



Mission statement of McKinleyville Community Services District:
"Provide McKinleyville with safe and reliable water, wastewater, lighting, open space, parks and recreation, and library services in an environmentally and fiscally responsible manner."

**NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE
MCKINLEYVILLE COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS
WILL BE HELD**

**WEDNESDAY, December 9, 2015
Special Meeting 7:00 pm
Azalea Hall, 1620 Pickett Road
McKinleyville, California**

AGENDA
Special Meeting 7:00 pm

A. CALL TO ORDER

- A.1 Introduce November 3, 2015 Election Results, Administer Oath of Office to Re-elected Directors and Adopt Resolution 2015-33 Accepting Certificate of Appointment in Lieu of Election by the Humboldt County Board of Supervisors **Pg. 4**
Attachment 1 – Resolution 2015-32 and Exhibit A **Pg. 6**

A.2 Roll Call

A.3 Pledge of Allegiance

A.4 Additions to the Agenda

A.5 Approval of the Agenda

B. PUBLIC HEARINGS

These are items of a Quasi-Judicial or Legislative nature. Public comments relevant to these proceedings are invited.

NO PUBLIC HEARING SCHEDULED

C. PUBLIC COMMENT AND WRITTEN COMMUNICATIONS

*Any person may address the Board at this time upon any subject not identified on this Agenda but within the jurisdiction of the McKinleyville Community Services District; however, any matter that requires action will be referred to staff for a report of action at a subsequent Committee or Board meeting. As to matters on the Agenda, an opportunity will be given to address the Board when the matter is considered. **Comments are limited to 3 minutes.** Letters should be used for complex issues.*

D. CONSENT CALENDAR

Consent Calendar items are expected to be routine and non-controversial, to be acted upon by the Board of Directors at one time without discussion. If any Board member, staff member, or interested person requests that an item be removed from the Consent Calendar, it shall be removed so that it may be acted upon separately.

NO CONSENT CALENDAR ITEMS SCHEDULED

E. CONTINUED AND NEW BUSINESS

- E.1 Consistent with MCSD Wastewater Management Facility Improvements bid documents, conduct Bid Protest hearing Requested by Wahlund Construction, Inc. **Pg. 10**
- Attachment 1 – 20151203 Staff Recommendation Memo – 1427940-v3 **Pg. 13**
- Attachment 2 – 20151022 McKinleyville CSD WMF Improvements Bid Tabulation **Pg. 22**
- Attachment 3 – 20151027 Notice of Intent WWMF Letter mailed to Wahlund Construction **Pg. 23**
- Attachment 4 – 20151027 Notice of Intent WWMF Letter mailed to Auburn Constructors, Inc. **Pg. 25**
- Attachment 5 – 20151105 Wahlund Constructions Official Protest Received **Pg. 27**
- Attachment 6 – 20151106 Request for Response from Auburn Constructors, Inc. **Pg. 31**
- Attachment 7 – 20151106 Six GFE Pages for WWMF Improvement Project Bid Specs **Pg. 32**
- Attachment 8 - 20151109 McKinleyville DBE Documentation SRF Determinations **Pg. 43**
- Attachment 9 – 20151109 RE: McKinleyville DBE Documentation **Pg. 44**
- Attachment 10 – 2015110 Auburn Construction, Inc. Attorney's Response to Wahlund Bid Protest Response Received **Pg. 46**
- Attachment 11 – 20151117 Wahlund's Response to Auburn Constructions Response to Wahlund's Original Protest **Pg. 50**
- Attachment 12 – 20151120 Notice of Public Hearing Letters mailed and emailed to Auburn Constructors, Inc. **Pg. 54**
- Attachment 13 – 20151120 Notice of Public Hearing Letters mailed and emailed to Wahlund Construction **Pg. 55**
- Attachment 14 – 20151202 Auburn LTO G Orsini re response to Wahlund Protest 12 2 15 **Pg. 56**
- Attachment 15 – 20151202 Final Protest Letter and attachments from Wahlund Construction **Pg. 200**
- Attachment 16 – Resolution 2015-33 Bid Protest Response **Pg. 214**

- E.2 Review Board Rotation Schedule, Board Officers and Committee Appointments for the 2016 Calendar Year **Pg. 215**
Attachment 1 – 2015 Positions, Staff Member Appointments and 2015 Committee Assignments **Pg. 217**
Attachment 2 – Board Rotation Schedule **Pg. 218**
- E.3 Proposed Modification of the Board Policy Manual to add Part 11 Draft Board Self-Evaluation **Pg. 219**
Attachment 1 – Draft Board Self-Evaluation Policy & Procedure **Pg. 220**
Attachment 2 – Draft Evaluation Form **Pg. 221**

F. REPORTS

F.1 PRESIDENT’S REPORT

F.2 BOARD MEMBER COMMENTS, ANNOUNCEMENTS, REPORTS AND AGENDA ITEMS REQUESTS

G. ADJOURNMENT

Posted 5:00 pm on December 4, 2015

McKinleyville Community Services District will, on request, make agendas available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals who need this agenda in an alternative format or who need a disability-related modification or accommodation in order to participate in the meeting should contact the Board Secretary at (707) 839-3251. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements for accommodations.

McKinleyville Community Services District

BOARD OF DIRECTORS

December 9, 2015

TYPE OF ITEM: **ACTION**

ITEM: A.1 **Introduce November 3, 2015 Election Results,
Administer Oath of Office to Appointed Directors and
Adopt Resolution 2015-32, Accepting Certificate of
Appointment in Lieu of Election by the Humboldt County
Board of Supervisors**

PRESENTED BY: **Becky Schuette, Board Secretary**

TYPE OF ACTION: **Roll Call Vote**

Recommendation:

Staff recommends that the Board of Directors review and consider the attached Resolution 2015-32 and Exhibit A for the November 3, 2015 Election Results, Administer Oath of Office to Appointed Directors and Adopt Resolution 2015-32, Accepting Certificate of Appointment in Lieu of Election by the Humboldt County Board of Supervisors.

Discussion:

On November 24, 2015, the Humboldt County Board of Supervisors considered and approved nominations for appointment to service district's board of directors either (1) in lieu of election, or (2) pursuant to special district recommendation for appointment.

Elections Code Section 10515 provides direction for special district appointments when either the number equals or is less than the number of positions available. When the number of qualified candidates filing for a position equals the number of positions available and no petition requesting an election has been filed, the Registrar of Voters is directed to request its supervising authority, the Humboldt County Board of Supervisors, appoint qualified candidates in lieu of an election.

Based on in lieu appointment, the following board terms have been filled:

<u>Term (in years)</u>	<u>Board Member</u>
4	John Corbett
4	Helen Edwards

Board members will assume office on December 4, 2015. Certificate of Appointment, Signed Oath of Office and a Roster of Public Officials must be returned to the Office of Elections by December 31, 2015.

Staff would like to congratulate President Corbett and Director Edwards for their appointments and continued service the Board of Directors of MCSD and representation of the McKinleyville Community.

Alternatives:

Staff analysis consists of the following potential alternative

- Take No Action

Fiscal Analysis:

Not applicable

Environmental Requirements:

Not applicable

Exhibits/Attachments:

- Attachment 1 – Resolution 2015-32 with Exhibit A, the Certificates of Appointment in Lieu of Election for Directors Corbett and Edwards

RESOLUTION 2015 - 32

**A RESOLUTION OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT
ACCEPTING THE CERTIFICATE OF APPOINTMENT IN LIEU OF ELECTION BY THE
HUMBOLDT COUNTY BOARD OF SUPERVISORS**

WHEREAS, pursuant to Election Code Section 10515, direction is provided for special district appointments when either the number equals or is less than the number of positions available; and

WHEREAS, on November 3, 2015 a Consolidated District Election was held for Humboldt County; and

WHEREAS, two of the Directors, John Corbett and Helen Edwards, ran unopposed; and

WHEREAS, when the number of qualified candidates filing for a position equals the number of positions available and no petition requesting an election has been filed, the Registrar of Voters is directed to request its supervising authority, Humboldt County Board of Supervisors, appoint qualified candidates in lieu of an election; and

WHEREAS, on November 24, 2015, the Humboldt County Board of Supervisors considered and approved nominations for appointment to service districts' board of directors either (1) in lieu of an election, or (2) pursuant to special district recommendation for appointment; and

WHEREAS, based on in lieu appointment, McKinleyville Community Services District board terms have been filled for four year terms by Board Members John Corbett and Helen Edwards, attached as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the McKinleyville Community Services District does hereby accept the certificate of appointment, in lieu of an election, by the Humboldt County Board of Supervisors for John Corbett and Helen Edwards to serve four year terms, assuming office on December 4, 2015.

ADOPTED, SIGNED AND APPROVED at a duly called meeting of the Board of Directors of the McKinleyville Community Services District on December 9, 2015 by the following polled vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John Corbett, Board President

Attest:

Becky Schuette, Board Secretary



COUNTY OF HUMBOLDT
Office of Elections & Registrar of Voters

3033 H Street, Room 20
Eureka, CA 95501

Main 707-445-7481
Fax 707-445-7204

Date: November 25, 2015
To: McKinleyville Community Services District
From: Lucinda Jackson, Administrative Analyst
Re: Appointments to District Boards

RECEIVED
DEC -1 2015
McK. C.S.D.

On November 24, 2015, the Humboldt County Board of Supervisors considered and approved nominations for appointment to service districts' board of directors either (1) in lieu of an election, or (2) pursuant to special district recommendation for appointment.

Elections Code Section 10515 provides direction for special district appointments when either the number equals or is less than the number of positions available. When the number of qualified candidates filing for a position equals the number of positions available and no petition requesting an election has been filed, the Registrar of Voters is directed to request its supervising authority, the Humboldt County Board of Supervisors, appoint qualified candidates in lieu of an election.

Based on in lieu appointment, the following board terms have been filled:

<u>Term (in years)</u>	<u>Board Member</u>
4	John Corbett
4	Helen Edwards

Board members will assume office on December 4, 2015. Attached is a **Certificate of Appointment in Lieu of Election** for new members to your special district board, and a **Roster of Public Officials**. Please complete these documents and return signed originals to the Office of Elections by **December 31, 2015**.

Additionally, board members assuming office for the first time and board members leaving office need to complete a **California Form 700: Statement of Economic Interest**, and return it to the Office of Elections. Both the Form 700 and instructions are available online at www.fppc.ca.gov.

Please contact the Office of Elections at 707-445-7481 with questions.

DIRECTOR – SPECIAL DISTRICT

CERTIFICATE OF APPOINTMENT IN LIEU OF ELECTION

Elections Code 10515

I, KELLY SANDERS, Humboldt County Registrar of Voters, do hereby certify that **JOHN CORBETT** was nominated for the position of Director of the **MCKINLEYVILLE COMMUNITY SERVICES DISTRICT** and that the number of candidates was equal to or did not exceed the number of offices to be filled at the Consolidated District Election held on November 3, 2015. Therefore pursuant to Section 10515 of the California Elections Code the appointment was made by the Humboldt County Board of Supervisors. The term of this office is 4 years ending on the first Friday of December 2019.

Dated: November 25, 2015

Kelly Sanders

County Registrar of Voters

By


Deputy Clerk

OATH OF OFFICE

Govt Code Section 1360-1363, inclusive,
3105 Section 3, Article XX, State Constitution

I, **JOHN CORBETT**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

(Signed)

(Dated)

(Address)

Signature of person administering oath

Original of this form to be returned to Humboldt County Elections Office at 3033 H Street, Eureka, CA 95501

DIRECTOR – SPECIAL DISTRICT

CERTIFICATE OF APPOINTMENT IN LIEU OF ELECTION

Elections Code 10515

I, KELLY SANDERS, Humboldt County Registrar of Voters, do hereby certify that **HELEN EDWARDS** was nominated for the position of Director of the **MCKINLEYVILLE COMMUNITY SERVICES DISTRICT** and that the number of candidates was equal to or did not exceed the number of offices to be filled at the Consolidated District Election held on November 3, 2015. Therefore pursuant to Section 10515 of the California Elections Code the appointment was made by the Humboldt County Board of Supervisors. The term of this office is 4 years ending on the first Friday of December 2019.

Dated: November 25, 2015

Kelly Sanders

County Registrar of Voters

By


Deputy Clerk

OATH OF OFFICE

Govt Code Section 1360-1363, inclusive,
3105 Section 3, Article XX, State Constitution

I, **HELEN EDWARDS**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

(Signed)

(Dated)

(Address)

Signature of person administering oath

Original of this form to be returned to Humboldt County Elections Office at 3033 H Street, Eureka, CA 95501

McKinleyville Community Services District

BOARD OF DIRECTORS

December 9, 2015

TYPE OF ITEM: **ACTION**

ITEM: E.1 **Consistent with MCSD Wastewater Management Facility Improvements bid documents, conduct Bid Protest hearing Requested by Wahlund Construction, Inc.**

PRESENTED BY: **Greg Orsini, GM and Treven Tilbury, District Counsel**

TYPE OF ACTION: **Roll Call Vote**

Recommendation:

Staff recommends that Board review the information provided, allow Wahlund Construction, Inc and Auburn Constructors, Inc appropriate time to provide pertinent testimony and take public comment.

Staff has secured Counsel skilled in Public Contract Law and his opinion is consistent with staff's recommendation to approve Resolution 2015-33 to:

1. Find, based on all information and documentation submitted, that Auburn's bid is responsive;
2. Find, based on all information and documentation submitted, that any deviation in Auburn's bid is immaterial and inconsequential and therefore waived;
3. Authorize the Board President to Award the contract for the Wastewater Management Facility Improvements to Auburn Constructors, Inc, MCSD Contract no. 2015-01.

Discussion:

Wahlund Construction, Inc protested the apparent low bid of Auburn Constructors, Inc on the Wastewater Management Facility Improvements (Project) – MCSD Contract no. 2015-01. Wahlund contends that Auburn's bid is non-responsive because it did not include back-up documentation reflecting the "Six Good Faith Efforts set forth in Specification Section 00490-2.

Wahlund is a well-regarded local construction company based in Eureka, California, approximately fifteen miles away from McKinleyville. Auburn is also a well-regarded construction company from Auburn, California. MCSD Staff and MCSD's design consultant, Kennedy Jenks, believe that both companies are capable of performing the Project.

The Project bid process was advertised in August of 2015 and the bid deadline was October 22, 2015. The Board declared Auburn as low bidder at the November 2015 Board Meeting and authorized the Board President to execute

the construction contract contingent on a signed funding agreement for a State Revolving Fund low interest loan from the State Water Board.

Consistent with the terms of the Notice of Intent to Award, Wahlund filed a bid protest on November 5, 2015. This agenda item is to allow both Wahlund and Auburn the ability to articulate their position to the MCSD Board.

The format for this agenda item will be:

- Staff Report and Recommendation;
- An appropriate amount of time determined by the Board President for the Board to hear Wahlund's argument;
- An appropriate amount of time determined by the Board President for the Board to hear Auburn's response;
- Take public comment
- Bring back to Board for discussion and
- Consider to approve per staff recommendation

Alternatives:

Staff analysis consists of the following potential alternatives

- Disqualify Auburn's Bid
- Throw out Wahlund's and Auburn's Bid and Rebid the Project

Fiscal Analysis:

Yet to be determined

Environmental Requirements:

Not applicable

Exhibits/Attachments:

- Attachment 1 – 20151203 Staff Recommendation Memo-1427940-v3
- Attachment 2 – 20151022 McKinleyville CSD WMF Improvements Bid Tabulation
- Attachment 3 – 20151027 Notice of Intent WWMF Letter mailed to Wahlund Construction, Inc
- Attachment 4 – 20151027 Notice of Intent WWMF Letter mailed to Auburn Constructors, Inc.
- Attachment 5 – 20151105 Wahlund Constructors Official Protest
- Attachment 6 – 20151106 Request for Response from Auburn Constructors, Inc.
- Attachment 7 – 20151106 Six GFE Pages for WWMF Improvement Project Bid Specs
- Attachment 8 - 20151109 McKinleyville DBE Documentation SRF Determinations
- Attachment 9 – 20151109 RE: McKinleyville DBE Documentation

- Attachment 10 – 2015110 Auburn Construction, Inc. Attorney's Response to Wahlund Bid Protest Response Received
- Attachment 11 – 20151117 Wahlund's Response to Auburn Constructors Response to Wahlund's Original Protest
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- Attachment 14 – 20151202 Auburn LTO G Orsini re response to Wahlund Protest 12 2 15
- Attachment 15 – 20151202 Final Protest Letter and attachments from Wahlund Construction
- Attachment 16 – Resolution 2015-33 Bid Protest Response

PHYSICAL ADDRESS:

1656 SUTTER ROAD
McKINLEYVILLE, CA 95519

MAILING ADDRESS:

P.O. BOX 2037
McKINLEYVILLE, CA 95519

**MAIN OFFICE:**

PHONE: (707) 839-3251
FAX: (707) 839-8456

PARKS & RECREATION OFFICE:

PHONE: (707) 839-9003
FAX: (707) 839-5964

Staff Recommendation Wahlund Bid Protest**December 3, 2015****Summary of Protest**

Wahlund Construction, Inc. ("Wahlund") protested ("Protest") the apparent low bid of Auburn Constructors, Inc. ("Auburn") on the Wastewater Management Facility Improvements – MCSD Contract no. 2015-01 ("Project"). Wahlund contends that Auburn's bid is non-responsive because it did not include back-up documentation reflecting the "Six Good Faith Efforts" ("GFE") set forth in Specification Section 00490-2 ("Section 00490").

Wahlund is a well-regarded local construction company based in Eureka, California, approximately fifteen miles away from McKinleyville. Auburn is also a well-regarded construction company from Auburn, California. MCSD Staff ("Staff") and MCSD's design consultant, Kennedy Jenks, believe that both companies are capable of performing the Project.

Staff Recommendation Summary

Staff has reviewed all materials submitted by Wahlund and Auburn as of the date of this report. Based on Staff's analysis of these materials, Staff recommends to reject Wahlund's protest bid for the reasons discussed below, and to award the contract for the Project to Auburn.

Bid Information

Auburn's Total Bid Price: \$12,327,300

Wahlund's Total Bid Price: \$12,472,900

Mercer-Fraser Total Bid Price: \$15,836,000

The difference between Auburn's bid and Wahlund's bid was \$145,600, or 1.2% of Auburn's bid price. Mercer-Fraser's bid did not include any good-faith documentation in addition to the EPA 6100 forms.

Legal Standard

"A bid is responsive if it promises to do what the bidding instructions demand." *Taylor Bus Service v. San Diego Bd. of Educ.* (1987) 195 Cal. App. 3d 1331, 1341, citing *Luterbach, supra*, 781 F.2d at p. 601; see also *Valley Crest Landscape, Inc. v. City Council* (1996) 41 Cal.App.4th 1432, 1438; *Great West Contractors, Inc. v. Irvine Unified School Dist.* (2010) 187 Cal.App.4th 1425, 1452.) "In most cases, the

determination of nonresponsiveness will not depend on outside investigation or information and a determination of nonresponsiveness will not affect the reputation of the bidder.” (*Taylor Bus Service v. San Diego Bd. of Educ.* (1987) 195 Cal. App. 3d 1331, 1339; see also *Valley Crest Landscape, Inc. v. City Council* (1996) 41 Cal.App.4th 1432, 1438.)¹

Even a nonconforming bid (i.e., one that is strictly not responsive) may be accepted by the public entity if the deviation from the bid specifications is immaterial. Where a bid deviates from the bid requirements, a public entity may still accept the deviating bid if the deviation is immaterial. (See e.g., *Ghilotti Construction Co. v. City of Richmond* (1996) 45 Cal.App. 4th 897, 904.)

“A bid which substantially conforms to a call for bids may, though it is not strictly responsive, be accepted *if the variance cannot have affected the amount of the bid or given the bidder an advantage or benefit not allowed other bidders* or, in other words, if the variance is inconsequential.” (*Valley Crest Landscape, Inc. v. City Council* (1996) 41 Cal.App.4th 1432, 1440-41 (italics in *Konica Business Machines U.S.A., Inc. v. Regents of University of California* (1988) 206 Cal.App.3d 449, 454).)

Whether a deviation is material or not “must be evaluated from a practical rather than a hypothetical standpoint, with reference to the factual circumstances of the case. They must also be viewed in light of the public interest, rather than the private interest of a disappointed bidder.” (*Ghilotti Construction Co. v. City of Richmond*, 45 Cal. App. 4th 897, 908 citing *Judson Pacific-Murphy Corp. v. Durkee* (1956) 144 Cal. App.2d 377, 383.)

“It certainly would amount to a disservice to the public if a losing bidder were to be permitted to comb through the bid proposal or license application of the low bidder after the fact, [and] cancel the low bid on minor technicalities, with the hope of securing acceptance of his, a higher bid. Such construction would be adverse to the best interests of the public and contrary to public policy.” (Ibid; *Bay Cities Paving & Grading, Inc. v. City of San Leandro* (2014) 223 Cal.App.4th 1181.)

Put simply, a public entity may reject any non-conforming bid no matter how insignificant the deviation from the bid requirements might be. However, the public entity has the discretion to accept a nonconforming bid if the deviation is immaterial. Here, even if Auburn’s bid is nonresponsive, MCSD may nevertheless accept it if the deviation is immaterial.

Discussion of Disputed Bid Requirement

Section 00490 – DBE Guidelines

Section 00490 is required to be included in the bid package because the Project is funded by the Clean Water State Revolving Fund (“CWSRF”). The document describes the “Guidelines for Meeting the Clean Water State Revolving Fund (CWSRF) Program Disadvantaged Business Enterprise (DBE) Requirements.” As a stand-alone document, Section 00490 leaves many terms undefined, and is directed toward “recipients” of CWSRF financing. In this instance, the recipient is MCSD.

¹ Wahlund is correct that no case has, thus far, defined what “most cases” means. What does appear clear is that the general practice of determining responsiveness based on the “four corners” of the bid is not absolute.

Section 00490 provides that “recipients” of CWSRF financing are “required to seek, and are encouraged to use, DBEs for their procurement needs.” Section 00490 informs recipients that they “should award a ‘fair share’ of sub-agreements to DBEs.”

Section 00490 then explains the “key functional components of the DBE Program,” and defines “Disadvantage Business Enterprises” as comprising seven different classifications of entities. The section then explains how DBEs must become certified as one of the classifications.

The second page of Section 00490 contains the critical language for purposes of this protest. First, the required good faith efforts are described at the top of the page. The middle third of the page also contains a table explaining three required EPA forms; the EPA 6100-2, 6100-3, and 6100-4 forms. (Addendum No. 3 deleted the requirement for 6100-4 forms to be submitted). The table then describes the EPA forms. The next paragraph states, in bold: **“The completed forms must be submitted with each Bid or Proposal.”** (Emphasis in original).

The next sentence is a focal point for Wahlund’s protest. It states: “[T]he recipient shall review the bidder’s documents closely to determine that the GFE was performed **prior** to bid or proposal opening date.” (Emphasis in original). The paragraph continues, “[f]ailure to complete the GFE and to substantiate completion of the GFE before the bid opening date could jeopardize CWSRF financing for the project.”

Section 00490 goes on to state: “Failure of the apparently low bidder to **perform** the GFE **prior** to bid opening constitutes a non-responsive bid.”

It does not appear to be in dispute that Auburn submitted the EPA 6100 forms, but did not submit evidence proving that it performed each of the six good-faith efforts. Wahlund submitted various documents along with its bid as evidence that it performed each of the six good-faith efforts.

Though Wahlund’s protest documents are the best source for its challenge, a summary of Wahlund’s argument is that it contends that because Auburn did not submit supporting evidence for its good-faith efforts in addition to the required EPA forms, Auburn’s bid is non-responsive and must therefore be rejected.

Analysis

1. Though Wahlund points out several places where the CWSRF document could be more clearly written, Auburn’s bid was responsive.

Because a bid is responsive if it “promises to do what the bidding instructions demand,” the logical place to look are the bidding instructions. Wahlund and Auburn present competing interpretations of the demand.

Wahlund contends that the bidding instructions necessarily require documentation relating to the GFE to be submitted with the bid. Though Wahlund’s protest letters are the best place to see Wahlund’s rationale, in sum Wahlund contends that the GFE must be performed prior to bid opening, and submission of evidence of the GFE being performed must therefore necessarily be submitted with the bid. Wahlund reasons that if evidentiary documentation that the GFE’s are presented are not

submitted with the bid, then the District's required review of the bidder's documents "to determine that the GFE was performed prior to bid or proposal opening date" could not occur unless post-bid documentation is provided by Auburn. (See Wahlund's Nov. 17 Letter, p. 3.) To review post-bid documentation would require looking past the "face of the bid," and therefore would be a responsibility determination rather than a responsiveness determination.

Auburn, on the other hand, contends that the bid does not require bidders to submit evidence of their good-faith efforts, and even if it had, the failure to do so would be an immaterial deviation that MCSD could waive.

In the simplest terms, the issue is this: do the bid documents require a bidder to both perform the GFE's and submit both the EPA 6100 forms and the evidence of performing all GFE's, or do the bid documents require a bidder to perform the GFE's and submit only the EPA 6100 forms. After considering all available information and seeking legal counsel, Staff recommends that the Board find the latter interpretation to be correct for the following reasons:

Performing a proscribed set of acts and submitting documentation evidencing that those acts were performed are different. In Section 00490, the bid instructions require the six GFE's to be performed. "All CWSRF financing recipients are required to complete and ensure that the prime contractor complies with the GFE below to ensure that DBEs have the opportunity to compete for financial assistance dollars." (Section 00490, p. 2.)

Section 00490 then describes the EPA 6100 forms, and states (in bold) that: "**The completed forms must be submitted with the bid.**" The only forms that Section 00490 could be referencing are the EPA 6100 forms. No other reference to submitting documentation relating to DBE issues is present in 00490. A maxim of legal interpretation states that the inclusion of one thing indicates the intent to exclude another. Thus, the specific (and bolded) inclusion to the EPA 6100 forms implies that the back-up documentation need not be submitted.

Staff considered two possible bases in the text for supporting Wahlund's argument. First, Section 00490 states that "Failure to complete the GFE and substantiate completion of the GFE before the bid opening date could jeopardize CWSRF financing for the project." Arguably, supporting evidence of good-faith efforts could constitute "substantiating" completion of GFE. However, the sentence appears immediately after one directed to the "recipient," and is informational.

The sentence informs the recipient and the bidders that failure to comply with the GFE's prior to bid could jeopardize funding. The sentence does not describe or explain what would constitute substantiating those efforts. As discussed below, submitting the EPA 6100 forms is sufficient to substantiate those efforts.

Staff also considered the second numbered paragraph under the table of EPA forms, which provides: "Failure of the apparently low bidder to **perform** the GFE **prior** to bid opening constitutes a non-responsive bid." For obvious reasons, this sentence is a lynchpin of Wahlund's argument. However, Staff cannot ignore the underlines and bold contained in the CWSRF language. The sentence requires that the efforts be performed prior to bid opening. It does not expressly require the evidence of good-faith efforts to be performed prior to bid opening.

The language refers to “performance” of something “prior” to bid. If “perform” was intended to include submitting back-up documentation, then the language would become hopelessly confused because it expressly states that whatever the “performance” includes must occur “prior” to bid. Indeed, if “performing” good-faith efforts requires submitting evidence, then Wahlund’s bid would also be nonresponsive because Wahlund submitted its GFE backup documentation together with its bid rather than “prior” to its bid.

Wahlund focuses on additional language from Section 00490: “The recipient shall review the bidder’s documents closely to determine that the GFE was performed prior to bid or proposal opening date.” Section 00490 does not specify what “documents” the recipient must review. A foundational principal of document interpretation is that the interpretation that gives meaning to each part of the document controls interpretations that would make terms extraneous. The only “documents” referenced in Section 00490 are the EPA 6100 forms.

If the sentence is read with “the EPA 6100 forms” in place of “documents,” then the sentence takes on a much clearer meaning: that the “recipient” (MCSD here) must review the bidder’s “documents” to determine that the good-faith efforts were “performed prior to bid or proposal opening date.” Because the EPA 6100 forms are signed and dated by both contractor and the DBE subcontractor, review of those “documents” are sufficient to substantiate that the good-faith efforts were performed prior to bid opening. This reading of Section 00490 is completely consistent with Auburn’s interpretation that only the EPA 6100 forms had to be submitted with the bid.

Another problem with Wahlund’s argument is that nothing in the bid instructions provide any guidance about what sort of “evidence” of good faith efforts would be sufficient if Wahlund’s interpretation were correct. The GFE’s are somewhat subjective and are designed to achieve the end result of increased DBE participation. GFE No. 1 discusses ensuring DBE’s are “made aware” through “outreach and recruitment activities.” GFE No. 2 calls for making “information on forthcoming opportunities available to DBE’s” and posting solicitations at least 30 days prior to bid. GFE No. 5 calls for the use of services and assistance of the SBA and Minority Business Development Agencies (MBDA) of the U.S. Department of Commerce.

Wahlund argues that “[t]here is absolutely no representation, declaration or documentation” to answer whether Auburn complied with the GFE requirements. (Wahlund Nov. 7 Letter, p. 2.) However, every bidder signed the bid form, which included acknowledgment and agreement to numerous terms, including all Bidding Documents. If the only evidence that would be required would be a “representation or declaration” indicating compliance with the GFE, it would be a technicality at most to say that another piece of paper saying the same thing would have been sufficient to meet the evidentiary standard.

In its December 2, 2015, submission, Wahlund attached documents that it contends requires the supporting GFE documentation to be submitted with the bid. One document is a Department of Health Services (“DHS”) memorandum regarding “Staff Implementation of MBE/WBE Requirements for SRF Loans to Public Water Systems.” (hereafter “DHS Memo”). The second document is a webpage printout relating to the Safe Drinking Water State Revolving Fund (“SDWSRF”) (hereinafter referred to as the “Webpage”). The third document is a PowerPoint presentation relating to DBE issues (“PowerPoint”).

In Staff’s view, Wahlund’s additional documentation does not support rejecting Auburn’s bid for several reasons. First, the DHS Memo and the SDWSRF Webpage both expressly refer to the SDWSRF program.

The project here is funded under the “Clean Water State Revolving Fund” or (“CWSRF”). Though the programs have similar requirements because they receive funding from the EPA, it is not clear that documents such as those provided by Wahlund would apply equally to the Project. The PowerPoint appears to be more general, and appears to apply generally to Federal EPA DBE requirements.

In addition to applying to the SDWSRF and being over a decade old², the DHS Memo is a memorandum to DHS staff rather than any mandate to the local agencies. Accordingly, it speaks in terms of recommendations to local public agencies rather than requirements.

Wahlund points to language in the DHS Memo indicating that the DHS “recommends” that public water systems make the good-faith effort requirement a requirement for the bid to be accepted as responsive. This recommendation does little to illustrate the issue here; namely, whether the specifications *for this project* require submission of good faith effort backup documents with the bid. Notably, the memo makes this recommendation to “avoid potential situations in which the apparent low bidder among the responsible responsive bidders is unable to document conformance with MBE-WBE requirements. Ultimately, in such a case, the apparent low bidder must be **rejected** as not responsible . . .” (DHS Memo, p. 1)(bold in original, underline and italics added.)

The DHS memo states expressly: “Conformance with MBE/WBE requirements (GFE outreach) should be a matter of bidder ‘responsibility’.” Wahlund’s challenge here is based on responsiveness, and also specifically argues that the GFE evidence must be submitted with the bid because responsiveness must be measured by the bid itself. This language indicates that a responsiveness argument is not the proper mechanism for challenging the evidentiary documentation relating to the Good Faith efforts.

The Webpage presents similar hurdles for Wahlund. First, it relates to the SDWSRF rather than the CWSRF. The portion highlighted by Wahlund does lay out specific requirements for good-faith effort documentation (mail logs, phone logs, etc.). But it also sets forth this documentation as being “recommended.” Moreover, the language does not expressly state that this back-up documentation must be submitted with the bid, so it does not answer the question at hand. Contrast this lack of guidance requiring submitting the backup documentation to the discussion of USEPA forms (the EPA 6100 forms), where the Webpage says: “The following forms **MUST** be included in the bid solicitation,” and then lists the EPA 6100 forms.

Finally, Staff does not believe the PowerPoint changes its interpretation. The PowerPoint appears prepared by a private party, and it is unclear what the intended audience is. Even so, the PowerPoint simply states that whoever the audience is should “document” the outreach efforts. However, it does not appear to advance the question of whether the specifications for this project require submission of that material with the bid. In fact, the PowerPoint talks about documenting efforts “in case of potential Federal reviews/audits.”

Auburn’s contention relating to Article 7 of the Bid Form is instructive. Article 7 provides a list of documents to be provided with the Bid, including the “DBE Subcontractor Forms.” The best interpretation of DBE Subcontractor Forms is reference to the EPA 6100 forms. In response, Wahlund pointed to Article 28 of the Instructions to Bidders, which Wahlund contends refers only to “signed” documents. Wahlund reasons that because the GFE evidentiary documents would not be “signed,” they

² It is Staff’s understanding that DHS no longer oversees the SDWSRF, and instead it is now monitored by the State Water Board.

were not included in the list.³ However, Wahlund does not address Article 7, which contains no signature requirement. Given the harmony between the interpretation of Section 00490 provided above with the requirements of Article 7 of the Bid Form and Article 28 of the Instructions to Bidders—each of which expressly identify only the EPA 6100 forms as having to be submitted with the bid, it is difficult to conclude that anything more than the EPA 6100 forms were required to be submitted with the bid.

