State Fiscal Accountability Authority

THE DIVISION OF PROCUREMENT SERVICES
DELBERT H. SINGLETON, JR.
DIVISION DIRECTOR
(803) 734-8018

JOHN ST. C. WHITE
MATERIALS MANAGEMENT OFFICE
(803) 737-0600
FAX (803) 737-0639

Protest Decision

Matter of: Liollio Architecture Inc., and BRPH Architects-Engineers Inc.

File No.: 2016-004

Posting Date: February 23, 2016

Contracting Entity: Trident Technical College

Project No.: H59-6096-PG

Description: South Carolina Aeronautical Training Center

Appearances of Counsel:

Christopher P. Deters, of Thurmond Kirchner Timbes & .Yelverton, P.A., for Protesters
Marcus A. Manos, of Nexsen Pruet, LLC, for LS3P Associates Ltd.

DIGEST

Under a solicitation calling for qualifications for architectural and engineering (A/E) services, protest challenging agency's procedures for finding the awardee to be the highest ranked firm is denied due to a lack of evidence of any violation of the Consolidated Procurement Code.

AUTHORITY FOR THIS DECISION

The Chief Procurement Officer for Construction (CPOC) conducted an administrative review pursuant to S.C. Code Ann. §11-35-4210(4). This decision is based on the evidence and applicable law and precedents.

DISCUSSION

Liollio Architecture Inc. and BRPH Architects-Engineers Inc.,[1] protest the determination by Trident Technical College (TTC) that LS3P Associates Ltd. was the most highly ranked A/E submitting qualifications to design the South Carolina Aeronautical Training Center, Project H59-6069-PG (hereinafter the "Project"). Liollio alleges that the selection committee originally found Liollio to be the most highly ranked A/E, but subsequently modified scoring sheets to create a tie and then break the tie in favor of LS3P. Liollio's letter of protest is hereby incorporated by reference and is attached as Exhibit A. Both TTC and LS3P responded, asserting that (1) the protest was untimely; (2) Liollio was never the highest ranked firm, but was tied with LS3P after correcting a transposition error on the scoring documents; and (3) TTC acted properly in breaking the tie in favor of LS3P.

BACKGROUND

TTC solicited statements of qualifications to design for the Project on August 10, 2015. [Exhibit B] It received eight proposals. TTC created a selection committee of nine individuals to evaluate the responses. Pursuant to S.C. Code Ann. §11-35-3220(4), the committee created a "short list" of five firms, including Liollio and LS3P, to interview and rank. On November 6, 2015, the selection committee interviewed the firms. Each selection committee member filled in his own ranking form, assigning a ranking of one through five to each firm. [Exhibit C] The committee chair, Scott Poelker, then transferred the individual ranking into a form to determine the highest ranked firm. [Exhibit D] Mr. Poelker reviewed the ranking documents of the individual committee members and the summary document on November 10, 2015. According to Mr. Poelker, he discovered an error in the ranking document prepared by Jim Maxon. [Exhibit E] Mr. Maxon assigned 79 points to LS3P and 78 points to Liollio. When he filled in the ranking of firms, Mr. Maxon erroneously listed Liollio as number one and LS3P as number two. [Exhibit E, in black ink]

Mr. Poelker reconvened the selection committee to discuss the scoring error. He published notice of the meeting as required by the Freedom of Information Act. Mr. Maxon corrected his final ranking in blue ink to rank LS3P as number one. [Exhibit E, blue ink] Mr. Poelker then revised the summary/final ranking document. After making this change, Liollio and LS3P were tied. [Exhibit D] Section 11-35-

[1] Liollio and BRPH submitted a "team" qualification statement. For clarity the CPOC refers to them collectively as "Liollio."

3215(D) provides for breaking a tie by giving preference to a resident firm. Because both Liollio and LS3P are South Carolina firms, that section was inapplicable. After discussions, the committee voted unanimously to rank LS3P number one based on the involvement of its consultant, Lindbergh & Associates, in the ongoing site planning and site work phase of the project and the simplicity of its team (the number of partners, consultants, and subcontractors). On November 13, 2015, Mr. Poelker posted a Notification of Selection for Contract Negotiation (SE-219) indicating that LS3P was the highest ranked firm. [Exhibit F] The Notice specifically provided:

> Any actual bidder, offeror, contractor, or subcontractor who is aggrieved in connection with the intended award or award of this contract may protest within ten (10) days of the date the Notice of Intent to Negotiate is posted.

Liollio asked Mr. Poelker for a debriefing on the selection process and Liollio's ranking. They met on November 20, 2015. Mr. Poelker informed Liollio that the final ranking of the firms resulted in a tie and the committee broke the tie in favor of LS3P based on the involvement of their consultant in the ongoing site work phase of the project and the simplicity of their team. Mr. Poelker did not advise Liollio of the incident with the transcription error.

