



COMMUNITY DEVELOPMENT SERVICES

DEPARTMENT OF TRANSPORTATION

<http://www.edcgov.us/DOT/>

PLACERVILLE OFFICES:

MAIN OFFICE:

2850 Fairlane Court, Placerville, CA 95667
(530) 621-5900 / (530) 626-0387 Fax

MAINTENANCE:

2441 Headington Road, Placerville, CA 95667
(530) 642-4909 / (530) 642-0508 Fax

LAKE TAHOE OFFICES:

ENGINEERING:

924 B Emerald Bay Road, South Lake Tahoe, CA 96150
(530) 573-7900 / (530) 541-7049 Fax

MAINTENANCE:

1121 Shakori Drive, South Lake Tahoe, CA 96150
(530) 573-3180 / (530) 577-8402 Fax

Via Certified Mail, E-mail, Fax

(willisrebar@gmail.com)

(Fax (707) 759-3483)

December 30, 2019

Willis Rebar

Attn: Raymond Willis III

2333 Courage Drive, Suite H, Room #9

Fairfield, California 94533

**Subject: Bassi Road at Granite Creek Bridge Replacement Project
CIP No. 77128, Contract No. 2777
DBE Subcontractor Substitution Follow-up**

This letter serves as an updated notice to the DBE Subcontractor for the above referenced Project; Willis Rebar (Willis), that the Prime Contractor, Steelhead Constructors, Inc. (Steelhead) is in progress with the substitution of Willis Rebar for failure to meet the required Contract time schedule for the Project. Numerous attempts have been made by the Department of Transportation (DOT) to reach Willis regarding payments on the Bassi Bridge Project and the pending substitution of Willis on the Project. The DOT has tried both numbers (707-419-5949 and 707-673-6034) on 12/3/19, 12/17/19, 12/20/19, and now today on 12/30/19 all with no answer and no ability to leave a message as the voicemail box is always full.

As of the December 2019 pay estimate that is currently being processed, 100% (minus 5% retention) of Pay items 40 "Bar Reinforcing Steel (Bridge)", 41 "Bar Reinforcing Steel (Bridge, Epoxy Coated)", 42 "Headed Bar Reinforcement", and 69 "Mobilization" has been made by DOT to date. This is payment for all of the work performed by Willis to date. In addition, DOT has tried to get payment for material on hand on items 37 "Structural Concrete, Approach Slab (Type EQ) and 67 "Concrete Barrier (Type 80 Modified) for rebar delivered and stored on site but Willis Rebar did not sign or submit the Material On Hand form required for payment. Per Special Provision Section 9-1.16C, these items are not eligible for progress payment until they are incorporated into the Work. However, in an effort to have all payments made for work performed and materials provided to date by Willis and Farwest Steel Reinforcing Company (Farwest) , a no cost change order would be written to pay for this material if the Material On Hand form requesting payment is received.

To date on the Project, Willis Rebar has cost the schedule well over a month in delays due to the wrong materials provided on the job, waiting for the correct materials to be provided on the job, schedule impacts due to understaffing, and schedule impacts due to non-performance. DOT has made numerous attempts to facilitate field crews in utilizing materials that were sent fabricated incorrectly and authorizing field changes for field fabrication to make the materials work. DOT has also made numerous attempts to make payments for materials on hand but Willis did not submit the proper request for payment forms.

Willis Rebar
CIP No. 77128
December 30, 2019
Page 2 of 2

It has been confirmed that payment to Willis by Steelhead was on hold due to non-submittal of certified payroll, as required by Contract, since August of 2019. As of 12/6/19, Willis did catch up with the certified payroll submittals due through the end of November 2019. Steelhead has now made payment minus retention for work performed through 11/20/19. It has also been confirmed that joint payment to Willis and Farwest was requested by Willis to Steelhead at the beginning of the Project due to liens submitted by Farwest. The Protest of Substitution letter received by Willis Rebar on 12/6/2019 states the basis for the protest is that Willis Rebar cannot perform the work due to non-payment for work performed. Currently and upon final processing of the December 2019 pay estimate, all Willis work to date has now been paid by DOT.

Please respond to DOT via mail or email at your soonest convenience if Willis Rebar will be able to perform the remaining work as scheduled by Steelhead Constructors. If Willis is not able to perform the remaining work, please respond to DOT via mail or email that there is no exception by Willis for the substitution so that the work can be completed as timely as possible by Steelhead. Willis is now and has been the cause of schedule delays on the Project. As the Project working days have now expired, potential liquidated damages in accordance with Section 8-1.10A of the Special Provisions, may be passed down to Willis by Steelhead for any associated schedule impacts.