At the absolute maximum, the language of the Bidding Documents, and Section 00490 in particular, might be ambiguous at first glance. In that case, Wahlund could have sought clarification of the requirement prior to bid opening, but did not do so. This is particularly true given the language of Article 7 of the Bid Form and Article 28 of the Instructions to Bidders.

In Auburn's December 2, 2015, submission, it references case law prohibiting the District from rejecting a bid "based on requirements not enunciated in the bid documents . . ." Given the interpretation discussion above, Staff believes that rejecting Auburn's bid would have the effect of rejecting Auburn's bid based on a requirement not expressly set forth in the bidding documents.

2. Even if Auburn's bid were nonresponsive, MCSD may waive the deviation because it is immaterial.

In this case, the alleged deviation does not convey any advantage on Auburn. Wahlund identifies three potential grounds for a competitive advantage, and thus, materiality: (1) the freedom from "compiling the required information and submitting it with its bid"; (2) failure to submit the required documentation allowed Auburn a strategic advantage of withdrawing its bid based on the lack of documentation after seeing other bidders' figures; and (3) that the deviation created the potential for favoritism.

On the first stated basis for materiality, it is difficult to quantify what additional difficulty, if any, Auburn avoided by not providing the allegedly required information. Wahlund has not quantified the disadvantage in any way, and obviously Wahlund was able to provide the information. Given the lack of requirements for evidentiary information, compiling the information to include in the sealed bid envelope would presumably be relatively easy.

As noted by Auburn's letter from November 10, 2015, Auburn could not have changed its bid price or withdrawn its bid as a result of not submitting the GFE "evidence." For a bid deviation to become material based on withdrawal of a bid, the deviation must give the bidder the ability to withdraw the bid without consequence under Public Contract Code 5103—sometimes referred to as a "string on the bid." Wahlund has presented no argument or information explaining how failing to submit GFE evidence would allow Auburn to withdraw its bid. In fact, it is more likely that the sort of arithmetic error justifying withdrawal would be found in a larger volume of documentation like Wahlund submitted.

Wahlund also complains that it is unable to review Auburn's GFE backup documentation. Assuming some documentation other than the EPA 6100 forms were required, no bidders were provided copies of any such documentation. Therefore, all parties were treated equally regarding access to GFE backup documentation. Moreover, Wahlund did not make a request for Auburn's bid documentation until

³ Notably, since the Bidding Documents do not specify some form of evidentiary documentation for the pre-bid good-faith efforts, it is impossible to say whether the evidentiary documents would be "signed" or not.

November 30, 2015, at 9:10 a.m.⁴ MCSD provided all documentation requested on the same day. Most important, however, is that post-bid document review could not possibly affect either bidder's price. Consequently, access to review documents after the bid might be relevant to a bid challenge, but can have no effect on the amount of the bid.

Finally, Wahlund's argument that the alleged deviation creates a vehicle for favoritism is based on a hypothetical scenario rather than a practical basis. As described above, materiality of a bid deviation "must be evaluated from a practical rather than a hypothetical standpoint, with reference to the factual circumstances of the case. They must also be viewed in light of the public interest, rather than the private interest of a disappointed bidder." (*Ghilotti Construction Co. v. City of Richmond*, 45 Cal. App. 4th 897, 908.)

Wahlund avers that "the improper post-bid process creates a vehicle for favoritism because it would theoretically allow MCSD to award the contract to Auburn notwithstanding Auburn's failure to comply with the bidding documents, and without running the risk of a bid protest or writ action." (Wahlund's Nov. 17 Letter, p. 3.) Rather than looking for a possible theoretical basis for potential favoritism, the *Ghilotti* decision demands review of the factual circumstances in light of the public interest. Here, Staff can find no advantage or favoritism from Auburn's interpretation of Section 00490. Likewise, one could easily argue that any disadvantage suffered by Wahlund arose from Wahlund's own misinterpretation of the bid documents as requiring submission of the GFE backup documentation with the bid.

Wahlund's submissions also suggest that because failure to perform the GFE prior to bid time could result in funding for the Project being canceled or otherwise hindered, the issue is therefore material. However, the materiality applies to the deviation at issue, and not the importance of the issue underlying the deviation. Though the two could be related, it does not appear to District Staff that they are in this case. Since both parties were required to perform good faith efforts, and it appears that both parties did perform good faith efforts, the only conceivable advantage Auburn could have received was not having to collect the good-faith effort documents and drop them in the envelope with its bid. We do not believe this rises to a material difference preventing the District from waiving any deficiency that might be present in Auburn's bid.

Auburn's December 2, 2015, additional submission cited to additional case law on the issue of materiality that appears to further support the above conclusions.

3. Additional Considerations

Though not necessary to the Staff's recommendation, Staff notes two additional facts.

First, Auburn is correct that Auburn's bid proposes to use more DBE subcontractors than Wahlund proposed to use in its bid. According to Auburn's November 10, 2015, letter, Auburn listed thirteen (13) DBE subcontractors, totaling \$1,949,904. This is 17.4% of Auburn's total bid.⁵ Wahlund listed three (3) DBE subcontractors, totaling \$174,213. This amounts to 1.5% of Wahlund's price. Though Staff does not agree with Auburn's assertion that it is "questionable whether Wahlund did, in fact, make the Good

⁴ Wahlund did have access to Auburn's EPA 6100 forms, which reflected that the DBE subcontractors were identified prior to bid opening.

⁵ Notably, according to the Webpage submitted by Wahlund, the target for construction projects appears to be approximately 15%. (Webpage, p. 2.)

Faith Efforts required by the Bid Documents,” Auburn’s success in obtaining DBE subcontractors is remarkable. All of this information appears on the face of the bids, and is therefore part of the responsiveness analysis. The entire purpose of the good-faith efforts requirement is to ensure that DBE subcontractors are given the opportunity to participate in CWSRF-funded projects. It is difficult to ignore that rejecting Auburn’s bid would result in fewer DBE participants.

Another important, but not absolutely necessary, consideration is that the State Board has reviewed Auburn’s EPA 6100 forms and concluded that they are sufficient. Consequently, project funding is approved based on the documentation that Auburn provided at the time of bid.

Staff Recommendation

Based on the above analysis, MCSD Staff recommends that the Board approve a resolution as follows:

1. Find based on all information and documentation submitted that Auburn’s bid is responsive;
2. Find based on all information and documentation submitted that any deviation in Auburn’s bid is immaterial and inconsequential and therefore waived;
3. Authorize the Board President to Award the contract for the Project to Auburn Constructors, Inc.

McKinleyville CSD WWMF Improvements Bid Tabulation

Bid Date: October 22, 2015 at 2 pm

Engineer's Cost Estimate: \$12,230,000

Three bids submitted.

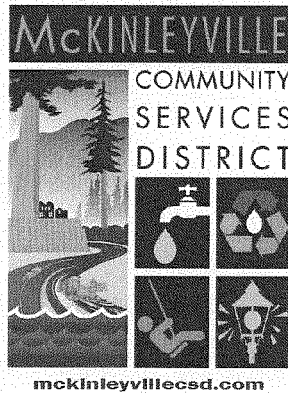
Item	Auburn Constructors, Inc.	Wahlund Construction, Inc.	Mercer-Fraser Company
Section 00100 - Letter Documenting coordination with SCADA Support Group	Completed	Completed	Not Included
Section 00300 - Bid Form			
Article 3 (b) Acknowledgement of 3 Addendums	Completed	Completed	Completed
Item 1 - Mobilization, Bonds and Insurance	\$ 550,000	\$ 600,000	\$ 800,000
Item 2 – Base Bid	\$ 10,500,700	\$ 10,611,000	\$ 13,500,000
Item 3 – Sheeting, Shoring, Bracing and Excavation Support	\$ 5,000	\$ 1,000	\$ 300,000
Item 4 – Over-excavation and Foundation Stabilization (600 CY)	\$ 24,600	\$ 32,400	\$ 27,000
Item 5 – Pond 1A Biosolids Handling (600 dry tons)	\$ 96,000	\$ 100,800	\$ 87,000
Sum of Total Base Bid Price	\$ 11,176,300	\$ 11,345,200	\$ 14,714,000
Alt. Item A1 – Pond 1B, 2 and 3 Biosolids Handling (600 dry tons)	\$ 1,068,000	\$ 1,060,200	\$ 1,020,000
Alt. Item A2 – Calcium Hydroxide Storage and Metering	\$ 83,000	\$ 67,500	\$ 102,000
Sum of Total Base Bid and Alt. Items A1 and A2 (Basis of Award)	\$ 12,327,300	\$ 12,472,900	\$ 15,836,000
Article 9 - Contractor's License Information	Completed	Completed	Completed
Exhibit 1 - Major Material and Equipment Manufacturers	Completed	Completed	Completed
Exhibit 2 - Buy American Iron and Steel Certification	Completed	Completed	Completed
Exhibit 3 - Buy AIS Designation of Equip. or Mat. Mfgs. (due within 4 days)	Completed	Completed	(due from 2 low bids only)
Section 00410 - Bid Security	Completed	Completed	Completed
Section 00414 - Security for Compensation Certificate	Completed	Completed	Completed
Section 00416 - Bidder's References	Completed	Completed	Completed
Section 00420 - Bidder's Qualifications	Completed	Completed	Completed
Section 00430 - Subcontractor List	Completed	Completed	Portion not Complete
Section 00480 - Noncollusion Affidavit	Completed	Completed	Completed
Section 00490 - CWSRF Program DBE Requirements			
EPA Forms 6100-3	Completed	Completed	Completed
EPA Forms 6100-4	Completed	Completed	Completed
Proof of Contractor's Class A License	Completed	Completed	Completed
Proof of Worker's Compensation and Liability Insurance	Completed	Completed	Automobile Liability Only
W-9 Affidavits	Completed	Completed	Completed

PHYSICAL ADDRESS:

1656 SUTTER ROAD
McKINLEYVILLE, CA 95519

MAILING ADDRESS:

P.O. BOX 2037
McKINLEYVILLE, CA 95519



MAIN OFFICE:

PHONE: (707) 839-3251
FAX: (707) 839-8456

PARKS & RECREATION OFFICE:

PHONE: (707) 839-9003
FAX: (707) 839-5964

October 27, 2015

Mr. Ken Wahlund, President
Wahlund Construction, Inc.
830 Hilma Dr, Eureka, California 95503

Subject: McKinleyville Community Services District
Bids for the Wastewater Management Facility Improvements
Notice of Intent to Award Project to Auburn Constructors, Inc.

Dear Mr. Wahlund:

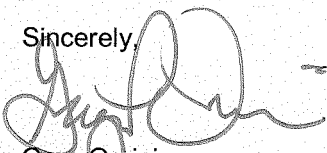
Proposals for the McKinleyville Community Services District (MCSD) Wastewater Management Facility Improvements Project were opened at 2:00 PM, October 22, 2015 at the MCSD office. Three proposals were received. The analysis of the bids is summarized in the bid tabulation enclosed with this letter. A review of the bid tabulation indicates the following:

- The **apparent low bid** was submitted by Auburn Constructors, Inc. with a total project bid of \$12,327,300. This includes construction of Alternative Bid Items A1 (Pond 1B, 2 and 3 Biosolids Handling) and A2 (Calcium Hydroxide Storage and Metering) which were listed as \$1,068,000 and \$83,000, respectively.
- The **apparent second lowest bid** was submitted by Wahlund Construction, Inc. with a total project bid of \$12,472,900. This includes construction of Alternative Bid Items A1 and A2 which were listed as \$1,060,200 and \$67,500, respectively.
- The **Engineer's Estimate** for the project was \$12,230,000.

No discrepancies were found in the apparent low bidder's (Auburn) bid documents. As described in the bid form, project award is to be based on the sum of the total bid prices and alternative items. As a result, the sum of bid items 1 through 4 plus the two alternative items was used for comparison with other bids received. It is MCSD's intent to award construction of the project to Auburn Constructors, Inc.

Protest of the award must be received and recorded by the District before Friday November 6, 2015 4:00 pm local time. If a protest is filed, MCSD will schedule a time to hear the protest during the next regularly scheduled Board Meeting.

Sincerely,



Greg Orsini,
General Manager

enclosure: bid tab

McKinleyville CSD WWMF Improvements Bid Tabulation
 Bid Date: October 22, 2015 at 2 pm
 Engineer's Cost Estimate: \$12,230,000
 Three bids submitted.

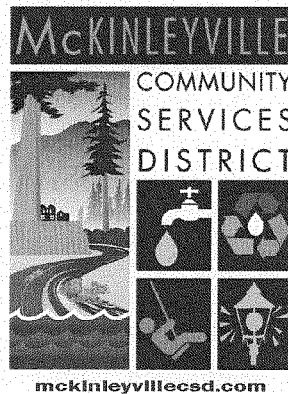
Item	Auburn Constructors, Inc.	Wahlund Construction, Inc.	Mercer-Fraser Company
Section 00100 - Letter Documenting coordination with SCADA Support Group	Completed	Completed	Not Included
Section 00300 - Bid Form			
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Item 2 - Base Bid	\$ 10,500,700	\$ 10,611,000	\$ 13,500,000
Item 3 - Sheetting, Shoring, Bracing and Excavation Support	\$ 5,000	\$ 1,000	\$ 300,000
Item 4 - Over-excavation and Foundation Stabilization (600 CY)	\$ 24,600	\$ 32,400	\$ 27,000
Item 5 - Pond 1A Biosolids Handling (600 dry tons)	\$ 96,000	\$ 100,800	\$ 87,000
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Article 9 - Contractor's License Information	Completed	Completed	Completed
Exhibit 1 - Major Material and Equipment Manufacturers	Completed	Completed	Completed
Exhibit 2 - Buy American Iron and Steel Certification	Completed	Completed	Completed
Exhibit 3 - Buy AIS Designation of Equip. or Mat. Mfrs. (due within 4 days)	Completed	Completed	(due from 2 low bids only)
Section 00410 - Bid Security	Completed	Completed	Completed
Section 00414 - Security for Compensation Certificate	Completed	Completed	Completed
Section 00416 - Bidder's References	Completed	Completed	Completed
Section 00420 - Bidder's Qualifications	Completed	Completed	Completed
Section 00430 - Subcontractor List	Completed	Completed	Completed
Section 00480 - Noncollusion Affidavit	Completed	Completed	Portion not Complete
Section 00490 - CWSRF Program DBE Requirements	Completed	Completed	Completed
EPA Forms 6100-3	Completed	Completed	Completed
EPA Forms 6100-4	Completed	Completed	Completed
Proof of Contractor's Class A License	Completed	Completed	Completed
Proof of Worker's Compensation and Liability Insurance	Completed	Completed	Automobile Liability Only
W-9 Affidavits	Completed	Completed	Completed

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FAX: (707) 839-5964

October 27, 2015

Mr. Greg Whitten, Estimator
Auburn Constructors, Inc.
730 W. Stadium Lane
Sacramento, California 95834

Subject: McKinleyville Community Services District
Bids for the Wastewater Management Facility Improvements
Notice of Intent to Award Project to Auburn Constructors, Inc.

Dear Mr. Whitten:

Proposals for the McKinleyville Community Services District (MCSD) Wastewater Management Facility Improvements Project were opened at 2:00 PM, October 22, 2015 at the MCSD office. Three proposals were received. The analysis of the bids is summarized in the bid tabulation enclosed with this letter. A review of the bid tabulation indicates the following:

- The **apparent low bid** was submitted by Auburn Constructors, Inc. with a total project bid of \$12,327,300. This includes construction of Alternative Bid Items A1 (Pond 1B, 2 and 3 Biosolids Handling) and A2 (Calcium Hydroxide Storage and Metering) which were listed as \$1,068,000 and \$83,000, respectively.
- The **apparent second lowest bid** was submitted by Wahlund Construction, Inc. with a total project bid of \$12,472,900. This includes construction of Alternative Bid Items A1 and A2 which were listed as \$1,060,200 and \$67,500, respectively.
- The **Engineer's Estimate** for the project was \$12,230,000.

No discrepancies were found in the apparent low bidder's (Auburn) bid documents. As described in the bid form, project award is to be based on the sum of the total bid prices and alternative items. As a result, the sum of bid items 1 through 4 plus the two alternative items was used for comparison with other bids received. It is MCSD's intent to award construction of the project to Auburn Constructors, Inc.

Protest of the award must be received and recorded by the District before Friday November 6, 2015 4:00 pm local time. If a protest is filed, MCSD will schedule a time to hear the protest during the next regularly scheduled Board Meeting.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Orsini", is written over the word "Sincerely,".

Greg Orsini,
General Manager

enclosure: bid tab

McKinleyville CSD WWMF Improvements Bid Tabulation

Bid Date: October 22, 2015 at 2 pm

Engineer's Cost Estimate: \$12,230,000

Three bids submitted.

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Section 00416 - Bidder's References	Completed	Completed	Completed
Section 00420 - Bidder's Qualifications	Completed	Completed	Completed
Section 00430 - Subcontractor List	Completed	Completed	Completed
Section 00480 - Noncollusion Affidavit	Completed	Completed	Portion not Complete
Section 00490 - CWSRF Program DBE Requirements	Completed	Completed	Completed
EPA Forms 6100-3	Completed	Completed	Completed
EPA Forms 6100-4	Completed	Completed	Completed
Proof of Contractor's Class A License	Completed	Completed	Completed
Proof of Worker's Compensation and Liability Insurance	Completed	Completed	Automobile Liability Only
W-9 Affidavits	Completed	Completed	Completed

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

November 5, 2015

RECEIVED

NOV - 5 2015

McK. C.S.D.

2:25pm
JH

Greg Orsini, General Manager
McKinleyville Community Services District
1656 Sutter Road
McKinleyville, CA 95519

RE: Protest of the Notice of Intent to Award (Wastewater Management Facility Improvements – MCSD Contract No. 2015-01)

Dear Mr. Orsini:

This letter shall constitute Wahlund Construction, Inc.'s ("Wahlund") protest and request for a hearing regarding McKinleyville Community Services District's ("MCSD") intent to award the Wastewater Management Facility Improvements Project ("MCSD Contract No. 2015-01") to Auburn Constructors, Inc. ("ACI"). The basis of the protest is that ACI's bid was non-responsive. ACI failed to include any acknowledgment or documentation of its compliance with the mandatory Six Good Faith Efforts ("GFE") provision in the Bidding and Contract Documents. Section 00490 acknowledges severe consequences of a bidder's failure to establish compliance with the Six GFEs: "Failure to complete the GFE and to substantiate completion of the GFE before the bid opening date could jeopardize CWSRF financing for the project."

Section 00490 of the Bidding Documents expressly requires that the bidder's compliance with the Clean Water State Revolving Fund ("CWSRF") Program Disadvantaged Business Enterprise (DBE) Requirements is to be "submitted with Bid." Further, Section 00490 also expressly states that "failure of the apparent low bidder to **perform** the GFE **prior** to bid opening constitutes a non-responsive bid." As shown below, whether a bid is responsive is determined from the face of the bid, without outside investigation or determination. ACI's bid is non-responsive on its face. Under California law, an awarding body cannot waive a discrepancy or omission in a non-responsive bid unless the discrepancy or omission was inconsequential. In this case ACI's lack of any submission of documentation regarding its compliance with the Six GFEs is not inconsequential—it is critical.

The Six GFE Requirements Are Clear and Compliance is Mandatory

Section 00490 sets forth the Six GFEs a bidder must demonstrate compliance with in order to have its bid deemed responsive. ACI did not include any statement or documentation in its bid that it performed GFE's 1, 2 and 5 prior to bid. Those GFEs are:

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

1. Ensure DBEs are made aware of contracting opportunities to the fullest extent practical throughout reach and recruitment activities. For Tribal, State and Local Government Recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources.
2. Make information on forthcoming opportunities available to DBEs. Posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid opening date.
5. Use the services and assistance of the SBA and Minority Business Development Agencies (MBDA) of the U.S. Department of Commerce.

There is absolutely no representation, declaration or documentation submitted in ACI's bid that would answer the question of whether ACI complied with GFEs 1, 2 and 5 prior to bid opening: As noted above, Section 00490 expressly states "failure of the apparent low bidder to perform the GFE prior to bid opening constitutes a non-responsive bid." (Emphasis in original.)

ACI's Bid is Non-Responsive On It's Face

The question of whether a bid is responsive is determined by the face of the bid without outside investigation or information. *Valley Crest Landscape, Inc. v. City Council* (1996) 41 Cal.App.4th 1432, 1438. In other words, did the bid itself answer all the questions asked in the Bidding Documents? ACI's bid was non-responsive because it did not answer a critical, material question in the Bidding Documents; namely, did the bidder perform the Six GFEs? Consequently, now MCSD must look to information received outside the bidding process in order to determine whether ACI complied with the Mandatory GFE requirements. Thus, ACI's bid is non-responsive by law.

Notably, there are no California cases to date which support the proposition that the issue of responsiveness versus non-responsiveness was decided by reviewing information provided outside the four corners of the bid. *Great West Contractors, Inc. v. Irvine Unified School District* (2010) 187 Cal.App.4th 1425, 1454 fn.2; *D.H. Williams Construction, Inc. v. Clovis Unified School District* (2007) 146 Cal.App.4th 757, 764. In this case, the time for submitting bids has passed and the bids have been opened. Thus, the question of whether ACI complied with the CWSRF Program DBE Requirements can only be determined by consideration of information received outside the bidding process. As a result, ACI's bid is non-responsive under existing law.

Moreover, Section 00490 states on its face that the documentation supporting compliance with the DBE Requirements are "To be submitted with Bid." Nowhere in the bid documents is there language that states a bidder may supplement any portion of its bid with information after its bid is opened. Unlike the issue of a bidder's responsibility in which bidders are often allowed additional time to provide more information regarding *Ken & Kelly Wahlund*

WAHLUND CONSTRUCTION, INC.

**A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat**

qualifying projects or other relevant experience the bidder may have, the issue here is a question of responsiveness, not responsibility.

MCSD may not waive ACI's material omission of critical information regarding its compliance with the CWSRF's mandatory DBE Program. To do so would not only violate California competitive bidding law, it would jeopardize project funding

ACI's Failure to Provide Documentation of its Compliance with the DBE Program is Not Inconsequential

As noted above, MCSD expressly acknowledges the criticality of compliance with the DBE Program; namely, that the failure to "substantiate completion of the GFE before bid opening date could jeopardize CWSRF financing for the project." Thus, ACI's omission is not inconsequential.

Further, ACI's omission of its compliance with the DBE Program is not an inconsequential discrepancy because it gave ACI an advantage over other bidders. The failure to include the critical DBE compliance documentation afforded ACI the opportunity to withdraw its bid and avoid its obligation to perform if after reviewing the other bids it determined it underbid the project. When a discrepancy gives the bidder an opportunity to avoid its obligation to perform, the discrepancy is not an inconsequential discrepancy that may be waived by the public entity. *See, Ghilotti Construction Company v. City of Richmond* (1996) 45 Cal.App.4th 897 (holding that a bid irregularity gave a bidder an unfair advantage when it provided the bidder the opportunity to withdraw its bid without forfeiting its bid bond.)

Further, ACI's failure to include any acknowledgment and documentation of its compliance with the DBE Program gave it an additional competitive advantage because it was not burdened by the time crunch and expense of compiling the required information and submitting it with its bid. Bidding for a large public works process is a time-consuming and labor intensive project. Allowing one bidder to delay the submission of proof of its compliance with the DBE Program while other bidders timely submitted full documentation of compliance would give ACI an unfair competitive advantage.

Rescinding the Notice of Intent to Award is Expressly Allowed by the Bidding Documents

The Bidding Documents expressly allow for MCSD to award the contract to Wahlund if it determines that ACI submitted a non-responsive bid. Section 00490 states: "The construction contract may then be awarded to the next low, responsive and responsible bidder that meets the requirements where the recipient may re-advertise the project." As shown below, Wahlund's responsive bid included significant documentation
Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

regarding Wahlund's compliance with the Six GFEs.

MCSD should take that action and award the contract to Wahlund for a number of reasons. First, by awarding the contract to Wahlund, MCSD would not jeopardize the commencement date of the project or funding from CWSRF. Wahlund's bid was unquestionably responsive in that it answered all of the questions and included all the required information in compliance with the Bidding Documents. Thus, there is no risk of losing CWSRF financing should the contract be awarded to Wahlund.

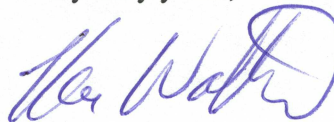
➤ Further, the financial impact of awarding the contract to Wahlund would be fairly minimal. There is only a 1.2% difference in the amount of ACI's bid versus Wahlund's bid. Should a court ultimately determine that the decision to reject ACI's bid was incorrect, ACI would not be entitled to recover its prospective lost profits under the contract. Under California law, the maximum amount ACI could recover in an action against MCSD for an improper rejection of its bid would be its bid preparation costs and the amount of its premium for its bid bond. *Kajima/Ray Wilson v. Los Angeles County Metropolitan Transportation District* (2000) 23 Cal.4th 305.

Finally, based on the above, MCSD has an ample basis to determine that ACI's bid was non-responsive on its face. Courts will typically not second guess the wording authority's determination of whether a bid was non-responsive on its face and the party challenging an entity's decision that a bid was non-responsive is not deemed to be entitled to due process.

Conclusion

MCSD should rescind its notice of intent to award the contract to ACI and award the contract to Wahlund for all the reasons set forth above. Wahlund requests a hearing of its protest at the next regularly scheduled Board meeting. Please let me know if you would like any further information or legal support for the actions requested by Wahlund.

Very truly yours,



Ken Wahlund, President
Wahlund Construction, Inc.

CC: Arthur G. Woodward

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

PHYSICAL ADDRESS:

1656 SUTTER ROAD
McKINLEYVILLE, CA 95519

MAILING ADDRESS:

P.O. BOX 2037
McKINLEYVILLE, CA 95519



MAIN OFFICE:

PHONE: (707) 839-3251
FAX: (707) 839-8456

PARKS & RECREATION OFFICE:

PHONE: (707) 839-9003
FAX: (707) 839-5964

November 6, 2015

Mr. Dean Bailey, President
Auburn Constructors, Inc.
730 W. Stadium Lane
Sacramento, CA 95834


RE: Wahlund Bid Protest of McKinleyville Community Services District Wastewater Management Facility Improvements

Mr. Bailey,

I have attached the formal bid protest by Wahlund Construction, Inc. on the McKinleyville Community Services District (MCSD) Wastewater Management Facility Improvements Project (Contract No. 2015-01).

Please provide any response Auburn Constructors, Inc. wishes to provide related to the the Wahlund Protest on or before November 11, 2015.

Sincerely,



Gregory Orsini,
General Manager

Attachment: Formal Bid Protest

California State Water Resources Control Board
 Division of Financial Assistance (Division)
 1001 I Street • Sacramento, California 95814 • (916) 341-5700 FAX (916) 341-5707
 Mailing Address: P. O. Box 944212 • Sacramento, California • 94244-2120
 Internet Address: <http://www.waterboards.ca.gov>

Guidelines for Meeting the Clean Water State Revolving Fund (CWSRF) Program
Disadvantaged Business Enterprise (DBE) Requirements
 (Revised January 16, 2014)

The DBE Program is an outreach, education, and objectives program designed to increase the participation of DBEs in the CWSRF Program.

How to Achieve the Purpose of the Program

Recipients of CWSRF financing are required to seek, and are encouraged to use, DBEs for their procurement needs. Financial assistance recipients should award a "fair share" of sub-agreements to DBEs. This applies to all sub-agreements for equipment, supplies, construction, and services.

The key functional components of the DBE Program are as follows.

- Fair Share Objectives
- DBE Certification
- Six Good Faith Efforts
- Contract Administration Requirements
- DBE Reporting

Disadvantaged Business Enterprise's are:

- entities owned and/or controlled by socially and economically disadvantaged individuals as described by Title X of the Clean Air Act Amendments of 1990 (42 U.S.C. 7601 note) (10% statute), and Public Law 102-389 (42 U.S.C. 4370d) (8% statute), respectively;
- a Minority Business Enterprise (MBE) are entities that are at least 51% owned and/or controlled by a socially and economically disadvantaged individual as described by Title X of the Clean Air Act Amendments of 1990 (42 U.S.C. 7601 note), and Public Law 102-389 (42 U.S.C. 4370d), respectively.
- a Women Business Enterprise (WBE) are entities that are at least 51% owned and/or controlled by women.
- a Small Business Enterprise (SBE);
- a Small Business in a Rural Area (SBRA);
- a Labor Surplus Area Firm (LSAF); or
- an Historically Underutilized Business (HUB) Zone Small Business Concern or a concern under a successor program.

Certifying DBE Firms:

Under the DBE Program, entities can no longer self-certify and contractors and sub-contractors must be certified at bid opening. Contractors and sub-contractors must provide to the CWSRF recipient proof of DBE certification. Certifications will be accepted from the following:

- The US Environmental Protection Agency (USEPA)
- The Small Business Administration (SBA);
- The Department of Transportation's State implemented DBE Certification Program (with U.S. citizenship);
- Tribal, State and Local governments;
- Independent private organization certifications.

If an entity holds one of these certifications, it is considered acceptable for establishing status under the DBE Program.

Six Good Faith Efforts (GFE)

All CWSRF financing recipients are required to complete and ensure that the prime contractor complies with the GFE below to ensure that DBEs have the opportunity to compete for financial assistance dollars.

1. Ensure DBEs are made aware of contracting opportunities to the fullest extent practical through outreach and recruitment activities. For Tribal, State and Local Government Recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources.
2. Make information on forthcoming opportunities available to DBEs. Posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid opening date.
3. Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs.
4. Encourage contracting with a group of DBEs when a contract is too large for one firm to handle individually.
5. Use the services and assistance of the SBA and Minority Business Development Agency (MBDA) of the US Department of Commerce.
6. If the prime contractor awards subcontracts, require the prime contractor to take the above steps.

The forms listed in the table below and attached to these guidelines; must be completed and submitted with the GFE:

FORM NUMBER	FORM NAME	REQUIREMENT	PROVIDED BY	COMPLETED BY	SUBMITTED TO
EPA 6100-2	DBE Sub-Contractor Participation Form	As Needed to Report Issues	Recipient	Sub-Contractor	EPA DBE Coordinator
EPA 6100-3	DBE Sub-Contractor Performance Form	Include with Bid or Proposal Package	Prime Contractor	Sub-Contractor	SWRCB by Recipient
EPA 6100-4	DBE Sub-Contractor Utilization Form	Include with Bid or Proposal Package	Recipient	Prime Contractor	SWRCB by Recipient

The completed forms must be submitted with each Bid or Proposal. The recipient shall review the bidder's documents closely to determine that the GFE was performed prior to bid or proposal opening date. Failure to complete the GFE and to substantiate completion of the GFE before the bid opening date could jeopardize CWSRF financing for the project. The following situations and circumstances require action as indicated:

1. If the apparent successful low bidder was rejected, a complete explanation must be provided;
2. Failure of the apparent low bidder to perform the GFE prior to bid opening constitutes a non-responsive bid. The construction contract may then be awarded to the next low, responsive, and responsible bidder that meets the requirements or the Recipient may re-advertise the project.
3. If there is a bid dispute, all disputes shall be settled prior to submission of the Final Budget Approval Form.

Administration Requirements

- A recipient of CWSRF financing must require entities receiving funds to create and maintain a Bidders List if the recipient of the financing agreement is subject to, or chooses to follow, competitive bidding requirements;
- The Bidders list must include all firms that bid or quote on prime contracts, or bid or quote on subcontracts, including both DBEs and non-DBEs.

- Information retained on the Bidder's List must include the following:
 1. Entity's name with point of contact;
 2. Entity's mailing address and telephone number;
 3. The project description on which the entity bid or quoted and when;
 4. Amount of bid/quote; and
 5. Entity's status as a DBE or non-DBE.
- The Bidders List must be kept until the recipient is no longer receiving funding under the agreement.
- The recipient shall include Bidders List as part of the Final Budget Approval Form.
- A recipient must require its prime contractor to pay its subcontractor for satisfactory performance no more than 30 days from the prime contractor's receipt of payment from the Recipient.
- A recipient must be notified in writing by its prime contractor prior to any termination of a DBE subcontractor by the prime contractor.
- If a DBE subcontractor fails to complete work under the subcontract for any reason, the recipient must require the prime contractor to employ the six GFEs if soliciting a replacement subcontractor.
- A recipient must require its prime contractor to employ the six GFEs even if the prime contractor has achieved its fair share objectives.

Reporting Requirements

For the duration of the construction contract(s), the recipient is required to submit to the State Water Resources Control Board DBE reports semi-annually by April 10 and October 10 of each fiscal year on the attached Utilization Report form (UR-334). Failure to provide this information as stipulated in the financial agreement language may be cause for withholding disbursements.