According to Liollio's protest and reply, "an anonymous person" provided the ranking forms to it on December 11, 2015. [Exhibit A & Exhibit G] This was eighteen days after the last day to protest the final ranking according to the Notification of Selection for Contract Negotiation. Liollio subsequently filed this protest one month later on January 11, 2015.

ANALYSIS[2]

An A/E selection committee's ranking of A/E firms is "final and conclusive unless clearly erroneous, arbitrary, capricious, or contrary to law." S.C. Code Ann. §11-35-2440. Nothing in the record supports a

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[2] TTC and LS3P assert that Liollio's protest is untimely because Liollio submitted it more than ten days after TTC posted a Notice of Selection for Negotiation. In so arguing, TTC and LS3P rely on The Manual for Planning and Execution of Permanent Improvements, Part II (Manual), which provides that the right to protest an intended award to an A/E firm accrues on the date the Notice of Selection for Negotiation is posted in accordance with Section 11-35-3220(6). Importantly, the protestant's right to protest expires after the tenth day. Since Liollio failed to file its protest within ten days, TTC and LS3P argue the Manual requires the CPOC to dismiss the protest as untimely. However, the language of the Code itself is different from the text of the Manual. Section 11-35-4210(1)(b) provides a right to protest after the posting of "award or notification of intent to award." It is not clear that a Notice of Selection for Negotiation constitutes intent to award within the meaning of the Code. The CPOC need not decide this issue because Liollio's protest fails on its merits even if it were timely.

finding that the ranking of LS3P as the highest ranked firm by TTC's selection committee is "clearly erroneous, arbitrary, capricious, or contrary to law." To the contrary, as soon as he discovered the transcription error, Mr. Poelker properly reconvened the committee to correct the error. The correction of this error resulted in a tie. Except for residency within South Carolina, the Consolidated Procurement Code does not provide procedures for breaking a tie in the ranking of A/E firms. Therefore, the approach used by TTC is not contrary to law. Moreover, it is not arbitrary or capricious. Section 11-35-3220(5)(a)(iv) provides that one of the criteria to be considered in ranking firms is their "knowledge of the locality of the project." One of the reasons the committee selected LS3P is that one of the members of their design team was involved in the site planning and site work phase of the project. This is nothing more than application of the criteria in the Code to assist in breaking a tie. Moreover, this is the application of a logical thought process which is anything but arbitrary and capricious.

DECISION

For the foregoing reasons, the protest is denied.

John St. C. White
Chief Procurement Officer
For Construction

23 Feb 16
Date

Columbia, South Carolina

STATEMENT OF RIGHT TO FURTHER ADMINISTRATIVE REVIEW

Protest Appeal Notice (Revised September 2015)

The South Carolina Procurement Code, in Section 11-35-4210, subsection 6, states:

> (6) Finality of Decision. A decision pursuant to subsection (4) is final and conclusive, unless fraudulent or unless a person adversely affected by the decision requests a further administrative review by the Procurement Review Panel pursuant to Section 11-35-4410(1) within ten days of posting of the decision in accordance with subsection (5). The request for review must be directed to the appropriate chief procurement officer, who shall forward the request to the panel or to the Procurement Review Panel, and must be in writing, setting forth the reasons for disagreement with the decision of the appropriate chief procurement officer. The person also may request a hearing before the Procurement Review Panel. The appropriate chief procurement officer and an affected governmental body shall have the opportunity to participate fully in a later review or appeal, administrative or judicial.

Copies of the Panel's decisions and other additional information regarding the protest process is available on the internet at the following web site: http://procurement.sc.gov

FILE BY CLOSE OF BUSINESS: Appeals must be filed by 5:00 PM, the close of business. *Protest of Palmetto Unilect, LLC*, Case No. 2004-6 (dismissing as untimely an appeal emailed prior to 5:00 PM but not received until after 5:00 PM); *Appeal of Pee Dee Regional Transportation Services, et al.*, Case No. 2007-1 (dismissing as untimely an appeal faxed to the CPO at 6:59 PM).

FILING FEE: Pursuant to Proviso 111.1 of the 2015 General Appropriations Act, "[r]equests for administrative review before the South Carolina Procurement Review Panel shall be accompanied by a filing fee of two hundred and fifty dollars ($250.00), payable to the SC Procurement Review Panel. The panel is authorized to charge the party requesting an administrative review under the South Carolina Code Sections 11-35-4210(6), 11-35-4220(5), 11-35-4230(6) and/or 11-35-4410...Withdrawal of an appeal will result in the filing fee being forfeited to the panel. If a party desiring to file an appeal is unable to pay the filing fee because of financial hardship, the party shall submit a completed Request for Filing Fee Waiver form at the same time the request for review is filed. The Request for Filing Fee Waiver form is attached to this Decision. If the filing fee is not waived, the party must pay the filing fee within fifteen days of the date of receipt of the order denying waiver of the filing fee. Requests for administrative review will not be accepted unless accompanied by the filing fee or a completed Request for Filing Fee Waiver form at the time of filing." PLEASE MAKE YOUR CHECK PAYABLE TO THE "SC PROCUREMENT REVIEW PANEL."

