup> Floor  
Columbus, Ohio 43215

614.466.8380 voice  
614.728.5628 fax  
[www.das.ohio.gov/eod](http://www.das.ohio.gov/eod)



October 5, 2007

KOK Construction Company, Inc.  
**Attention: Joe Johnson, Vice President, Estimating**  
82386 McKinley Ave.  
Columbus, Ohio 43222

**Re: Partial Waiver of EDGE Goal  
Project 35473 – Not Granted**

Dear Mr. Johnson:

This letter is in response to your correspondence dated September 20, 2007 requesting a partial waiver of the EDGE subcontracting goal on the above-referenced project. I have reviewed the information and documentation you provided. In your letter you advised that due to the nature of the work involved on this project, there were very few subcontracting opportunities to pursue with EDGE firms; however, you were able to subcontract out \$580,505.18 worth of work to EDGE firms in order to achieve 2.7% of the original 5% EDGE goal on this project.

On September 26, 2007, Sharon Frank of this office sent an e-mail to Mr. Frank Elude requesting that additional explanation be given regarding the quantity of work subcontracted to DOK Trucking, Inc., one of the EDGE firms scheduled to work on this project. Because DOK Trucking, Inc., subcontract is written for only a small portion of the trucking work on this project, Mrs. Frank asked if DOK Trucking, Inc. advised that they would only be able to perform the particular reference items listed in their subcontract agreement and nothing more. Mr. Elude's response to this inquiry advised that DOK Trucking, Inc. did quote some other items on the project. Mr. Elude also advised that DOK Trucking, Inc. pricing when compared with KOK's unit prices bid to DAS, were 8.87% higher than KOK's unit prices.

As you are aware, DAS does not require a prime contractor to accept a quote from an EDGE subcontractor that is deemed unreasonably high – over 10% what either the Prime could self perform or what a non-EDGE subcontractor could perform when comparing the same reference items. Based on the information provided, DOK Trucking, Inc. pricing falls within a reasonable subcontracting range.

Before the Department will approve a partial waiver of the EDGE goal on this project, all avenues to increase EDGE participation must be exhausted. It is the intent of DAS that all contractors meet the assigned EDGE participation goal. It is recognized that in certain limited circumstances it may not be possible for all contractors to meet the EDGE

participation goal. To determine whether a partial waiver of the EDGE goal should be granted to a contractor that has failed to meet the assigned EDGE participation goal, DAS must decide whether the efforts made to obtain EDGE participation constituted good faith efforts under the circumstances. DAS is required to review the quality and intensity of those efforts. Accordingly, based on the foregoing, the Department must deny your request for a partial waiver. Please submit information to this office no later than October 15, 2007 which will demonstrate the good faith efforts made to achieve the EDGE goal assigned to this project. If no information is forthcoming by that date, DAS will be forced to consider rescinding the award of this contract to your company and the award being made to the next lowest responsible bidder.

Please do not hesitate to contact me with any questions or comments regarding this matter.

Respectfully,

John Williams, Project Manager  
State Agency Name

cc: T. McGonigle, EOD  
File

Ohio Department of Administrative Services  
Ted Strickland, *Governor*  
Hugh Quill, *Director*

Equal Opportunity Division  
30 E. Broad Street  
18<sup>th</sup> Floor  
Columbus, Ohio 43215

614.466.8380 voice  
614.728.5628 fax  
www.das.ohio.gov/eod



October 5, 2007

The Shuling Company  
Attention: James Shuling, President  
123 No Name Street  
Columbus, Ohio 43215

**Re: EDGE Goal – Failure to Perform - Project 315**

Dear Mr. Shuling:

During the course of auditing EDGE subcontractor payment(s) in relationship to EDGE goal participation on the above project, it was discovered that Shuling Company was \$22,435.62 short for the project's EDGE goal. The contract amount for this project was \$1,903,138.16 with an EDGE goal of 5%, which translates to \$95,156.91. The project is now complete.

The following table offers the pertinent EDGE information for this project:

EDGE Subcontractor	Intent to Perform Commitment	EDGE Subcontractor Total Payment(s)	Status
Eaton Construction Co., Inc.	\$39,049.50	\$53,585.70	Completed
Hartsook Contracting Co.	\$28,157.89	\$8,959.13	Completed
A & A Safety, Inc.	\$36,540.00	\$14,104.38	Completed
Rath Construction & Builders Supply	\$51,662.00	\$86,103.30	Completed
Tom Mayle & Sons Construction, Inc.	\$46,219.00	\$46,219.00	Completed
		Total EDGE Dollars spent <b>\$148,846.81</b>	

Total EDGE dollars short for goal:
\$95,156.91
- <u>\$148,846.81</u>
\$ 22,435.62

On August 30, 2007, EEO Coordinator Mary Johnson (DAS) sent the Shuling Company's EEO Compliance Officer Becky Neth an e-mail asking for a status update on all payments made to EDGE vendors and copies of all checks issued to the EDGE subcontractors.

On September 29, 2007, Ms. Neths researched this issue and could not identify that all EDGE subcontracts were paid the amounts listed in the "Intent to Perform Form" Ms. Neths advised that A & A Safety, Inc performed limited work on this project and in fact the work that they were scheduled to perform for the project was actually self-performed by The Shuling Company. Ms. Neths also advised that The Shuling Company's process for ensuring that subcontracted EDGES receive timely notification for performing work on a project was flawed.

Because of the breach of the EDGE participation section of this contract and the failure on the part of The Shuling Company to request a wavier this letter will serve as a formal reprimand and will be taken into consideration at future bid openings.

Please submit in writing by October 14, 2005 a plan outlining how you intend on rectifying this matter.

Please do not hesitate to contact me if you have any questions or comments regarding this matter.

Respectfully,

John Williams, Project Manager  
State Agency Name

cc: T. McGonigle, EOD  
File