CONTACT FOR MORE INFORMATION

SWRCB – CWSRF Barbara August (916) 341-6952 barbara.august@waterboards.ca.gov

SWRCB – CWSRF Susan Damian (916) 341-5494 susan.damian@waterboards.ca.gov

US-EPA Region 9 – Joe Ochab (415) 972-3761 ochab.joe@epa.gov

Revised January 16, 2014

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Participation Form**

An EPA Financial Assistance Agreement Recipient must require its prime contractors to provide this form to its DBE subcontractors. This form gives a DBE¹ subcontractor² the opportunity to describe work received and/or report any concerns regarding the EPA-funded project (e.g., in areas such as termination by prime contractor, late payments, etc.). The DBE subcontractor can, as an option, complete and submit this form to the EPA DBE Coordinator at any time during the project period of performance.

Subcontractor Name		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Prime Contractor Name		Issuing/Funding Entity:	

Contract Item Number	Description of Work Received from the Prime Contractor Involving Construction, Services , Equipment or Supplies	Amount Received by Prime Contractor

¹ A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

² Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.



OMB Control No: 2090-0030
Approved: 8/13/2013
Approval Expires: 8/31/2015

Disadvantaged Business Enterprise (DBE) Program DBE Subcontractor Participation Form

Please use the space below to report any concerns regarding the above EPA-funded project:

[illegible]

Subcontractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form**

This form is intended to capture the DBE¹ subcontractor's² description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

Subcontractor Name		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Prime Contractor Name		Issuing/Funding Entity:	

Contract Item Number	Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies	Price of Work Submitted to the Prime Contractor

DBE Certified By: <input type="radio"/> DOT <input type="radio"/> SBA <input type="radio"/> Other: _____	Meets/ exceeds EPA certification standards? <input type="radio"/> YES <input type="radio"/> NO <input type="radio"/> Unknown
---	---

¹ A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

² Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form**

I certify under penalty of perjury that the forgoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

Prime Contractor Signature	Print Name
Title	Date

Subcontractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

Disadvantaged Business Enterprise (DBE) Program DBE Subcontractor Utilization Form

This form is intended to capture the prime contractor's actual and/or anticipated use of identified certified DBE¹ subcontractors² and the estimated dollar amount of each subcontract. An EPA Financial Assistance Agreement Recipient must require its prime contractors to complete this form and include it in the bid or proposal package. Prime contractors should also maintain a copy of this form on file.

Prime Contractor Name		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Issuing/Funding Entity:			

I have identified potential DBE certified subcontractors	<input type="checkbox"/> YES	<input type="checkbox"/> NO	
If yes, please complete the table below. If no, please explain:			
Subcontractor Name/ Company Name	Company Address/ Phone/ Email	Est. Dollar Amt	Currently DBE Certified?

Continue on back if needed

¹ A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

² Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Utilization Form**

I certify under penalty of perjury that the forgoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

Prime Contractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

**STATE WATER RESOURCES CONTROL BOARD – DIVISION OF FINANCIAL ASSISTANCE
DISADVANTAGED BUSINESS ENTERPRISE (DBE) UTILIZATION
CLEAN WATER STATE REVOLVING FUND (CWSRF)
FORM UR-334**

1. Grant/Finance Agreement Number:		2. Semi-Annual Reporting Period 04/10/___ through 09/30/___ 10/1/___ through 03/30/___		3. Purchase Period of Financing Agreement:	
4. Total Payments Paid to Prime Contractor or Sub-Contractors During Current Reporting Period: \$					
5. Recipients Name and Address:			6. Recipient's Contact Person and Phone Number:		
7. List All DBE Payments Paid by Recipient or Prime Contractor During Current Reporting Period:					
Payment or Purchase Paid by Recipient or Prime Contractor	Amount Paid to Any DBE Contractor or Sub-Contractor For Service Provided to Recipient		Date of Payment (MM/DD/YY)	Procurement Type Code** (see below)	Name and Address of DBE Contractor of Sub-Contractor or Vendor
	MBE	WBE			
8. Initial here if no DBE contractors or sub-contractors paid during current reporting period:					
9. Initial here if all procurements for this contract are completed:					
10. Comments:					
11. Signature and Title of Recipient's Authorized Representative				12. Date	

Return to:
 Barbara August
 Division of Financial Assistance
 SWRCB
 PO Box 944212
 Sacramento, CA 94244-2120

Barbara.August@waterboards.ca.gov
 Phone: (916) 341-6952
 Fax: (916) 327-7469

Procurement Type:

- 1. Construction
- 2. Supplies
- 3. Services (includes business services; professional services; repair services and personnel services)
- 4. Equipment

Revised January 16, 2014

**STATE WATER RESOURCES CONTROL BOARD - DIVISION OF FINANCIAL ASSISTANCE
DISADVANTAGED BUSINESS ENTERPRISE (DBE) UTILIZATION
CLEAN WATER STATE REVOLVING FUND
INSTRUCTIONS FOR COMPLETING FORM UR-334**

- Box 1** Grant or Financing Agreement Number.
- Box 2** Semi-annual reporting period. Choose one semi-annual period and enter the correct years.
- Box 3** Enter the dates between which you made procurements under this financing agreement or grant.
- Box 4** Enter the total amount of payments paid to the contractor or sub-contractors during this reporting period.
- Box 5** Enter Recipient's Name and Address.
- Box 6** Enter Recipient's Contact Name and Phone Number.
- Box 7** Enter details for the **DBE purchases only** and be sure to limit them to the current period. 1) Use either an "R" or a "C" to represent "Recipient" or "Contractor." 2) Enter a dollar total for DBE and total the two columns at the bottom of the section. 3) Provide the payment date. 4) Enter a product type choice from those at the bottom of the page. 5) List the vendor name and address in the right-hand column
- Box 8** Initial here if no DBE contractors or sub-contractors were paid during this reporting period.
- Box 9** Initial this box only if all purchases under this financing agreement or grant have been completed during this reporting period or a previous period. If you initial this box, we will no longer send you a survey.
- Box 10** This box is for explanatory information or questions.
- Box 11** Provide an authorized representative signature.
- Box 12** Enter the date form completed.

From: [Mike Downey](#)
To: [Greg Orsini](#)
Cc: [Ron Walz](#); [Monty Hazlehurst](#)
Subject: McKinleyville DBE Documentation
Date: Monday, November 09, 2015 10:18:31 AM

Hi Greg,

Good news. CWSRF staff have confirmed that everything Auburn needed to submit at time of bid opening (regarding DBE and good faith effort) has been submitted.

We now need to provide the DBE certification for Auburn & their listed subcontractors (it should be a one page form they can print and includes their NAICS number). As long as the certifications match what was filled out on the EPA forms submitted with the bid, everything should be good to go. It is fine that the DBE certification was not submitted with the bid.

Please ask Auburn to provide the DBE certifications ASAP.

Thanks,

Mike Downey, P.E. | Project Engineer
Kennedy/Jenks Consultants
10850 Gold Center Drive, Suite 350 | Rancho Cordova, CA 95670
P: 916.858.2700 | F: 916.858.2754 | **Direct: 916.858.2732**

From: Greg Orsini
To: ["Mike Downey"](#); ["Dean Bailey"](#)
Cc: [Ron Walz](#); [Monty Hazlehurst](#); ["Tilbury, Treven"](#); [James Henry](#)
Subject: RE: McKinleyville DBE Documentation
Date: Monday, November 09, 2015 10:24:00 AM
Attachments: [image001.png](#)

Dean,

Please see the email below related to the status of the State Board review for the WWMF Improvement bid.

Please provide Mike the DBE certification per his instructions.

Thanks,

Greg

Gregory P. Orsini

General Manager

mcsdgm@mckinleyvillecsd.com

p 707.839.3251 c 707.616.3176



www.mckinleyvillecsd.com

From: Mike Downey [<mailto:MikeDowney@kennedyjenks.com>]
Sent: Monday, November 09, 2015 10:20 AM
To: Greg Orsini
Cc: Ron Walz; Monty Hazlehurst
Subject: McKinleyville DBE Documentation

Hi Greg,

Good news. CWSRF staff have confirmed that everything Auburn needed to submit at time of bid opening (regarding DBE and good faith effort) has been submitted.

We now need to provide the DBE certification for Auburn & their listed subcontractors (it should be a one page form they can print and includes their NAICS number). As long as the certifications match what was filled out on the EPA forms submitted with the bid, everything should be good to go. It is fine that the DBE certification was not submitted with the bid.

Please ask Auburn to provide the DBE certifications ASAP.

Thanks,

Mike Downey, P.E. | Project Engineer

Kennedy/Jenks Consultants

10850 Gold Center Drive, Suite 350 | Rancho Cordova, CA 95670

P: 916.858.2700 | F: 916.858.2754 | **Direct: 916.858.2732**



ERIN K. McDONOUGH
Attorney at Law

2500 Venture Oaks Way, Suite 150
Sacramento, CA 95833

(o) 916-993-4540
(d) 916-993-4547

November 10, 2015

erin@otmklaw.com

VIA EMAIL

Greg Orsini
General Manager
McKinleyville Community Services District
1656 Sutter Road
McKinleyville, CA 95519

Re: Response to Protest of Wahlund Construction, Inc. (Wastewater Management Facility Improvements – MCSD Contract No. 2015-01)

Dear Mr. Orsini:

This firm represents Auburn Constructors, Inc. ("Auburn"). This letter responds to the bid protest letter submitted by second-low bidder Wahlund Construction, Inc. ("Wahlund") on or about November 6, 2015, regarding the McKinleyville Community Services District's (the "District") award of the contract for the Wastewater Management Facility Improvements Project (the "Project") to Auburn.

For the reasons stated below, there is simply no merit to Wahlund's protest and the District should not, and must not, overturn its award of the contract for the Project to Auburn.

Applicable Rules Governing Bid and Award of the Contract

Pursuant to Public Contract Code section 20682(b), the District must award the contract "to the lowest responsible bidder after notice." Furthermore, "a contract must be awarded to the lowest bidder unless it is found that he is not responsible, i.e., not qualified to do the particular work under consideration." *City of Inglewood v. Super. Ct.*, 7 Cal. 3d 861, 867 (1972). Put simply, a "bidder is responsible if it can perform the contract as promised." *MCM Constr., Inc. v. City and County of San Francisco*, 66 Cal. App. 4th 359, 368 (1998). Here, Auburn is plainly a responsible bidder, and there is no contention to the contrary.

A successful bid must also be "responsive." The question of whether a bid is "responsive" to the bidding specifications is straightforward and, simply put, a "bid is responsive if it promises to do what the bidding instructions require." *Id.*

Because Auburn's bidding documents were submitted as dictated by the bidding instructions, there simply is no legitimate debate that Auburn's bid is responsive.

Auburn's Bid Is Fully Responsive

Wahlund's entire protest is based on its allegation that Auburn did not submit "any acknowledgment or documentation of its compliance with the mandatory Six Good Faith Efforts ('GFE') provision in the Bidding and Contract Documents." However, nothing in that section requires any bidder to include GFE documentation with its bid, other than forms EPA 6100-3 and EPA 6100-4 (the "EPA DBE Forms"), both of which were submitted by Auburn at bid time. Rather, Section 00490, which Wahlund relies on in its bid protest, states that "[t]he **completed forms must be submitted with each Bid or Proposal,**" referring to the EPA DBE Forms. (Emphasis in original). That section also states that the District "shall review the bidder's documents closely to determine that the GFE was performed **prior** to bid or proposal opening date." (Emphasis in original). In other words, the bidders must perform good faith efforts prior to submitting their bids and must submit the completed EPA DBE Forms. No other documentation is required at bid time.

Article 7 of the Bid Form also supports the conclusion that only the EPA DBE Forms are required to be submitted at bid time. That Article lists the "documents [that] are attached to and made a condition of [the] Bid." Notably, although Article 7 includes "DBE Subcontractor Forms," it makes no mention of any other GFE documentation.

Further, Wahlund was the only bidder to submit any GFE documentation at bid time, other than the EPA DBE Forms, further evidencing the lack of any such requirement.

It is important to note that Auburn simply followed the District's bidding instructions in submitting the EPA DBE Forms, but no other GFE documentation, at bid time. It is well established that a public agency is required to follow its own procurement rules. See *Pozar v. Department of Transportation*, 145 Cal. App. 3d 269, 271-72 (1983) ("[An appellate court] can . . . direct an agency to follow its own rules when it has a ministerial duty to do so . . ."). Thus, because the Bid Documents do not specify that additional GFE documentation is required to be provided at bid time, the District cannot reject Auburn's bid as non-responsive on that basis.

It should also be noted that the number of DBE subcontractors listed by Auburn on its EPA DBE Forms, as well as the percentage of work to be performed by those DBE subcontractors, far exceeds those listed by Wahlund. In all, Auburn listed thirteen (13) DBE subcontractors, totaling \$1,949,904, or 17.4% of Auburn's base bid. Conversely, Wahlund listed only three DBE subcontractors, totaling only \$174,213, or a mere 1.5% of Wahlund's base bid. With such a discrepancy, it is questionable whether Wahlund did, in fact, make the Good Faith Efforts required by the Bid Documents.

In sum, despite Wahlund's contentions otherwise, Auburn did precisely what the Bid Documents require by submitting the EPA DBE Forms with its bid. Nothing further was required and Auburn's bid cannot be found non-responsive.

Auburn's Submission of Additional GFE Documentation After Bid Closing Conferred No Competitive Advantage

As outlined above, Auburn's bid was plainly responsive and the District's analysis can stop there. If, for some reason, the District determines that there was any nonresponsiveness in Auburn's bid submission, the District can unquestionably waive any such irregularity as immaterial.

As the court in *Ghilotti Construction Co. v. City of Richmond*, 45 Cal. App. 4th 897, 904 (1996), stated:

[A] bid which substantially conforms to a call for bids may, though it is not strictly responsive, be accepted if the variance cannot have affected the amount of the bid or given the bidder an advantage or benefit not allowed the other bidders or, in other words, if the variance is inconsequential.

In determining whether an irregularity is “inconsequential,” and therefore may be waived, the courts also examine whether the irregularity is a vehicle for favoritism, affected the public entity’s ability to compare bids, or discouraged other potential bidders from submitting bids. *Ghilotti*, 45 Cal. App.4th at 907.

Wahlund has articulated no conceivable way in which Auburn’s submission of GFE documentation after close of bid gave Auburn a competitive advantage or created a vehicle for favoritism. As a primary matter, Auburn’s bid already having been submitted, Auburn could not adjust its bid amount in any way. Notably, Wahlund cited to no authority for its proposition that Auburn’s failure to provide GFE information that was not required to be submitted at bid time “afforded [Auburn] the opportunity to withdraw its bid and avoid its obligation to perform if after reviewing the other bids it determined it underbid the project.” As the Court in *MCM Construction, Inc. v. City and County of San Francisco*, 66 Cal. App. 4th 359, 376-77 (1998) stated, relying on Public Contract Code section 5103, “under the statutes for relief of bidders on public contracts, the only mistakes which could release a bidder from its bid are typographical or arithmetical errors, not mistaken submission of a bid.” Clearly, the GFE documentation that Wahlund claims should have been submitted at bid time does not equate to “typographical or arithmetical errors” and, therefore, Auburn could not have withdrawn its bid on this basis.

In any event, Wahlund’s argument that Auburn somehow had an advantage not available to other bidders is not accurate. Auburn simply followed the clear bidding instructions, which only required the GFE to be performed prior to bid and the EPA DBE Forms to be submitted with the bid. Clearly, only Wahlund interpreted the bid instructions to require any additional documentation, as it was the only bidder to do so.

Conclusion

Auburn has plainly established that it is the lowest responsive, responsible bidder and should be awarded the contract. Wahlund’s protest amounts to grasping at straws. California courts have addressed protests such as this as follows:

It certainly would amount to a disservice to the public if a losing bidder were to be permitted to comb through the bid proposal or license application of the low bidder after the fact, [and] cancel the low bid on minor technicalities, with the hope of securing acceptance of his, a higher bid. Such construction would be adverse to the best interests of the public and contrary to public policy.

Ghilotti Const. Co., 45 Cal. App.4th at 908. As demonstrated in this letter, Wahlund’s arguments of nonresponsiveness do not withstand scrutiny and amount to the type of bid-combing for minor technicalities rejected by California courts. Wahlund has articulated no legitimate reasons why the District should pay more for this work than it must.

Greg Orsini
McKinleyville Community Services District
Page 4

The District can comfortably ignore Wahlund's hyperbolic statements about the consequences of making an award to Auburn in light of the above. The District would only face adverse consequences if it awarded the Project to anyone other than Auburn in contravention of the Public Contract Code's mandate to award to the lowest responsive, responsible bidder.

In sum, Auburn urges the District to award the contract to Auburn, the lowest responsive, responsible bidder.

Thank you very much for your attention to this matter. Please feel free to contact me or Dean Bailey of Auburn if additional information is required.

Sincerely,



Erin K. McDonough

EKM/vs

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

November 17, 2015

RECEIVED

NOV 17 2015

McK. C.S.D.

10:30 am
JH

Greg Orsini, General Manager
McKinleyville Community Services District
1656 Sutter Road
McKinleyville, CA 95519

RE: Wahlund Construction, Inc.'s Reply to Auburn Constructors, Inc.'s
Response to Protest of Notice of Intent to Award (Wastewater
Management Facility Improvements – MCSD Contract No. 2015-01)

Dear Mr. Orsini:

Wahlund Construction, Inc. ("Wahlund") submits the following reply to Auburn Constructors, Inc.'s ("Auburn") response to Wahlund's bid protest. In its response, Auburn never directly addresses the primary argument submitted by Wahlund; namely, the issue of whether a bid is responsive must be determined by the face of the bid itself—without outside investigation or information. *Valley Crest Landscape, Inc. v. City Council* (1996) 41 Cal.App.4th 1432, 1438. Nor does Auburn not explain how a process that allows the apparent low bidder to submit GFE documentation after bid opening for the purpose of establishing its bid was responsive does not create a "vehicle for favoritism" prohibited by law. As shown below, Auburn's bid was indeed non-responsive. Further, a process that apparently would allow Auburn to submit post-bid GFE documentation to demonstrate its bid was responsive is unlawful because it creates a vehicle for favoritism.

Auburn's Bid was Non-Responsive

Auburn's argument that its bid was responsive is overly narrow and misses the mark. Auburn argues that its missing GFE compliance documents were not included in the list of "Documents that must be Submitted with Bids" set forth in Article 28 of the Instruction to Bidders and therefore its failure to provide them does not mean its bid was nonresponsive. But, a careful reading of that instruction shows that the list was only for **signed** documents that were required to be submitted with the bid. Section 28 states: "Bidders must submit the following signed Documents with their Bids:". The GFE compliance documents (documents that demonstrated the performance of GFE) are not signed documents. Accordingly, the GFE performance documentation would not have been included on the list Auburn relies upon. In order for Auburn's bid to have been responsive, Auburn needed to comply with both requirements set forth in the bid: (1) submit all the signed documents; and (2) submit the GFE performance documentation

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

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WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

required by Section 00490. Wahlund is not disputing that Auburn submitted all the required signed documents.

As to the GFE performance documentation, other than by submitting the GFE performance documentation, there was no possible means of demonstrating GFE performance. There was no box for bidders to check on the bid regarding their GFE performance. Nor was there any form for bidders to complete (and/or sign) regarding GFE performance. Thus, by process of elimination, the only possible manner in which a bidder could demonstrate GFE performance at the time of bid—and which would allow the District to determine whether the bid was responsive at the time of bid opening—was to submit the type GFE performance documentation that Wahlund submitted with its bid. Auburn's attempt to shift the focus to the fact that the GFE documentation was not included in the list of required signed documents is a red herring. GFE performance is an entirely different, independent and separate responsiveness requirement.

MCSD Must Follow its Own Rules Regarding Bid Responsiveness

Wahlund absolutely agrees with Auburn's position that: "It is well established that a public agency is required to follow its own procurement rules." *See, Posar v. Dept. of Transportation*, 145 Cal.App.3d 269, 271-72 (1983). The procurement rule at issue here, Section 00490 expressly states that the District "shall review the bidders' documents closely to determine that the GFE was performed prior to bid or proposal opening date" and that the failure to comply with the GFE requirements will result in a non-responsive bid.

MCSD must play the hand that is dealt in the bidding documents. It is required by law to follow its own rules. Those rules state that GFE compliance is a responsiveness issue. Under California case law responsiveness must be determined on the face of the bid *Valley Crest Landscape, Supra*, 41 Cal.App.4th at 1438. There is not a single case that provides to the contrary and Auburn cited to none.

There is nothing in Auburn's bid, however, which would allow MCSD to determine one way or another whether Auburn complied with or performed the GFE prior to bid opening date without reviewing documents that would need to be submitted after bid opening. Hence, Auburn's bid is non-responsive on its face. A process that would allow Auburn to submit documentation after bid opening in order to establish its bid was responsive would be in violation of California law.

The Issue is of Bid Responsiveness, Not Bidder Responsibility

Had the bid documents stated that the failure of the apparent low bidder to perform the GFE prior to bid opening would result in the bidder being a non-responsible bidder, then it would be absolutely acceptable and permissible for MCSD to review the GFE compliance documents after bid opening to determine whether Auburn was a

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

responsible bidder. But, the bid documents expressly characterize GFE compliance as a responsiveness issue. Consequently, MCSD has no discretion under the law to treat it as a responsibility issue and allow a bidder to submit post-bid opening documentation to establish a bid's responsiveness. *Valley Crest Landscape, Supra*, 41 Cal.App.4th at 1438.

The Bidding Process Cannot Create a Vehicle for Favoritism

Auburn's post-bid submission of documents to establish its bid was responsive at the time of bid would violate California law because that process constitutes a "vehicle for favoritism." *Ghilotti Construction Co. v. City of Richmond* (1996) 45 Cal.App.4th 897, 907. It creates a vehicle for favoritism because it improperly denies the other bidders the opportunity to review that additional documentation and the opportunity to submit a protest based on the failure of those additional documents to comply with the call of bid. One cannot challenge documents one has not seen and is denied from seeing.

Auburn claims that its bid includes a higher dollar amount of DBE work than Wahlund's bid. That is irrelevant. It's irrelevant because the bidding documents required the bidder to perform the GFE **prior to bid**. It is entirely conceivable that Auburn may have performed only one or two of the six mandatory GFE; nevertheless it still obtained bids from DBE subcontractors. The bidding documents required the performance of *all* the GFE, not just one or two. At present, Wahlund does not know what GFE performance documentation MCSD has received from Auburn, when it was received, or what the documentation was that would show Auburn performed all the GFE prior to bid.

As the process is presently structured, Wahlund has been and will be denied the opportunity to review Auburn's GFE documentation and the opportunity to raise the issue of Auburn's failure to comply with all the GFE requirements (if, in fact, Auburn failed to perform all the GFE). The process improperly denies Wahlund the opportunity to challenge Auburn's GFE performance documentation if that documentation is incomplete, or fails to show that Auburn performed all the GFE, or fails to show when Auburn performed the GFE. Because under the express provisions of Section 00490 the failure to perform the GFE prior to bid opening constitutes a non-responsive bid, MCSD cannot waive any aspect of Auburn's non-performance if it failed to perform the GFE. In that event, Wahlund is entitled to submit a challenge to any waiver of Auburn's non-performance.

As such, the improper post-bid process creates a vehicle for favoritism because it would theoretically allow MCSD to award the contract to Auburn notwithstanding Auburn's failure to comply with the bidding documents, and without running the risk of a bid protest or writ action). Thus, under Auburn's interpretation of the bidding documents and the rules they provide, the bidding process creates a vehicle for favoritism.

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

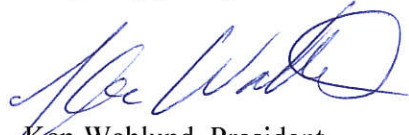
WAHLUND CONSTRUCTION, INC.

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Lic. #678993 A, B, Asbestos, Hazmat

Wahlund is not suggesting that MCSD has in fact engaged in, or is attempting to engage in, an improper process to show favoritism for a particular bidder. Instead, Wahlund is challenging the process, not the motive. This protest is merely addressing a potential impermissible defect in the bidding documents if the MCSD applies them as Auburn encourages it to do—in that the process creates a vehicle for favoritism by requiring the apparent low bidder to submit its GFE documents post-bid and in secrecy. The process at issue here, if used by an unscrupulous public agency that had the desire and intent to show favoritism, would be an enabling vehicle for favoritism and collusion. Thus, basing the determination of Auburn's bid on an examination of GFE compliance documents submitted post-bid would violate California law.

For all the reasons set forth above, as well as in Wahlund's initial protest letter, Wahlund respectfully requests the District to rescind the Notice of Intent to Award to Auburn and award the contract to Wahlund. In the alternative, Wahlund requests that the District reject all bids and allow for the Project to be re-bid.

Very truly yours,



Ken Wahlund, President
Wahlund Construction, Inc.

CC: Arthur G. Woodward

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

Page | 4

PHYSICAL ADDRESS:

1656 SUTTER ROAD
McKINLEYVILLE, CA 95519

MAILING ADDRESS:

P.O. BOX 2037
McKINLEYVILLE, CA 95519



MAIN OFFICE:

PHONE: (707) 839-3251
FAX: (707) 839-8456

PARKS & RECREATION OFFICE:

PHONE: (707) 839-9003
FAX: (707) 839-5964

November 20, 2015

Mr. Dean Bailey, President
Auburn Constructors, Inc.
730 W. Stadium Lane
Sacramento, CA 95834

RE: Notice of Protest Hearing

Gentlemen:

The District has now received Wahlund Construction, Inc.'s protest letter dated November 5, 2015, Auburn Constructors, Inc.'s response dated November 10, 2015, and Wahlund Construction, Inc.'s reply dated November 17, 2015. District staff intends to set the matter for hearing before the Board on December 9, 2015, at 7:00 p.m. at Azalea Hall, 1620 Pickett Road, McKinleyville.

Any and all documents in support or opposition to Wahlund Construction, Inc.'s protest must be received by the District via email on or before 4:00 p.m. on December 2, 2015.

Sincerely,

A handwritten signature in blue ink, appearing to read "Gregory Orsini", is written over a blue circular stamp.

Gregory Orsini,
General Manager

PHYSICAL ADDRESS:

1656 SUTTER ROAD
McKINLEYVILLE, CA 95519

MAILING ADDRESS:

P.O. BOX 2037
McKINLEYVILLE, CA 95519



MAIN OFFICE:

PHONE: (707) 839-3251
FAX: (707) 839-8456

PARKS & RECREATION OFFICE:

PHONE: (707) 839-9003
FAX: (707) 839-5964

November 20, 2015

Mr. Ken Wahlund, President
Wahlund Construction, Inc.
830 Hilma Drive
Eureka, California 95503

RE: Notice of Protest Hearing

Gentlemen:

The District has now received Wahlund Construction, Inc.'s protest letter dated November 5, 2015, Auburn Constructors, Inc.'s response dated November 10, 2015, and Wahlund Construction, Inc.'s reply dated November 17, 2015. District staff intends to set the matter for hearing before the Board on December 9, 2015, at 7:00 p.m. at Azalea Hall, 1620 Pickett Road, McKinleyville.

Any and all documents in support or opposition to Wahlund Construction, Inc.'s protest must be received by the District via email on or before 4:00 p.m. on December 2, 2015.

Sincerely,

Gregory Orsini,
General Manager



ERIN K. MCDONOUGH
Attorney at Law

2500 Venture Oaks Way, Suite 150
Sacramento, CA 95833

(o) 916-993-4540
(d) 916-993-4547

erin@otmklaw.com

December 2, 2015

VIA E-MAIL – mcsdgm@mckinleyvillecsd.com

Greg Orsini, General Manager
McKinleyville Community Services District
1656 Sutter Road
McKinleyville, CA 95519

RE: Auburn Constructors, Inc.'s Further Opposition and Response to Wahlund Construction, Inc.'s Protest of Notice of Award (Wastewater Management Facility Improvements - MCSD Contract No. 2015-01)

Dear Mr. Orsini:

As you know, this firm represents Auburn Constructors, Inc. ("Auburn"). This letter is in response to Wahlund Construction, Inc.'s ("Auburn") letter dated November 17, 2015 regarding award of the above-referenced project to Auburn.

The Bidding Documents Do Not Require Submission of Additional Good Faith Effort Documentation at Bid Time

Contrary to Wahlund's repeated assertions, nothing in the bid documents requires Auburn, or any other bidder, to submit documentation of Good Faith Efforts ("GFE"), other than EPA Forms 6100-3 and 6100-4 (the "EPA DBE Forms") at the time of bid. In fact, Wahlund is unable, in either of its letters, to point to any language in the Bid Documents that specifically requires the bidders to provide additional GFE documentation at the time of bid. As Auburn has stated previously, the only GFE documentation that was required to be submitted at bid time were the EPA DBE Forms. Indeed, a full reading of section 00490, upon which Wahlund relies, supports this. That section states, in relevant part,

The completed forms must be submitted with each Bid or Proposal. The recipient shall review the bidder's documents closely to determine that the GFE was performed prior to bid or proposal opening date. Failure to complete the GFE and substantiate completion of the GFE before the bid opening date could jeopardize CWSRF financing for the project. The following situations require action as indicated:

1. If the apparent low bidder was rejected, a complete explanation must be provided.

2. Failure of the apparent low bidder to perform the GFE prior to bid opening would constitute a non-responsive bid. The construction contract may then be awarded to the next low, responsive, and responsible bidder that meets the requirements or the Recipient may re-advertise the project.

The “completed forms” necessarily refer to Forms EPA 6100-3 and 6100-4, as they are specifically listed in the table immediately pre-ceding the above-quoted paragraph. Further, the “review of the bidder’s documents” must also refer to EPA DBE Forms because those are the only “documents” referred to in that paragraph. Further, only “failure . . . to perform the GFE prior to bid opening would constitute a non-responsive bid.” Notably, it does not state that failure to provide GFE documentation at bid time would constitute a non-responsive bid.

Moreover, Wahlund, in its November 17, 2015 letter states that “Auburn argues that its missing GFE compliance documents were not included in the list of ‘Documents that must be Submitted with Bids’ set forth in Article 28 of the Instruction to Bidders and therefore its failure to provide them does not mean its bid was nonresponsive.” Wahlund then goes on to state that Article 28 refers to only signed documents and that, therefore, Auburn’s argument is a red herring. Auburn’s November 10, 2015 letter, however, refers to Article 7 of the Bid Documents, not Article 28, as asserted by Wahlund. Article 7, unlike Article 28, does not refer to signed documents. Rather, it states, “The following documents are attached to and made a condition of this Bid.” Although that list includes “DBE Subcontractor Forms” it does not require any additional GFE documentation.

In addition, Wahlund’s assertion that because there was “no box for bidders to check regarding their GFE performance” the only possible manner in which a bidder could demonstrate GFE compliance was by submitting GFE documentation other than the EPA DBE Forms is misplaced. The very first page of the Bid Form, Article 2 states, “Bidder accepts all of the terms and conditions of the Invitation to Bid and Instructions to Bidders,” which necessarily includes performing good faith efforts. Thus, by signing the Bid, Auburn accepted and acknowledged that it performed such good faith efforts.

Further, had the District intended additional GFE documentation to be submitted at bid time, it could have stated as much. It did not and, therefore, cannot reject Auburn’s bid on that basis. Indeed, where, as here, the District has formally bid the Project, it may not, after bid opening, reject a bid based on requirements not enunciated in the bid documents and award the contract to whichever bidder it chooses. See, e.g., *Eel River Disposal and Resource Recovery, Inc. v. County of Humboldt*, 221 Cal. App. 4th 209 (2013) and *D.H. Williams Construction, Inc. v. Clovis Unified School Dist.*, 146 Cal. App. 4th 757 (2007). As the Court in *Eel River* noted, to do so would turn “the evaluative criteria and process described in the [bid documents] and the detrimental reliance thereon of the bidders, into a charade.” Thus, the District should proceed with its award of the Project to Auburn.

The District Did Not Intend for the Bidders to Submit Additional GFE Documentation at Bid Time

Not only are the Bid Documents absent of any requirement to submit additional GFE documentation at the time of bid, it is also clear from the actions of the District at and after bid time that the District did not intend for the bidders to submit additional GFE documentation at bid opening. It should be noted that the GFE documentation is not a typographical error that could be missed by a reviewer of the bid documents. Rather, the GFE documentation is comprised of over 100 pages, something not easily overlooked.

On November 4, 2015, District Staff recommended that the Board “[d]eclare Auburn Constructors, Inc. Responsible, Responsive, and Low Bidder,” “[a]ward the bid for Wastewater Management Facility Improvements to Auburn Constructors, Inc. for an amount of \$12,327,300,” and “[a]uthorize the Board President to execute the documents as Attachment 3 to allow the award of the contract and the notice to proceed contingent on an approved funding agreement from the State Water Board Clean Water State Revolving Fund.” District Staff further found that “No discrepancies were found in the apparent low bidder’s (Auburn) bid documents.” Had the District intended the bidders to submit over 100 pages of additional GFE documentation as Wahlund suggests, District staff certainly would have found there to be a discrepancy. Further, included with the Staff Recommendation was the Bid Tabulation, which indicated that the two forms to be submitted by the bidders, EPA Forms 6100-3 and 6100-4 were both “Completed” by all three bidders. Notably, nothing was marked “Incomplete” or even “Partially Complete.” Based upon District Staff’s recommendation, the Board voted to award the contract to Auburn, contingent on the State Water Board Determination of the bid Packet with an approved Funding Agreement.