LEGAL REPRESENTATION: In order to prosecute an appeal before the Panel, business entities organized and registered as corporations, limited liability companies, and limited partnerships must be represented by a lawyer. Failure to obtain counsel will result in dismissal of your appeal. *Protest of Lighting Services*, Case No. 2002-10 (Proc. Rev. Panel Nov. 6, 2002) and *Protest of The Kardon Corporation*, Case No. 2002-13 (Proc. Rev. Panel Jan. 31, 2003); and *Protest of PC&C Enterprises, LLC*, Case No. 2012-1 (Proc. Rev. Panel April 2, 2012). However, individuals and those operating as an individual doing business under a trade name may proceed without counsel, if desired.

South Carolina Procurement Review Panel
Request for Filing Fee Waiver
1105 Pendleton Street, Suite 209, Columbia, SC 29201

_____ _____

Name of Requestor Address

_____ _____

City State Zip Business Phone

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1. What is your/your company's monthly income? _____

2. What are your/your company's monthly expenses? _____

3. List any other circumstances which you think affect your/your company's ability to pay the filing fee:

_____

_____

_____

To the best of my knowledge, the information above is true and accurate. I have made no attempt to misrepresent my/my company's financial condition. I hereby request that the filing fee for requesting administrative review be waived.

Sworn to before me this
_____ day of _____, 20_____

_____ _____

Notary Public of South Carolina Requestor/Appellant

My Commission expires: _____

For official use only: _____ Fee Waived _____ Waiver Denied

_____

Chairman or Vice Chairman, SC Procurement Review Panel

This _____ day of _____, 20_____
Columbia, South Carolina

NOTE: If your filing fee request is denied, you will be expected to pay the filing fee within fifteen (15) days of the date of receipt of the order denying the waiver.

liollio architecture

BRPH

Exhibit A

January 11, 2016

Via Email: protest-ose@mmo.sc.gov

State Engineer
1201 Main Street Suite 600
Columbia, SC 29201

RE: **Trident Technical College - South Carolina Aeronautical Training Center**
Project Number H59-6069-PG

Dear Sir:

After a great deal of thought and careful consideration, we hereby submit this letter of grievance regarding the above-referenced project. Specific evidence in support of our request came to our attention under circuitous and obscure circumstances following the protest period as delineated in paragraph 1.11.B of the 2015 OSE Manual. Indeed, this is the first time we have ever encountered a situation like this.

Specifically (and as discussed in greater detail below), on November 6, 2015, Liollio Architecture/BRPH was interviewed for the above-referenced project. On or about November 12, 2015, we were advised that we were not selected and were later told that the project was ultimately awarded to another design team. In what can only be characterized as bizarre turn of events, on December 11, 2015, Dinos Liollio was anonymously advised that the Liollio/BRPH team had in fact placed first following the interviews on November 6, 2015. In support of this evidence, we are enclosing copies of the SE 217X (Exhibit A) and SE 215 individual grading sheets of selection committee members (Exhibit B and Exhibit B-1 as noted) provided by the agency.

Specific Nature of Controversy:
In accordance with paragraph 4.4.6.A, 2015 edition of the OSE Manual, the committee rankings are final. Accordingly, on November 6, 2015, the Liollio/BRPH team was the number 1 ranked team following interviews as indicated on the attached SE 217X. Notably, Exhibit B-1, attached hereto, highlights a discrepancy regarding the SE 215 score card for one of the selection committee members. The score card appears to have been modified on November 11, 2015, five days after the interviews, thus changing the results of the November 6, 2015 tally.

Detail & Background:
On November 6, 2015, Liollio Architecture/BRPH was interviewed for the above referenced project. On or about November 12, 2015, our team was advised that we were not the number 1 ranked team following the interviews. On November 20, 2015, Dinos Liollio and Barry Sallas met with Scott Poelker, VP for a de-brief. Mr. Poelker advised that our team had tied with another firm, and after further discussions amongst the selection committee, the project was awarded to another team.

On December 11, 2015, Dinos Liollio was anonymously advised that the Liollio/BRPH team had in fact placed first following the interviews on November 6, 2015. Accordingly, on December 14, 2015 (Exhibit C), Liollio Architecture/BRPH submitted a letter to Trident Technical College requesting copies of the SE 215 and the SE 217X, with a follow-up email request (Exhibit D) on January 6, 2016. Later that day on January 6, 2016, we received the attached from Helen Sughrue, Executive Assistant, Office of the President – Trident Technical College.

