



General Building Contractors
 License #744198 CA #154926 AZ DIR#1000009060
 1616 Sierra Madre Circle, Placentia, CA 92870 Ph: (800) 949-0203 Fx: (714) 666-1007

March 23, 2017

City of Corona
 400 S. Vicentia Avenue, Suite 210
 Corona, CA 92882

VIA EMAIL: Peter.Ramey@ci.corona.ca.us, Nelson.Nelson@ci.corona.ca.us,
Lisa.Mobley@ci.corona.ca.us, Carolina.Torres@ci.corona.ca.us
 ATTN: Peter Ramey, PE
 RE: Splashpad at Ridgeline Park Project No. 2016-12 Bid Date: 3/20/17
 SUBJ: BID PROTEST: California Waters Development, Inc dba:
 California Waters

Dear Mr. Ramey:

We bid on many of the park/playground/school projects that come out for public bid. We followed the instructions, plans and specifications as provided by bidding entities, as well as all applicable laws. All bidders are provided a level playing field to calculate and submit competitive bids. We expect the City to insure all bidders follow instruction set forth in the City's bid documents and spec book.

Clearly, the apparent low bidder for this project has not complied with the specifications provided by the City. I will outline each, set forth below:

- 1) California Waters Development, Inc dba: California Waters submitted an unenforceable bid bond.

Please reference California Waters Development, Inc dba: California Waters bid bond form submitted with their bid on page 16. See signature of President Mark Pitman. Page 17 of the bid form provided by the City is a California All Purpose Acknowledgement to be notarized by the persons signing the bid bond as well as the Surety. As you can see from the apparent low bidders documents, there is NO notary for Mark Pitman's signature, only for Gabriella Grady (surety). Therefore, this bid bond is unenforceable.

- 2) California Waters Development, Inc dba: California Waters submitted an incomplete bid.

Please reference California Waters Development, Inc dba: California Waters bid pages 21-23. As you can see, they are MISSING. These pages are the Contractor Registration Forms provided in the city provided "Contract Documents" to be submitted with the bid. These forms specifically state, "ALL PROSPECTIVE BIDDERS, AS WELL AS SUBCONTRACTOR, ARE REQUIRED TO COMPLETE THIS FORM."

- 3) California Waters Development, Inc dba: California Waters submitted an incomplete bid.



Manufacturer Certified Installer



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Please reference California Waters Development, Inc dba: California Waters bid pages 21-23. As you can see, they are MISSING. These pages are the Subcontractor Registration Forms provided in the city provided "Contract Documents" to be submitted with the bid. These forms specifically state, "ALL PROSPECTIVE BIDDERS, AS WELL AS SUBCONTRACTOR, ARE REQUIRED TO COMPLETE THIS FORM."

We ask that California Waters Development, Inc dba: California Waters be deemed non-responsive for not complying with the above set forth instructions and fair practices. Otherwise, this violates the spirit and letter of the law.

In closing, California Waters Development, Inc dba: California Waters bid could jeopardize the City's funding and/or grants.

Please consider this as our formal protest to the apparent low bidder, California Waters Development, Inc dba: California Waters.

Based on the aforementioned facts, Micon Construction, Inc is the lowest responsible bidder.

We look forward to your diligence and response in this matter

Should you have any questions, please feel free to contact us.

Sincerely,

MICON CONSTRUCTION, INC

A handwritten signature in blue ink that reads 'Gene F. Holle'.

Gene F. Holle
Vice-President



Manufacturer Certified Installer