Further, Dean Bailey of Auburn Constructors was present at the November 4, 2015, Board Meeting and brought with him all of Auburn’s GFE Documentation. Mr. Bailey asked Mr. Orsini of the District whether Auburn should provide the District with the Documentation at that time and Mr. Orsini stated that Auburn keep the GFE documents until they are requested to be submitted. Mr. Bailey subsequently contacted Barbara August with the State Water Resources Control Board (the “Water Board”) and Ms. August also stated that Auburn need not submit the GFE Documentation to the Water Board at that time, confirmed the GFE Documentation is generally not submitted at bid time, and reiterated that only the EPA DBE Forms are required to be submitted at bid time.

On November 9, 2015, Mr. Orsini forwarded an e-mail to Mr. Bailey from Mr. Downey of Kennedy/Jenks Consultants, which stated, in relevant part:

Good news. **[California Water State Revolving Fund] staff have confirmed that everything Auburn needed to submit at time of bid opening (regarding DBE and good faith effort) has been submitted.**

We now need to provide the DBE certification for Auburn & their listed subcontractors (it should be a one page form they can print and includes their NAICS number). As long as the certifications match what was filled out on the EPA forms submitted with the bid, everything should be good to go. **It is fine that the DBE certification was not submitted with the bid.**

A copy of this e-mail is attached as **Exhibit 1** to this letter. In response, Auburn submitted the DBE certifications that very day. Attached as **Exhibit 2** to this letter is Auburn’s DBE certification submission. In addition, to allay any doubts that Auburn did in fact perform Good Faith Efforts prior to bid, Auburn has attached as **Exhibit 3** to this letter its GFE Documentation, which, as stated above, Auburn has previously attempted to provide to the District and the Water Board.

Clearly, there is no risk of losing funding from the California Water State Revolving Fund (“CWSF”), as alleged by Wahlund, as the CWSF Staff concurs that the additional GFE Documentation was not due on the date of bid opening.

Even if the GFE Documentation was Required at Bid Time, it is an Immaterial Irregularity that the District can Waive, not a "Vehicle for Favoritism."

Even if the District determines that Auburn was required to submit additional GFE Documentation, the District has the right to waive inconsequential deviations and irregularities in the bid. *Ghillotti Constr. Co. v. City of Richmond*, 45 Cal. App. 4th 897 (1996). A public agency may waive any perceived irregularities or deviations which do not affect the amount of the bid or give a bidder a competitive advantage not allowed other bidders. *MCM Constr.*, 66 Cal. App. 4th at 373-74. The rule regarding the waiving of irregularities is succinctly stated in *Ghillotti*:

[A] bid which substantially conforms to a call for bids may, though it is not strictly responsive, be accepted if the variance cannot have affected the amount of the bid or given a bidder an advantage or benefit not allowed other bidders or, in other words, if the variance is inconsequential.

Id. At 904, quoting 47 Ops. Cal. Atty. Gen. 129, 130 (1966).

Under California law, a deviation must be especially serious for the public agency to lose its ability to waive the irregularity. In particular:

[T]he deviation must be capable of facilitating corruption or extravagance, or likely to affect the amount of bids or the response of potential bidders . . . It certainly would amount to a disservice to the public if a losing bidder were to be permitted to comb through the bid proposal . . . and cancel the low bidder on minor technicalities, with the hope of securing acceptance of his, a higher bid. Such construction would be adverse to the public and contrary to public policy.

MCM Constr., 66 Cal. App. 4th at 370. Wahlund alleges that the lack of the additional GFE Documentation "creates a vehicle for favoritism because it improperly denies the bidders the opportunity to review that additional documentation and the opportunity to submit a protest . . ." Not surprisingly, Wahlund cites to no authority to support this theory. Clearly, the inability of a disappointed bidder to comb through the successful bidder's GFE Documentation is not "capable of facilitating corruption or extravagance or likely to affect the amount of bids or the response of potential bidders.

While Auburn firmly believes that the lack of the additional GFE Documentation was not an irregularity or deviation at all, it clearly does not rise to the seriousness that would preclude the District from waiving it. Auburn was not advantaged by not submitting the additional GFE Documentation with its bid. First, submitting the GFE Documentation post bid, rather than with the bid, did not affect the performance of the GFE. As stated in the Bidding Documents, GFE must be performed pre-bid. That is a requirement that Auburn must still meet, even if additional GFE documentation is submitted post-bid. Further, the District was still able to compare bids, as the GFE documentation did not affect the dollar value of Auburn's bid, and the lack of such documentation could not have conceivably discouraged other potential bidders from submitting bids.

Some California courts have also analyzed this issue in the context of whether the bidder would be able to withdraw its bid without forfeiting its bid bond. As one court put it:

[T]he real issue is whether the contractor . . . would have been liable on the bond if they had attempted to back out of their bid after it had been accepted by the board. If the contractor would be able to avoid forfeiture of the bond after their bid is accepted, then the deficiency of the bid would have given them an unfair advantage over other bidders and would render the bid invalid.

Menefee v. County of Fresno, 163 Cal. App. 3d 1175, 1178-79 (1985). The *Menefee* court held that the only mistakes that could release a bidder from its bid are typographical or arithmetic errors, and, therefore, a bidder's failure to sign the appropriate line on the bid form was an inconsequential irregularity that could be waived. As discussed in Auburn's November 10, 2015 letter, lack of additional GFE Documentation would not be grounds for backing of the bid and, thus, it cannot be construed as a material deviation.

In sum, because Auburn promised to do what the bidding instructions require, its bid is responsive and if the District finds that it was not responsive, the District has the right to waive such a minor deviation.

In the unlikely event that Wahlund petitions for a writ of mandate, Auburn is prepared to defend the District, if so requested. Please feel free to contact me with any additional questions.

Sincerely,



Erin K. McDonough

EKM

Enclosures

cc: Dean Bailey

EXHIBIT 1

From: Greg Orsini
To: "Mike Downey"; "Dean Bailey"
Cc: Ron Walz; Monty Hazlehurst; "Tilbury, Treven"; James Henry
Subject: RE: McKinleyville DBE Documentation
Date: Monday, November 09, 2015 10:24:00 AM
Attachments: image001.png

Dean,

Please see the email below related to the status of the State Board review for the WWMF Improvement bid.

Please provide Mike the DBE certification per his instructions.

Thanks,

Greg

Gregory P. Orsini
General Manager
mcsdgm@mckinleyvillecsd.com
p 707.839.3251 c 707.616.3176



www.mckinleyvillecsd.com

From: Mike Downey [mailto:MikeDowney@kennedyjenks.com]
Sent: Monday, November 09, 2015 10:20 AM
To: Greg Orsini
Cc: Ron Walz; Monty Hazlehurst
Subject: McKinleyville DBE Documentation

Hi Greg,

Good news. CWSRF staff have confirmed that everything Auburn needed to submit at time of bid opening (regarding DBE and good faith effort) has been submitted.

We now need to provide the DBE certification for Auburn & their listed subcontractors (it should be a one page form they can print and includes their NAICS number). As long as the certifications match what was filled out on the EPA forms submitted with the bid, everything should be good to go. It is fine that the DBE certification was not submitted with the bid.

Please ask Auburn to provide the DBE certifications ASAP.

Thanks,

Mike Downey, P.E. | Project Engineer

Kennedy/Jenks Consultants

10850 Gold Center Drive, Suite 350 | Rancho Cordova, CA 95670

P: 916.858.2700 | F: 916.858.2754 | **Direct: 916.858.2732**

EXHIBIT 2

Erin K. McDonough

From: Dean Bailey <dbailey@auburnconstructors.com>
Sent: Monday, November 30, 2015 1:44 PM
To: Erin K. McDonough
Subject: FW: McKinleyville CSD Wastewater Management Facility Improvements Good Faith Efforts
Attachments: McKinleyville_DBE_SBE_certs.pdf

As requested.



J. Dean Bailey | President | dbailey@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-997-9727

From: Greg Whitten
Sent: Monday, November 09, 2015 2:07 PM
To: MikeDowney@kennedyjenks.com
Cc: Dean Bailey <dbailey@auburnconstructors.com>; mcsdgm@mckinleyvillecsd.com
Subject: McKinleyville CSD Wastewater Management Facility Improvements Good Faith Efforts

Here are the requested certifications for the DBE/SBE subcontractors and suppliers listed in our bid.

I have included a summary list of the firms listed in both the subcontractors with greater than 0.5% of the project, and of the firms that are certified as DBE/SBE.

I have included what I think is the appropriate NAICS code for each firm.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

McKinleyville CSD

Wastewater Management Facility Improvements

DBE certifications

<i>Prime Contractor</i>		<i>NAICS Number</i>
Auburn Constructors, Inc	Not DBE/SBE	221320

Listed Subcontractors (>0.5%)

Hooven and Company	SBE	238910	see attached Department of General Services Form
Sierra Geosynthetic Services	Not DBE/SBE		
Humboldt Fence Company	SBE	238990	see attached Department of General Services Form
Camblin Steel	Not DBE/SBE		
SJR Masonry	DBE/SBE	238140	see attached DOT Unified Certification Program Form
Jeffco Painting	SBE	238320	see attached Department of General Services Form
Synagro	Not DBE/SBE		

Listed Subcontractors/Suppliers (DBE/SBE)

		<i>NAICS Number</i>	
Fox Loomis	SBE	237110	see attached Department of General Services Form
Hooven & Company	SBE	238910	see attached Department of General Services Form
Laboratory by Design	SBE	238390	see attached Department of General Services Form
McMurray & Sons	SBE	238160	see attached Department of General Services Form
SJR Masonry	SBE	238140	see attached Department of General Services Form
SJR Masonry	DBE	238140	see attached DOT Unified Certification Program Form
Humboldt Fence Company	SBE	238990	see attached Department of General Services Form
Cisco Air	SBE	423830	see attached Department of General Services Form
Craneworks, Inc.	SBE	333923	see attached Department of General Services Form
Design Heating & Air	SBE	238220	see attached Department of General Services Form
Kernan Construction	SBE	212321	see attached Department of General Services Form
SWPPP Solutions	DBE	541330	see attached DOT Unified Certification Program Form
G2 Metal Fab	MBE	332312	see attached Supplier Clearing House Calif PUC Form
The Smith Company	SBE	238290	see attached Department of General Services Form
Jeffco Painting	SBE	238320	see attached Department of General Services Form

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FOX LOOMIS INC - #14321

Supplier Profile

Legal Business Name	FOX LOOMIS INC		
Doing Business As	FOX LOOMIS INC		
Address	6901 MC COMBER ST SACRAMENTO, CA 95828	Phone	(916) 383-2140
		FAX	(916) 383-8021
Email	sam@foxloomisinc.com		
Web Page	http://www.foxloomisinc.com		
Business Types	Construction		
Service Areas	Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,		
Keywords	GENERAL ENGINEERING WELL DRILLING DEWATERING WELL DESTRUCTION FOUNDATION DRILLING		
Construction License Types	A - General Engineering C-42 - Sanitation Systems C-57 - Well Drilling (Water)		
Classifications	711514 - Well service engineering	NAICS	237110

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Apr 16, 2013	Apr 30, 2017

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Jun 21, 2011	Jun 30, 2013
SB (Micro)	Expired	Jun 15, 2009	Jun 30, 2011
SB (Micro)	Expired	Apr 30, 2008	Jun 15, 2009

SB	Denied	Jul 31, 2003	Jul 31, 2003
SB	Expired	Jun 6, 2000	May 31, 2003
SB	Expired	Jan 25, 1996	Sep 30, 1997

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Hooven & Co. - #1262920

Supplier Profile

Legal Business Name	Hooven & Co.		
Doing Business As	Hooven & Co.		
Address	3445 Central Ave MC KINLEYVILLE, CA 95519	Phone	(707) 839-1291
		FAX	(707) 839-2836
Email	david@hoovenco.com		
Web Page	http://www.hoovenco.com		
Business Types	Construction Service		
Service Areas	Del Norte, Humboldt, Trinity,		
Keywords	Earthwork, Grading, Paving, underground utility instillation		
Construction License Types	A - General Engineering		
Classifications	221015 - Earth moving machinery 221016 - Paving equipment	NAICS 238910	

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Dec 5, 2013	Dec 31, 2017

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Dec 14, 2010	Dec 31, 2012

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LABORATORY BY DESIGN INC - #14822

Supplier Profile

Legal Business Name LABORATORY BY DESIGN INC

Doing Business As LABORATORY BY DESIGN INC

Address 450 TECHNOLOGY WAY Phone (707) 252-8218
 NAPA, CA 94558 FAX (707) 252-8226

Email sales@laboratorybydesign.com

Web Page <http://www.laboratorybydesign.com>

Business Types Non-Manufacturer

Service Areas Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,

Keywords furniture medical dental hospital equipment supplies durable goods limited specialty metal products prefabricated equipment

Classifications 301618 - Cabinetry
 411035 - Laboratory enclosures and accessories
 411039 - Laboratory centrifuges and accessories
 411233 - General laboratory storage containers and cabinets
 561220 - Laboratory furniture

NAICS 238390

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Nov 25, 2013	Nov 30, 2017

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Nov 16, 2012	Nov 30, 2013
SB	Expired	Nov 29, 2011	Nov 30, 2012
SB	Expired	Dec 7, 2010	Dec 31, 2011

SB	Expired	Oct 10, 2009	Dec 31, 2010
SB	Denied		
SB	Expired	Aug 11, 2006	Jul 31, 2009
SB	Expired	Sep 29, 2003	Aug 31, 2006
SB	Expired	Oct 4, 2000	Sep 30, 2003
SB	Denied	Oct 31, 1998	Oct 31, 1998
SB	Expired	Oct 29, 1998	Oct 31, 2000

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MCMURRAY & SONS ROOFING INC - #19094

Supplier Profile

Legal Business Name	MCMURRAY & SONS ROOFING INC		
Doing Business As	MCMURRAY & SONS ROOFING INC		
Address	PO BOX 1111 EUREKA, CA 95502	Phone	(707) 443-3088
		FAX	(707) 445-5790
Email	admin@mcmurrayandsons.com		
Web Page	http://www.mcmurrayandsons.com		
Business Types	Construction		
Service Areas	Del Norte, Humboldt, Lake, Lassen, Mendocino, Modoc, Plumas, Shasta, Siskiyou, Tehama, Trinity,		
Keywords	COMPOSITION ROOFING, TILE ROOFING, SHAKE SHINGLE ROOFING, SINGLE PLY ROOFING, MODIFIED BITUMEN ROOFING, METAL ROOFING, WATERPROOFING ROOFS		
Construction License Types	B - General Building Contractor C-02 - Insulation and Acoustical C-14 - Metal Roofing Systems C-39 - Roofing		
Classifications	721521 - Acoustical and insulation services 721526 - Roofing and siding and sheet metal services 721532 - Coating and caulking and weather water and fireproofing services		

NAICS 238160

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Mar 29, 2013	Feb 28, 2018

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Mar 29, 2012	Mar 31, 2013
SB	Denied	Jul 31, 1999	Jul 31, 1999

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SJR MASONRY & CONSTRUCTION - #20305

Supplier Profile

Legal Business Name	SJR MASONRY & CONSTRUCTION		
Doing Business As	SJR MASONRY & CONSTRUCTION		
Address	P O BOX 2233 MCKINLEYVILLE, CA 95519	Phone	(707) 839-2103
		FAX	(707) 839-2126
Email	sjrmasonry@yahoo.com		
Business Types	Construction		
Service Areas	Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Inyo, Kern, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Joaquin, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, Yuba,		
Keywords	masonry, block walls, brick, concrete, stone, block, interlocking pavers, cultured stone, simulated stone, glass block		
Construction License Types	B - General Building Contractor C-29 - Masonry		
Classifications	721519 - Masonry and stonework services 721527 - Concrete installation and repair services		

NAICS 238140

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Jul 2, 2013	Jul 31, 2017

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Aug 19, 2011	Aug 31, 2013
SB (Micro)	Expired	Sep 29, 2009	Sep 30, 2011
SB (Micro)	Expired	Mar 23, 2006	Sep 30, 2009
SB	Expired	Jul 25, 2005	Apr 30, 2006
SB	Expired	Feb 14, 2002	Aug 31, 2005

9/17/2015

BidSync: The State of California: SJR MASONRY & CONSTRUCTION

SB

Expired

Feb 14, 2000

Jan 31, 2002



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Mon Nov 09 11:18:32 PST 2015

Query Criteria

Firm/DBA Name: SJR Masonry

Firm Type: DBE

Firm ID	30508
Firm/DBA Name	SJR MASONRY & CONSTRUCTION
Address Line1	1580 CAMINO WAY
Address Line2	
City	MCKINLEYVILLE
State	CA
Zip Code1	95519
Zip Code2	
Mailing Address Line1	P. O. BOX 2233
Mailing Address Line2	
Mailing City	MCKINLEYVILLE
Mailing State	CA
Mailing Zip Code1	95519
Mailing Zip Code2	
Certification Type	DBE
EMail	sjrmasonry@outlook.com
Contact Name	STEVEN RODRIGUEZ
Area Code	(707)
Phone Number	839-2103
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	832-2126
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
DBE NAICS	238140;

ACDBE NAICS

Work Codes	C9829 RETAINER WALLS; C9842 MASONRY;
Licenses	B General Building Contractor; C29 Masonry Contractor;
Trucks	
Gender	M
Ethnicity	HISPANIC
Firm Type	DBE

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HUMBOLDT FENCE COMPANY - #1049810

Supplier Profile

Legal Business Name	CR FENCE COMPANY, INC.		
Doing Business As	HUMBOLDT FENCE COMPANY		
Address	5660 WEST END ROAD ARCATA, CA 95521	Phone	(707) 822-9511
		FAX	(707) 822-9512
Email	russ@humboldtffence.com		
Web Page	http://humboldtffence.com		
Business Types	Construction		
Service Areas	Del Norte, Humboldt, Mendocino, Trinity,		
Keywords	fence installation,repair,retail materials,chain link,wood,vinyl,agricultural,gates, gate operators		
Construction License Types	C-13 - Fencing		
Classifications	301520 - Fencing 301720 - Gates		

NAICS 238990

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Mar 1, 2012	Mar 31, 2017

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Jun 3, 2009	Sep 30, 2011
SB	Denied		

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CISCO AIR SYSTEMS INC - #3200

Supplier Profile

Legal Business Name CISCO AIR SYSTEMS INC

Doing Business As CISCO AIR SYSTEMS INC

Address 214 27TH ST Phone (916) 444-2525
 SACRAMENTO, CA 95816 FAX (916) 444-7619

Email billfrkovich@ciscoair.com

Web Page <http://www.ciscoair.com>

Business Types Service
 Non-Manufacturer

Service Areas Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,

Keywords AIR COMPRESSORS DRYERS VACUUM PUMPS INDUSTRIAL MACHINERY EQUIPMENT SUPPLIES OIL FREE AIR COMPRESSORS OIL FLOODED AIR COMPRESSORS AIR DRYERS AIR COMPRESSOR RENTALS

Classifications 401516 - Compressors

NAICS :

~~332412~~

423830

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Jun 17, 2013	Jul 31, 2016

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Oct 10, 2012	May 31, 2013
SB	Expired	Sep 22, 2011	Nov 30, 2012
SB	Denied	Oct 20, 2008	Oct 20, 2008
SB	Expired	Oct 31, 2005	Oct 31, 2008
SB	Denied	Mar 31, 2002	Mar 31, 2002

SB

Expired

Mar 26, 2002

Oct 31, 2005

SB

Denied

Mar 31, 1997

Mar 31, 1997

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CRANWORKS INC - #14107

Supplier Profile

Legal Business Name	CRANWORKS INC		
Doing Business As	CRANWORKS INC		
Address	P O BOX 2463 SAN LEANDRO, CA 94577-2463	Phone	(510) 357-4000
		FAX	(510) 357-4099
Email	vijay@craneworksinc.com		
Web Page	http://www.craneworksinc.com		
Business Types	Construction Service Manufacturer		
Service Areas	Alameda, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,		
Keywords	Bridge Cranes, Monorails, gantry Cranes, Jib Cranes, hoists, Spreader Beam, Load Beam, Lever Hoists, Chain Falls		
Construction License Types	D-21 - Machinery and Pumps		
Classifications	241016 - Lifting equipment and accessories 333923 - Overhead Traveling Crane, Hoist, and Monorail System Manufacturing		

NAICS 333923

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Aug 9, 2013	Aug 31, 2017

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Mar 8, 2006	Oct 31, 2009
SB	Expired	Apr 28, 2003	Mar 31, 2006
SB	Expired	Jul 20, 2001	Mar 31, 2003

SB

Denied

Jun 30, 1996

Jun 30, 1996

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Design Air Heating and Sheet Metal - #1726380

Supplier Profile

Legal Business Name	Design Air Heating and Sheet Metal		
Doing Business As	Design Air Heating and Sheet Metal		
Address	2039 Eich Road EUREKA, CA 95503	Phone	(707) 442-1484
		FAX	(707) 443-2187
Email	designairheating@sbcglobal.net		
Web Page	http://www.designairheating.com		
Business Types	Construction		
Service Areas	Del Norte, Humboldt, Lake, Mendocino, Shasta, Siskiyou, Sonoma, Trinity,		
Keywords	HVAC, Sheet Metal and Refrigeration Contractor		
Construction License Types	C-20 - Warm air heat, ventilating, Air Conditioning C-38 - Refrigeration C-43 - Sheet Metal		
Classifications	721510 - Boiler and furnace construction and maintenance services 721512 - Heating and cooling and air conditioning HVAC construction and maintenance services 721526 - Roofing and siding and sheet metal services		

NAKCS 238 220

Active Certifications

TYPE	STATUS	FROM	TO
SB (Micro)	Approved	Mar 7, 2014	Mar 31, 2018

Certification History

TYPE	STATUS	FROM	TO
SB (Micro)	Expired	Oct 28, 2011	Nov 30, 2013
SB	Denied		
SB	Denied		
SB	Denied		

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KERNEN CONSTRUCTION - #10373

Supplier Profile

Legal Business Name KERNEN CONSTRUCTION
 Doing Business As KERNEN CONSTRUCTION
 Address PO Box 1340 Phone (707) 826-8686
 BLUE LAKE, CA 95525 FAX
 Email sandra@kernenconstruction.com
 Web Page <http://www.kernenconstruction.com>
 Business Types Construction
 Service Areas Del Norte, Humboldt, Lake, Mendocino, Trinity,
 Keywords BRIDGES CONCRETE CONSTRUCTION MACHINING FABRICATION FIELD MAINTENANCE
 EXCAVATING GRADING PAVING ROCK ASPHALT
 Construction License Types A - General Engineering
 B - General Building Contractor
 C-08 - Concrete
 C-21 - Building moving, wrecking
 C-51 - Steel, Structural
 HAZ - Hazardous Substance Removal Certification
 Classifications 221015 - Earth moving machinery
 221016 - Paving equipment
 221019 - Building construction machinery and accessories
 221020 - Building demolition machinery and equipment
 301216 - Asphalts
 721411 - Infrastructure building and surfacing and paving services

NAKS 212321

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Apr 26, 2013	May 31, 2016

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	May 18, 2012	May 31, 2013

SB	Expired	May 27, 2011	Jun 30, 2012
SB	Expired	Feb 18, 2010	May 30, 2011
SB	Denied	Jan 26, 2009	Jan 26, 2009
SB	Denied	Jan 26, 2009	Jan 26, 2009
SB	Expired	Jan 10, 2008	Jan 31, 2009
SB	Expired	Dec 12, 2005	Nov 30, 2007
SB	Expired	Dec 16, 2002	Nov 30, 2005
SB	Expired	Jul 5, 1996	Jun 30, 1998

[Back To Query Form](#)**Search Returned 1 Records**

Mon Nov 09 11:32:31 PST 2015

Query Criteria

Firm/DBA Name: SWPPP Solutions

Firm Type: DBE

Firm ID	32706
Firm/DBA Name	SWPPP SOLUTIONS, INC.
Address Line1	2205 HILLTOP DRIVE, #8006
Address Line2	
City	REDDING
State	CA
Zip Code1	96002
Zip Code2	
Mailing Address Line1	2205 HILLTOP DRIVE, #8006
Mailing Address Line2	
Mailing City	REDDING
Mailing State	CA
Mailing Zip Code1	96002
Mailing Zip Code2	
Certification Type	DBE
EMail	dave@swpppsolutions.com
Contact Name	BARBARA JILL BURNS
Area Code	(530)
Phone Number	222-4339
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(530)
Fax Phone Number	223-2798
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	14;
Districts	09;
DBE NAICS	541330; 541490; 541618;

ACDBE NAICS

NAICS 541330

Work Codes	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING;
Licenses	C8765 DRAFTING;
Trucks	EC Civil Engineer;
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

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SUPPLIER CLEARINGHOUSE CERTIFICATE OF ELIGIBILITY

CERTIFICATE EXPIRATION DATE: 04-08-2018

The Supplier Clearinghouse for the Utility Supplier Diversity Program of the California Public Utilities Commission hereby certifies that it has audited and verified the eligibility of:

G2 METAL FAB, INC **NAICS 332 312**
of Livermore, California as a MBE

pursuant to Commission General Order 156, and the terms and conditions stipulated in the Verification Application Package. This Certificate shall be valid only with the Clearinghouse seal affixed hereto.

Eligibility must be maintained at all times, and renewed within 30 days of any changes in ownership or control. Failure to comply may result in a denial of eligibility. The Clearinghouse may reconsider certification if it is determined that such status was obtained by false, misleading or incorrect information. Decertification may occur if any verification criterion under which eligibility was awarded later becomes invalid due to Commission ruling. The Clearinghouse may request additional information or conduct on-site visits during the term of verification to verify eligibility.

This certification is valid only for the period that the above named firm remains eligible as determined by the Clearinghouse. Utility companies may direct inquiries concerning this Certificate to the Clearinghouse at 800-359-7998 in Los Angeles.

VON: 15030033

Determination Date: 04-08-2015

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THE SMITH COMPANY INC - #11982

Supplier Profile

Legal Business Name	THE SMITH COMPANY INC		
Doing Business As	THE SMITH COMPANY INC		
Address	2110 MARCH RD ROSEVILLE, CA 95747-9702	Phone	(916) 772-3777
		FAX	(916) 772-3773
Email	gerrykearney@smithcodoors.com		
Web Page	http://www.smithcodoors.com		
Business Types	Construction		
Service Areas	Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Los Angeles, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Orange, Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino, San Diego, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura, Yolo, Yuba,		
Keywords	doors, gates and activating devices		
Construction License Types	B - General Building Contractor D-28 - Doors, Gates and Activating Devices		
Classifications	301715 - Doors 301720 - Gates 301721 - Garage doors and operators		

NAICS 238290

Active Certifications

TYPE	STATUS	FROM	TO
SB	Approved	Mar 1, 2013	Feb 28, 2018

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Nov 8, 2011	Nov 30, 2012
SB	Expired	Sep 23, 2010	Sep 30, 2011
SB	Expired	Jul 21, 2009	Jul 31, 2010

SB	Expired	Jun 6, 2008	Jun 30, 2009
SB	Expired	Jul 19, 2007	Jun 30, 2008
SB	Expired	Feb 21, 2002	Jul 31, 2005

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 or call 800-990-9339

Jeffco Painting & Coating, Inc. - #1592120

Supplier Profile

Legal Business Name Jeffco Painting & Coating, Inc.
 Doing Business As Jeffco Painting & Coating, Inc.
 Address P.O. Box 1888 Phone (707) 562-1900
 VALLEJO, CA 94590 FAX
 Email geneglockner@jeffcoptg.com
 Business Types Construction
 Service Areas Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Yolo, Yuba,
 Keywords Industrial Painting and Coating, Blasting and Lead Abatement
 Construction License Types C-33 - Painting and Decorating
 Classifications 721513 - Painting and paper hanging services
 731811 - Coating services

NAICS 238320

Active Certifications

TYPE	STATUS	FROM	TO
DVBE	Approved	Jan 15, 2015	Apr 30, 2016
SB	Approved	Apr 10, 2013	Apr 30, 2016

Certification History

TYPE	STATUS	FROM	TO
SB	Expired	Jun 15, 2012	Jun 30, 2013
SB	Expired	May 4, 2011	Jun 30, 2012

EXHIBIT 3



DBE Good Faith Effort Documentation

For
McKinleyville Community
Services District

McKinleyville Community Services
District Wastewater Management Facility
Improvements Project (Contract #2015-01)
McKinleyville, CA

Dated
October 22nd, 2015

Good Faith
Effort
Documentation

Prepared By
Auburn
Constructors, Inc.

1

Good Faith Efforts-
Step 1

2

Good Faith Efforts-
Step 2

3

Good Faith Efforts-
Step 3

4

Good Faith Efforts-
Step 4

5

Good Faith Efforts-
Step 5

Good Faith Efforts – Step 1

Step 1: Prime contractor divided into small proprietary portions as specified below which the contract will be awarded to be performed by DBE to provide an opportunity for participation by those enterprises.

LIST OF POSSIBLE SUBCATEGORIES OF WORK

CATEGORY:	SPEC SECTION:
Div. 01: General Requirements	01040, 01140
Div. 02: Site Work	02050, 02055, 02080, 02085, 02200, 02301, 02705, 02712, 02775, 02820, 02920
Div. 03: Concrete	03200, 03300
Div. 04: Masonry	04050, 04220
Div. 05: Metals	05090, 05100, 05500, 05724
Div. 06: Woods & Plastic	06100, 06178, 06200
Div. 07: Thermal & Moisture Protection	07190, 07200, 07311, 07410, 07600
Div. 08: Doors & Windows	08220, 08307, 08330, 08410, 08700, 08800, 08900, 08910

LIST OF POSSIBLE SUBCATEGORIES OF WORK-CONTINUED

Div. 09: Finishes	09110, 09250, 09350, 09650, 09900, 09920, 09960
Div. 10: Specialties	10050, 10170, 10400, 10500, 10800
Div. 11 Equipment	11217, 11225, 11240, 11303, 11320, 11372, 11374, 11376, 11385, 11880, 11903, 11980
Div. 12 Furnishings	12346
Div. 13 Special Construction	13418
Div. 14 Conveying Systems	
Div. 15 Mechanical	15400, 15800
Div. 16 Electrical	

Good Faith Efforts – Step 2

Step 2: Prime contractor established delivery schedules as follows:

CATEGORY:	DELIVERY DATE:
Div. 01: General Requirements	January 2016
Div. 02: Site Work	January 2016
Div. 03: Concrete	February 2016
Div. 04: Masonry	June 2016
Div. 05: Metals	March 2016
Div. 06: Woods & Plastic	June 2016
Div. 07: Thermal & Moisture Protection	June 2016
Div. 08: Doors & Windows	June 2016
Div. 09: Finishes	July 2016
Div. 10: Specialties	October 2016
Div. 11 Equipment	September 2016
Div. 12 Furnishings	September 2016
Div. 13 Special Construction	October 2016
Div. 14 Conveying Systems	September 2016
Div. 15 Mechanical	June 2016
Div. 16 Electrical	

Good Faith Efforts – Step 3

- ✓ On September 16, 2015, Prime contractor emailed nlia@sanfranciscombdacentr.com and mark.mccomas@sba.gov to notify our interest in soliciting DBE for this project. (*See attached email*) Prime Contractor went to the SBA.gov website to attain information.
- ✓ On September 15, 2015, Prime contractor emailed a solicitation letter requesting bids from DBE subcontractors. An email was made to each subcontractor and is noted on FORM 1. (*See Section 4*) Documentation of each email is also included in Section 4 directly behind FORM 1.
- ✓ On September 17, 2015, Prime contractor advertised in the Northern California Civil Engineering Bulletin-Reed Construction Data for DBE subcontractor's bids. (*See attached documentation*)
- ✓ On September 23, 2015, Prime contractor advertised in the Eureka Times Standard & the Tri-City Weekly for DBE subcontractor's bids. (*See attached documentation*)

Karen Aziz

From: Greg Whitten
Sent: Wednesday, September 16, 2015 12:01 PM
To: nli@sanfranciscombdacenter.com; Mark McComas (mark.mccomas@sba.gov)
Cc: Karen Aziz; Bill Franceschini
Subject: McKinleyville Wastewater Management Facility Improvements: Good Faith Efforts

Follow Up Flag: Follow up
Flag Status: Flagged

We are bidding this project in McKinleyville, California. The estimated cost is \$11 Million.

The work is to replace existing treatment processes with improved processes approved by the state. This will consist of added lined basins, new equipment, and new structures.

We will need quotes for staking, sitework, building trades, and painting. Please make this opportunity available to participating DBE/SBE subcontractors and suppliers.