In accordance with, and upon review of the SE-217X, it appears that the Liollio/BRPH team was ranked #1 following the interviews on November 6, 2015. Furthermore, this ranking appears to be certified by the selection committee chair on November 6, 2015. On November 11, 2015, it appears that the individual scoring on one specific SE-215 (EXHIBIT B-1) was modified.

Specific Relief Request:
For all the reasons aforementioned, we hereby respectfully request the engagement of the Office of the State Engineer to further investigate this matter immediately. Furthermore, should it be determined that the Liollio/BRPH team was ranked number 1 following the interviews on November 6, 2015, we ask that the project be awarded to the Liollio/BRPH team accordingly.

We appreciate your consideration and prompt attention to the above.

Sincerely,

C. Dinos Liollio, AIA, LEED AP
Principal

Barry Sallas, AIA, NCARB, LEED AP
Director

ENCL.: Exhibit A – SE 217X
Exhibit B-1 and B– SE 215 (9 scoring sheets)
Exhibit C – FOA Letter from Liollio/BRPH to TTC
Exhibit D – Email from Dinos Liollio to TTC requesting info contained in Exhibit C above.

Cc: Phil Gerald, PE, Office of State Engineer
Scott Poelker, PE, Vice President, TTC

Exhibit B

South Carolina Business Opportunities

Published by Division of Procurement Services – Delbert H. Singleton, Jr., Division Director

Monday, August 10, 2015 Volume 35, Issue 121

Today in SCBO

Architect and Engineering Services

Invitations for Architectural / Engineering, Land Surveying & Construction Management Services

Click Here to access the SCBO Notes referred to in State Agency advertisements appearing in the Architect / Engineering Section of SCBO Please verify requirements for non-State agency advertisements by contacting the agency / owner.

Project Name: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER
Project Number: H59-6069-PG
Project Location: 7000 RIVERS AVENUE, NORTH CHARLESTON, SC 29406
Agency: TRIDENT TECHNICAL COLLEGE requests letters of interest & a current resume of qualifications from persons or firms interested in providing professional services for the project listed above. The Agency Coordinator will receive resumes until the deadline & at the address indicated below. An Agency Selection Committee will evaluate each of the persons or firms interviewed using the criteria set forth in Section 11-35-3220 of the SC Code of Laws, as amended, & any other special qualifications required pursuant to this solicitation.
Licensure: To be considered for selection, persons or firms must be properly licensed in accordance with the requirements of Title 40 of the SC Code of Laws, as amended, at the time of resume submission.

Any questions concerning this solicitation must be addressed to the Agency Coordinator listed below.
Public Notices: All notices (Notice of Meetings, Notice for Selection for Interviews SE-612, and Notification of Intent to Award SE-619) shall be posted at the following location: 2050 MABELINE ROAD, SUITE G, NORTH CHARLESTON, SC 29406
Description of Project: This project will construct the South Carolina Aeronautical Training Center on Trident Technical College's North Charleston campus. This center will provide training in aircraft assembly, aircraft maintenance and avionics. It will also provide new employee training and continuing education training for employees of aircraft manufacturers, suppliers and vendors, including training provided by ready SC. The approximately 215,000 square feet facility will consist of approximately 130,000 square feet of classroom, laboratory, and training space, approximately 50,000 square feet open bay to accommodate aircraft, large aircraft parts, and training aids; approximately 25,000 square feet of shops (sheet metal, composites, welding, engine, avionics, paint, and tool) and approximately 10,000 square feet of office and administrative space. Additionally an approximately 100,000 square feet aircraft ramp will be included. The project will also provide minor infrastructure and tie-ins to connect roads, utilities (electricity, water, sewer, and IT/data cables), minor parking, and minor site improvements. (The major infrastructure, including roads, utilities [electricity, water and sewer, and IT/data cables], major parking, and major site improvement, is being designed and constructed as part of a previous project phase.) Additional information on the program, site, and building concepts may be found at: http://www.tridenttech.edu/about/departments/proc/ttc_solic.htm

