

DETERMINATION REGARDING RESPONSIVENESS

Mesa Road Pressure Reducing Valve Station Reconstruction

Bolinas Community Public Utility District

Marin County, California

September 25, 2009

The Bolinas Community Public Utility District (BCPUD) issues this determination regarding responsiveness for the Mesa Road Pressure Reducing Valve Station Reconstruction (the "Project"), under Contract Documents issued on September 8, 2009 (and amended by Addendum No. 1 on September 25, 2009) as set forth below:

1. The BCPUD reviewed the unsealed Qualifications submitted by interested bidders on September 25, 2009 at 12:00 p.m. at its offices (270 Elm Road, Bolinas, California 94924). The BCPUD received responses from two interested bidders: Maggiora & Ghilotti and Piazza Construction (the "Bidders").

2. The BCPUD determined that the Qualifications submitted were incomplete in all cases because the Bidders did not include all of the requested information. Specifically, the Bidders did not submit:

a. As specified on Contract Documents Page C-6, a statement of financial position in accordance with either of the options provided (i.e., *either a copy of the firm's latest financial statement or a certification of maximum bonding coverage from a surety*) (corporate financial and other proprietary information will be treated as confidential as provided under state law); and

b. As specified on Contract Documents Page C-15, a company resume and the resumes of any principal staff identified by that Bidder at the bottom of the page.

3. Because the Qualifications of the Bidders were incomplete, the BCPUD did not open the sealed Bids.

4. The BCPUD will grant the Bidders additional time to submit the missing Qualifications information specified above in Section 2.

5. The BCPUD will receive from the Bidders the completed *unsealed* Qualifications and *sealed* Bids for the Project at the BCPUD office located at 270 Elm Road, Bolinas, California 94924 on or before **Tuesday, September 29, 2009 at 12:00 p.m.** Bids will be publicly opened, examined and declared on that day and hour, and referred to and considered by the Board of Directors of the BCPUD.

This determination regarding responsiveness shall not create any legal rights or responsibilities. All other terms of the Contract Documents remain the same, except as modified by this determination regarding responsiveness.