We have posted this opportunity on your websites.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Wednesday, September 16, 2015 12:01 PM
To: nli@sanfranciscombdcenter.com; Mark McComas (mark.mccomas@sba.gov)
Cc: Karen Aziz; Bill Franceschini
Subject: McKinleyville Wastewater Management Facility Improvements: Good Faith Efforts

Follow Up Flag: Follow up
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We have posted this opportunity on your websites.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Display Solicitation Record

Your solicitation has been entered in SUB-Net database. Thank you very much!

Prime's Name: **Auburn Constructors**

Contact: **Greg Whitten**

Address 1: **730 W. Stadium Ln**

Address 2:

City: **SACRAMENTO** State: **CA**

Zip: **95834** Zip+4:

Phone: **916-924-0344**

Fax: **916-924-1800**

Email: **gwhitten@auburnconstructors.com**

Seeking: • **US Department Of Transportation
Disadvantaged Business Enterprise
(DBE)**

- **Small Disadvantaged Business (SDB)**
- **Women Owned Small Business (WOSB)**
- **Hubzone Small Business (HUBZSB)**
- **Veteran Owned Small Business (VOSB)**
- **Other Small Business**
- **Service-Disabled Veteran-Owned Small Business(SD-VOSB)**

Description: **We are bidding an \$11 Million
wastewater plant upgrade in
northwestern California. We will need
quotes for staking, sitework, building
trades, painting.**

NAICS Code: **221320**

Place of performance: **CA - California**

Prime Sol. Number: **102215**

Subcontract Sol. Number: **102215**

Bid Closing Date: **10/22/2015**

Time: **2:00 PM PDT**

[Company List](#) [Add A Company](#) [Search For Company](#) [Match Summary](#) [Logout](#)
Offer Overview
Auburn Constructors

The following is a summary of the information you have submitted into the Opportunity Database. If you would like to add or modify any of the information below, please click the "Edit" link corresponding to the section you would like to edit.

Please keep in mind that for your Opportunity to be complete and active, you must complete the Contact Information, Offer Information (with today's date falling between the open and close dates), Bond Information, Location Information, as well as supply at least one SIC or NAICS code.

*** Required Fields**

OPPORTUNITY STATUS	
Current Status:	Active
Last Modified Date:	September 16, 2015
Last Modified By:	Greg Whitten
SPECIAL INITIATIVE PROGRAMS Edit	
Is this opportunity related to Special Initiative Programs?	
OPPORTUNITY INFORMATION Edit	
* First Name:	Greg
* Last Name:	Whitten
* Telephone:	916-924-0344
Email Address:	gwhitten@auburnconstructors.com
* Date Open:	September 16, 2015
* Date Closed:	October 22, 2015
* Opportunity Title:	McKinleyville Wastewater Management Facility
* Solicitation ID:	102215
* Contract Value Amount:	\$11,000,000
* Estimated Contract Duration:	1 Year - 2 Years
* Opportunity Type:	Local Government
* Offer Description:	We are bidding a wastewater plant improvement project in northwestern California. We need quotes for staking, sitework, building trades, and painting.
* Keywords:	Construction
* Bond Request:	Unknown
Bond Amount:	Not Specified
* INDUSTRY CODES Edit	
NAICS: 2213 - Water, Sewage and Other Systems	
* LOCATION INFORMATION Edit	
McKinleyville, California 95519 USA	

Thank you for participating in the
Minority Business Development Agency's Opportunity program.

**REQUEST FOR QUALIFIED DBE/SBE
SUBCONTRACTORS AND SUPPLIERS FOR:**

McKinleyville Community Services District
Wastewater Management Facility Improvements
McKinleyville, California

Bid Date: October 22, 2015 at 2:00 PM

Trades Requested Included, but are not limited to:
Staking, Sitework, HDPE Liners, Rebar, Building Trades, Painting, and HVAC.

Plans and Specifications are available for viewing at our office, and on local builders' exchanges.
We have also made the information available on a Dropbox site.

This project requires a good faith effort to solicit quotations from DBE/SBE subcontractors and suppliers. This project also has American Iron and Steel requirements.

Contact: gwhitten@auburnconstructors.com

AUBURN CONSTRUCTORS, INC.
730 W. Stadium Lane, Sacramento, CA 95834
Phone: (916) 924-0344 Fax: (916) 924-1800
An Equal Opportunity Employer

CLASSIFIEDS

**REQUEST FOR QUALIFIED DBE/SBE
SUBCONTRACTORS AND SUPPLIERS FOR:**

McKinleyville Community Services District
Wastewater Management Facility Improvements
McKinleyville, CA

BID DATE: OCTOBER 22, 2015 AT 2:00 PM

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Painting, and HVAC.

Plans and Specifications are available for viewing at
our office, and at local builders' exchanges. We have
also made the information available on a Dropbox site.

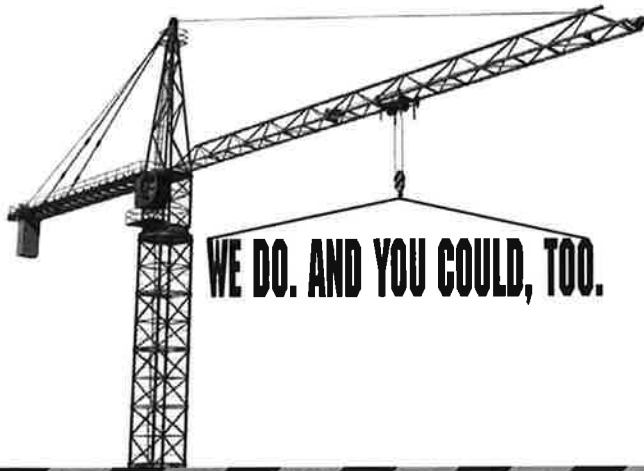
This project requires a good faith effort to solicit
quotations from DBE/SBE subcontractors and suppliers.

This project also has American Iron and Steel
requirements.

AUBURN CONSTRUCTORS, INC.

730 W. Stadium Lane, Sacramento, CA 95834
Phone: (916) 924-0344 Fax: (916) 924-1800
Contact: gwhitten@auburnconstructors.com

An Equal Opportunity Employer

GOT SUBS??

**ADVERTISE YOUR SUBCONTRACTOR
AND SUPPLIER REQUESTS
FOR CONSTRUCTION BUSINESSES
RIGHT HERE IN CALIFORNIA.**

DAILY CONSTRUCTION SERVICE®
(800) 242-9747

**REQUEST FOR QUALIFIED AND RESPONSIBLE
SUBCONTRACTORS AND SUPPLIERS, INCLUDING
CERTIFIED DBE/MBE/WBE/SBE/SBRA/LSAF/HUB
FIRMS FOR:**

Recycled Water Storage & Distribution Pump
Pajaro Valley Water Management Agency
PVWMA Invitation # P15PS01964
Engineer's Estimate: \$4,300,000

BID DATE: SEPTEMBER 22, 2015 AT 11:00 AM

The Project consists of construction of a partially buried
concrete storage tank, pump station improvements, and
all associated work to create complete and operable
facilities and as described in the plans and
specifications.

Trades include but are not limited to: Dewatering,
Shoring, Earthwork, Grading, Marine Work, Paving &
Surfacing, Water Systems, Sewage & Drainage,
Irrigation, Fences and Gates, Landscaping, Concrete
Formwork, Concrete Reinforcement, Structural
Concrete, Clay Unit Masonry, Marble, Granite, Structural
Steel, Architectural Woodwork, Hardware, Lath and
Plaster, Stucco, Tile, Fluid Waste Treatment/disposal
Equipment, Elevators, Material Handling Systems,
Hoists & Cranes, Standby Power Generator Systems,
Alarm & Detection Systems, Clock/Program Systems,
and Trucking.

Contract documents will be available to view and
purchase at the office of the Pajaro Valley Water
Management Agency located at 36 Brennan St.,
Watsonville, CA 95076. Copies of the Bidding
Documents can be purchased from Watsonville
Blueprint, 41D Hangar Way, Watsonville, CA. Bidding
Documents may also be examined at the City of
Watsonville Water Resources Center at 500 Clearwater
Lane, Watsonville, CA 95076 and at our office located
at 555 Exchange Court, Livermore, CA 94550

- Project will be using and following California State
Revolving Fund Guidelines
 - DBE participation is encouraged.
 - EPA paperwork is required

Performance & Payment Bonds may be required.
Please contact the Estimating Department at Mountain
Cascade, Inc. for assistance with bonding, insurance,
lines of credit, and job overview.

MOUNTAIN CASCADE, INC.

555 Exchange Court, Livermore, CA 94551
Telephone: 925-373-8370, Fax: 925-373-0940
estimating@mountaincascade.com

*Mountain Cascade, Inc. is
An Equal Opportunity Employer*

Today's Opportunities ADVERTISING PROOF

Northern California Civil Engineering

Bulletin

Reed Construction Data

Advertising
P.O. Box 1748
Glen Ellen, CA 95442

Contact: Vikki D'Armiento
800-242-9747 • Fax: 800-850-9009

REQUEST FOR QUALIFIED DBE/SBE SUBCONTRACTORS AND SUPPLIERS FOR:

McKinleyville Community Services District
Wastewater Management Facility Improvements
McKinleyville, CA

BID DATE: OCTOBER 22, 2015 AT 2:00 PM

Trades Requested Include, but are not limited to:
Staking, Sitework, HDPE Liners, Rebar, Building Trades,
Painting, and HVAC.

Plans and Specifications are available for viewing at
our office, and at local builders' exchanges. We have
also made the information available on a Dropbox site.

This project requires a good faith effort to solicit
quotations from DBE/SBE subcontractors and suppliers.

This project also has American Iron and Steel
requirements.

AUBURN CONSTRUCTORS, INC.

730 W. Stadium Lane, Sacramento, CA 95834
Phone: (916) 924-0344 Fax: (916) 924-1800

Contact: gwhitten@auburnconstructors.com

An Equal Opportunity Employer

CLIENT: Auburn Constructors, Inc.

To : Karen A.

SIZE: 4"

Run Dates: 9/17 2015

RATE: \$ 116.00

TERMS: Net 30 days from Invoice Date.

SPECIAL INSTRUCTIONS:

APPROVAL: Please publish the attached advertise-
ment in Daily Construction Service,
Northern California Edition, per terms
and conditions above. I have reviewed
the ad copy and have marked any nec-
essary corrections.

OK?

Signed: 

Date: 

Advertising Order Confirmation

The Times-Standard
The North Coast's Only Newspaper

Tri-City
Weekly

Redwood Times | The Humboldt Beacon

09/23/15 2:26:34PM
Page 1 of 1

Ad Order Number
0005580272

Sales Rep
ggutierrez

Order Taker
ggutierrez

Order Source
Select Source

Customer
AUBURN CONSTRUCTORS

Customer Account
3750503

Customer Address
730 W STADIUM LANE
SACRAMENTO CA 95834 USA

Pavor Customer
AUBURN CONSTRUCTORS

Pavor Account
3750503

Pavor Address
730 W STADIUM LANE
SACRAMENTO CA 95834 USA

PO Number

Ordered By

Customer Fax

Customer Email

Current Queue
Ready

Invoice Text

Ad Order Notes

Tear Sheets
0

Proofs
0

Blind Box

Materials

Promo Type

Special Pricing
None

Ad Number
0005580272-01

Ad Size
2.0 X 20 Li

Color

Production Color

Ad Attributes

Production Method
AdBooker

Production Notes

External Ad Number

Pick Up

Ad Type
CLS Liner

Ad Type

Production Method
AdBooker

Production Notes

REQUEST FOR QUALIFIED DBE/SBE
Subcontractors and Suppliers For:
Mickelberry Community Services District
Waste Water Management Facility
Improvements. Bid Date: Oct. 22 at 2pm.
Trades req'd inc. but are not limited to:
staking, sitework, HDPE liners, rebar,
building trades, painting, and HVAC. Plans
and specs. are avail. for viewing at our office
& on local builders exchanges. We also made
the info avail. on a dropbox site. This proj-
ect req's a DBE/SBE subcontractor & suppli-
ers. This project also has American Iron and
Steel req. **AUBURN CONSTRUCTORS, INC.**
730 W. Stadium Ln. Sacramento, CA 95834
Phone: 916-924-0344 Fax: 916-924-1800.
gwhitten@auburnconstructors.com EOE.

Product
Eureka Times Standard

Requested Placement
Announcements NC

Requested Position
Notices NC-728~

Run Dates
09/27/15

Inserts
1

Product
Tri-City Weekly

Requested Placement
Announcements NC

Requested Position
Notices NC-728~

Run Dates
09/29/15

Inserts
1

Order Charges:

Gross Amount
\$194.13

Net Amount
\$194.13

Total Amount
\$194.13

Payment Method
Credit Card - MC-5183

Payment Amount
\$194.13

Amount Due
\$0.00

Please note: If you pay by bank card, your card statement will show "CA NEWSPAPERS ADV" or "CALIFORNIA NEWSPAPER ADVERTISING SERVICES", depending on the type of card used.

Good Faith Efforts – Step 4

Step 4: FORM 1 which records solicitation of qualified DBE's is attached. Method of contact is outlined with email and/or fax proof of contact method attached. (*See enclosed documentation*)

FORM 1

MINORITY AND WOMEN OWNED BUSINESS ENTERPRISE (MBE/WBE) “GOOD FAITH” EFFORT LIST OF SUBCONTRACTORS SOLICITED

Contractor Name	Contractor Address	DBE	How Located	Date of Contact	Contact Method	Task Description	Delivery Schedule	Response (Yes/No)
Omsbery & Preston	Kpreston @omsberg.com	DBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Staking	January 2016	Not Bidding, Per Kim
Kelly O'Hern Associates	mike@kellyoernassociates.com		DOT/ Bidsync	9/15/2015	Email	Staking	January 2016	Yes
Pacific Affiliates	info@paccaff.com		DOT/ Bidsync	9/15/2015	Email	Staking	January 2016	Undecided
SHN	gwilliston@shn-engr.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Staking	January 2016	Undecided
Axiom Surveying	phil.taylor@consultant.com		DOT/ Bidsync	9/15/2015	Email	Staking	January 2016	Yes
SWPPP Solutions/ Redding	dave@swpppsolutions.com		DOT/ Bidsync	9/17/2015	Email	SWPPP	January 2016	Yes
Pacific Watershed Associates/McKin	kathym@pacificwatershed.com	SBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	SWPPP	January 2016	Yes
LACO/Eureka	dower@lacoassociates.com	SBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	SWPPP	January 2016	Yes, Per Andy

Clear Creek Systems	jsamuli@clearcreeksystems.com		DOT/ Bidsync	9/15/2015	Email	Filter Box	April 2016	No Response
Rain for Rent	dkrimetz@rainforrent.com		DOT/ Bidsync	9/15/2015	Email	Filter Box	April 2016	No Response
Synagro	jpugliaresi@synagro.com		DOT/ Bidsync	9/15/2015	Email	Biosolids Removal	January 2016	Yes
Wastewater Solids Management	vprince@qastewatermanagement.com		DOT/ Bidsync	9/15/2015	Email	Biosolids Removal	January 2016	No Response
Fox Loomis	az@foxloomisinc.com	SBE	DOT/ Bidsync	9/23/2015 & 10/20/2015	Email & Phone	Dewatering	April 2016	Yes
Jensen Precast	swalsh@jensenprecast.com		DOT/ Bidsync	9/15/2015	Email	Precast Manholes Precast Utility Vaults	April 2016	Yes
Cook Concrete Products	vince@cookconcreteproducts.com		DOT/ Bidsync	9/15/2015	Email	Precast Manholes Precast Utility Vaults	April 2016	No Response
Hooven & Company/ McKinleyville	david@hoovenco.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Site Preparation Earthwork	January 2016	Yes
GR Sundberg/Arcata	ron@grsinc.bix	DBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Site Preparation Earthwork	January 2016	Yes
McCullough Construction/Arcata	denamccullough@mcculloughconstruction.com	DBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Site Preparation Earthwork	January 2016	No Answer

Wallace Structures	wallacestr@aol.com	DBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Site Preparation Earthwork	January 2016	No Answer, LVM
Kernen	bmcintosh@kernenconstruction.com	SBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Site Preparation Earthwork	January 2016	Yes
Eureka Sand and Gravel	michaelm@eurekareadymix.com		DOT/ Bidsync	9/15/2015	Email	Aggregate	January 2016	Yes
Kernen	bmcintosh@kernenconstruction.com	SBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Aggregate	January 2016	Yes
Frank Zabel Trucking/Eureka	zabeltrucking@gmail.com	DBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Trucking	January 2016	Yes
Hooven & Company/ McKinleyville	david@hoovenco.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Paving	April 2017	Yes
GR Sundberg/Arcata	ron@grsinc.bix	DBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Paving	April 2017	Yes
Kernen	bmcintosh@kernenconstruction.com	SBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Paving	April 2017	Yes
Sierra Geosynthetics	tracyl@sierrageo.com		DOT/ Bidsync	9/15/2015	Email	HDPE	June 2016	Yes
International Lining	michael@intlining.com		DOT/ Bidsync	9/15/2015	Email	HDPE	June 2016	No Response

Layfield	laura.quillen		DOT/ Bidsync	9/15/2015	Email	HDPE	June 2016	No
Field Lining	eric@flsi.us		DOT/ Bidsync	9/22/2015	Email	HDPE	June 2016	Yes
D & E Construction	jed@deconst.net		DOT/ Bidsync	9/15/2015	Email	HDPE	June 2016	Undecided
Humboldt Fence	ann@humboldtffence	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Fencing	January 2016	Yes, per Ann
Miller Farms/McKinleyville	rmiller@millerfarmsnursery.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Fencing	January 2016	No Answer, LVM for Kelly
Kiona Landscaping/Eureka	egrueztmacherjr@gmail.com	DBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Fencing	January 2016	No Answer, LVM for Ernie
Camblin	bill@camblinsteel.com		DOT/ Bidsync	9/15/2015	Email	Rebar	February 2016	Yes
Eureka Ready Mix	michaelm@eurekareadymix.com		DOT/ Bidsync	9/21/2015	Email	Concrete Ready Mix	February 2016	No Response
Powell Concrete Pumping	bpgpowell@suddenlink.net		DOT/ Bidsync	9/17/2015	Email	Concrete Pumping	February 2016	Yes
SJR Masonry/McKinleyville	sjrmasonry@outlook.com	SBE/ DBE	DOT/ Bidsync	9/16/2015	Email	Masonry	June 2016	Yes
Neal McKenny Construction	njmckenny@suddenlink.net		DOT/ Bidsync	9/15/2015	Email	Masonry	June 2016	No Response

G2 Metal Fab	kho@g2metalfab.com		DOT/ Bidsync	9/15/2015	Email	Misc. Metals	March 2016	Yes
C & C Metal Works	Jim@candmetals.com		DOT/ Bidsync	9/15/2015	Email	Misc. Metals	March 2016	Yes
Cody Builders Supply	metals@codybuildersupply.com		DOT/ Bidsync	9/15/2015	Email	Misc. Metals	March 2016	No Response
Berger Steel	Jason@bergersteel.com	SBE	DOT/ Bidsync	9/21/2015 & 10/20/2015	Email & Phone	Misc. Metals	March 2016	Yes, Per Jason
Tri-Star Metals	aaron@tsmfab.com		DOT/ Bidsync	9/15/2015	Email	Misc. Metals	March 2016	Undecided
Golden Rail	goldrail@goidrail.com		DOT/ Bidsync	9/15/2015	Email	Handrail	June 2016	Yes
Peak to Peak	sooper@peaktopeakrailings.com		DOT/ Bidsync	9/15/2015	Email	Handrail	June 2016	Yes
M & M Structures Inc.	mmstructuresinc@hotmail.com		DOT/ Bidsync	9/15/2015	Email	Rough Carpentry	June 2016	No Response
Systems Plus/Anderson	frontdesk@systplus.com		DOT/ Bidsync	9/15/2015	Email	Rough Carpentry	June 2016	Yes
Ray Wolfe Construction/Arcata	ryan@raywolfeconstruction.com		DOT/ Bidsync	9/15/2015	Solicited through their website	Rough Carpentry	June 2016	No Response
DCI Construction/ Ferndale	Solicited through their website		DOT/ Bidsync	9/15/2015	Email	Rough Carpentry	June 2016	No Response

Danco Group/Arcata	estimating@danco-group.com	Native	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Rough Carpentry	June 2016	Not Bidding
Pierson Company/Eureka	Solicited through their website	SB	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Rough Carpentry	June 2016	Not Bidding, Per Crystal
Pacific Builders/Arcata	Solicited through their website		DOT/ Bidsync	9/15/2015	Email	Rough Carpentry	June 2016	No Response
W John Gray Construction/ Hydesville	jdgray@aol.com	DBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Rough Carpentry	June 2016	No Answer, LVM
Alcal	scott.stanley@alcal.com		DOT/ Bidsync	9/15/2015	Email	Building Insulation	June 2016	Yes
A & I Roofing/Arcata	Solicited through their website		DOT/ Bidsync	9/15/2015	Email	Asphalt Shingle Roofing	June 2016	Unsure
Alves Inc./Arcata	info@thinkalvesinc.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Asphalt Shingle Roofing	June 2016	Not Bidder, Per Debby
McMurray and Sons	sachio@mcmurrayandsons	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Asphalt Shingle Roofing	June 2016	Yes
BK Mill	skorhummel@bkmill.com		DOT/ Bidsync	9/15/2015	Email	Hollow Metal Doors	June 2016	Not Bidding
Midstate Specialties	marnold@midstatespecialties.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Hollow Metal Doors	June 2016	No Answer, LVM

Bell Hardware/Redding	richb@bellhardware.com		DOT/ Bidsync	9/15/2015	Email	Hollow Metal Doors	June 2016	Yes
BK Mill	skorhummel@bkmill.com		DOT/ Bidsync	9/15/2015	Email	FRP Doors	June 2016	Not Bidding
Midstate Specialties	marnold@midstatespecialties.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Hollow Metal Doors	June 2016	No Answer, LVM
Chem Pruf Door	info@chem-pruf.com		DOT/ Bidsync	9/15/2015	Email	FRP Doors	June 2016	No Response
Tiger Door	dennisz@thegroup.com		DOT/ Bidsync	9/15/2015	Email	FRP Doors	June 2016	No Response
Burlingame Eng./ Fib-R-Door	Perter.bei@astound.net		DOT/ Bidsync	9/15/2015	Email	FRP Doors	June 2016	No Response
Sholes Overhead Door/Blue Lake	Solicited through website		DOT/ Bidsync	9/15/2015	Email	Overhead Doors	June 2016	No Response
Eureka Overhead Door/Eureka	office@eurekaoverheaddoors.com		DOT/ Bidsync	9/16/2015	Email	Overhead Doors	June 2016	No Response
Overhead Door of Eur/Arc/McKinley	Solicited through website	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Hollow Metal Doors	June 2016	No Answer, LVM
UNEAC	Bnh777@hotmail.com		DOT/ Bidsync	9/15/2015	Email	Metal Framing Drywall	July 2016	No Response
Gary Davis/ McKinleyville	hemibelvedere55@hotmail.com		DOT/ Bidsync	9/15/2015	Email	Metal Framing Drywall	July 2016	No Response

Primo Drywall/Cutten	(707) 445-3788		DOT/ Bidsync	9/15/2015	Phone	Metal Framing Drywall	July 2016	Yes
Carbonneau Tile/Eureka	Christine@ceramictile.com		DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Ceramic Tile	July 2016	Yes
Robert Stile Inc.	Robertstileinc.aol.com		DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Ceramic Tile	July 2016	Yes
Nelson Floor/McKinleyville	tbuckweet@att.net		DOT/ Bidsync	9/15/2015	Email	Resilient Flooring	July 2016	No Response
Alves Inc./Arcata	info@thinkalvesinc.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Coatings	June 2016	Not Bidding, Per Debby
Mason Painting	dave.mpi@sbcglobal.net	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Coatings	June 2016	Yes
FD Thomas	mikek@fdthomas.com		DOT/ Bidsync	9/15/2015	Email	Coatings	June 2016	No Response
Jeffco Painting	toddanderson@jeffcoptg.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Coatings	June 2016	Not Bidding
Redwood Painting	greggd@redwoodptg.com		DOT/ Bidsync	9/15/2015	Email	Coatings	June 2016	Yes
Hamanaka Painting/Eureka	glenn@hamanakapainting.com	DBE	DOT/ Bidsync	9/17/2015 & 10/20/2015	Email & Phone	Coatings	June 2016	Maybe, Per Glenn

Spec Ten	andyspecten@aol.com		DOT/ Bidsync	9/15/2015	Email	Building Specialties	July 2016	Yes
Spec Ten	andyspecten@aol.com		DOT/ Bidsync	9/15/2015	Email	Toilet Partitions	July 2016	Yes
Spec Ten	andyspecten@aol.com		DOT/ Bidsync	9/15/2015	Email	Identifying Devices	July 2016	Yes
Spec Ten	andyspecten@aol.com		DOT/ Bidsync	9/15/2015	Email	Lockers	July 2016	Yes
Spec Ten	andyspecten@aol.com		DOT/ Bidsync	9/15/2015	Email	Toilet Accessories	July 2016	Yes
GS/Huber	ryoung@goblesamplson.com		DOT/ Bidsync	9/15/2015	Email	Screening Equipment		No Response
CH /Parkson	brian@chcwater.com		DOT/ Bidsync	9/15/2015	Email	Screening Equipment		Yes
Misco/Wes Tech	sclarke@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Screening Equipment		Yes
CC/Ovivo	brian@chcwater.com		DOT/ Bidsync	9/15/2015	Email	Clarifier Equipment		Yes
Misco/Envirex Evoqua	sclarke@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Clarifier Equipment		Yes
GM/Walker Process	bwilliams@gierlich- mitchell.com		DOT/ Bidsync	9/15/2015	Email	Clarifier Equipment		No Response

Misco/Wes Tech	sclarke@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Clarifier Equipment	Yes
Hydrogate-Southwest Valve	b.matejek@southwestvalve.com		DOT/ Bidsync	9/15/2015	Email	Gates	No Response
Waterman-Frank Olsen	dennis.winslow@frankolsen.com		DOT/ Bidsync	9/15/2015	Email	Cast Iron Sluice Gates	No Response
Fountainne	jm@jmsquared.com		DOT/ Bidsync	9/15/2015	Email	SST Sluice Gates	No Response
Golden Harvest	slcarket@miscowater.com		DOT/ Bidsync	9/15/2015	Email	SST Sluice Gates	Yes
Fountainne	jm@jmsquared.com		DOT/ Bidsync	9/15/2015	Email	Slide Gates	No Response
Golden Harvest	slcarket@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Slide Gates	Yes
Hydrogate-Southwest Valve	b.matejek@southwestvalve.com		DOT/ Bidsync	9/15/2015	Email	Slide Gates	No Response
Waterman-Frank Olsen	dennis.winslow@frankolsen.com		DOT/ Bidsync	9/15/2015	Email	Slide Gates	No Response
JM2/Fairbanks Morse	jm@jmsquared.com		DOT/ Bidsync	9/15/2015	Email	Vertical Turbine Pumps	No Response
Grundfos/Peerless	rbrieno@grundfos.com		DOT/ Bidsync	9/15/2015	Email	Vertical Turbine Pumps	Yes

GM/Goulds	bwilliams@gierlich-mitchell.com		DOT/ Bidsync	9/15/2015	Email	Vertical Turbine Pumps	No Response
G3/Floway	jim@g3engineering.com		DOT/ Bidsync	9/15/2015	Email	Vertical Turbine Pumps	Yes
PWR/Flowserve	alan@pacificwaterresources.com		DOT/ Bidsync	9/15/2015	Email	Vertical Turbine Pumps	No Response
Grundfos/Peerless	rbrieno@grundfos.com		DOT/ Bidsync	9/15/2015	Email	Submersible Turbine	Yes
GM/Goulds	bwilliams@gierlich-mitchell.com		DOT/ Bidsync	9/15/2015	Email	Pumps	Yes
Bioworks	degibson@bioworksus.com		DOT/ Bidsync	9/15/2015	Email	Aeration System	Yes
CH/Parkson	brian@chcwater.com		DOT/ Bidsync	9/15/2015	Email	Aeration System	Yes
Thermo Fischer/MasterFlex L/S Cole	Directmarketing-through website		DOT/ Bidsync	9/15/2015	Email	CaOH Metring System	No Response
Misco/Watson Markow	sclark@miscowater.com		DOT/ Bidsync	9/15/2015	Email	CaOH Metring System	Yes
Flo-Line/ABS	gary@floinepumps.com		DOT/ Bidsync	9/15/2015	Email	Submersible Wastewater Pumps	Yes

Xylem/Flygt	John.maupin@xylemic.com		DOT/ Bidsync	9/15/2015	Email	Submersible Wastewater Pumps		Yes
JBj/Wilo	jimzaiser@jbiwater.com		DOT/ Bidsync	9/15/2015	Email	Submersible Wastewater Pumps		Yes
Harco Sales/Little Giant	Brendan@harcosales.com		DOT/ Bidsync	9/15/2015	Email	Package Sewage Ejectors		No Response
Cisco Air/IR	toddbarrett@ciscoair.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Air Comp. Receiver		No Answer, LVM
Accurate Air	msilva@accurateair.com		DOT/ Bidsync	9/15/2015	Email	Air Comp. Receiver		No Response
Rogers Machinery/Eureka	Tony.giraud@rogers- machinery.com		DOT/ Bidsync	9/15/2015	Email	Air Comp. Receiver		Yes
JBj/Boeger	jimzaiser@jbiwater.com		DOT/ Bidsync	9/15/2015	Email	Rotary Lobe Pumps		Yes
Rockwell Solutions/Vogelsang	kent@rockwellsolutions.us		DOT/ Bidsync	9/15/2015	Email	Rotary Lobe Pumps		No Response
Rockwell Solutions/Lobe Pro	kent@rockwellsolutions.us		DOT/ Bidsync	9/15/2015	Email	Rotary Lobe Pumps		No Response
Osborne Company/Amtrol	sales@osborneco-inc.com		DOT/ Bidsync	9/15/2015	Email	Hydropneum atic Tanks		No Response
Southwest/Young Engineering	b.matejek@southwestvalve.com		DOT/ Bidsync	9/15/2015	Email	Hydropneum atic Tanks		No Response

Misco/Pulsco	sclarke@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Hydropneumatic Tanks		Yes
Cheyenne	scott@cheyennemfg.com		DOT/ Bidsync	9/15/2015	Email	Life Ring Stations		Yes
Clipper/Isco	ahoy@clippercontrols.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Automatic Samplers		Yes
HACH Sigma	info@pontonind.com		DOT/ Bidsync	9/15/2015	Email	Automatic Samplers		Yes
Laboratory by Design	mike@laboratorybydesign.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email	Laboratory Casework		Yes
Burlingame/Shelter Works	Peter.bei@astound.net		DOT/ Bidsync	9/15/2015	Email	Fiberglass Enclosures		Yes
Clipper/Trancom	ahoy@clippercontrols.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Fiberglass Enclosures		Yes
Ward/Warminster	cgwwwtp@aolc.om		DOT/ Bidsync	9/15/2015	Email	Fiberglass Enclosures		No Response
Misco/Plastifab	sclarke@miscowater.com		DOT/ Bidsync	9/15/2015	Email	Fiberglass Enclosures		Yes
Carpenter Rigging/Them rep	hugh@carpenterrigging.com		DOT/ Bidsync	9/15/2015	Email	Davit Cranes		Yes
Craneworks	Vijay@craneworksinc.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Davit Cranes		Yes, Per Vijay

Carpenter Rigger/Them rep	hugh@carpenterrigging.com		DOT/ Bidsync	9/15/2015	Email	Portable Gantry Crane		Yes
Craneworks	Vijay@craneworksinc.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	Portable Gantry Crane		Yes, Per Vijay
Southwest Supports	cskar@southwestsupports.com		DOT/ Bidsync	9/15/2015	Email	Pipe Supports		Yes
Farwest	tplanter@farwestinsulation.com		DOT/ Bidsync	9/15/2015	Email	Pipe Insulation		No Response
Performance Contracting	Lance.bolden@pcg.com		DOT/ Bidsync	9/15/2015	Email	Pipe Insulation		Yes
FAO	Dennis.winslow@frankaolsen.com		DOT/ Bidsync	9/15/2015	Email	Valves		Yes
SW	b.matejek@southwestvalve.com		DOT/ Bidsync	9/15/2015	Email	Valves		Yes
California Pipe Fab	dennistr@calpipefab.com		DOT/ Bidsync	9/15/2015	Email	Fabricated Steel Pipe		No Response
Jifco	jay@jifco.com		DOT/ Bidsync	9/15/2015	Email	Fabricated Steel Pipe		Yes
Fast Fab	rcameron@fastfab.com		DOT/ Bidsync	9/15/2015	Email	Fabricated Steel Pipe		No Response
Western Waterworks	gipparsons@msn.com		DOT/ Bidsync	9/15/2015	Email	Fabricated Steel Pipe		No Response

California Pipe Fab	dennistr@calpipefab.com		DOT/ Bidsync	9/15/2015	Email	SST Pipe	No Response
Jifco	jay@jifco.com		DOT/ Bidsync	9/15/2015	Email	SST Pipe	Yes
Western Waterworks	gipparsons@msn.com		DOT/ Bidsync	9/15/2015	Email	SST Pipe	No Response
James Long Construction	mtucker@jameslongconstruction.com	SBE	DOT/ Bidsync	9/15/2015 & 10/20/2015	Email & Phone	HVAC	Yes, Bidding Per Matt
California Heating/Arcata	les@caheat.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	HVAC	Yes, Bidding Per Les
Design Air Heating/Eureka	ken@designairheating.com	SBE	DOT/ Bidsync	9/16/2015 & 10/20/2015	Email & Phone	Flashing/ Sheet Metal	Yes
Air Tight Heating/Eureka	(707) 442-0749		DOT/ Bidsync		Phone	Louvers	No Response

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:09 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater improvements: life ring
Attachments: AIS requirements.pdf

Cheyenne Manufacturing



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 1:30 PM
To: 'scott@cheyennemfg.com'
Subject: McKinleyville wastewater improvements: life ring

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work are four life ring stations; specification section 11903.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

Are you interested in quoting the life rings?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:10 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater improvements: air compressor
Attachments: AIS requirements.pdf

Cisco Air



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 1:48 PM
To: 'toddbarrett@ciscoair.com'
Subject: McKinleyville wastewater improvements: air compressor

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is a 5 HP air compressor with receiver; specification section 11372. IR and Atlas Copco are named.

