



A red handwritten signature, appearing to be "JF", written over the stamp.

ANV Contractors G Inc.
1230 N. Quinley Ave.
Atwater, CA 95301

Michael Beltran
City of Merced
6784 18th street
Merced Ca 95340



ANV Contractors, Inc.
1230 N. Quinley Ave.
Atwater, Ca 95301

June 16, 2020

City of Merced
678 W. 18th Street
Merced, CA 95340

RE: City of Merced WWTP Restrooms Projects – Bids Protest

Dear Mr. Michael Beltran,

As directed, this letter is to serve as the “official” bid protest for the City of Merced WWTP Restrooms Project. Bid results for the WWTP project were opened on May 19th 2020. There were 3 bidders (Deguerre Construction, Commercial Construction, and ANV Contractors, Inc.).

On May 22nd we emailed Mr. John Ainsworth stating our concerns about a note on the construction plans, along with a couple more things related to the project. We stated the following:

Note 2 of the construction plans says **"Contractor shall examine construction drawings and specifications and shall visit site prior to submitting a proposal."** I just want to verify the other bidders visited the site prior to submitting their proposal and their bids are valid?

On plan sheet #5, DTL 1&2 shows the sewer point of connection at 3 ft below existing floor, but based on field conditions that's not the case. There's a 6ft deep sump (wouldn't know from plans) and point of connection (existing sewer) is a lot deeper (probably 8-10ft below existing floor or 2-4 ft below bottom of sump floor), so **it wouldn't be known without visiting the site.**

Also, no depths were shown for point of connection/excavation of the lab restroom, so a change order for that is very likely without having assumed the same depth as other restroom. Sheet 5, DTL 3&4 also shows new water line cut off. Bidders wouldn't know point of connection without visiting site and will likely also result in a change order.

Please let me know how the City plans to proceed with bid results.

If note 2 on the plans holds true, then the other two bidders would be automatically disqualified, due to not visiting the site prior to submitting a proposal. We also mentioned other issues in regards to change orders that may be coming from the other bidders. We were able to identify those issues by visiting the site the Friday before bid opening on May 19th. We have not received a response from the City in relation to our concerns. Please let me know how the City plans to proceed.

Best Regards,
Nicolas Vargas