



Contra Costa County
Public Works
Department

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May 4, 2017

UPS OVERNIGHT – 1Z 970 314 01 9379 6086

Fax: (925)757-3731

T N B Construction
2620 E. 18th Street
Antioch, CA 94509

Re: Main Street, Byron Sidewalk Improvement Project
Project No.: 0662-6U4123

Our office has reviewed the bid and good faith effort documentation submitted by your firm on the above project. Based upon our review, we have determined that your good faith effort documentation does not comply with the requirements of Contra Costa County's Outreach Program, as specified in Section 2-1.12 of the project specifications. We have identified the following deficiencies:

1. Your firm did not identify work items to be performed by subcontractors, either in a timely advertisement or via timely faxed/mailed notices (Indicator #3, 0 out of 13 points).
2. No copies of a paid advertisement, including a proof of publication, were submitted (Indicator #4, 0 out of 9 points).
3. No copies of notices indicating your firm's interest in receiving sub-bids, including proof of mailing or fax confirmation, were submitted (Indicator #5, 0 out of 10 points).
4. A telephone log with any follow up with subcontractors was not submitted. (Indicator #6, 0 out of 10 points).
5. Your firm did not provide information to subcontractors about plans, specifications, and project requirements, either in a timely advertisement or via timely faxed/mailed notices (Indicator #7, 0 out of 5 points).
6. Your firm did not submit copies of contact with recruitment/placement agencies to request assistance in recruiting MBEs, WBEs, OBEs, SBEs, LBEs, and DVBEs, including proof of mailing or fax confirmation (Indicator #8, 0 out of 10 points).
7. Your firm did not provide information to subcontractors about assistance with bonds, lines of credit, and insurance, either in a timely advertisement or via timely faxed/mailed notices (Indicator #10, 0 out of 7 points).

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Based upon these identified deficiencies, we have determined that your firm has not documented an adequate good faith effort to comply with the Outreach Program requirements, having achieved only 36 out of 100 points (75 minimum required). Therefore, we plan to recommend that your firm's bid be deemed non-responsive for failure to comply with the Outreach Program requirements and that the contract be awarded instead to the third (3rd) lowest bidder, Kerex Engineering, Inc., which has fully complied with those requirements.

Should your firm disagree with our determination, you may appeal it in writing to David J. Twa, County Administrator, c/o County Administrator's Office, 651 Pine Street, 10th Floor, Martinez, CA 94553. Your firm's appeal must be received at that address no later than 5:00 p.m. on May 11, 2017, and must describe in detail all facts and arguments on which you rely.

It is anticipated that the contract will be awarded by the Board of Supervisors at its meeting on May 23, 2017, which begins at 9:00 a.m. If you wish, your firm may appear at the Board meeting to comment on this matter. Any comments to the Board will be limited to the facts and arguments set forth in your firm's appeal.

Sincerely,

Kevin Emigh
Division Manager
Design/Construction Division

KE:AH:sr
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