The plans and specs are posted on our

dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

Are you interested in quoting the air compressor system?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:13 AM
To: Karen Aziz
Subject: FW: McKinleyville waterwater facility improvements: HVAC
Attachments: AIS requirements.pdf

James Long Construction



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 4:19 PM
To: 'mtucker@jameslongconstruction.com'
Subject: McKinleyville waterwater facility improvements: HVAC

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the HVAC for the new building and related work; specification section 15800.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

Are you interested in quoting the HVAC?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
P: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:14 AM
To: Karen Aziz
Subject: FW: McKinleyville

Mason Painting



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 4:22 PM
To: 'dave.mpi@sbcglobal.net'
Subject: McKinleyville

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:14 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Jeffco Painting



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 4:26 PM
To: 'toddanderson@jeffcoptg.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work are coatings, 09900, 09920, 09960, and 07190..

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the coatings?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:16 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements: staking

Omsberg & Preston



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 15, 2015 4:42 PM
To: 'kpreston@omsberg.com'
Subject: McKinleyville wastewater facility improvements: staking

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the staking? This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:18 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: AIS requirements.pdf

California Heating



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 9:35 AM
To: 'les@caheat.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor. This is an estimated \$11 Million dollar bid.

Included in the work is HVAC in the new blower/electrical/maintenance building.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

The funding also requires that the bidding contractors make a Good Faith Effort to solicit quotes from DBE subcontractors and suppliers. The definition of DBE now includes Small Business Enterprises. If you are a registered SBE subcontractor, please let us know. We will need to include some forms from you at bid time.

Are you interested in quoting the HVAC?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:19 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: AIS requirements.pdf

Design Air



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 9:43 AM
To: 'ken@designairheating.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor. This is an estimated \$11 Million dollar bid.

Included in the work is HVAC in the new blower/electrical/maintenance building.

The plans and specs are posted on our dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

The funding also requires that the bidding contractors make a Good Faith Effort to solicit quotes from DBE subcontractors and suppliers. The definition of DBE now includes Small Business Enterprises. If you are a registered SBE subcontractor, please let us know. We will need to include some forms from you at bid time.

Are you interested in quoting the HVAC?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com

Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:20 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Hooven



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 10:32 AM
To: 'david@hoovenco.com'
Subject: McKinleyville wastewater facility improvements

You attended the prebid for this project, as I did.

Are you intending on bidding as a prime contractor for this \$11 Million project, or do you intend on quoting the sitework portion?

If you intend on quoting the sitework portion, we would like to work out a scope of work with you. We specialize in water and wastewater treatment plants; we do our own concrete, underground, piping, and electrical typically. We usually get a subcontractor for the major earthwork items and paving.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:21 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

CR Sundberg



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 10:33 AM
To: 'grs@grsinc.biz'
Subject: McKinleyville wastewater facility improvements

You attended the prebid for this project, as I did.

Are you intending on bidding as a prime contractor for this \$11 Million project, or do you intend on quoting the sitework portion?

If you intend on quoting the sitework portion, we would like to work out a scope of work with you. We specialize in water and wastewater treatment plants; we do our own concrete, underground, piping, and electrical typically. We usually get a subcontractor for the major earthwork items and paving.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:22 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater management facility

SHN



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 2:32 PM
To: 'gwilliston@shn-engr.com'
Subject: McKinleyville wastewater management facility

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdv6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the staking? This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:24 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Eureka Overhead Door



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 3:43 PM
To: 'office@eurekaoverheaddoors.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor. (near Eureka)

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the overhead door for a new operations building? (section 08330/door schedule on A002) This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:26 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements: flooring

Alves



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 3:59 PM
To: 'info@thinkalvesinc.com'
Subject: McKinleyville wastewater facility improvements: flooring

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the resilient flooring for a new operations building? (section 09650/finish schedule on A002) This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:27 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements: asphalt shingle roofing

Alves for roofing



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:02 PM
To: 'info@thinkalvesinc.com'
Subject: McKinleyville wastewater facility improvements: asphalt shingle roofing

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the asphalt shingle roofing for a new operations building? (section 07730; architectural drawings) This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:27 AM
To: Karen Aziz
Subject: FW: [Landscape] Chain Link Fencing at Wastewater Plant

Miller Farms for fencing

Greg Whitten | Estimator | gwhitten@auburnconstructors.com Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

-----Original Message-----

From: Ross Miller [<mailto:rmiller@millerfarmsnursery.com>]
Sent: Wednesday, September 16, 2015 4:08 PM
To: Greg Whitten
Subject: RE: [Landscape] Chain Link Fencing at Wastewater Plant

Yes

---Original Message-----

From: gwhitten@auburnconstructors.com [<mailto:gwhitten@auburnconstructors.com>]
Sent: Wednesday, September 16, 2015 2:37 PM
To: rmiller@millerfarmsnursery.com
Subject: [Landscape] Chain Link Fencing at Wastewater Plant

Greg Whitten sent a message using the contact form at <http://millerfarmsnursery.com/contact>.

We are bidding on the McKinleyville wastewater plant improvements. Included in the work is some changes to the chain link fencing. Are you interested in quoting this?

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:28 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements: fencing
Attachments: AIS requirements.pdf

Miller Farms



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:13 PM
To: 'rmiller@millerfarmsnursery.com'
Subject: McKinleyville wastewater facility improvements: fencing

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the chain link fencing and gates?

See drawings C106 through C109. There is a new chain link connecting to existing fencing at two points running around the new biosolids basin. There are two gates in it.

The standard details are on C002, and the spec is 02820.

This is a prevailing wage project. There are also American Iron and Steel requirements. See attached.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:28 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements: masonry
Attachments: AIS requirements.pdf

SJR Masonry



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:21 PM
To: 'sjrmasonry@yahoo.com'
Subject: McKinleyville wastewater facility improvements: masonry

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the masonry for the new blower/electrical/maintenance building?

This is a prevailing wage project. There are also American Iron and Steel requirements. See attached.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:29 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: AIS requirements.pdf

Midstate Specialties for doors



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:28 PM
To: 'marnold@midstatespecialties.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the hollow metal doors for the new blower/electrical/maintenance building? See the door schedule on A002; there are also FRP doors.

There are also American Iron and Steel requirements. See attached.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:31 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Maples Plumbing



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:52 PM
To: 'rmaples@maplesplumb.com'
Subject: McKinleyville wastewater facility improvements

Are you interested in quoting the HVAC/plumbing for this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:32 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Humboldt Fence



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:53 PM
To: 'ann@humboldtfence.com'
Subject: McKinleyville wastewater facility improvements

Are you interested in quoting the chain link fencing and gates on this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:32 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

McMurray and Sons for roofing



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 16, 2015 4:58 PM
To: 'sachio@mcmurrayandsons.com'
Subject: McKinleyville wastewater facility improvements

Are you interested in quoting the asphalt shingle roofing on this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:34 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Humboldt Fence ...another email



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 8:29 AM
To: 'Ann Robison'
Subject: RE: McKinleyville wastewater facility improvements

The new chain link fencing is shown on drawings C106 through C109. It runs around the biosolids basin and connects to existing fencing. There are details on C002.

The contractor will open up the existing fence on the southeast side for a laydown area. See C100, flag 1 with reference to section 1500. The staging area will need new 8 ft chain link per 1500 1.06 C, and then in the end that fence will be removed and new fence installed to replace the original fencing.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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From: Ann Robison [<mailto:ann@humboldtfence.com>]
Sent: Thursday, September 17, 2015 8:05 AM
To: Greg Whitten
Subject: RE: McKinleyville wastewater facility improvements

Yes, I have full size plans coming and we will be putting an estimate together.

Ann Robison
Administrative Assistaint
Humboldt Fence Co
564 HWY 36
Fortuna CA 95540

P-707-822-9511
F-707-822-9512
www.humboldtence.com

From: Greg Whitten [<mailto:gwhitten@auburnconstructors.com>]
Sent: Wednesday, September 16, 2015 4:53 PM
To: ann@humboldtence.com
Subject: McKinleyville wastewater facility improvements

Are you interested in quoting the chain link fencing and gates on this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:35 AM
To: Karen Aziz
Subject: FW: McKinleyville

Miller Farms ...more email



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 8:30 AM
To: 'rmiller@millerfarmsnursery.com'
Subject: McKinleyville

I looked at this a little more.

The new chain link fencing is shown on drawings C106 through C109. It runs around the biosolids basin and connects to existing fencing. There are details on C002.

The contractor will also open up the existing fence on the southeast side for a laydown area. See C100, flag 1 with reference to section 1500. The staging area will need new 8 ft chain link per 1500 1.06 C, and then in the end that fence will be removed and new fence installed to replace the original fencing.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:36 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

LACO ... SWPPP



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 8:52 AM
To: 'dowerr@lacoassociates.com'
Subject: McKinleyville wastewater facility improvements

Are you considering quoting the SWPPP portion of the work for this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, September 17, 2015 11:41 AM
To: zabeltrucking@gmail.com
Cc: Karen Aziz
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work structural backfill in an existing pond, about 38,000 cubic yards.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the sitework?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
T: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:36 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: 01140 Enviromental Protection.pdf

SWPPP Solutions



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 9:09 AM
To: 'dave@swpppsolutions.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the SWPPP plan prep?

See spec section 01140 for requirements.

This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:37 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: 01140 Enviromental Protection.pdf

Pacific Watershed...SWPPP



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 9:21 AM
To: 'whelang@pacificwatershed.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

This is an estimated \$11 Million project, with construction of three new ponds, new structures, and related piping and site improvements.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the SWPPP plan prep?

See spec section 01140 for requirements.

This is a prevailing wage project.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:38 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Powell Pumping...concrete pumping



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 9:44 AM
To: 'bgpowell@suddenlink.net'
Subject: McKinleyville wastewater facility improvements

We are bidding this \$11 Million project in McKinleyville on October 22. The work includes several concrete structures.

Are you interested in quoting concrete pumping rates?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:40 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Hamanaka Painting



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 11:43 AM
To: 'glenn@hamanakapainting.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is industrial coatings and some architectural painting.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the coatings?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:41 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

McCullough Construction for sitework



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 11:57 AM
To: 'denamccullough@mcculloughconstruction.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is the import of about 38,000 cy of structural backfill for the new construction.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the sitework?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:41 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Wallace Structures for sitework



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 11:59 AM
To: 'wallacestr@aol.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is the import of about 38,000 cy of structural backfill for the new construction.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the sitework?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:42 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

JD Gray for rough carpentry



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 12:01 PM
To: 'jdqrgray@aol.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is framing a wood truss roof on a new CMU building.

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

Are you interested in quoting the roof framing? This is prevailing wage work.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:43 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

Kernen Constrution for sitework



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Thursday, September 17, 2015 1:28 PM
To: 'office@kernenconstruction.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor.

Included in the work is import of about 38,000 cy of structure fill, as well as site paving, and underground piping. We will need pricing for aggregates for the underground work and structural pads.

Are you interested in quoting aggregates?

The plans and specs are posted on our
dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:46 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

LACO....quote on SWPPP



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Becky L. Dower, P.E. [<mailto:DowerR@lacoassociates.com>]
Sent: Thursday, September 17, 2015 4:04 PM
To: Greg Whitten
Subject: RE: McKinleyville wastewater facility improvements

When does this project bid? I can give you some off the cuff numbers, if that helps

/PPP: \$3000

Inspections/sampling/reporting (each): \$300

Annual Report (if this is a bid item): \$1,000

Let me know if you need the fees broken down differently.

Regards,

LACO



Becky Dower, P.E.
Civil Engineer
LACO Associates
Eureka | Ukiah | Santa Rosa
Advancing the quality of life for generations to come
707 443 5054 | 800 515 5054
<http://www.lacoassociates.com>

This e-mail and its attachments are confidential. E-mail transmission cannot be assured to be secure or without error. LACO Associates therefore does not accept liability for any errors or omissions in the contents of this message. The recipient bears the responsibility for checking its accuracy against corresponding originally signed documents. If you are not the named addressee you should not disseminate, distribute, or copy this e-mail. Please notify the sender or postmaster@lacoassociates.us by e-mail if you have received this e-mail by mistake, and delete this e-mail from your system.

From: Greg Whitten [<mailto:gwhitten@auburnconstructors.com>]
Sent: Thursday, September 17, 2015 8:52 AM

To: Becky L. Dower, P.E.

Subject: McKinleyville wastewater facility improvements

Are you considering quoting the SWPPP portion of the work for this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com

Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834

PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:47 AM
To: Karen Aziz
Subject: FW: McKinleyville WWMF

Pacific Watershed...response



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Kathy Moley [<mailto:kathym@pacificwatershed.com>]
Sent: Thursday, September 17, 2015 4:14 PM
To: Greg Whitten
Subject: McKinleyville WWMF

Looking for the addendum plus.

Thanks and nice chatting with you.

Kathy

Kathy Moley P.G. 7594 QSP/QSD 23300
Environmental Division Manager
Pacific Watershed Associates
P.O. Box 4433
Arcata, California 95518

Ph: (707) 839-5130
Fx: (707) 839-8168
Cell: (707) 498-0801

www.pacificwatershed.com

Certified Small Business #49390
GSA Contract #GS-10F-0244V

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:48 AM
To: Karen Aziz
Subject: FW: McKinleyville Waste Water Treatment

Kernen Construction...siteworkresponse



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Bruce McIntosh [<mailto:bmcintosh@kernenconstruction.com>]
Sent: Friday, September 18, 2015 8:34 AM
To: Greg Whitten
Subject: McKinleyville Waste Water Treatment

Greg,
Received your faxed invitation to quote aggregates on referenced project. We are going to quote all that we have. We can also bid the asphalt paving in place or just the materials.

Can you send a list and amounts of materials needed.
We also are planning on quoting the import structural fill. Send specifications for the fill.
Thanks
Bruce

*Bruce McIntosh CPESC, QSD/P
Estimator/Project Manager
Kernen Construction
P.O. Box 1340
Blue Lake, CA 95525
Phone: (707) 826-8686
Fax: (707) 826-1888
Cell: (707) 498-0213
email: bmcintosh@kernenconstruction.com*

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:49 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements

SJR Masonry...response



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Kathy Rodriguez [<mailto:sjrmasonry@outlook.com>]
Sent: Friday, September 18, 2015 1:26 PM
To: Greg Whitten
Subject: RE: McKinleyville wastewater facility improvements

YES, WE WILL BE PUTTING TOGETHER A BID FOR THIS PROJECT.

THANK YOU,

Kathy

KATHY RODRIGUEZ
SJR MASONRY & CONSTRUCTION
PO Box 2233
MCKINLEYVILLE, CA 95519
707-839-2103
707-839-2126 - FAX

From: Greg Whitten [<mailto:gwhitten@auburnconstructors.com>]
Sent: Wednesday, September 16, 2015 4:56 PM
To: sjrmasonry@outlook.com
Subject: McKinleyville wastewater facility improvements

Are you interested in quoting the masonry building on this project?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:51 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: 10 Div-08.pdf; A002.pdf; A431.pdf; A432.pdf; AIS requirements.pdf

Thomas Home Center for overhead door



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Monday, September 21, 2015 9:38 AM
To: 'engineering@thomashomecenter.com'
Subject: McKinleyville wastewater facility improvements

Here is the information on the overhead door. Only one on this project.

Section 08330.

This project has American Iron and Steel requirements because of the funding source.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:52 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: 03200 Concrete.pdf

Eureka Ready Mix



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Monday, September 21, 2015 11:48 AM
To: 'michaelm@eurekareadymix.com'
Subject: McKinleyville wastewater facility improvements

We are preparing a bid for the McKinleyville wastewater plant improvement project, bidding October 22.

Included in the work is a number of concrete structures.

Are you interested in quoting the ready mix concrete? Attached is the specification for the concrete. Please note the high range water reducing admixture requirement.

This project also requires a substantial amount of structural import, around 38,000 cy. Do you supply aggregates?



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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:53 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: Misc Metal Takeoff McKinleyville.pdf; AIS requirements.pdf; Equipment listing.pdf

Berger Steel for misc metals



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Monday, September 21, 2015 3:18 PM
To: 'jason@bergersteel.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor. This is an \$11 Million wastewater plant improvement project.

My takeoff for misc metals and guardrailing is attached.

The plans and specs are posted on our dropbox: <https://www.dropbox.com/sh/w4cd93zb8wqhdy6/AABAt1Xob3Y7W2iPgKtIPcwja?dl=0>

This project has been funded by the State Revolving Fund using Federal money supplied from the Omnibus Funding Act of 2014, and extended in 2015. Because of this funding source, the requirements of the American Iron and Steel Act have been made a part of this project. Any products with Iron and Steel will need to provide documentation that the iron and steel was manufactured in the United States. See the attached AIS documents.

Are you interested in quoting the misc metal?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:54 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvement: DROPBOX LINK

Field Lining Systems



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Eric Ortega [<mailto:eric@flsi.us>]
Sent: Tuesday, September 22, 2015 9:14 AM
To: Greg Whitten
Cc: Jon Childs; Barry Evans
Subject: RE: McKinleyville wastewater facility improvement: DROPBOX LINK

Thanks Greg.

Eric Ortega

Field Lining Systems, Inc
439 S. 3rd ave
Avondale, AZ 85323
Phone: 623-842-1255
FAX: 623-930-1766
Email: eric@flsi.us
Website: www.flsi.us
Certified Minority Business (MBE)

From: Greg Whitten [<mailto:gwhitten@auburnconstructors.com>]
Sent: Tuesday, September 22, 2015 9:11 AM
To: Greg Whitten <gwhitten@auburnconstructors.com>
Cc: Jon Childs <jchilds@auburnconstructors.com>; Barry Evans <Barry@auburnconstructors.com>
Subject: McKinleyville wastewater facility improvement: DROPBOX LINK

I have made some changes in the DROPBOX for McKinleyville. Use this link now. (The old one will not work.)

<https://www.dropbox.com/sh/pgxuvuuoi9yuje/AADHINI-dmmYKdOh-LrxQIVAA?dl=0>



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 10:59 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater facility improvements
Attachments: 04 Div-02.pdf; Geotech Report.pdf; C100.pdf; S441.pdf; S443.pdf

Fox Loomis for dewatering



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Wednesday, September 23, 2015 4:59 PM
To: 'az@foxloomisinc.com'
Subject: McKinleyville wastewater facility improvements

We are bidding this project in McKinleyville on October 22, 2015 as a prime contractor. This is an \$11 Million wastewater plant improvement project.

Included in the work is construction of two clarifiers, with associated deep pump stations, in the floor of an existing pond which has already been drained.

We may need some dewatering to pull the water table down this winter to do the concrete work. The empty pond is next to full ponds.

McClish said he did a service station tank on a hill in McKinleyville and had to fight groundwater.

The dewatering requirements are in 02200 3.01. The clarifiers are on S443 and C100.

The plans and specs are posted on our dropbox:

<https://www.dropbox.com/sh/pgxuvuuoi9yuje/AADHINI-dmmYKdOh-LrxQIVAA?dl=0>

Are you interested in quoting the dewatering?



Greg Whitten | Estimator | gwhitten@auburnconstructors.com

Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 11:01 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater
Attachments: Sitework Scope McKinleyville.pdf

Scope to Hooven



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 29, 2015 10:11 AM
To: 'david@hoovenco.com'
Subject: McKinleyville wastewater

Attached is my suggested scope for sitework.

Please review, and let me know if you see something wrong.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 11:01 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater
Attachments: Sitework Scope McKinleyville.pdf

Scope to Wallace Structures



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 29, 2015 10:12 AM
To: 'wallacestr@aol.com'
Subject: McKinleyville wastewater

Attached is my suggested scope for sitework.

Please review, and let me know if you see something wrong.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 11:02 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater
Attachments: Sitework Scope McKinleyville.pdf

Scope to GR Sundberg



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 29, 2015 10:12 AM
To: 'ron@grsinc.biz'
Subject: McKinleyville wastewater

Attached is my suggested scope for sitework.

Please review, and let me know if you see something wrong.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
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Karen Aziz

From: Greg Whitten
Sent: Thursday, October 15, 2015 11:02 AM
To: Karen Aziz
Subject: FW: McKinleyville wastewater
Attachments: Sitework Scope McKinleyville.pdf

Scope to Kern



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

From: Greg Whitten
Sent: Tuesday, September 29, 2015 10:12 AM
To: 'bmcintosh@kernenconstruction.com'
Subject: McKinleyville wastewater

Attached is my suggested scope for sitework.

Please review, and let me know if you see something wrong.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Friday, October 16, 2015 9:31 AM
To: glenn@hamanakapainting.com
Cc: Karen Aziz
Subject: McKinleyville CSD Wastewater bid: good faith effort
Attachments: EPA Form 6100-3 partially completed.pdf; EPA Form 6100-3.pdf

We are bidding this on October 22, 2015. As part of the Good Faith Efforts requirements of the bid documents, we must submit with our bid the attached form, completed by any DBE/SBE subcontractors or suppliers who gave us a quote. If we do not submit this form with the bid, our bid could be rejected as non-responsive.

Our bid runners will drive to McKinleyville on Wednesday, October 21. We want to include this completed form with the bid package they bring with them. If you send this to us on bid day, we will have it in our Sacramento office, but not McKinleyville with the bid package. Please send us this information by Monday, October 20.

Attached is a PDF copy of the form, one blank and one is partially filled out with Auburn Constructor's information. Please complete your information, and return it to us by email or by fax.
Our fax number is 916-924-0344.

One box in the form is for the dollar amount of your quote. You can either leave this blank, for our bid runners to fill in, or fill in a preliminary number that you might change on bid day.

Please be advised that when quoting this project on bid day, the fax machine will become very busy. What you try to send in the last two hours may not make it before the bid. I suggest that you fax whatever you want much earlier, or use email to submit your quote.)



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
P16: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form**

This form is intended to capture the DBE¹ subcontractor's² description of work to be performed and the price of the work submitted to the prime contractor. An EPA Financial Assistance Agreement Recipient must require its prime contractor to have its DBE subcontractors complete this form and include all completed forms in the prime contractors bid or proposal package.

Subcontractor Name		Project Name McKinleyville CSD Wastewater MFI	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Prime Contractor Name Auburn Constructors, Inc		Issuing/Funding Entity: Clean Water State Revolving Fund Program	

Contract Item Number	Description of Work Submitted to the Prime Contractor Involving Construction, Services, Equipment or Supplies	Price of Work Submitted to the Prime Contractor

DBE Certified By: <input type="radio"/> DOT <input type="radio"/> SBA <input type="radio"/> Other: _____	Meets/ exceeds EPA certification standards? <input type="radio"/> YES <input type="radio"/> NO <input type="radio"/> Unknown
---	---

¹ A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

² Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Performance Form**

I certify under penalty of perjury that the forgoing statements are true and correct. Signing this form does not signify a commitment to utilize the subcontractors above. I am aware of that in the event of a replacement of a subcontractor, I will adhere to the replacement requirements set forth in 40 CFR Part 33 Section 33.302 (c).

Prime Contractor Signature	Print Name
	Dean Bailey
Title	Date

Subcontractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

**Disadvantaged Business Enterprise (DBE) Program
DBE Subcontractor Participation Form**

An EPA Financial Assistance Agreement Recipient must require its prime contractors to provide this form to its DBE subcontractors. This form gives a DBE¹ subcontractor² the opportunity to describe work received and/or report any concerns regarding the EPA-funded project (e.g., in areas such as termination by prime contractor, late payments, etc.). The DBE subcontractor can, as an option, complete and submit this form to the EPA DBE Coordinator at any time during the project period of performance.

Subcontractor Name		Project Name	
Bid/ Proposal No.	Assistance Agreement ID No. (if known)	Point of Contact	
Address			
Telephone No.		Email Address	
Prime Contractor Name		Issuing/Funding Entity:	

Contract Item Number	Description of Work Received from the Prime Contractor Involving Construction, Services , Equipment or Supplies	Amount Received by Prime Contractor

¹ A DBE is a Disadvantaged, Minority, or Woman Business Enterprise that has been certified by an entity from which EPA accepts certifications as described in 40 CFR 33.204-33.205 or certified by EPA. EPA accepts certifications from entities that meet or exceed EPA certification standards as described in 40 CFR 33.202.

² Subcontractor is defined as a company, firm, joint venture, or individual who enters into an agreement with a contractor to provide services pursuant to an EPA award of financial assistance.



Approval Expires: 8/31/2015

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Subcontractor Signature	Print Name
Title	Date

The public reporting and recordkeeping burden for this collection of information is estimated to average three (3) hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. Do not send the completed form to this address.

Good Faith Efforts – Step 5

Step 5: Potential resources centers:

- ✓ Prime contractor emailed **nil@sanfranciscombdacenter.com** to notify our interest in soliciting DBE for this project. (*See attached email*)
- ✓ Prime contractor emailed **mark.mccomasl@sba.gov** to notify our interest in soliciting DBE for this project. (*See attached email*)
- ✓ Prime contractor went to the California Department of Transportation website to attain qualified Subcontractors and Vendors. Sorted by area code 707 (*See attached listing*)
- ✓ Prime contractor went to the Bidsync website to attain qualified Subcontractors and Vendors. Sorted by area code 707 (*See attached listing*)

Karen Aziz

From: Greg Whitten
Sent: Wednesday, September 16, 2015 12:01 PM
To: nli@sanfranciscobdcenter.com; Mark McComas (mark.mccomas@sba.gov)
Cc: Karen Aziz; Bill Franceschini
Subject: McKinleyville Wastewater Management Facility Improvements: Good Faith Efforts

Follow Up Flag: Follow up
Flag Status: Flagged

We are bidding this project in McKinleyville, California. The estimated cost is \$11 Million.

The work is to replace existing treatment processes with improved processes approved by the state. This will consist of added lined basins, new equipment, and new structures.

We will need quotes for staking, sitework, building trades, and painting. Please make this opportunity available to participating DBE/SBE subcontractors and suppliers.

We have posted this opportunity on your websites.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916-924-0344 | FX: 916-924-1800 | Cell: 916-417-9253

Karen Aziz

From: Greg Whitten
Sent: Wednesday, September 16, 2015 12:01 PM
To: nli@sanfranciscobdcenter.com; Mark McComas (mark.mccomas@sba.gov)
Cc: Karen Aziz; Bill Franceschini
Subject: McKinleyville Wastewater Management Facility Improvements: Good Faith Efforts

Follow Up Flag: Follow up
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We will need quotes for staking, sitework, building trades, and painting. Please make this opportunity available to participating DBE/SBE subcontractors and suppliers.

We have posted this opportunity on your websites.



Greg Whitten | Estimator | gwhitten@auburnconstructors.com
Auburn Constructors, Inc. | 730 W. Stadium Ln. | Sacramento, CA 95834
PH: 916 924 0344 | FX: 916 924 1800 | Cell: 916 417-9253

Back To Query Form**Search Returned 31 Records**

Thu Sep 17 11:29:39 PDT 2015

Query Criteria

Area Code: 707

Naics Category: 23 Construction

Firm Type: DBE

Firm ID	40162
Firm/DBA Name	A STEP ABOVE
Address Line1	163 STIRLING DR
Address Line2	
City	VACAVILLE
State	CA
Zip Code1	95687
Zip Code2	
Mailing Address Line1	PO BOX 1442
Mailing Address Line2	
Mailing City	VACAVILLE
Mailing State	CA
Mailing Zip Code1	95696
Mailing Zip Code2	
Certification Type	DBE
EMail	anthony@astepaboveelevator.com
Contact Name	ANTHONY E. LEWIS II
Area Code	(707)
Phone Number	514-7585
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	448-4917
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
DBE NAICS	238290;

ACDBE NAICS

Work Codes	C9947 ELEVATOR;
Licenses	C11 Elevator Contractor;
Trucks	
Gender	M
Ethnicity	BLACK
Firm Type	DBE

Firm ID	40322
Firm/DBA Name	ARROW S COMPANY
Address Line1	177 CALIFORNIA AVENUE
Address Line2	
City	ARBUCKLE
State	CA
Zip Code1	95912
Zip Code2	
Mailing Address Line1	P.O. BOX 1409
Mailing Address Line2	

Mailing City	ARBUCKLE
Mailing State	CA
Mailing Zip Code1	95912
Mailing Zip Code2	
Certification Type	DBE
Mail	lori@arrowsco.com
Contact Name	LORI SKAGGS
Area Code	(707)
Phone Number	396-0073
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	437-2555
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	04; 06; 11; 28; 34; 39; 45; 46; 47; 48; 49; 51; 57; 58;
Districts	02; 03; 04; 10;
DBE NAICS	237310;

ACDBE NAICS

Work Codes	C3910 PAVING ASPHALT (ASPHALT CONCRETE);
Licenses	A General Engineering Contractor;
Trucks	
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

Firm ID	39963
Firm/DBA Name	BOUTHILLIER CONSTRUCTION, INC
Address Line1	1571 SOUTH MAIN STREET
Address Line2	
City	WILLITS
State	CA
Zip Code1	95490
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EMail	wecandigit@onemain.com
Contact Name	JAMIE N. BOUTHILLIER
Area Code	(707)
Phone Number	459-4041
Alt Area Code	(707)
Alt Phone Number	272-2772
Fax Area Code	(707)
Fax Phone Number	459-8775
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	06; 12; 17;
Districts	01; 03;
DBE NAICS	237110; 237310; 237990; 238910; 238990;

ACDBE NAICS

Work Codes	C1601 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION; C1910 GRADING; C1970 EMBANKMENT CONSTRUCTION; C2201 FINISHING ROADWAY; C8773 Construction Management - Highway, Street and Bridge Construction;
Licenses	A General Engineering Contractor;
Trucks	
Gender	F

Ethnicity
Firm Type

CAUCASIAN
DBE

Firm ID	37606
Firm/DBA Name	CAPERS SERVICES
Address Line1	4528 HARMONY PLACE
Address Line2	
City	ROHNERT PARK
State	CA
Zip Code1	94928
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EMail	wayne@capersservices.com
Contact Name	WAYNE CAPERS
Area Code	(707)
Phone Number	585-8411
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	585-7346
Agency Name	SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY
Counties	01; 07; 21; 28; 38; 41; 49;
Districts	04;
DBE NAICS	236116; 236118; 236210; 236220; 237990; 541511; 541512; 541513; 541519; 561210; 561790; 811212;

CDBE NAICS

Work Codes	C8711 COMPUTER; I7371 COMPUTER PROGRAMMING; I7378 COMPUTER MAINTENANCE & REPAIR;
Licenses	B General Building Contractor;
Trucks	
Gender	M
Ethnicity	BLACK
Firm Type	DBE

Firm ID	42591
Firm/DBA Name	COLEMAN CONSTRUCTION
Address Line1	85 EAST HIGHWAY 20
Address Line2	
City	UPPERLAKE
State	CA
Zip Code1	95485
Zip Code2	
Mailing Address Line1	P.O. BOX 1020
Mailing Address Line2	
Mailing City	UPPER LAKE
Mailing State	CA
Mailing Zip Code1	95485
Mailing Zip Code2	
Certification Type	DBE
EMail	tcoleman2009@hotmail.com
Contact Name	TRACY A COLEMAN
Area Code	(707)
Phone Number	275-9016
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)

Fax Phone Number 275-9025
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
BE NAICS 237310; 238910; 484110; 484220;

ACDBE NAICS

Work Codes C1601 CLEARING & GRUBBING; C1910 GRADING; C1920 STRUCTURE EXCAVATION; C1940 DITCHES EXCAVATION; C2201 FINISHING ROADWAY; C9602 BOTTOM DUMP TRUCKING; C9603 TRANSFER DUMP TRUCK; C9605 FLAT BED TRUCKING; C9606 WATER TRUCK ; C9607 END DUMP TRUCK ; C9774 TRUCKER; C9980 DEMOLITION;
Licenses A General Engineering Contractor; ASB Asbestos; C21 Building Moving / Demolition Contractor; HAZ Hazardous Waste;
Trucks TRANSFER DUMP TRUCK - 1; END DUMP TRUCK - 2; FLAT BED TRUCK - 1; WATER TRUCKS - 2;
Gender M
Ethnicity NATIVE AMERICAN
Firm Type DBE

