



VIA EMAIL – loetker@humboldtby.org

July 15, 2020

Larry Oetker
Humboldt Bay Harbor, Recreation & Conservation District
601 Startare Drive
Eureka, CA 95501

RE: BID ADVISORY
BIDDER: FIGAS CONSTRUCTION
AWARDING AGENCY: HUMBOLDT BAY HARBOR, RECREATION & CONSERVATION DISTRICT
PROJECT: 2020 MAINTENANCE DREDGING-WOODLEY ISLAND MARINA
FFC CASE NO.: 761RP

Dear Mr. Oetker:

Please enter this formal bid advisory against the above-noted contractor as a matter of public record and circulate to the District Commissioners. We respectfully request that Figas Construction's (Figas) bid be rejected.

The bid provided to your offices by Figas signifies that the contractor would not be able to successfully perform its duties on the above project, while fulfilling its obligations with the Rules and Regulations Governing the Payment of Prevailing Wages, at the bid amount provided due to the following:

- Figas' bid is significantly lower than the other bidders on this project which indicates a failure to account for the proper prevailing wage rate and include all items in the bid packet. **Most notably, the surveying and mobilization were not accounted for at the proper prevailing wage rate.** If awarded the project, this contractor would need to submit multiple costly change orders to complete the project in accordance with the specifications **and/or** compromise prevailing wage laws/standards. This gives Figas an unfair advantage in its bidding practices against its competitors and puts the District in a compromised legal position.
- Item number nine of the contract documents requires competency from each bidder. Upon investigation, FFC has determined that **Figas has not had any public works dredging experience.** Therefore, does not have the technical ability, project references, nor experience to execute this contract.
- Figas has not made a good faith effort to participate and invest in Local Workforce Development, nor have they participated in local hiring of workers in the community through formal and recognized pre-apprenticeship programs and formal apprenticeship programs. Figas has failed to request, employ, train, graduate, and pay the proper prevailing wages to apprentices.

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Humboldt Bay Harbor, Recreation & Conservation District
July 15, 2020
Page 2

Please contact our office with questions, comments, or clarifications.

Sincerely,



Bryan Berthiaume
Executive Director

Case: 761RP

cc: Humboldt Bay Harbor, Recreation & Conservation District – Commissioners
Larry Doss – Email: larryo@mingtree.com
Greg Dale – Email: gdale574@gmail.com
Stephen Kullmann – Email: swkullmann@gmail.com
Richard Marks – Email: samoafog@aol.com
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