



## CAPITAL PROJECTS DEPARTMENT

State Center Warehouse Building  
747 "R" Street, 2<sup>nd</sup> Floor  
Fresno, California 93721  
Ph. (559) 621-8880  
[www.fresno.gov](http://www.fresno.gov)

Nicholas D. Mascia, PE  
Assistant City Manager  
Capital Projects Interim Director

March 28, 2025

SENT VIA CERTIFIED MAIL  
TRACKING #7022 0410 0000 5098 8314

Arguello Concrete  
5753 N. Mariposa St.  
Fresno, CA 93710

**PROJECT:** CITY OF FRESNO PAVING BID PACKAGE VARIOUS LOCATIONS PROJECT  
PROJECT I.D. SM00050

**SUBJECT:** SUBSTITUTION OF SUBCONTRACTOR – ARGUELLO CONCRETE  
CONSTRUCTION

**PLEASE BE ADVISED OF THE FOLLOWING:**

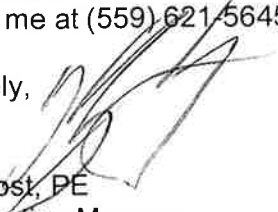
The purpose of this letter is to inform you that Cal Valley Construction, Inc. (CVC), the prime contractor for the above-referenced project, does not intend to use your firm to perform the remaining concrete work of this contract. CVC asserts that this substitution is for convenience based upon the schedule needed to complete the work. The prime contractor has therefore requested permission to substitute Madera Construction for the remaining concrete work to perform this work in accordance with Section 4107 of the Public Contract Code, as noted below:

*Prior to approval of the prime contractor's request for the substitution, the awarding authority, or its duly authorized officer, shall give notice in writing to the listed subcontractor of the prime contractor's request to substitute and of the reasons for the request. The notice shall be served by certified or registered mail to the last known address of the subcontractor. The listed subcontractor who has been so notified has five working days within which to submit written objections to the substitution to the awarding authority. Failure to file these written objections constitutes the listed subcontractor's consent to the substitution. If written objections are filed, the awarding authority shall give notice in writing of at least five working days to the listed subcontractor of a hearing by the awarding authority on the prime contractor's request for substitution.*

As described above, ARGUELLO CONCRETE CONSTRUCTION has five (5) working days from receipt of this letter to submit a written objection to this office regarding the proposed substitution. Failure to file such **written** objection shall constitute your firm's consent of the substitution.

Thank you in advance for your cooperation regarding this matter. If you have any questions, please contact me at (559) 621-5645.

Sincerely,

  
Kelly Yost, PE  
Construction Manager

Cc: Joshua Rhodes, Assistant Director  
Darden Roche, Chief Engineering Inspector  
Jason Bairos, Engineering Inspector II  
Debra McGary, Contract Compliance Officer

David Boogaard, Asst. Construction Manager  
Devin Wiley, Senior Inspector  
Shane Bowers, Project Manager