Firm ID 38004
Firm/DBA Name CONSTRUCTION INSPECTION SPECIALISTS
Address Line1 8499 OLD REDWOOD HIGHWAY, SUITE #206
Address Line2
City WINDSOR
State CA
Zip Code1 95492
Zip Code2
Mailing Address Line1
Mailing Address Line2
Mailing City
Mailing State
Mailing Zip Code1
Mailing Zip Code2
Certification Type DBE
E Mail steve@cisinspects.com
Contact Name HARRY STEVEN CLARK
Area Code (707)
Phone Number 838-1679
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 838-1689
Agency Name BAY AREA RAPID TRANSIT DISTRICT (BART)
Counties 00;
Districts 00;
DBE NAICS 237110; 237310; 237990; 541330; 541350; 541370; 541618; 541690; 541990;

ACDBE NAICS

Work Codes C0612 SAFETY SUPPLIER; C0700 CONSTRUCTION STAKING SUPPLIER; C8700 CONSULTANT, NON ENGINEERING; C8770 CONSTRUCTION MANAGEMENT;
Licenses A General Engineering Contractor; B General Building Contractor;
Trucks
Gender M
Ethnicity NATIVE AMERICAN
Firm Type DBE

Firm ID 4823
Firm/DBA Name FRANK ZABEL TRUCKING, INC.
Address Line1 4726 CUMMINGS ROAD
Address Line2

City	EUREKA
State	CA
Zip Code1	95503
Zip Code2	
Mailing Address Line1	P.O. BOX 6236
Mailing Address Line2	
Mailing City	EUREKA
Mailing State	CA
Mailing Zip Code1	95502
Mailing Zip Code2	6236
Certification Type	DBE
EEmail	zabeltrucking@gmail.com
Contact Name	FRANKLIN S. ZABEL
Area Code	(707)
Phone Number	443-4277
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	443-4267
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	08; 12; 17; 18; 23; 25; 32; 45; 47; 52; 53;
Districts	01; 02;
DBE NAICS	238990; 484110; 484220;

ACDBE NAICS

Work Codes	B1440 SAND & GRAVEL; C1901 ROADWAY EXCAVATION; C9602 BOTTOM DUMP TRUCKING; C9603 TRANSFER DUMP TRUCK; C9605 FLAT BED TRUCKING; C9606 WATER TRUCK ; C9607 END DUMP TRUCK ; C9771 TRUCK BROKER; C9774 TRUCKER; C9907 CONSTRUCTION EQUIPMENT RENTAL; C9908 HEAVY EQUIPMENT RENTAL;
Licenses	A General Engineering Contractor;
Trucks	FOR HIRE - 8;
nder	M
ethnicity	HISPANIC
Firm Type	DBE

Firm ID	31060
Firm/DBA Name	GR SUNDBERG, INC. ✓
Address Line1	5211 BOYD ROAD
Address Line2	
City	ARCATA
State	CA
Zip Code1	95521
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EEmail	randy@grsinc.biz
Contact Name	GARTH RANDOLPH SUNDBERG JR.
Area Code	(707)
Phone Number	825-6565
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	825-6563
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	08; 12; 23; 53;
Districts	01; 02;
DBE NAICS	237310; 238910; 327390; 532412;

ACDBE NAICS

Work Codes

C1522 RESET, ADJUST ROADWAY ITEMS; C1531 PLANE ASPHALT CONCRETE; C1701 DEVELOP WATER SUPPLY; C1901 ROADWAY EXCAVATION; C1910 GRADING; C1920 STRUCTURE EXCAVATION; C3701 SEAL COAT; C3901 ASPHALT CONCRETE; C3910 PAVING ASPHALT (ASPHALT CONCRETE); C8201 OBJECT MARKER; C8405 THERMOPLASTIC TRAFFIC STRIPING & MARKING; C8406 PAINTED TRAFFIC STRIPING & MARKING; C8501 PAVEMENT MARKING; C9907 CONSTRUCTION EQUIPMENT RENTAL; C9908 HEAVY EQUIPMENT RENTAL;

Licenses

A General Engineering Contractor; ASB Asbestos; C32 Parking and Highway Improvement Contractor; FOR HIRE - 6;

Trucks

M

Gender

Ethnicity

NATIVE AMERICAN

Firm Type

DBE

Firm ID 34675
 Firm/DBA Name GREGG SIMPSON TRUCKING
 Address Line1 11 HIGHLAND CT
 Address Line2
 City UKIAH
 State CA
 Zip Code1 95482
 Zip Code2
 Mailing Address Line1 11 HIGHLAND CT
 Mailing Address Line2
 Mailing City UKIAH
 Mailing State CA
 Mailing Zip Code1 95482
 Mailing Zip Code2
 Certification Type DBE
 EMail gregg.simpson@comcast.net
 Contact Name ROBERTA WATKINS
 Area Code (707)
 Phone Number 468-1654
 Alt Area Code ()
 Alt Phone Number
 Fax Area Code (707)
 Fax Phone Number 468-7448
 Agency Name DEPARTMENT OF TRANSPORTATION
 Counties 17; 23;
 Districts 01;
 DBE NAICS 237310; 237990; 484110;

ACDBE NAICS

Work Codes

C1575 REMOVE BRIDGE ITEM; C1580 MODIFY BRIDGE ITEM; C9602 BOTTOM DUMP TRUCKING; C9605 FLAT BED TRUCKING; C9774 TRUCKER;

Licenses

A General Engineering Contractor;

Trucks

FOR HIRE - 10;

Gender

F

Ethnicity

CAUCASIAN

Firm Type

DBE

Firm ID 20535
 Firm/DBA Name HAMANAKA PAINTING CO.
 Address Line1 1805 2ND STREET, SUITE A
 Address Line2
 City EUREKA
 State CA
 Zip Code1 95501
 Zip Code2
 Mailing Address Line1 PO BOX 6413
 Mailing Address Line2

Mailing City EUREKA
Mailing State CA
Mailing Zip Code1 95502
Mailing Zip Code2
Certification Type DBE
Mail glenn@hamanakapainting.com
Contact Name GLENN HAMANAKA
Area Code (707)
Phone Number 444-3340
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 444-3346
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 12; 23; 53;
Districts 01; 02;
DBE NAICS 237310; 238320; 238990;

ACDBE NAICS**Work Codes**

C8405 THERMOPLASTIC TRAFFIC STRIPING & MARKING; C8406 PAINTED TRAFFIC STRIPING & MARKING; C9830 WALL COVERING; C9854 PAINTING STRUCTURES;
 B General Building Contractor; C32 Parking and Highway Improvement Contractor; C33 Painting and Decorating Contractor;

Licenses**Trucks****Gender**

M

Ethnicity

ASIAN PACIFIC

Firm Type

DBE

Firm ID 40497
Firm/DBA Name KIONA LANDSCAPING
Address Line1 3889 F STREET, APT 2
Address Line2

City EUREKA
State CA
Zip Code1 95503
Zip Code2

Mailing Address Line1 P.O. BOX 5138

Mailing Address Line2
Mailing City ARCATA
Mailing State CA
Mailing Zip Code1 95518
Mailing Zip Code2

Certification Type DBE
EMail egruetzmacherjr@gmail.com
Contact Name ERNIE GRUETZMACHER JR.

Area Code (707)
Phone Number 616-4340
Alt Area Code ()

Alt Phone Number
Fax Area Code ()

Fax Phone Number
Agency Name DEPARTMENT OF TRANSPORTATION

Counties 01; 02; 03; 04; 05; 06; 07; 08; 10; 11; 12; 17; 18; 20; 21; 22; 23; 25; 27; 28; 29; 31; 32; 34; 38; 41; 43; 44;

Districts 45; 46; 47; 48; 49; 51; 52; 53; 57; 58;

DBE NAICS 01; 02; 03; 04; 05; 06; 10;

238990; 561730;

ACDBE NAICS**Work Codes**

C2030 EROSION CONTROL; C2065 IRRIGATION SYSTEM; C8000 FENCING CONTRACTOR; C9867 LANDSCAPING CONTRACTOR;

Licenses

C13 Fencing Contractor; C27 Landscaping Contractor;

Trucks

Gender M
 Ethnicity NATIVE AMERICAN
 Firm Type DBE

Firm ID 41590
 Firm/DBA Name L & L BRIDGES
 Address Line1 6748 RUTGERS DRIVE
 Address Line2
 City SEBASTOPOL
 State CA
 Zip Code1 95472
 Zip Code2
 Mailing Address Line1 P.O. BOX 1942
 Mailing Address Line2
 Mailing City SEBASTOPOL
 Mailing State CA
 Mailing Zip Code1 95473
 Mailing Zip Code2
 Certification Type DBE
 EMail levigurule@comcast.net; levigurule@outlook.com
 Contact Name LEVI GURULE
 Area Code (707)
 Phone Number 478-6205
 Alt Area Code (707)
 Alt Phone Number 829-3971
 Fax Area Code (509)
 Fax Phone Number 559-7300
 Agency Name DEPARTMENT OF TRANSPORTATION
 Counties 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
 Districts 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
 NAICS 237310; 541330; 541350;

ACDBE NAICS

Work Codes C8703 TRAFFIC ENGINEER; C8710 ENGINEERING; C8731 Building Inspection Services; C8773 Construction Management - Highway, Street and Bridge Construction; C8776 Construction Management - Other Heavy and Civil Construction;
 Licenses A General Engineering Contractor; B General Building Contractor; EC Civil Engineer; ET Traffic Engineer;
 Trucks
 Gender M
 Ethnicity HISPANIC
 Firm Type DBE

Firm ID 27969
 Firm/DBA Name MC CULLOUGH CONSTRUCTION INC ✓
 Address Line1 57 ALDERGROVE ROAD
 Address Line2
 City ARCATA
 State CA
 Zip Code1 95521
 Zip Code2
 Mailing Address Line1 57 ALDERGROVE RD
 Mailing Address Line2
 Mailing City ARCATA
 Mailing State CA
 Mailing Zip Code1 95521
 Mailing Zip Code2
 Certification Type DBE
 EMail denamccullough@mcculloughconstructioninc.com
 Contact Name MACKY MCCULLOUGH
 Area Code (707)
 Phone Number 825-1014

Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 825-1769
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 00;
Districts 00;
DBE NAICS 212321; 221310; 237310; 237990; 238120; 238910; 532412; 541330; 561730;

ACDBE NAICS**Work Codes**

B1440 SAND & GRAVEL; C1201 TRAFFIC CONTROL SYSTEM; C1575 REMOVE BRIDGE ITEM; C1580 MODIFY BRIDGE ITEM; C1601 CLEARING & GRUBBING; C1701 DEVELOP WATER SUPPLY; C1901 ROADWAY EXCAVATION; C1920 STRUCTURE EXCAVATION; C1930 STRUCTURE BACKFILL; C1940 DITCHES EXCAVATION; C5501 STEEL STRUCTURES; C5570 STEEL CRIB WALL; C9907 CONSTRUCTION EQUIPMENT RENTAL; C9908 HEAVY EQUIPMENT RENTAL; C9980 DEMOLITION; E4940 WATER SUPPLY; E4970 IRRIGATION SYSTEMS;

Licenses

A General Engineering Contractor; C27 Landscaping Contractor;

Trucks**Gender**

M

Ethnicity

NATIVE AMERICAN

Firm Type

DBE

Firm ID 39529
Firm/DBA Name MINARET MASONRY
Address Line1 33A COMMERCE PLACE
Address Line2
City VACAVILLE
State CA
Zip Code1 95687
Zip Code2
Mailing Address Line1
Mailing Address Line2
Mailing City
Mailing State
Mailing Zip Code1
Mailing Zip Code2
Certification Type DBE
E-Mail bobmorales@minaretmasonry.com
Contact Name ROBERT MORALES
Area Code (707)
Phone Number 446-9100
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 447-7422
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 07; 21; 28; 34; 48; 49; 57;
Districts 03; 04;
DBE NAICS 238140;

ACDBE NAICS**Work Codes**

C0651 CONCRETE & CEMENT SUPPLIER; C9838 CERAMIC TILE; C9842 MASONRY;
C08 Concrete Contractor; C29 Masonry Contractor;

Licenses**Trucks****Gender**

M

Ethnicity

HISPANIC

Firm Type

DBE

Firm ID 32107
Firm/DBA Name NIELSON CONSTRUCTION

Address Line1 147 CAMINO ORUGA
Address Line2
City NAPA
State CA
Zip Code1 94558
Zip Code2
Mailing Address Line1
Mailing Address Line2
Mailing City
Mailing State
Mailing Zip Code1
Mailing Zip Code2
Certification Type DBE
EEmail dnielson@nielsoninc.com
Contact Name DIANN NIELSON
Area Code (707)
Phone Number 253-8774
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 253-0131
Agency Name BAY AREA RAPID TRANSIT DISTRICT (BART)
Counties 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 14; 15; 16; 17; 18; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 31;
32; 34; 38; 39; 40; 41; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 57; 58;
Districts 01; 02; 03; 04; 05; 06; 09; 10;
DBE NAICS 237310; 238910; 238990;

ACDBE NAICS

Work Codes C1601 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION; C1920 STRUCTURE EXCAVATION;
C1930 STRUCTURE BACKFILL; C1940 DITCHES EXCAVATION; C9980 DEMOLITION;
Licenses A General Engineering Contractor;
Checks
Gender F
Ethnicity CAUCASIAN
Firm Type DBE

Firm ID 38308
Firm/DBA Name OMSBERG & PRESTON
Address Line1 434 7TH STREET, SUITE B
Address Line2
City EUREKA
State CA
Zip Code1 95501
Zip Code2
Mailing Address Line1
Mailing Address Line2
Mailing City
Mailing State
Mailing Zip Code1
Mailing Zip Code2
Certification Type DBE
EEmail kpreston@omsberg.com
Contact Name KIMBERLY PRESTON
Area Code (707)
Phone Number 443-8651
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 443-0422
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 08; 12; 23; 53;
Districts 01; 02;

DBE NAICS

237210; 541330;

ACDBE NAICS

Work Codes	C8720 CIVIL ENGINEERING;
Licenses	EC Civil Engineer;
Trucks	
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

Firm ID	40051
Firm/DBA Name	PARAMETER GENERAL ENGINEERS & SERVICES, INC
Address Line1	21025 KING RIDGE ROAD
Address Line2	
City	CAZADERO
State	CA
Zip Code1	95421
Zip Code2	
Mailing Address Line1	3601 REGIONALSTE. F
Mailing Address Line2	
Mailing City	SANTA ROSA
Mailing State	CA
Mailing Zip Code1	95403
Mailing Zip Code2	
Certification Type	DBE
EMail	parameter@parameterges.com
Contact Name	MARI PARAMETER
Area Code	(707)
Phone Number	566-7437
Fax Area Code	()
Fax Phone Number	
Fax Area Code	(707)
Fax Phone Number	566-7437
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	12; 17; 21; 23; 28; 49;
Districts	01; 04;
DBE NAICS	238990; 561990;

ACDBE NAICS

Work Codes	C1201 TRAFFIC CONTROL SYSTEM; C1901 ROADWAY EXCAVATION; C1910 GRADING;
Licenses	A General Engineering Contractor; C31 Construction Zone Traffic Control Contractor; HAZ Hazardous Waste;
Trucks	
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

Firm ID	27468
Firm/DBA Name	PINGUELO CONSTRUCTION, INC.
Address Line1	4171 SUISUN VALLEY ROAD, SUITE G
Address Line2	
City	FAIRFIELD
State	CA
Zip Code1	94534
Zip Code2	
Mailing Address Line1	4171 SUISUN VALLEY ROAD, SUITE G
Mailing Address Line2	
Mailing City	FAIRFIELD
Mailing State	CA
Mailing Zip Code1	94534

Mailing Zip Code2	
Certification Type	DBE
EEmail	pinguelo@castles.com
Contact Name	FRANCISCO NUNES PINGUELO
Area Code	(707)
Phone Number	864-3003
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	864-1661
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 07; 21; 28; 34; 38; 39; 43; 48; 49; 50; 57;
Districts	03; 04; 10;
DBE NAICS	236118; 236210; 236220; 238150; 238290;

ACDBE NAICS

Work Codes	C8904 GLASS INSTALLATION FOR RAIL CARS; C9801 BUILDING CONSTRUCTION;
Licenses	B General Building Contractor; C17 Glazing Contractor;
Trucks	
Gender	M
Ethnicity	HISPANIC
Firm Type	DBE

Firm ID	33891
Firm/DBA Name	QUALITY ERECTORS & CONSTRUCTION, INC.
Address Line1	3130 BAYSHORE RD.
Address Line2	
City	BENICIA
State	CA
Phone Code1	94510
Phone Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EEmail	
Contact Name	null JESSE ESQUIVEL
Area Code	(707)
Phone Number	746-4198
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	751-3962
Agency Name	BAY AREA RAPID TRANSIT DISTRICT (BART)
Counties	00;
Districts	00;
DBE NAICS	236210; 237310; 238160; 331221; 423390;

ACDBE NAICS

Work Codes	C0655 STEEL SUPPLIER; C0683 GUARD RAILINGS & BARRIERS SUPPLIER; C0685 PAVEMENT MARKERS SUPPLIER; C0699 TOOLS Supplier; C9801 BUILDING CONSTRUCTION; C9837 ROOFING;
Licenses	B General Building Contractor; C13 Fencing Contractor; C39 Roofing Contractor; C51 Structural Steel Contractor;
Trucks	
Gender	M
Ethnicity	HISPANIC
Firm Type	DBE

Firm ID	33524
Firm/DBA Name	QUIMU CONTRACTING, INC.
Address Line1	695 PRIDY DRIVE
Address Line2	
City	DIXON
State	CA
Zip Code1	95620
Zip Code2	
Mailing Address Line1	P.O. BOX 1177
Mailing Address Line2	
Mailing City	DIXON
Mailing State	CA
Mailing Zip Code1	95620
Mailing Zip Code2	1177
Certification Type	DBE
E-Mail	quimu@sbcglobal.net
Contact Name	MIGUEL QUIROZ
Area Code	(707)
Phone Number	693-0289
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	678-8384
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	03; 06; 07; 09; 17; 20; 21; 28; 29; 31; 32; 34; 39; 45; 46; 48; 49; 52; 57; 58;
Districts	01; 02; 03; 04; 06; 10;
DBE NAICS	237310; 237990; 238110; 238120; 238910;

ACDBE NAICS

Work Codes	C1531 PLANE ASPHALT CONCRETE; C1601 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION; C1920 STRUCTURE EXCAVATION; C1930 STRUCTURE BACKFILL; C1940 DITCHES EXCAVATION; C2800 CONCRETE BASE; C5000 PRESTRESSING CONCRETE CAST-IN-PLACE; C5150 CORE CONCRETE - REPAIR BRIDGE DECK; C5501 STEEL STRUCTURES; C5570 STEEL CRIB WALL; C9980 DEMOLITION;
Licenses	A General Engineering Contractor;
Trucks	
Gender	M
Ethnicity	HISPANIC
Firm Type	DBE

Firm ID	42596
Firm/DBA Name	R & I GLASSWORKS
Address Line1	1325-B EVANS AVENUE
Address Line2	
City	SAN FRANCISCO
State	CA
Zip Code1	94124
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
E-Mail	riglassworks@gmail.com
Contact Name	RAYMOND HORNE
Area Code	(707)
Phone Number	689-6689
Alt Area Code	()
Alt Phone Number	
Fax Area Code	()
Fax Phone Number	

Agency Name	SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY
Counties	00;
Districts	00;
DBE NAICS	238150;

DBE NAICS

Work Codes	E4780 MISC TRANSPORTATION SERVICES;
Licenses	C17 Glazing Contractor;
Trucks	
Gender	M
Ethnicity	BLACK
Firm Type	DBE

Firm ID	33099
Firm/DBA Name	SCHOTKA CONSTRUCTION INC
Address Line1	5555 NAPA VALLEJO HWY
Address Line2	
City	AMERICAN CANYON
State	CA
Zip Code1	94503
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EMail	dschotka@aol.com
Contact Name	DIANE SCHOTKA
Area Code	(707)
Phone Number	265-6977
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	265-6856
Agency Name	SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY
Counties	01; 07; 17; 21; 23; 26; 28; 34; 38; 41; 43; 48; 49; 57;
Districts	01; 03; 04; 09;
DBE NAICS	237990; 238110; 238120; 238910; 238990;

ACDBE NAICS

Work Codes	C1200 CONSTRUCTION AREA SIGNS; C1601 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION; C1920 STRUCTURE EXCAVATION; C1930 STRUCTURE BACKFILL; C1940 DITCHES EXCAVATION; C5501 STEEL STRUCTURES; C5570 STEEL CRIB WALL; C5601 SIGN STRUCTURE; C5620 ROADSIDE SIGN; C9980 DEMOLITION;
Licenses	A General Engineering Contractor; HAZ Hazardous Waste;
Trucks	
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

Firm ID	30508
Firm/DBA Name	SJR MASONRY & CONSTRUCTION
Address Line1	1580 CAMINO WAY
Address Line2	
City	MCKINLEYVILLE
State	CA
Zip Code1	95519
Zip Code2	

Mailing Address Line1	P. O. BOX 2233
Mailing Address Line2	
Mailing City	MCKINLEYVILLE
Mailing State	CA
Mailing Zip Code1	95519
Mailing Zip Code2	
Certification Type	DBE
EMail	sjrmasonry@outlook.com
Contact Name	STEVEN RODRIGUEZ
Area Code	(707)
Phone Number	839-2103
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	832-2126
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
DBE NAICS	238140;

ACDBE NAICS

Work Codes	C9829 RETAINER WALLS; C9842 MASONRY;
Licenses	B General Building Contractor; C29 Masonry Contractor;
Trucks	
Gender	M
Ethnicity	HISPANIC
Firm Type	DBE

Firm ID	40764
Firm/DBA Name	SUULUTAAQ, INC - ALASKA NATIVE CORP
Address Line1	110 RAILROAD AVENUE, SUITE A
Address Line2	
City	SUISUN CITY
State	CA
Zip Code1	94585
Zip Code2	
Mailing Address Line1	4300 B STREET, SUITE #205
Mailing Address Line2	
Mailing City	ANCHORAGE
Mailing State	AK
Mailing Zip Code1	99503
Mailing Zip Code2	
Certification Type	DBE
EMail	kristina.viado@suulutaaq.com
Contact Name	TRACY CRAIN
Area Code	(707)
Phone Number	427-3209
Alt Area Code	(720)
Alt Phone Number	428-0785
Fax Area Code	(707)
Fax Phone Number	419-4851
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts	01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
DBE NAICS	236220; 237310; 237990; 238910; 561210;

ACDBE NAICS

Work Codes

C1901 ROADWAY EXCAVATION; C1970 EMBANKMENT CONSTRUCTION; C3910 PAVING ASPHALT (ASPHALT CONCRETE); C9801 BUILDING CONSTRUCTION; I7360 PERSONNEL SUPPLY SERVICES; A General Engineering Contractor; B General Building Contractor;

Licenses**Trucks****Gender**

M

Ethnicity

NATIVE AMERICAN

Firm Type

DBE

Firm ID

40528

Firm/DBA Name

THREE C CONSTRUCTION, INC

Address Line1

24 CALIFORNIA STREET

Address Line2**City**

VALLEJO

State

CA

Zip Code1

94590

Zip Code2**Mailing Address Line1****Mailing Address Line2****Mailing City****Mailing State****Mailing Zip Code1****Mailing Zip Code2****Certification Type**

DBE

E-Mail

threeconstruction@sbcglobal.net

Contact Name

ROMEO ESPINOSA

Area Code

(707)

Phone Number

556-3400

Alt Area Code

()

Alt Phone Number**Fax Area Code**

(707)

Fax Phone Number

556-3330

Agency Name

DEPARTMENT OF TRANSPORTATION

Counties

07; 19; 21; 22; 23; 24; 27; 28; 29; 31; 32; 34; 38; 39; 41; 42; 43; 44; 48; 49;

Districts

01; 02; 03; 04; 05; 07; 10;

DBE NAICS

236115; 236116; 236118; 236210; 236220; 238190;

ACDBE NAICS**Work Codes**

C9801 BUILDING CONSTRUCTION; C9810 SMALL STRUCTURES; C9846 ADDITIONS, ALTERATIONS OR REPAIRS;

Licenses

B General Building Contractor;

Trucks**Gender**

M

Ethnicity

ASIAN PACIFIC

Firm Type

DBE

Firm ID

38766

Firm/DBA Name

W JOHN GRAY CONSTRUCTION ✓

Address Line1

1751 HWY 36

Address Line2**City**

HYDESVILLE

State

CA

Zip Code1

95547

Zip Code2**Mailing Address Line1**

P.O. BOX 186

Mailing Address Line2**Mailing City**

HYDESVILLE

Mailing State

CA

Mailing Zip Code1

95547

Mailing Zip Code2**Certification Type**

DBE

E-Mail

jdqrgray@aol.com

Contact Name

DAVINA GRAY

Area Code (707)
Phone Number 768-1760
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 768-1760
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 08; 12; 23; 53;
Districts 01; 02;
DBE NAICS 236115; 236118; 236210;

ACDBE NAICS

Work Codes C9801 BUILDING CONSTRUCTION; C9810 SMALL STRUCTURES; C9846 ADDITIONS, ALTERATIONS OR REPAIRS;
Licenses A General Engineering Contractor; B General Building Contractor;
Trucks
Gender M
Ethnicity NATIVE AMERICAN
Firm Type DBE

Firm ID 41176
Firm/DBA Name WALLACE STRUCTURES ✓
Address Line1 2515 TAWNDALE LN
Address Line2
City HYDEVILLE
State CA
Zip Code1 95547
Zip Code2
Mailing Address Line1 PO BOX 629
Mailing Address Line2
Mailing City FORTUNA
Mailing State CA
Mailing Zip Code1 95540
Mailing Zip Code2
Certification Type DBE
EMAIL wallacestr@aol.com
Contact Name ERIC WALLACE
Area Code (707)
Phone Number 834-4992
Alt Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 768-3386
Agency Name DEPARTMENT OF TRANSPORTATION
Counties 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; 28; 29; 30; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 48; 49; 50; 51; 52; 53; 54; 55; 56; 57; 58;
Districts 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12;
DBE NAICS 237110; 237310; 237990; 238910;

ACDBE NAICS

Work Codes C1920 STRUCTURE EXCAVATION; C1930 STRUCTURE BACKFILL; C1940 DITCHES EXCAVATION; C8770 CONSTRUCTION MANAGEMENT; C8773 Construction Management - Highway, Street and Bridge Construction; C8776 Construction Management - Other Heavy and Civil Construction;
Licenses A General Engineering Contractor; B General Building Contractor;
Trucks
Gender M
Ethnicity HISPANIC
Firm Type DBE

Firm ID	32821
Firm/DBA Name	WHO BUILT CREATIVE BUILDERS
Address Line1	80 ALTA DRIVE
Address Line2	
City	PETALUMA
State	CA
Zip Code1	94954
Zip Code2	
Mailing Address Line1	P.O. BOX 5207
Mailing Address Line2	
Mailing City	PETALUMA
Mailing State	CA
Mailing Zip Code1	94955
Mailing Zip Code2	
Certification Type	DBE
EMail	jana@whobuilt.biz
Contact Name	null JANA M GEBHARDT
Area Code	(707)
Phone Number	763-6210
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	658-2513
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 07; 10; 21; 28; 34; 38; 41; 43; 48; 49;
Districts	03; 04; 06;
DBE NAICS	238990;

ACDBE NAICS

Work Codes	C9810 SMALL STRUCTURES; C9822 CARPENTRY; C9874 HARDWARE (ROUGH); C9876 HARDWARE (FINISH);
Licenses	A General Engineering Contractor;
Trucks	
Gender	F
Ethnicity	CAUCASIAN
Firm Type	DBE

Firm ID	42610
Firm/DBA Name	WILLIS REBAR
Address Line1	2333 COURAGE DRIVE, STE H, ROOM #9
Address Line2	
City	FAIRFIELD
State	CA
Zip Code1	94533
Zip Code2	
Mailing Address Line1	
Mailing Address Line2	
Mailing City	
Mailing State	
Mailing Zip Code1	
Mailing Zip Code2	
Certification Type	DBE
EMail	willisrebar@gmail.com
Contact Name	RAYMOND WILLIS III
Area Code	(707)
Phone Number	419-5949
Alt Area Code	()
Alt Phone Number	
Fax Area Code	(707)
Fax Phone Number	759-3483
Agency Name	DEPARTMENT OF TRANSPORTATION
Counties	01; 03; 04; 05; 06; 07; 12; 21; 24; 28; 34; 38; 39; 41; 43; 48; 49; 50; 51; 58;
	01; 03; 04; 10;

Districts
DBE NAICS 238120;

ACDBE NAICS

Work Codes C5201 REINFORCING STEEL; C5501 STEEL STRUCTURES; C5570 STEEL CRIB WALL;
Licenses C50 Reinforcing Steel Contractor;
Trucks
Gender M
Ethnicity BLACK
Firm Type DBE

Firm ID 38406
Firm/DBA Name WK MCLELLAN COMPANY
Address Line1 254 SEARS POINT ROAD
Address Line2
City PETALUMA
State CA
Zip Code1 94954
Zip Code2
Mailing Address Line1
Mailing Address Line2
Mailing City
Mailing State
Mailing Zip Code1
Mailing Zip Code2
Certification Type DBE
EMail ritam@wkmclellan.com
Contact Name RITA MILLER
Area Code (707)
Phone Number 763-2407
Fax Area Code ()
Alt Phone Number
Fax Area Code (707)
Fax Phone Number 713-1038
Agency Name BAY AREA RAPID TRANSIT DISTRICT (BART)
Counties 07; 21; 28; 38; 48; 49;
Districts 04;
DBE NAICS 237110; 237310; 238910; 812930;

ACDBE NAICS

Work Codes C1901 ROADWAY EXCAVATION; C3910 PAVING ASPHALT (ASPHALT CONCRETE); C8773 Construction Management - Highway, Street and Bridge Construction; C8778 Construction Management - Water and Sewer Line and Related Structure Construction;
Licenses A General Engineering Contractor; B General Building Contractor; C08 Concrete Contractor; C12 Earthwork and Paving Contractor; C21 Building Moving / Demolition Contractor; C42 Sanitation System Contractor;
Trucks
Gender F
Ethnicity CAUCASIAN
Firm Type DBE

Firm ID 37887
Firm/DBA Name WOODWARD DRILLING CO, INC
Address Line1 221 MONTEZUMA
Address Line2
City RIO VISTA
State CA
Zip Code1 94571
Zip Code2
Mailing Address Line1 P.O. BOX 336

Mailing Address Line2**Mailing City**

RIO VISTA

Mailing State

CA

Mailing Zip Code1

94571

Mailing Zip Code2**Certification Type**

DBE

E-Mail

connie@woodwarddrilling.com

Contact Name

CONCING E. (CONNIE) WOODWARD

Area Code

(707)

Phone Number

374-4300

Alt Area Code

()

Alt Phone Number**Fax Area Code**

(707)

Fax Phone Number

374-5677

Agency Name

DEPARTMENT OF TRANSPORTATION

Counties01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 12; 17; 18; 20; 21; 22; 23; 24; 27; 28; 29; 31; 32; 34; 38; 39; 41;
43; 44; 45; 46; 48; 49; 50; 51; 52; 53; 54; 57; 58;**Districts**

01; 02; 03; 04; 05; 06; 10;

DBE NAICS

237110;

ACDBE NAICS**Work Codes**

C7600 DEVELOP, TEST, DRILL, MAINTAIN WELLS;

Licenses

C57 Well Drilling Contractor;

Trucks**Gender**

F

Ethnicity

ASIAN PACIFIC

Firm Type

DBE

Back To Query Form

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

December 2, 2015

Greg Orsini, General Manager
McKinleyville Community Services District
1656 Sutter Road
McKinleyville, CA 95519

RE: Wahlund Construction, Inc.'s Protest of Notice of Intent to Award (Wastewater Management Facility Improvements – MCSD Contract No. 2015-01)

Dear Mr. Orsini:

Wahlund Construction, Inc. ("Wahlund") submits the attached documents for the District's consideration in connection with Wahlund's bid protest.

The first document is a Department of Health Services Memorandum entitled "Guidance to Staff Implementation of MBE/WBE Requirements for SRF Loans to Public Water Systems." I have underlined language on pages 5 and 6 of the Memorandum which support Wahlund's position that Auburn's bid must be rejected due to its failure to provide any GFE performance documentation to the District. The Memo expressly states:

DHS recommends that the Public Water Systems' bid solicitations make the MBE/WBE Good Faith Effort requirement for the bid to be accepted as responsive. This will avoid potential situations in which the apparent low bidder among the responsible responsive bidders is unable to document conformance with MBE/WBE requirements. Ultimately, in such a case, the apparent low bidder must be **rejected** as not responsible and cannot serve as the prime contractor because it fails to meet this requirement of the bid solicitation.