Description of Professional Services Anticipated for Project: Complete architectural, civil, structural, mechanical, fire protection and electrical. Scope of Work will include finalizing the program, design, preparation of construction documents, bidding, cost estimate, construction administration, and coordination with CM at risk construction manager.
Anticipated Construction Cost Range: $40,000,000 to $55,000,000
Note: Interested persons & firms should submit a current standard federal form 330,
The name & contact information, including email, of a primary contact; a certification stating whether the person or firm is a resident of SC (see SC code section 11-35-3215).
To submit confidential information, see http://procurement.sc.gov/PS/general/scbo/SCBO_notes_130322.pdf In accordance with the SC Green Purchasing Initiative, submittals cannot exceed 30 pages, front & back, including covers, which must be soft – no hard note books. The Standard Federal Form is not included in this count.
All Written Communications With Parties Submitting Information: will not be via email
Resume Deadline Date: 9/4/2015
Time: 2:00pm
Number of Copies: Twelve. Agency will not accept submittals via email.
Agency: TRIDENT TECHNICAL COLLEGE
Agency Project Coordinator: ERIC A. HAMILTON
Title: DIRECTOR, FACILITIES MANAGEMENT
Address: 7000 RIVERS AVENUE, BUILDING 600, NORTH CHARLESTON, SC 29406
E-mail: eric.hamilton@tridenttech.edu
Telephone: 843-574-6248
Fax: 843-574-6510
Protests: Any actual bidder, offeror, contractor or subcontractor who is aggrieved in connection with this solicitation or the intended award or award of a contract under this solicitation may protest to the State Engineer in accordance with Section 11-35-4210 at: CPO, Office of State Engineer, 1201 Main Street, Suite 600, Columbia, SC 29201. EMAIL: protest-ose@mmo.sc.gov.
Limitations on Performance of Other Work: In accordance with Section 11-35-3245, persons or firms awarded a contract under this solicitation may not perform work on the project as a contractor or subcontractor.
Performance Appraisal: Persons or firms awarded a contract under this solicitation may be subject to a performance appraisal at the completion of the project.

Construction

Invitations for Construction Bids

Please verify requirements for non-State agency advertisements by contacting the agency / owner. Projects expected to cost less than $50,000 are listed under the Minor Construction heading.

Project Name: IMPROVEMENTS TO SHELTER BAY AND SHELTER RIDGE ROADS
Project Number: 2015-24
Project Location: Newberry County, SC
Bid Security Required: Yes **Performance Bond Required:** Yes **Payment Bond Required:** Yes
Description of Project: Newberry County is seeking bids from qualified contractors for the improvements to Shelter Bay and Shelter Ridge Roads
Bidding Documents / Plans May Be Obtained From: www.newberrycounty.net
Agency/Owner: Newberry County
Name & Title of Agency Coordinator: Crystal Waldrop or Mike Pisano
Address: 1309 College Street/PO Box 156, Newberry, SC 29108
E-mail: cwaldrop@newberrycounty.net
Telephone: 803-321-2100
Fax: 803-321-2102
Bid Closing Date/Time: 8/26/2015 3:00pm
Place: Newberry Co. Annex Conf. Rm.
Deliver Bids To: Crystal Waldrop/Mike Pisano, 1309 College Street, 1309 College Street

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Exhibit C

2015 Edition

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS					
			A	B	C	D	E	F
a)	Past Performance	1 - 10	9	9	10	7	9	
b)	Ability of Professional Personnel	1 - 10	9	10	10	8	9	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	8	10	10	8	7	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	7	8	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	8	10	10	8	7	
f)	Creativity and Insight Related to the Project	1 - 10	8	9	10	7	8	
g)	Related Experience on Similar Projects	1 - 10	9	10	10	9	9	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	9	9	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS *(Break all ties before ranking)*			68	78	79	63	67	
RANKING OF PERSONS OR FIRMS *(1,2,3…) (Transfer to SE-217)*			3	2	1	5	4	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

11/11/15

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: JIM MAXON **DATE:** 11/6/15

SIGNATURE: Jim Maxon

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

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	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS A	B	C	D	E	F
a)	Past Performance	1 - 10	8	9	10	5	8	
b)	Ability of Professional Personnel	1 - 10	9	8	10	4	7	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	5	6	6	6	6	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	8	7	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	6	6	6	6	6	
f)	Creativity and Insight Related to the Project	1 - 10	6	9	10	6	6	
g)	Related Experience on Similar Projects	1 - 10	8	9	10	5	8	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	7	9	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			59	67	69	49	58	
RANKING OF PERSONS OR FIRMS ***(1,2,3…) (Transfer to SE-217)***			3	2	1	5	4	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	**D.** MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	**E.** WATSON TATE SAVORY, INC.
C. LS3P	**F.**

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: MEG HOWLE **DATE:** 11/6/15

SIGNATURE: Meg Howle

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS					
			A	B	C	D	E	F
a)	Past Performance	1 - 10	9	8	9	7	8	
b)	Ability of Professional Personnel	1 - 10	9	8	9	7	9	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	9	8	9	7	8	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	8	9	9	9	8	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	9	8	9	7	7	
f)	Creativity and Insight Related to the Project	1 - 10	9	8	9	7	8	
g)	Related Experience on Similar Projects	1 - 10	8	8	9	7	7	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	9	9	5	8	9	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			70	68	68	59	64	
RANKING OF PERSONS OR FIRMS ***(1,2,3...) (Transfer to SE-217)***			1	3	2	5	4	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: ERIC A. HAMILTON **DATE:**

