

City of Salinas

PUBLIC WORKS DEPARTMENT • 200 Lincoln Ave • Salinas, California

93901 (831) 758-7241 • (831) 758-7935 (Fax) • www.ci.salinas.ca.us

February 14, 2018

Mr. Robert Asuncion
Bear Electrical Solutions, Inc
1341 Archer Street
Alviso, CA 95002

RE: Bid Protest for North Sanborn Road Safety Improvements, Project 9089

Dear Mr. Asuncion,

The City of Salinas Public Works Department staff is in receipt of your formal bid protest dated February 2, 2018. Your protest is against Lee Wilson Electric Company Inc., the apparent low bidder on the above-referenced project. Your protest is to consider the Lee Wilson Electric Company, Inc.'s bid package incomplete based on the following:

- The Equal Employment Opportunity Certification form did not include the subcontractor's name, contradicting the other submitted documents (Bidder's Statement of Subcontractors - Part 1)
- City Bid instructions and Federal Aid Local Assistance Procedure Manual, required bid documents to be fully completed.

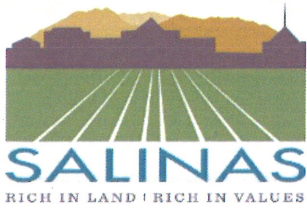
City staff have reviewed the bid protest and have determined that your protest is not found to be sustained. The omission of the subcontractor's name from the Equal Employment Opportunity Certification form is inconsequential in nature. The City has the discretion to waive minor discrepancies in the bid packages provided it does not unfairly prejudice the other bidders. City staff have determined that this inconsequential omission does not prejudice the other bidders.

Consistent with Salinas Municipal Code section 12-39, this determination will be presented to the City Council at the time they consider awarding the contract for the above-referenced project. The City Council will consider awarding the contract for the above-referenced project to Lee Wilson Electric Company, Inc. during its March 6, 2018 meeting and at the same time consider whether to sustain your bid protest.

If you have any questions, please contact Assistant Engineer Victor Gutierrez at 831.758.7964 or victorg@ci.salinas.ca.us.

Sincerely,

Jim Sandoval, P.E.
Assistant Public Works Director/ City Engineer



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cc: Acting Public Works Director
Assistant Engineer
City Attorney