The Guidance to Staff memorandum also states:

Since the MBE/WBE requirements are a contract condition of equivalency projects, failure by the water system to implement an effective MBE/WBE Program focused on GFE may invalidate the SDWSRF funding agreement.

I have also attached a copy of a publication printed from the State Water Resources Control Board website regarding GFE performance requirements. On page 2 of the document, it states:

The water system should obtain from the selected prime contractor documentation

Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

WAHLUND CONSTRUCTION, INC.

A General Engineering Contractor
Lic. #678993 A, B, Asbestos, Hazmat

concerning the prime contractor's Good Faith Effort. This documentation should include mail logs, phone logs, electronic searches and communication, newspaper clippings or similar records documenting the use of the above-identified sources of information about DBEs, the prime contractor's effort to contract them, and other efforts to meet the Good Faith Effort six step requirements.

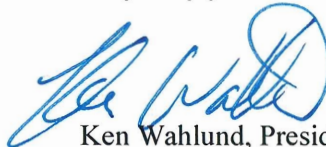
Based on the responses Wahlund received to our questions regarding the status of Auburn's submission of its GFE performance documentation, it appears that Auburn has failed to submit any of the required documentation described in the SWRCD article. Accordingly, there is no basis for the District to conclude Auburn's bid was responsive and it must reject Auburn's bid.

I have also attached a copy of pages from a power point presentation given by an EPA Research Compliance Officer regarding DBE compliance on EPA funded projects. On the third page of the attachment, the Compliance Officer emphasizes the need to document the Good Faith Efforts "in case of potential Federal reviews/audits." In other words, if the District awards the contract to Auburn notwithstanding Auburn's failure to provide the required GFE performance documentation and the EPA audits this project, the EPA and/or the SWRCB could cancel the funding for the project.

Wahlund also has the following questions for the District regarding Auburn's GFE performance documentation:

1. I would like to confirm with you that what you gave me in your email response (dated 11/30/2015 @11:23AM) was everything Auburn submitted to the District?
2. Did Auburn submit anything directly to Kennedy/Jenks that it didn't submit to the District?
3. Can you forward all correspondence and communications between the District and Kennedy/Jenks regarding Auburn's bid.
4. Has Auburn submitted the GFE performance documentation to anyone – including KJ and/or the SDWSFR/SWRCB.
5. If Auburn hasn't submitted it, has Auburn been given a deadline to do so?
6. Will we have the opportunity to review Auburn's GFE performance documentation before the District sends the Award Package to the SDWSRF?

Very truly yours,



Ken Wahlund, President
Wahlund Construction, Inc.

CC: Arthur G. Woodward

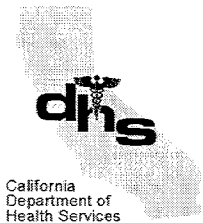
Ken & Kelly Wahlund

830 Hilma Drive, Eureka, CA. 95503

Office: 707-268-0150

Fax: 707-268-0137

Page | 2



SANDRA SHEWRY
Director

State of California—Health and Human Services Agency
Department of Health Services



ARNOLD SCHWARZENEGGER
Governor

**Department of Health Services
Guidance to Staff
Implementation of
MBE/WBE Requirements
for SRF Loans to Public Water Systems**

August 2004 Update

Introduction: California's Safe Drinking Water State Revolving Fund (SRF) was established to make low cost financing available to public water systems to enable them to meet drinking water standards for safety and health protection. The Department of Health Services (DHS), with support from the Department of Water Resources (DWR), receives SRF funds from the U.S. Environmental Protection Agency (EPA), adds State matching funds, then provides California water systems low cost financing opportunities, related technical assistance, and funds source water protection activities.

Since the majority of the funds available through the SRF program are federal assistance monies, SRF loan recipients must meet certain federal requirements. Among these is the requirement to provide opportunities to small, disadvantaged, and women owned business enterprises (commonly known as minority and women owned business requirements or MBE/WBE requirements). The objective of the MBE/WBE requirement is to provide meaningful opportunities for these businesses to participate in bidding on contracts and subcontracts for SRF funded projects.

The principal mechanism through which the SRF loan recipient will fulfill this requirement is by taking six steps related to providing project information to potential responsible MBE/WBEs, documenting their efforts, and providing summary reports on this activity to DHS.

Why are there MBE/WBE requirements for SRF loans? The California Safe Drinking Water State Revolving Fund Law of 1997 (Health and Safety Code Section 116760 et seq) established a loan program to provide for upgrading public water systems to ensure that all domestic water supplies meet safe drinking water standards. This law enables California to receive and make available to public water systems funds from the federal Safe Drinking Water State Revolving Fund. This fund was authorized in the federal Safe Drinking Water Act (42 U.S.C. Section 300j et seq). The State statute requires the DHS to implement this program in a manner consistent with the federal act.

Federal DWSRF regulations require compliance with MBE/WBE requirements on procurement (principally the six steps/good faith effort) and related reporting. Compliance with the MBE/WBE (a federal cross-cutter) is a component of the California SDWSRF Operating Agreement with USEPA, related Intended Use Plans, and is specified in the annual grant agreement. Compliance with federal cross-cutters is required by state SDWSRF regulations. California regulations (CCR Section 63050 (b) provide that systems with fewer than 1000 service connections, receiving \$500,000 or less of SDWSRF funding, are generally exempt from federal cross-cutters (CCR Section 63050 (b)).

Federal law establishes cross-cutting requirements to provide small, disadvantaged, minority, and women owned businesses with the opportunity to compete to participate in contracts which are federally funded. California's drinking water SRF is funded primarily through an annual grant from the EPA. DHS manages the California drinking water SRF pursuant to a formal Operating Agreement with EPA, supplemented by an annual Intended Use Plan. Through State law, formal agreements with EPA, and federal and state guidance and regulations, DHS includes MBE/WBE provisions among the requirements with which SDWSRF loan recipients must comply.

Who is subject to MBE/WBE requirements? MBE/WBE good faith effort and reporting requirements apply to nearly all SRF funded projects. However, projects submitted by water systems which serve fewer than 1,000 service connections and are less than \$500,000, are generally exempt from MBE/WBE requirements to the extent that their project expenses can be met through State funds committed to the SRF account.

What is required of the water system? The SRF recipient loan contract will include provisions related to compliance with MBE/WBE requirements. The loan agreement will include MBE and WBE percentage participation goals. However, the good faith effort of the loan recipient, and particularly inclusion of the good faith effort requirements for prime contract bidders, is the principal mechanism of measuring compliance with the MBE/WBE program requirement. Alternatively, a water system not subject to competitive bidding requirements must include good faith effort and related goals as a requirement during contract negotiations with a prime contractor offeror. Loan recipients and prime contractors who document their meaningful actions to comply with good faith effort requirements will have met the requirement. In such cases, the loan recipient will not be penalized if actual participation of MBE and WBE is below the goals, nor will the recipient be relieved of continuing to make good faith efforts if the numerical participation goal is reached.

The SRF loan recipient complies with the MBE/WBE "good faith effort" requirement by following these six basic affirmative steps:

- (1) Place qualified small and minority businesses and women's business enterprises on solicitation lists;
- (2) Assure that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;

- (3) Divide total requirements, when economically feasible, into small tasks or quantities to permit maximum participation by small and minority business and women's business enterprises;
- (4) Establish delivery schedules when the requirements of the work permit, which will encourage participation by small and minority businesses and women's business enterprises;
- (5) Use the services and assistance of the Small Business Administration (Federal construction contractor data now maintained in www.ccr.gov [the Central Contractor Registration] and the Minority Business Development Agency Department of Commerce; and
- (6) Require the prime contractor, if subcontracts are to be let, to take the affirmative steps in paragraphs (1) through (5).

Because of the nature of water system projects, implementation of good faith effort MBE/WBE requirements by the SRF loan recipient will typically involve inclusion of these requirements in the bid solicitation and in related project specifications. This approach is generally used to ensure that potential respondents to the solicitation recognize and perform the necessary steps prior to the bid submission deadline. This mechanism provides opportunities for small, minority, and women owned business enterprises to be aware of, and be able to compete as subcontractors for prime contractor bidders.

What is required of DHS field office project engineer (and when)?

Key to the Department's MBE/WBE program will be review (verification of inclusion of MBE/WBE requirements and audit of good faith efforts) of the water system and prime contractor SRF project documents and records.

1. Bid solicitation -in the plans and specifications for bid solicitation to identify a prime contractor the loan recipient should include MBE/WBE as a requirement of bid responsiveness (vs responsible bidder); this means that when DHS district staff review the plans and specifications prior to their circulation, for conformance with the proposed project, they should also confirm that the solicitation documents include provisions requiring MBE/WBE good faith effort. A log entry (date and initials) will be used to record that staff reviewed the solicitation for this requirement
2. Bid selection - the low responsible bidder selected by the SRF loan recipient shall have submitted necessary documentation of their good faith effort, and include a listing of all the subcontractors scheduled to perform work on the project. The Public Contract Code requires that prime contractors identify their subcontractors and that the prime contractor cannot replace or substitute a contractor without the permission of the public agency. Along with the bid, the prime contractor should submit to the water system documentation of their GFE outreach, which should be retained by the water system in its bid evaluation files
3. During construction inspections of the project by DHS district staff, staff may review prime contractor files related to the MBE/WBE subcontractors identified as performing tasks specific to the contract. This could be a brief check to see whether these subcontractors are performing work consistent

with the prime contractor's bid, and consistent with the quarterly reports of MBE/WBE utilization.

4. The DHS district office will receive a copy of the MBE/WBE quarterly report submitted by each project under construction
5. Quarterly reports on MBE/WBE activities are due for each project within 10 **calendar** days after each calendar quarter. DHS SRF Headquarters group will send a reminder and quarterly report form to each PWS with an SRF project under construction 10 days before the end of the quarter. Follow-up phone contact may be used with those systems not submitting the report within the required time frame. Negative reports are required (i.e. the loan recipient must submit the report even if no MBE/WBE activity took place - in which case the report would be a "negative" or "no activities to report" submission).

When is action required by the water system? A public water system should include MBE/WBE participation goals and good faith effort and reporting requirements in the bid solicitation and related specifications for projects funded by SDWSRF loans. If a bid does not conform with good faith effort requirements, the water system will reject it during the process of selecting its the prime contractor. After the prime contract is made, brief quarterly summary forms documenting MBE/WBE services delivered during the quarter will be submitted by the prime contractor to the water system and the Department.

Conformance with MBE/WBE requirements (GFE outreach) should be a matter of bidder "responsibility". Thus a "responsible" bidder will provide the water system with documentation demonstrating its compliance with GFE outreach requirements. If GFE outreach are not shown, a bid would be eliminated from consideration as **non-responsible**, regardless of the amount of the bid.

For designated equivalency projects, the public water system should apply good faith effort outreach to all procurement supported with SDWSRF funds, even equipment and services which the system purchases for the project, aside from the prime contract. The MBE/WBE good faith effort (GFE) provisions apply to **procurement** funded by SDWSRF loan (or grant) agreements which are designated as equivalency projects. The goals and GFE apply to procurement of Construction, Equipment, Supplies, or Services (**CESS** procurement). In their letter of June 4 1999, USEPA approved the following California SDWSRF program fair share goals

	<u>MBE</u>	<u>WBE</u>
Construction	22%	9%
Equipment	14%	7%
Supplies	17%	7%
Services	16%	14%

While these goals may appear high, compliance with MBE/WBE requirements focuses on the GFE of the water system and its selected prime contractor rather than the percentage goals.

How does the water system comply? The public water system should include MBE/WBE requirements in its bid solicitation. This allows potential prime contract bidders to document their good faith effort to encourage responsible MBE/WBE firms to compete for subcontracted activities.

DHS recommends that the public water system's bid solicitations make the MBE/WBE good faith effort a requirement for the bid to be accepted as responsive. This will avoid potential situations in which the apparent low bidder among the responsible, responsive bidders is unable to document conformance with MBE/WBE requirements. Ultimately, in such a case, the apparent low bidder must be rejected as not responsible and cannot serve as the prime contractor because it fails to meet this requirement of the bid solicitation. Remember that many potential prime contract bidders have competed for work on wastewater projects through the Clean Water SRF, and other federal fund sources such as the USDA Rural Utility Service, which are subject to similar MBE/WBE requirements so many potential bidders are familiar with the MBE/WBE outreach and documentation process.

The water system will receive good faith effort documentation among the submissions related to bidders for the prime contract. The water system will review the good faith effort documentation for adequacy. The water system will forward a copy of the good faith effort documentation submitted by the selected responsible responsive bidder to SDWSRF headquarters MBE/WBE coordinator to be reviewed and maintained in the program's headquarters office. Upon award of the contract, the water system will include periodic reporting on utilization of MBE/WBE subcontractors in requirements of the prime contractor. The water system will monitor the conformance of those reports to the initial bid documentation, and provide quarterly reporting to the Department.

If modification or substitution of the planned utilization of MBE/WBE firms is necessary, consultation with the Department will be necessary. The water system and its prime contractor shall maintain files that can be reviewed by the Department during project inspection to verify MBE/WBE subcontractor services.

The District office can help water systems comply by identifying resources related to MBE/WBE solicitation for your area and by keeping examples of effective subcontractor solicitation.

How does DHS verify compliance by the water system and prime contractor?

During construction inspections, DHS project engineer can review files of the water system and prime contractor to verify that GFE was documented by prime contractor and verified by the loan recipient; obtain a copy of the subcontractors under the contract; and review the prime contractor's file for invoices submitted by MBE/WBE suppliers and subcontractors. The engineer may verify the date of invoice and the amount of the invoice and compare to requests for reimbursement and to MBE/WBE quarterly reports. This is a spot check audit of the water system and prime

contractor's files against the information (requests for reimbursement and MBE/WBE reports) being submitted by the water system.

What response shall DHS make if the water system or prime contractor does not comply with MBE/WBE good faith effort, reporting, or utilization requirements? The SRF loan agreement contract will include the requirements that the water system comply with MBE/WBE requirements and related participation goals. Since the MBE/WBE requirements are a contract condition of equivalency projects, failure by the water system fails to implement an effective MBE/WBE program focused on GFE may invalidate the SDWSRF funding agreement.

For further information: Questions not addressed by this introductory document, or requests for more detailed information, should be directed to:

Safe Drinking Water State Revolving Fund
Nadine Feletto, P.E., MBE/WBE Coordinator
1616 Capitol Avenue, MS 7418
P.O. Box 997413
Sacramento, CA 95899-7413
(916) 449-5621
Fax: (916) 449-5656
Email: nfeletto@dhs.ca.gov

Background- terminology:

"Responsibility" (or "responsible" bidder) A responsible bidder means the apparent ability of the bidder to successfully carry out the requirements of a contract. The determination of bidder responsibility focuses upon the bidder's apparent ability to perform in the required manner on the date performance is required. Thus a firm that does not meet contractor classification or experience requirements established in advance by the water system for the project would be rejected as non-responsible, and not meeting the minimum criteria for consideration of the bid.

"Responsive bid or bidder": A responsive bid will address all matters required in the bid solicitation document. Bids may be rejected by the water system advertising for bids without consideration of the price bid if the bid does not conform to the bid announcement. Thus, omitting a particular element of the project, failure to refer to an addendum, or failure to provide information identified in the bid solicitation as necessary for a bid to be considered responsive may be the basis for rejection of a bid.

Home → Drinking Water → Services → Funding

Conforming with Disadvantaged Business Enterprise (DBE) Good Faith Effort Requirements

Last Update: May 14, 2014

SDWSRF projects subjected to federal cross-cutting requirements must conform to "Good Faith Effort" requirements for procurement funded by the SDWSRF loan and/or grant. This requirement encompasses procurement of construction, equipment, supplies, and services.

In order to conform to Good Faith Effort requirements, DBE firms should be provided the opportunity to compete and to participate in SDWSRF-funded procurement.

The Fair Share Goals negotiated with US EPA for Minority Business Enterprises and Women's Business Enterprises (MBE/WBE) for 2012 are: Construction - MBE 11%, WBE 4%; Supplies - MBE 2%, WBE 1%; Equipment - MBE 2%, WBE 2%; Services - MBE 4%, WBE 2%.

Helpful Links

The following links are available to assist you in identifying MBE/WBE firms for solicitation for construction, equipment, supplies, or services:

- [Small Business Administration: Dynamic Small Business Search](#) - SDWSRF project bidders are required to utilize this resource to identify potential subcontractor/supplier bidders.
- [Minority Business Development Agency of the Department of Commerce](#)
- [CalTrans DBE Database Query](#) - CalTrans is responsible for the California Unified Certification Program (UCP). SDWSRF project bidders are required to utilize resources at this site to identify potential subcontractor/supplier bidders.

Good Faith Effort

It is critical that construction bid solicitation documents adequately advise prime contractor bidders of the Good Faith Effort six step requirements; conformance with this is a requirement to comply with the DBE requirement.

The SRF loan recipient complies with the DBE Good Faith Effort requirement by following these basic affirmative steps:

- (1) Ensure DBEs are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities. For Indian Tribal, State and Local and Government recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources;
- (2) Make information on forthcoming opportunities available to DBEs and arrange time frames for contracts and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by DBEs in the competitive process. This includes, whenever possible, posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid or proposal closing date;
- (3) Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs. For Indian Tribal, State and local Government recipients, this will include dividing total requirements when economically feasible into smaller tasks or quantities to permit maximum participation by DBEs in the competitive process;

- (4) Encourage contracting with a consortium of DBEs when a contract is too large for one of these firms to handle individually;
- (5) Use the services and assistance of the SBA, the Minority Business Development Agency of the Department of Commerce and the CalTrans Unified Certification Program; and
- (6) If the prime contractor awards subcontracts, require the prime contractor to take the affirmative steps in paragraphs (1) through (5).

While you are not required to award contracts or subcontracts to DBEs, such firms **must** be provided the opportunity to compete to participate. The potential prime contractor preparing a bid should provide adequate time (typically at least 5 days) for preparation of subcontract proposals by potential subcontractors and suppliers, including DBEs. The outreach for potential subcontractors should include adjacent counties if the project is in an area with limited population or limited population diversity. The water system should obtain from the selected prime contractor documentation concerning the prime contractor's Good Faith Effort. This documentation should include mail logs, phone logs, electronic searches and communication, newspaper clippings or similar records documenting the use of the above identified sources of information about DBEs, the prime contractor's efforts to contact them, and other efforts to meet the Good Faith Effort six step requirements.

Guidance from CDPH

- ➔ SDWSRF Guidance to Public Water Systems - Key Elements for Implementation of Federal Requirements - DBE(Word)
- ➔ Guidance to Loan Recipients on Quarterly Report Requirements (Word)
- ➔ Additional information and forms are available at the bottom of this webpage.

USEPA Forms

The following forms **MUST** be included in the bid solicitation: Forms 6100-3 and 6100-4 must be submitted to the water system with each responsive bid; Form 6100-2 must be available to subcontractor bidders, and may be submitted by potential subcontractors to USEPA Region 9

EPA Form 6100-2 (PDF)

Requirement: SRF funding recipient required to have prime contractors provide form to subcontractors
 Provided by: Prime Contractors
 Completed by: DBE Subcontractors (completion/submittal not required)
 Submitted to: DBE may submit to EPA Region 9 DBE coordinator (Joseph Ochab, DBE Coordinator, USEPA Region 9 (MTS-4), 75 Hawthorne Street, San Francisco, CA 94105)

EPA Form 6100-3 (PDF)

Requirement: SRF funding recipient required to have prime contractors provide form to subcontractors
 Provided by: Prime Contractors
 Completed by: DBE Subcontractors
 Submitted to: MUST SUBMIT to Water System (SRF funding recipient) as part of bid or proposal package

EPA Form 6100-4 (PDF)

Requirement: SRF funding recipient required to have prime contractors complete the form
 Provided by: SRF Funded Water System
 Completed by: Prime Contractors
 Submitted to: MUST SUBMIT to Water System (SRF funding recipient) as part of bid or proposal package

CDPH Guidance

Attachment A - DBE Contractor Information Form
 (Word, New)

Definitions and Goals

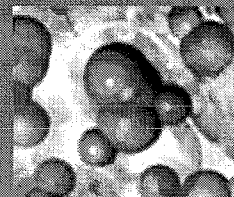
DBE-MBE-WBE Definitions (Word)

[Attachment B - Updated DBE Verification \(Word\)](#)[Model DBE Bid Solicitation Language \(Word\)](#)**Other Requirements**[EPA DBE New Requirements - Forms Use \(Word\)](#)[DBE Bidders List Requirement \(Word\)](#)[DBE \(MBE/WBE\) Quarterly Utilization Report \(Word\)](#)[DBE \(MBE/WBE\) Quarterly Utilization Report \(PDF\)](#)**Bid Preparation Logs**[DBE Firms Contacted \(Word\)](#)[Subbids Received - DBEs \(Word\)](#)[MBE-WBE Goals \(Word\)](#)**More Information for Water Systems**[SDWSRF Main Page](#)[Funding Opportunities for Water Systems](#)[More Information for Water Systems](#)

(Updated 9/4/14)

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The California Water Boards include the [State Water Resources Control Board](#) and nine [Regional Boards](#)
The State Water Board is one of six environmental entities operating under
the authority of the California Environmental Protection Agency
[Cal/EPA](#) | [ARB](#) | [CalRecycle](#) | [DPR](#) | [DTSC](#) | [OEHHA](#) | [SWRCB](#)



defy convention.

DIVISION OF RESEARCH

Utilization of Minority-Owned and Women-Owned Business Enterprises in EPA Sponsored Projects

Fall 2009

Kimberly Klatt
Research Compliance Officer

Clarkson
UNIVERSITY

defy convention

What is The Disadvantaged Business Enterprise Program (DBE)?

- Under EPA's Office of Small Business Programs (OSBP)
- The program was mandated by congress
 - Public Law 101-549, Nov 15, 1990 (clean air act)
 - Public Law 102-389, Oct 6, 1992 (clean water act)
- The DBE Program is an outreach, education, and goaling program designed to increase the participation of DBEs in procurements funded by EPA assistance agreements.
- MBEs & WBEs are part of the larger universe of DBEs

Documenting Good Faith Efforts

- Document your efforts and procurement actions in case of potential Federal reviews/audits
- Document your outreach efforts to DBEs, specifically MBE/WBE
- Spreadsheet, notebook, provided form, or any other records

RESOLUTION 2015 - 33

A RESOLUTION OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS REJECTING THE BID PROTEST OF WAHLUND CONSTRUCTION FOR WASTEWATER MANAGEMENT FACILITY IMPROVEMENTS

WHEREAS, The McKinleyville Community Services District is a community services district formed in accord with California Government Code section 61000, et seq., which is responsible for providing water, sewer, street lights, parks, recreation and library services to the community of McKinleyville, located in an unincorporated area of Humboldt County, California; and

WHEREAS, the Board of Directors of the McKinleyville Community Services District desires to construct certain improvements to its existing wastewater treatment plant and to award a construction contract for said improvements by competitive bidding to the lowest responsible bidder pursuant to the Public Contract Code; and

WHEREAS, he General Manager issued a Notice Inviting Bids to prospective contractors on August 24th, 2015 and bids were received by the General Manager on October 22nd, 2015; and

WHEREAS, Auburn Constructors, Inc. was found to be the apparent lowest responsible and responsive bidder and a notice of intent to award the construction contractor to Auburn Constructors, Inc. was provided to all interested parties on October 27th, 2015; and

WHEREAS, the second lowest bidder, Wahlund Construction, filed a protest to the bid of Auburn Constructors, Inc. on November 5th, 2015, challenging the bid on the basis that the bid was not responsive.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the McKinleyville Community Services District does hereby reject the bid protest submitted by Wahlund Construction for all of the following reasons, which are hereby adopted as findings:

1. Find based on all information and documentation submitted that Auburn's bid is responsive;
2. Find based on all information and documentation submitted that any deviation in Auburn's bid is immaterial and inconsequential and therefore waived and
3. Authorize the Board President to Award the contract for the Wastewater Management Facility Improvements to Auburn Constructors, Inc, MCSD Contract no. 2015-01.

ADOPTED, SIGNED AND APPROVED at a duly called meeting of the Board of Directors of the McKinleyville Community Services District on December 9, 2015 by the following polled vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John Corbett, Board President

Attest:

Becky Schuette, Board Secretary

McKinleyville Community Services District

BOARD OF DIRECTORS

December 9, 2015

TYPE OF ITEM: **INFORMATIONAL**

ITEM: E.2 **Review Board Rotation Schedule, Board Officers and Committee Appointments for 2016 Calendar Year**

PRESENTED BY: **Becky Schuette, Board Secretary**

TYPE OF ACTION: **Information Only**

Recommendation:

Staff recommends that the Board review, discuss and consider the attached MCSD Board Rotation Schedule and 2015 Roster and Committee Assignments. At the January meeting, in accordance with the Board Policy Manual, the Board shall update the rotation schedule for the coming years and the President shall appoint committee assignments for the 2016 Calendar Year.

Discussion:

The McKinleyville Community Services District Board Policy Manual directs the Board to annually update the President and Vice-President rotation schedule. In addition to officer appointments the policy states that the Finance Director shall perform the duties of Treasurer and the General Manager shall select a staff member to serve as Board Secretary.

PART 3 -- BOARD STRUCTURE

RULE 3-1: OFFICERS -- Annually, at the regular January Board Meeting, the Board shall update the rotation schedule for the coming years. Appointment of officers shall be subject to the affirmative vote of the Board with a strong preference for a rotation schedule. The Finance Director shall perform the duties of Treasurer and the General Manager shall select a staff member to serve as Board Secretary.

Following the update of the officers the Board President shall appoint committee assignments for the 2016 Calendar Year as stated in the Board Policy Manual.

RULE 3-2: PRESIDENT -- The President shall perform the duties of presiding officer at all meetings of the Board of Directors and shall carry out the resolutions and orders of the Board of Directors and perform such other duties as the Board of Directors prescribes including appointment of members to serve on committees of the Board and designation of committee chairs, except for the Recreation Advisory Committee. The Board President is responsible for leadership at public meetings and for exerting every effort to unite the Board into a working, cohesive group by preserving order and decorum. The Board

President shall decide questions of order subject to appeal to the Board. This requires the assistance and cooperation of all of the Board Members.

Alternatives:

Take Action

Fiscal Analysis:

Not applicable

Environmental Requirements:

Not applicable

Exhibits/Attachments:

- Attachment 1 – 2015 Positions, Staff Member Appointments and 2015 Committee Assignments
- Attachment 2 – Board Rotation Schedule

2015 ROSTER for MCSD

2015 Board positions are as follows:

1. President John Corbett
2. Vice-President George Wheeler

Directors: Helen Edwards, Dennis Mayo and David Couch

Staff Member Officers:

1. Treasurer Finance Director, Colleen M.R. Trask
2. Secretary Becky Schuette

2015 Committee Assignments are as follows:

1. Recreation Advisory committee
George Wheeler; alternate David Couch
2. McKinleyville Area Fund
John Kulstad
3. Redwood Region Economic Development Commission
Dennis Mayo; alternate Helen Edwards
4. McKinleyville Senior Center Advisory Committee
Helen Edwards; alternate Dennis Mayo
5. Audit
John Corbett; Helen Edwards
6. Employee Negotiations
David Couch; Helen Edwards
7. Water Task Force
George Wheeler; alternate John Corbett
8. AdHoc No Drugs & Toxics Down the Drain
George Wheeler; alternate David Couch
9. McKinleyville Municipal Advisory Committee
Helen Edwards; alternate John Corbett

BOARD ROTATION SCHEDULE FOR CHAIR AND VICE CHAIR

	2015	2016	2017	2018	2019	2020	2021	2022	2023
Term Expiration									
Corbett	C								
Edwards		VC	C						
Mayo			VC	C					
Couch									
Wheeler	VC	C							

C = Chair

EXPERIENCE/YEARS SERVED ON BOARD OF DIRECTORS

John Corbett - 13 years

Assumed Office 8.21.2002 (To fill vacancy created when Fluery left, until 11/03 election)

Served 14 months from 2002 to 2003

Elected 2003 to 2007 (4 yr term)

Re-Elected 2007 to 2011 (4 yr term)

Re-Elected 2011 to 2015 (4 yr term)

Appointed 2015 to 2019 - insufficient number of nominees (4 yr term)

Helen Edwards - 8 years

Assumed Office 12.19.2007

Elected 2007 to 2011 (4 yr term)

Re-Elected 2011 to 2015 (4 yr term)

Appointed 2015 to 2019 - insufficient number of nominees (4 yr term)

Dennis Mayo - 7 years

Assumed Office 9.17.2008 (To fill vacancy created when Reid left, until 11/09 election)

Served 13 months from 2008 to 2009

Elected 2009 to 2013 (4 yr term)

Re-Elected 2013 to 2017 (4 yr term)

David Couch - 6 years

Assumed Office 12.13.2009

Elected 2009 to 2013 (4 yr term)

Re-Elected 2013 to 2017 (4 yr term)

George Wheeler - 2 Years

Assumed Office 1.8.2014

Elected 2013 to 2017 (4 yr term)

McKinleyville Community Services District

BOARD OF DIRECTORS

December 9, 2015

TYPE OF ITEM: **INFORMATIONAL**

ITEM: E.3 **Proposed Modification of the Board Policy Manual to add Part 11 Draft Board Self-Evaluation**

PRESENTED BY: **Gregory Orsini, General Manager**

TYPE OF ACTION: **Information Only**

Recommendation:

Staff recommends that the Board review the information provided, take public comment, discuss, and make any desired modifications to the *Draft* Board Self-evaluation policy, procedure and evaluation form. No action will be taken tonight, but the item will be returned to the Board via Resolution to modify the Board Policy Manual.

Discussion:

The Board of Directors has requested from staff to add a Board Self-Evaluation process to the MCSD Strategic Plan. Staff researched many options and examples of special district self-evaluation policies related to this topic. After review, staff developed a policy, procedure and evaluation form using components from several different district policies and templates.

The documents presented are *Draft* only at this time as staff would like input from the Directors before finalizing any addition to the Board Policy Manual. Once finalized, the item will be returned with a Resolution for approval.

Alternatives:

Staff analysis consists of the following potential alternative

- Take No Action

Fiscal Analysis:

Not applicable

Environmental Requirements:

Not applicable

Exhibits/Attachments:

- Attachment 1 – Draft Board Self-Evaluation Policy & Procedure
- Attachment 2 – Draft Evaluation Form

PART 11 – ANNUAL BOARD SELF-EVALUATION

Rule 11-1: Policy – The Board is committed to assessing its own performance as a board in order to identify its strengths and areas in which it may improve its functioning. The goals of the self-evaluation are to clarify roles, to enhance harmony and understanding among Board members, and to improve the efficiency and effectiveness of the Board meetings. The ultimate goal is to improve MCSD policies for the benefit of the McKinleyville community and employees of the District.

Rule 11-2: Procedure – The Board has established the following procedure for self-evaluation:

- Annually, the Board shall conduct an evaluation process and place the results on a regular board meeting agenda for review and appropriate action.
- The Board Secretary will distribute the assessment form to all Board members at the first meeting in July each year.
- The completed assessment forms shall be submitted to the Secretary of the Board at or before the August meeting.
- The Secretary of the Board shall complete results of the assessment for distribution at the September meeting.
- The assessment results shall be included as an agenda item for review and appropriate action at the October meeting.

Rule 11-3: Evaluations – The evaluation instrument shall incorporate criteria contained in this Board Policy Manual regarding structure, ethics, policies and procedures. A sample of the evaluations can be found as Attachment B in this document.

McKinleyville Community Services District Board of Directors Self - Evaluation

Use the following scale, while thinking specifically about YOU

1 = Not Satisfied 2 = Somewhat Satisfied 3 = Satisfied 4 = Very Satisfied 5 = Not Sure

Circle the number that most accurately describes your perception for each item.

Understand the vision and mission of the McKinleyville Community Services District	1	2	3	4	5
Support the vision and mission of MCSD	1	2	3	4	5
Have a good working relationship with the other Board Members	1	2	3	4	5
Have a good working relationship with MCSD staff	1	2	3	4	5
Are knowledgeable about MCSD's major programs and services	1	2	3	4	5
Follow trends and important developments in the industries and services that MCSD provides	1	2	3	4	5
Read and understand MCSD's financial statements	1	2	3	4	5
Act knowledgeably and prudently when making recommendations about MCSD finances and financial policies	1	2	3	4	5
Focus your attention on long-term and significant policy issues rather than short-term administrative matters	1	2	3	4	5
Recommend qualified individuals with relevant skills and experience as possible nominees for the Board and committees	1	2	3	4	5
Prepare for and participate at Board and committee meetings, as well as other MCSD events	1	2	3	4	5
Willingly volunteer and use your special skills to further the MCSD vision and mission	1	2	3	4	5
Complete assignments and responsibilities in a responsible and timely manner	1	2	3	4	5

Speak for the Board or MCSD only when authorized to do so	1	2	3	4	5
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Take advantage of opportunities to enhance the MCSD public image by periodically speaking to others about the work of the District	1	2	3	4	5
--	---	---	---	---	---