

WILLIS REBAR INC

CA Lic# 975362

2333 Courage Dr. Suite H #9 Fairfield, CA 94533

December 5, 2019

**Community Development Services
Dept. of Transportation**

Attn: Brian Franklin
2850 Fairlane Ct.
Placerville, CA 95667

Subject: Bassi Rd. at Granite Creek Bridge Replacement
CIP No. 77128, Contract No. 2777
DBE Subcontractor Substitution

Mr. Franklin,

Willis Rebar, Inc (WRI) claims an exception to this notice received November 27, 2019, regarding a code complaint reason for substitution.

WRI informed Steelhead Constructors Inc (SCI) in advance that we would not be able to perform as scheduled *due to a lack of funds*. This decision was made after attempts over many weeks via email, phone conversations, and texts to explain WRI would not be able to financially support more labor without further compensation for work completed. WRI is a Disadvantaged Business Enterprise (DBE). When WRI agreed to this project, we were told SCI understood we might have needs beyond those of a better-positioned contractor and was willing to assist us in ensuring we could meet our obligations.

WRI has been working on two (2) projects for Steelhead with very little compensation. On one of those projects, we have not been paid at all. This has caused a severe financial strain. In regards to this project: out of the \$33,276 paid, approximately \$11,000 was paid directly to WRI. The remaining balance was paid to our supplier though payment was not due to our supplier at that time. The amount paid to WRI does not cover more than a week's worth of labor on this project. *WRI has been on this project for approximately five (5) months*. Our inability to meet our schedule at Bassi Rd. this week is in direct correlation to SCI's decision to not pay more on our shared projects.

We are prepared to continue work on this project as soon as we are compensated for work completed.

I apologize for the delay in submitting CPRs. I will ensure all CPRs are submitted by Friday. I was not informed until last week that further payment on this project was being held due to delayed CPRs. Also, it is my understanding that the payment we are to receive is another Joint Check to our supplier. This payment will not support us in continuing the project. We must have funds to cover labor before we can be on site.

Please feel free to contact me via phone at (707) 419-5949 or via email.


Sincerely,



Raymond Willis III

President

Cc: Matt Smeltzer, Deputy Director Engineering, Fairland Engineering Unit
Michael Fromm, R.E., Fairlane Engineering Unit
Troy Kockrow, PM, Steelhead Constructors Inc.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
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<p>1. Article Addressed to:</p> <p style="text-align: center;">Willis Rebar Attn.: Raymond Willis III 2333 Courage Drive, Ste. H, Rm.#9 Fairfield, CA 94533</p>  <p style="text-align: center;">9590 9403 0404 5163 8856 85</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Registered Mail Restrict Delivery</p> <p><input checked="" type="checkbox"/> Certified Mail® <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation¹</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7017 2400 0000 5804 9500</p>		

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Department of Transportation
Attn.: Brian Franklin
2850 Fairlane Court
Placerville CA 95667

USPS TRACKING#



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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

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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)