



August 27, 2019

Luis Pelayo, P.E.  
Associate Civil Engineer  
City of Chula Vista

**Re: Bid Protest - Bid No. SWR0293, Parkside Sewage Pump Station Upgrade**

Mr. Pelayo,

TC Construction Company (TCC) has reviewed Blue Pacific Engineering Construction (BPEC) Bid Proposal Package and has discovered that there are multiple instances of errors in the documentation.

On Bid Package Sheet 18 "List of Contractors" It specifically states in the first paragraph: *"The Bidder shall list the name and location of the place of business of **ALL** contractors who will perform work or labor or render services in or about the construction of work or improvement or fabricate and install a portion of the work according to detailed drawings contained in the plans and specifications. The Bidder shall also reference the Worker Classification No.'s for **ALL** contractors, which can be found on Sheets 4 through 7 of the List of Contractors."*

Instance #1 – Based upon this paragraph, BPEC listed their own Workers Classification as #11 described on page 22 "Craft: Laborer (Construction-Fence Erector-HouseMover)-San Diego Group#1". This classification only qualifies for a portion of the work that is to be completed on the project. BPEC failed to list any Classifications for Operating-Engineers, Cement Masons, Carpenters, or Teamsters. All of which will be vital scopes of work required per the plans and specifications. Furthermore, they failed to list any subcontractors that would be performing these other classifications of work leaving a large gap in scope.

Instance #2 – BPEC Listed National Electric Works as their subcontractor for Electrical. The Classification that they are listed for is #26 "Street Lighting, Traffic Signal, Underground Systems Journeyman-San Diego-Technician Grade 1". This is not the correct listing for the type of work the Electrical Subcontractor will be performing. Per sheet 24 there is available area to list "Additional Classifications as Needed By Contractor" BPEC failed to use this area for the correct classification of work.

Instance #3 – BPEC Listed Parada Painting as their subcontractor for Coatings. The Classification that they were listed for is #16 "Parking and Highway Improvements (Striping, Slurry and Seal Coat Operations-Laborer)-Southern California-Group 1. This is also not the correct Listing for the type of work that the Coating subcontractor will be performing. Again, per sheet 24 there is available area to list "Additional Classifications as Needed By Contractor" BPEC failed to use this area for the correct classification of work.

Instance #4 – BPEC on page 18 for the “Prime Contractor” failed to list the Bid Schedule Line Item No(s) as well as the % of Line Item No(s) Performed. This is part of the required sections to be filled out and BPEC has failed to complete the document correctly.

Thus, per Section 4. (Rejection of Bids Containing Alterations, Erasures, Or Irregularities) based upon the 4 instances described above, the bid submitted by BPEC is not in conformance with the requirements of the bid documents and should be deemed non-responsive.

Sincerely,



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Chad Cameron  
Estimator/Project Manager