

Michele King

Subject: FW: December 8, 2020 Board Agenda Item No. 5.1

From: Ken Fredrickson <Ken.Fredrickson@nealelectric.com>
Sent: Thursday, January 7, 2021 1:26 PM
To: Clerk of the Board <clerkoftheboard@valleywater.org>
Cc: Board of Directors <board@valleywater.org>; Shawn Rosenberger <SRosenberger@merueloenterprises.com>
Subject: RE: December 8, 2020 Board Agenda Item No. 5.1

To The Valley Water Board of Directors:

Thank you for your continued support of Neal Electric and our subcontractors and vendors who have been impacted by this project. Since our last communication, Neal has filed a complaint against BBII seeking to recover amounts due and owing for subcontract work performed and the significant delay and impact damages incurred. BBII has indicated that they are willing to propose a settlement but have not come forward with any information regarding what this might be or whether it is consistent with the damages incurred by Neal and our subs. There is no question that your continued support will help persuade BBII to resolve this issue expeditiously.

Neal Electric will attend the January 12th virtual board meeting.

Ken Fredrickson | Project Executive

Neal Electric Corp. | CA License 802588

10920 Hawthorne Boulevard, Inglewood, CA 90304

Cell: (310) 781-0181

ken.fredrickson@nealelectric.com



Neal Electric Corp. has been certified as a Minority Business Enterprise (MBE).

From: Candice Kwok-Smith [<mailto:ckwok-smith@valleywater.org>] **On Behalf Of** Board of Directors
Sent: Monday, December 14, 2020 5:09 PM
To: Ken Fredrickson <Ken.Fredrickson@nealelectric.com>
Subject: Re: December 8, 2020 Board Agenda Item No. 5.1

Sent on behalf of Chair Hsueh:

Dear Mr. Fredrickson,

Thank you for your December 4, 2020 email and documentation, regarding the Board Agenda Item 5.1 at the December 8, 2020 Board Meeting. This item was removed from that agenda and will be considered at a later date (likely January 12, 2021). You are welcome to join that meeting to provide comments during the public comment period.

Sincerely,



Nai Hsueh
Chair, Board of Directors

C-20-0190

From: Ken Fredrickson <Ken.Fredrickson@nealelectric.com>
Sent: Friday, December 4, 2020 11:53 AM
To: Clerk of the Board <clerkoftheboard@valleywater.org>
Cc: Shawn Rosenberger <SRosenberger@merueloenterprises.com>; Nolan, Mike
<mike.nolan@procopio.com>; Aimee Dominguez
<Aimee.Dominguez@meruelogroup.com>
Subject: December 8, 2020 Board Agenda Item No. 5.1

Neal Electric Company wants to express our sincere appreciation to the Board for listening to and acting on our concerns in the November 10th Board meeting. We regret to say that progress to resolution has been very slow and we request that you continue to consider withholding cash in lieu of bonds to encourage BBII to negotiate in good faith.

For your reference and to clarify any questions that you may have, I have attached a series of letters that highlight BBII's behavior since the amendment to reduce the scope of the project was signed. Letter no. 0572 summarizes the amounts owed to NEC, many of these amounts are not contentious and do not justify continued non-payment.

In these challenging times, getting paid for work performed is more important than ever. The Board's willingness to stand up for small regional MBE subcontractors will not go un-noticed.

Would you please acknowledge receipt of this email.

Thank you

Ken Fredrickson | Project Executive
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<image002.jpg>

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<0572 Refusal to Make Progress Payments.pdf>

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