SIGNATURE: E A. H 11/6/2015

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

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			A	B	C	D	E	F
a)	Past Performance	1 - 10	7	8	8	5	5	
b)	Ability of Professional Personnel	1 - 10	7	6	7	4	6	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	6	8	7	3	6	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	4	7	7	8	6	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	6	5	5	5	5	
f)	Creativity and Insight Related to the Project	1 - 10	5	8	8	5	4	
g)	Related Experience on Similar Projects	1 - 10	7	8	8	7	7	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	4	7	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			52	60	54	44	49	
RANKING OF PERSONS OR FIRMS ***(1,2,3…) (Transfer to SE-217)***			3	1	2	5	4	

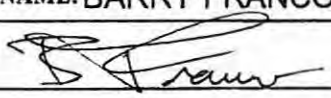
☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	**D.** MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	**E.** WATSON TATE SAVORY, INC.
C. LS3P	**F.**

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: BARRY FRANCO **DATE:** 11/6/2015

SIGNATURE: 

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS					
			A	B	C	D	E	F
a)	Past Performance	1 - 10	10	10	10	10	10	
b)	Ability of Professional Personnel	1 - 10	10	10	10	10	10	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	7	10	10	10	9	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	8	6	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	10	10	10	10	10	
f)	Creativity and Insight Related to the Project	1 - 10	8	10	10	5	6	
g)	Related Experience on Similar Projects	1 - 10	9	9	10	8	8	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	7	9	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			71	79	77	70	68	
RANKING OF PERSONS OR FIRMS ***(1,2,3...) (Transfer to SE-217)***			3	1	2	4	5	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTRNATIONAL, CIN	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: SCOTT POELKER **DATE:** 11/6/15

SIGNATURE: Scott Poelker

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS A	B	C	D	E	F
a)	Past Performance	1 - 10	7	8	9	7	7	
b)	Ability of Professional Personnel	1 - 10	8	9	9	8	8	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	5	5	9	5	5	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	10	9	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	6	6	6	6	6	
f)	Creativity and Insight Related to the Project	1 - 10	8	9	9	5	5	
g)	Related Experience on Similar Projects	1 - 10	8	8	8	8	8	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	9	9	1	3	9	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS *(Break all ties before ranking)*			58	64	61	52	57	
RANKING OF PERSONS OR FIRMS *(1,2,3…) (Transfer to SE-217)*			3	1	2	5	4	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: TERRANCE RIVERS **DATE:** 11/6/15

SIGNATURE:

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS A	B	C	D	E	F
a)	Past Performance	1 - 10	7	8	10	6	8	
b)	Ability of Professional Personnel	1 - 10	7	8	10	5	5	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	5	10	9	6	8	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	4	10	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	7	10	9	6	10	
f)	Creativity and Insight Related to the Project	1 - 10	6	8	10	9	8	
g)	Related Experience on Similar Projects	1 - 10	7	8	8	5	7	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	5	6	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			56	72	71	45	66	
RANKING OF PERSONS OR FIRMS ***(1,2,3...) (Transfer to SE-217)***			4	1	2	5	3	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	**D.** MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE	**E.** WATSON TATE SAVORY, INC.
C. LS3P	**F.**

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: PATRICIA ROBERTSON **DATE:**

SIGNATURE: [signature] 11/6/15

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS					
			A	B	C	D	E	F
a)	Past Performance	1 - 10	7	7	9	6	7	
b)	Ability of Professional Personnel	1 - 10	8	9	9	7	8	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	7	8	9	7	7	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	5	8	9	7	8	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	7	7	7	7	7	
f)	Creativity and Insight Related to the Project	1 - 10	7	8	9	6	7	
g)	Related Experience on Similar Projects	1 - 10	8	9	8	7	8	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	7	10	5	10	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS *(Break all ties before ranking)*			56	66	65	57	62	
RANKING OF PERSONS OR FIRMS *(1,2,3...) (Transfer to SE-217)*			5	1	2	4	3	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	E. WATSON TATE SAVORY, CIN.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: ROBERT A. WALKER **DATE:** 11/6/15

SIGNATURE: RA Walker

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS A	B	C	D	E	F
a)	Past Performance	1 - 10	5	6	8	7	7	
b)	Ability of Professional Personnel	1 - 10	9	7	9	7	8	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	5	8	9	8	8	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	6	9	9	8	7	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	8	8	8	8	8	
f)	Creativity and Insight Related to the Project	1 - 10	8	7	8	8	8	
g)	Related Experience on Similar Projects	1 - 10	9	8	8	9	8	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	9	9	6	6	9	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			59	62	65	61	63	
RANKING OF PERSONS OR FIRMS ***(1,2,3...) (Transfer to SE-217)***			5	3	1	4	2	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: GARY CRAFTS **DATE:** 11/6/15

