



**BIRKHOFF, HENDRICKS & CARTER, L.L.P.**  
**PROFESSIONAL ENGINEERS**

11910 Greenville Ave., Suite 600

Dallas, Texas 75243

Fax (214) 461-8390

Phone (214) 361-7900

JOHN W. BIRKHOFF, P.E.  
GARY C. HENDRICKS, P.E.  
JOE R. CARTER, P.E.  
MATT HICKEY, P.E.  
ANDREW MATA, JR., P.E.  
JOSEPH T. GRAJEWSKI, III, P.E.  
DEREK B. CHANEY, P.E.  
CRAIG M. KERKHOFF, P.E.

October 6, 2014

Mr. Paul A. Tucker, P.E.  
Senior Utility Engineer  
City of McKinney  
Post Office Box 517  
McKinney, Texas 75069-0517

Re: University 10 M.G. Ground Storage Reservoir No. 3

Dear Mr. Tucker:

We have checked the bids received at 2:00 p.m., Thursday, October 2, 2014, for the University 10 M.G. Ground Storage Reservoir No. 3 project. The apparent low bidder for the Base Bid plus Additive Alternate Bid was Crescent Constructors, Inc. of Richardson, Texas in the amount of \$6,398,000. The second low bidder for the Base Bid plus Additive Alternate Bid was Archer Western Contractors, LLC. of Irving, Texas in the amount of \$6,542,683.

There apparent low bidder, Crescent Constructors, had two irregularities in their bid. The bidding documents required the ground storage reservoir sub-contractor to be identified on the bid summary sheet and for the breakdown of Bid Item 5 (Site Work) to be provided by 5:00 p.m. on Friday, October 3, 2014. Immediately following the bid, we contacted Crescent and they identified DN Tanks as the ground storage reservoir sub-contractor and Crescent supported that phone conversation with the attached letter dated October 3, 2014. Crescent Constructors did not name the ground storage reservoir subcontractor in their sealed bid, nor did they provide the required breakdown in the time established in the bidding documents. We received Crescent's breakdown of Bid Item 5 at 7:55 a.m. on Monday, October 6, 2014 by email.

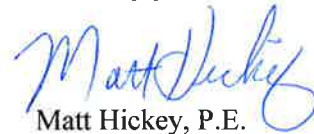
The second low bidder, Archer Western Contractors, did not have any irregularities with their bid. They correctly identified the ground storage reservoir sub-contractor, also DN Tanks, in their bid and provided the breakdown of Bid Item 5 at 4:21 p.m. on Friday, October 3, 2014 by email.

The Legal Notice for advertising this project and the North Central Texas Council of Governments (NCTCOG) 2004 Edition of the Public Works Construction Standards, General Provisions, Item 102.10, reserves the right of the City to waive any irregularities and to make an award in the best interest of the City.

Mr. Paul A. Tucker, P.E.  
Senior Utility Engineer  
City of McKinney  
University 10 M.G. Ground Storage Reservoir No. 3  
October 6, 2014  
Page 2 of 2

Crescent Constructors and Archer Western Contractors both have the experience and capability to properly pursue this project. If the City elects to waive the bid formalities of requiring the contractor to identify the ground storage reservoir sub-contractor with the sealed bid and to provide a breakdown of Bid Item 5 by 5:00 p.m. the day following the bid opening, we recommend the City award a construction contract for the Base Bid plus Additive Alternate Bid in the amount of \$6,398,000 to Crescent Constructors, Inc. If the City does not waive bid formalities, we recommend the City award a construction contract for the Base Bid plus Additive Alternate Bid in the amount of \$6,542,683 to Archer Western Contractors, LLC. We are available to discuss this project and our recommendation further at your convenience.

Sincerely yours,



Matt Hickey, P.E.

Enclosures

**Crescent Constructors, Inc.**

**1100 Grinnell Drive Richardson, Texas 75081**

**Phone (972) 783-6901**

**Cell (469) 576-0612**

**Fax (972) 437-2845**

October 3, 2014

Birkhoff, Hendricks, & Carter, LLP  
Matt Hickey, P.E.,  
11910 Greenville Ave, Suite 600  
Dallas, TX 75243

Dear Mr. Hickey, P.E.,

Crescent Constructors, Inc. appreciates the City of McKinney and Birkhoff, Hendricks, & Carter, LLP, for considering our bid for the University 10MG Ground Storage Reservoir No. 3. We understand we left off the Ground Storage Reservoir subcontractor, which was DN Tanks. If Crescent Constructors, Inc. is awarded the project, we will use DN Tanks.

Regards,



Michael G. Daigre  
President