Thank you in advance for your attention to this matter. Call me regarding any questions or clarifications needed.

Sincerely,



Brian Franklin
Sr. Civil Engineer (OE)
(530) 621-5311

CC: Matt Smeltzer, Deputy Director Engineering, Fairlane Engineering Unit
Michael Fromm, R.E., Fairlane Engineering Unit
Troy Kockrow, PM, Steelhead Construction, Inc.

[Quoted text hidden]

[Quoted text hidden]

WARNING: This email and any attachments may contain private, confidential, and privileged material for the sole use of the intended recipient. Any unauthorized review, copying, or distribution of this email (or any attachments) by other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender immediately and permanently delete the original and any copies of this email and any attachments.

 **CSDDOT_Response_120519.pdf**
93K

Brian Franklin <brian.franklin@edcgov.us>

Fri, Dec 6, 2019 at 3:21 PM

To: Willis Rebar <willisrebar@gmail.com>

Cc: Matthew Smeltzer <matt.smeltzer@edcgov.us>, Michael Fromm <michael.fromm@edcgov.us>, Jennifer Rimoldi <jennifer.rimoldi@edcgov.us>, Troy Kockrow <Troy@steelheadconstructors.com>

Hello Ray,

I have received your protest letter. I will talk with Steelhead regarding receipt of CPRs and payment status. If an acceptable solution can not be made between Steelhead Constructors, Inc. and Willis Rebar to facilitate performance and schedule, I will set a Board date and send you notice at least 5 working days prior to the Board hearing in accordance with Public Contract Code 4107(9). The soonest Board date available is 12/17/19, but I will be in contact with a confirmed date once all information is received.

Sincerely,

Brian Franklin
Sr. Civil Engineer (OE)

County of El Dorado
Community Development Services
Department of Transportation
2850 Fairlane Court
Placerville, CA 95667
(530) 621-5311

[Quoted text hidden]

Brian Franklin <brian.franklin@edcgov.us>

Mon, Dec 30, 2019 at 3:47 PM

To: Willis Rebar <willisrebar@gmail.com>

Cc: Matthew Smeltzer <matt.smeltzer@edcgov.us>, Michael Fromm <michael.fromm@edcgov.us>, Jennifer Rimoldi <jennifer.rimoldi@edcgov.us>, Troy Kockrow <Troy@steelheadconstructors.com>

Good afternoon Ray,

I have tried numerous times to get ahold of you to discuss payments and Project schedule. However, there is no answer on either number and voicemail boxes are always full. Reference the attached update letter for the substitution of Willis Rebar on the above referenced Project. This letter has also been sent via certified mail.

Contact me regarding questions or to discuss payments and performance to complete the work.

Sincerely,

Brian Franklin
Sr. Civil Engineer (OE)

7018 1830 0000 1000 14952 2564 6112

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee	
\$	
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____
Postage	
\$	
Total Postage and Fees	
\$	

Postmark
Here
12/31/19

Sent To	WILLIS RESSAR
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	




USPS Tracking®

Tracking

FAQs

Track Another Package +

 **Track Packages Anytime, Anywhere**

Get the free Informed Delivery® feature to receive automated notifications on your packages

[Learn More](#)

Tracking Number: 70181830000125646112

Remove

Feedback

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.

Status

In-Transit

January 7, 2020
In Transit to Next Facility

Get Updates



In-Transit

Text & Email Updates

Tracking History

January 7, 2020

In Transit to Next Facility

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.

January 3, 2020, 1:59 am
Departed USPS Regional Facility
OAKLAND CA DISTRIBUTION CENTER

January 2, 2020, 9:58 am
Arrived at USPS Regional Facility
OAKLAND CA DISTRIBUTION CENTER

Product Information ▢

[See Less](#) ▢

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

[FAQs](#)



HELPFUL LINKS

[Contact Us](#)
[Site Index](#)
[FAQs](#)
[Feedback](#)

ON ABOUT.USPS.COM

[About USPS Home](#)
[Newsroom](#)
[USPS Service Updates](#)
[Forms & Publications](#)
[Government Services](#)
[Careers](#)

OTHER USPS SITES

[Business Customer Gateway](#)
[Postal Inspectors](#)
[Inspector General](#)
[Postal Explorer](#)
[National Postal Museum](#)
[Resources for Developers](#)

LEGAL INFORMATION

[Privacy Policy](#)
[Terms of Use](#)
[FOIA](#)
[No FEAR Act EEO Data](#)

Copyright © 2020 USPS. All Rights Reserved.