SIGNATURE: Gary Crafts

Exhibit D

2015 Edition

SE-217X
PROFESSIONAL SERVICES SELECTION COMMITTEE SUMMARY

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

COMMITTEE MEMBERS (Insert Names)		RANKING OF FIRMS							
		A	B	C	D	E	F	G	H
1.	F. Gary Crafts	5	3	1	4	2			
2.	Barry Franco	3	1	2	5	4			
3.	Eric A. Hamilton	1	3	2	5	4			
4.	Meg Howle	3	2	1	5	4			
5.	Jim Maxon	3	~~2~~	~~2~~ 1	5	4	~~1~~	~~1~~ 11/6/15	
6.	Scott Poelker	3	1	2	4	5			
7.	Terrance Rivers	3	1	2	5	4			
8.	Patricia J. Robertson	4	1	2	5	3			
9.	Robert A. Walker	5	1	2	4	3			
	TOTAL	~~30~~	~~14~~	~~16~~	42	33	0	0	0
	RANKING BY COMMITTEE (1,2,3...)	3	1	~~2~~ 1	5	4			
	RANKING AFTER BREAKING TIE	3	2	1	5	4			

11/6/15

☐ Check here and attach additional SE-217's if more than 6 firms were interviewed. Number interviewed: 5

REMARKS: Math error was corrected resulting in a tie. The committee reconvened on 11/6/15 and after thorough discussion and by unanimous decision LS3P was chosen as ranking number 1 based on the involvement of their consultant in the ongoing 1st phase of the project for the site planning and site work and the simplicity of their team. 11/6/15

PERSONS OR FIRMS INTERVIEWED		
A. Michael Baker International	D. McMillan Pazdan Smith Architecture	G.
B. Liollio Architecture	E. Watson Tate Savory, Inc.	H.
C. LS3P	F.	

SELECTION COMMITTEE CHAIR CERTIFICATION:

The Agency Selection Committee (Committee) has reviewed the submittals of persons or firms in response to the *Invitation for Professional Services*, selected firms for interview, conducted interviews, and ranked all persons or firms interviewed in accordance with the requirements of Title 11, Chapter 35, Article 9, Subarticle 5 of the South Carolina Code of Laws, as amended. The Committee evaluated and ranked all persons or firms interviewed based on only the mandatory criteria set forth in SC Code Ann §11-35-3220(5) and additional Criteria, if any, set forth in the Invitation.

COMMITTEE CHAIR NAME: Scott Poelker **DATE:** 11/6/15

COMMITTEE CHAIR TITLE: Vice-President, Finance & Administration

corrected as indicated above

COMMITTEE CHAIR SIGNATURE: 11/10/15

SE-217

Exhibit E

2015 Edition

SE-215
PROFESSIONAL SERVICES SELECTION COMMITTEE MEMBER A-E EVALUATION

AGENCY: TRIDENT TECHNICAL COLLEGE

PROJECT NAME: SOUTH CAROLINA AERONAUTICAL TRAINING CENTER

PROJECT NUMBER: H59-6096-PG

	EVALUATION CRITERIA	Ranking Range	PERSONS OR FIRMS A	B	C	D	E	F
a)	Past Performance	1 - 10	9	9	10	7	9	
b)	Ability of Professional Personnel	1 - 10	9	10	10	8	9	
c)	Demonstrated Ability to Meet Time and Budget Requirements	1 - 10	8	10	10	8	7	
d)	Location and Knowledge of Locality of the Project if the Application of this Criterion Leaves an Appropriate Number of Qualified Firms, given the Nature and Size of the Project	1 - 10	7	10	10	7	8	
e)	Recent, Current and Projected Work Load of the Firm	1 - 10	8	10	10	8	7	
f)	Creativity and Insight Related to the Project	1 - 10	8	9	10	7	8	
g)	Related Experience on Similar Projects	1 - 10	9	10	10	9	9	
h)	Volume of Work Awarded by the Using Agency to the Person or Firm During the Previous Five Years, with the Objective of Effectuating an Equitable Distribution of Contracts by the State Among Qualified Firms including Minority Business Enterprises Certified by the SC Office of Small and Minority Business Assistance and Firms that have not had Previous State Work.	1 - 10	10	10	9	9	10	
i)	Any Other Special Qualification Required Pursuant to the Solicitation of the Using Agency	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TOTAL POINTS ***(Break all ties before ranking)***			68	78	79	63	67	
RANKING OF PERSONS OR FIRMS ***(1,2,3…) (Transfer to SE-217)***			3	2	1	5	4	

☐ Check here and attach additional SE-215's if more than 6 firms were interviewed. Number interviewed: 5

11/11/15

PERSONS OR FIRMS INTERVIEWED	
A. MICHAEL BAKER INTERNATIONAL, INC.	D. MCMILLAN PAZDAN SMITH ARCHITECTURE
B. LIOLLIO ARCHITECTURE, INC.	E. WATSON TATE SAVORY, INC.
C. LS3P	F.

