

## Utilization Plan: View Plan

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**DQ1790C: Provide Fall Levee Protection - Various DEC Facilities - Water Resources**Status: **Open**  
Estimated Cost: **\$862,600**

This Utilization Plan has been Approved. Scroll down to view the details of the plan. Click the button to transfer some or all of the subcontract records to an existing contract. Once a record is transferred it cannot be transferred again. However if any subcontractors are not included in the transfer they will remain available for transfer. After the transfer process is complete a Linked Contract field will appear to provide quick access to the contract. Use the Linked Contract field to access the contract that subs were previously transferred to.

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## Utilization Plan Summary

Proposal	DQ1790C: Provide Fall Levee Protection - Various DEC Facilities - Water Resources
Reference	Q1790C
Phase	Original, version 0
Status	<b>Approved</b>
Notification Date	7/22/2021 by Courtney Sluus
Due Date	7/28/2021 5:00 pm US/Eastern
Submission Date	7/28/2021 by Laura Pegg
Review Date	7/29/2021 by Mariam Mehanna
Reviewer Public Comments	Your plan has been Accepted for MWBE purposes only. All listed subcontractors and suppliers must also be submitted for review and approval to the OGS Vendor Responsibility Group prior to participating in this project using the BDC329 form. Once contract is awarded, any additional subcontractor changes must be submitted to the Vendor Responsibility Group for review and approval (BDC329).  Contact our office if you need any assistance

Transfer Subcontractors to Contract

## Utilization Plan Information

Estimated Bid/Transaction Amount	\$862,600
Private Comments	Compliance Specialists, please ensure contractor identifies the proper credit to be granted to brokers, manufacturers, and suppliers.

## Primary Bidder/Prime Contractor

Vendor Name	Cert	Inc in Goal	\$ Total	\$ Self Perf	\$ For Credit	Actions
Upstate Companies 1, LLC	<a href="#">No</a>	No	\$862,600	\$692,600 80.29%	-	<a href="#">View</a>

Work Code Validation Symbol Legend: All assigned work codes are valid; Some assigned codes are not valid; No assigned work codes are valid; No work codes are assigned.

## Subcontractors

Subcontractor Name	Sub Tier	Cert	Inc in Goal	Type	Valid Work Code	\$ Commit	\$ Self Perf	\$ For Credit	Actions
Poolbrook Contracting	1		 WBE	Sub 100%		\$170,000 19.71%	\$170,000 19.71%	\$170,000 19.71%	<a href="#">View</a>

## Goal &amp; Waiver Summary

Goal Type	Goal	Plan	Status	\$ to Reach Goal	Waiver Status
Overall Goal	4.00%	19.71%	15.71% above goal		
MBE	2.00%	0.00%	-2.00% below goal	\$17,252	Waiver request saved
We are meeting the combines goals with WBE.					
WBE	2.00%	19.71%	17.71% above goal		

**Signature**

Signature	Laura Pegg
Title	Project Manager
Organization	Upstate Companies 1, LLC
Signature Date	7/28/2021

**Additional Instructions**

Additional Instructions to Vendor	
Special Instructions to Vendor	<p>The MWBE utilization credit for Work performed by MWBEs will be determined as follows: a. Where an MWBE is not the Contractor - MWBE utilization credit will vary depending on how the MWBE performs Work under the Contract, as follows: i. Where the MWBE performs Work under the Contract as a subcontractor, MWBE utilization credit will be 100% of the dollar value of the Work performed by the MWBE. ii. Where the MWBE performs Work under the Contract as a manufacturer, MWBE utilization credit will be 100% of the dollar value of the Work performed by the MWBE. iii. Where the MWBE assists in the performance of the Work under the Contract as a supplier, MWBE utilization credit will be 60% of the dollar value of the Work performed by the MWBE. For purposes of this Contract, a supplier is a firm that operates a store, warehouse, or other establishment where materials, supplies, or equipment required under the Contract are bought, kept in stock, and regularly sold or leased to the public in the usual course of business. Suppliers purchase and sell products as their principal business under their own name. A supplier must purchase and keep materials in stock, and have a method to sell those materials to the public, through a storefront or website, and cannot supply materials specifically for a single contract. Suppliers of large bulk items must derive over 40% of their business from inventory in their warehouse and must take legal responsibility of the items, even if some items are drop-shipped. iv. Where the MWBE assists in the performance of the Work under the Contract as a broker, MWBE utilization credit will be equal to the percentage of the commission, or the mark-up percentage, of the items brokered, applied to the dollar value of the Work performed by the MWBE. For purposes of this Contract, a broker is a firm that fills orders for a client by ordering, purchasing, or receiving supplies from a third-party supplier rather than out of its own existing inventory and, in light of the standard industry practices, provides no substantial services other than acting as an intermediary between a supplier and a customer. v. Where the MWBE assists in the performance of the Work under the Contract as a manufacturer's representative, MWBE utilization credit will be equal to the percentage of the commission, or the mark-up percentage, of the items brokered, applied to the dollar value of the Work performed by the MWBE. For purposes of this Contract, a manufacturer's representative is considered to be a broker.</p>

**Customer Support**

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