EVALUATOR CERTIFICATION

I hereby certify that I attended all the interviews held for this Professional Services procurement. All of the persons or firms were evaluated and ranked by me based on the Evaluation Criteria listed above and no other criteria were used.

EVALUATOR NAME: JIM MAXON **DATE:** 11/6/15

SIGNATURE: Jim Maxon

Posted 11/13/2015 9:15 am

Exhibit F

2015 Edition

SE-219
NOTIFICATON OF SELECTION FOR CONTRACT NEGOTIATION

AGENCY: Trident Technical College

PROJECT NAME: South Carolina Aeronautical Training Center

PROJECT NUMBER: H59-6096-PG

POSTING DATE: November 13, 2015

Notice is hereby given that the Agency Selection Committee has, in accordance with the requirements of SC Code Ann §11-35-3220, the *Manual for Planning and Execution of State Permanent Improvement Projects, Part II*, and the solicitation documents, reviewed the qualifications of interested persons and firms and determined the below listed person or firm to be the most qualified person or firm for this project. The Agency hereby announces its intent to negotiate a contract with the following person or firm:

NAME OF PERSON OR FIRM: LS3P Associates, LTD.

DATE OF INTERVIEW: November 06, 2015

RIGHT TO PROTEST (SC Law Section 11-35-4210)

Any actual bidder, offeror, contractor, or subcontractor who is aggrieved in connection with the intended award or award of this contract may protest within ten (10) days of the date the Notice of Intent to Negotiate is posted. A protest shall be in writing, shall set forth the grounds of the protest and the relief requested with enough particularity to give notice of the issues to be decided, and must be received by the appropriate Chief Procurement Officer within the time provided.

PROTEST - CPO ADDRESS - OSE: Any protest must be addressed to the Chief Procurement Officer for Construction, Office of State Engineer, and submitted in writing (a) by email to: protest-ose@mmo.sc.gov, (b) by facsimile at 803-737-0639, or (c) by post or delivery to 1201 Main Street, Suite 600, Columbia, SC 29201. By submitting a protest to the foregoing email address, you (and any person acting on your behalf) consent to receive communications regarding your protest (and any related protests) at the e-mail address from which you sent your protest.

BY: Scott Poelker
(Signature of Agency Head or Designee)

PRINT NAME: Scott Poelker **TITLE:** VP, Finance & Administration

INSTRUCTIONS TO THE AGENCY:

1. Post a copy of the SE-219 *(as announced at the interviews)*.
2. Send a copy of the SE-219 to the OSE Project Manager.
3. Send a copy of the SE-219 to all persons or firms that responded to the Invitation.
4. Retain the original SE-219 in the Agency's procurement file.

Exhibit G

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
ATTORNEYS & COUNSELORS AT LAW

15 MIDDLE ATLANTIC WHARF, SUITE 101
CHARLESTON, SOUTH CAROLINA 29401

Paul R. Thurmond
Jesse A. Kirchner
Michael A. Timbes*
Matthew E. Yelverton**
Christopher P. Deters
David L. Barnes, Jr.
Thomas J. Rode
Christopher C. Romeo**
Matthew S. Byzet

* Also admitted in Georgia
** Also admitted in North Carolina

Phone: 843-937-8000
Fax: 843-937-4200
www.tktylawfirm.com

February 8, 2016

VIA EMAIL & U.S. MAIL
John St. C. White
State Engineer/Chief Procurement Officer for Construction
Officer of State Engineer
1201 Main St., Ste. 600
Columbia, SC 29201

Re: Project No. H59-6069-PG

Dear Mr. White,

This firm represents Liollio Architecture in connection with the above-referenced matter. We have reviewed the responses of LS3P Associates Ltd. and Trident Technical College and appreciate the opportunity to submit this short response for your consideration. My client has no interest in unnecessarily delaying the Aeronautical Training Center project, however believes the explanation of the purported "math error" and the manner in which it was discovered should be further investigated by the State Engineer's Office.

Given the amount of time and resources expended in offering its services for this project, it does have an interest in the preservation of the integrity of the procurement process. This is precisely why my client wanted to make you aware of the SE-215 and SE-217X Forms ("Forms") that were dropped off at his office by an anonymous person on December 11, 2015. Incidentally, at their meeting with Mr. Poelker on November 20, 2015, my client was never advised of a "transcription error" or "math error" and certainly was not apprised of the fact that they finished first after the Forms were checked for completeness and math errors on November 6, 2015 by no less than two individuals.

Thank you for your consideration.

Very truly yours,

Christopher P. Deters

CPD