

NOTICE OF AWARD

Date of Issuance: September 2, 2025

Owner: City of Diamondhead

Owner's Project No.: 2025-005

Engineer: Chiniche Engineering & Surveying

Engineer's Project No.: 17-057-00-10-2023

Project: 2025-005 Canal Dredging Rebid

Contract Name: 2025-005 Canal Dredging Rebid

Bidder: Breakwater Marine Construction, LLC

Bidder's Address: 6531 Bridgeview Drive, Biloxi MS 39532

You are notified that Owner has accepted your Bid dated **August 13, 2025** for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

2025-005 Canal Dredging Rebid

The award is tentative, pending final review and approval by MDEQ and/or RESTORE Council.

The Contract Price of the awarded Contract is **\$4,403,000.00** (base bid only).

One copy of the Contract Documents accompanies this Notice of Award or has been transmitted or made available to Bidder electronically.

☒ Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner 3 originals of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if applicable): Current Certificate of Insurance

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: **City of Diamondhead**

By (signature):

Name (printed): Jon McCraw

Title: City Manager

Copy: Engineer

Exhibit 1



August 27, 2025

Jon McCraw, City Manager
City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525

RE: 2025-005 Canal Dredging Rebid

Dear Mr. McCraw,

Bids were received for the 2025-005 Canal Dredging Rebid project on August 13, 2025. There were four (4) bids received. Attached is a certified bid tabulation indicating the breakdown of unit price of each bidder. All bids were reviewed for inclusion of appropriate bidding documents.

The apparent lowest bidder, J.E. Talley Construction, Inc. did not submit the MS First Certification letter that is required per Miss. Code Sec. 31-5-37(2), which states that "each contractor SHALL submit with their bid a certification that they will comply with the provisions if they are awarded a contract." This requirement was confirmed by MDEQ, and they recommended that the bid be rejected. Additionally, J.E. Talley Construction, Inc. did not submit the correct version of the Questionnaire that was required to be submitted with the bid. It is recommended that this bid be rejected.

Breakwater Marine Construction, LLC was the second lowest and best bidder with a submitted Base Bid of \$4,403,000.00 and a Deductive Alternate #1 bid of -\$483,000.00, for a project total of \$3,920.00.00. Upon review of the bid, it is my opinion that the Breakwater Marine Construction, LLC bid will be sufficient to successfully complete this project to the satisfaction of the City of Diamondhead. It should be noted that the bid submitted by Breakwater Marine Construction, LLC included only one (1) copy of the Non-Collusion Affidavit and the Certification Regarding Debarment, Suspension, and Other Responsibility Matters. It is recommended that the City waive this irregularity.

We have discussed with Breakwater Marine Construction, LLC the project details and scope of work. They are fully aware of the project requirements and are comfortable with the schedule for completion of the project. Since there is sufficient funding in place, there is no need to award the Deductive Alternate #1. I recommend awarding only the base bid to Breakwater Marine Construction, LLC.

Please let me know if you have any questions regarding this matter.

Sincerely,

Jason Chiniche, P.E.

Jason Chiniche, P.E.

Enclosure

City of Diamondhead 2025-005 Canal Dredging - Rebid

Engineering No. 07-057-00-10-2023

Bid Opening: Wednesday, August 13, 2025 at 10:00 AM**Bid Location:** 5000 Diamondhead Circle, Diamondhead MS 39525**Bid Tabulation**

				JE Talley Construction Inc. 1711 Prospect Ave. Pascagoula, MS 39567		Breakwater Marine Construction, LLC 6531 Bridgeview Drive Biloxi, MS 39532		J.E. Borries Inc. 2816 Front Street Pascagoula, MS 39567		Blue Diving & Salvage LLC 4032 Dauphin Island Pkwy Mobile, AL 36605	
ITEM NO.	ITEM DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
01500 A	Mobilization	1	LS	\$82,500.00	\$ 82,500.00	\$ 75,000.00	\$ 75,000.00	\$210,200.00	\$ 210,200.00	\$379,081.00	\$ 379,081.00
02200 A	Canal Dredging	102,000	CY	\$ 9.90	\$ 1,009,800.00	\$ 28.00	\$ 2,856,000.00	\$ 17.00	\$ 1,734,000.00	\$ 21.65	\$ 2,208,300.00
02200 B	Transportation of Dredged Material to Beneficial Use Site	102,000	CY	\$ 18.59	\$ 1,896,180.00	\$ 8.00	\$ 816,000.00	\$ 12.70	\$ 1,295,400.00	\$ 15.75	\$ 1,606,500.00
02200 C	Placement of Dredged Material at Beneficial Use Site	102,000	CY	\$ 9.90	\$ 1,009,800.00	\$ 6.00	\$ 612,000.00	\$ 12.10	\$ 1,234,200.00	\$ 10.65	\$ 1,086,300.00
02200 D	Removal & Disposal of Debris, Obstructions & Unsuitable Material	1,000	CY	\$ 22.00	\$ 22,000.00	\$ 44.00	\$ 44,000.00	\$ 58.00	\$ 58,000.00	\$ 12.00	\$ 12,000.00
TOTAL BASE BID				\$ 4,020,280.00		\$4,403,000.00		\$4,531,800.00		\$ 5,292,181.00	
02200 A	Canal Dredging	-11,500	CY	\$ 9.90	\$ 113,850.00	\$ 28.00	\$ (322,000.00)	\$ 17.00	\$ 195,500.00	\$ 18.00	\$ 207,000.00
02200 B	Transportation of Dredged Material to Beneficial Use Site	-11,500	CY	\$ 18.59	\$ 213,785.00	\$ 8.00	\$ (92,000.00)	\$ 12.70	\$ 146,050.00	\$ 11.50	\$ 132,250.00
02200 C	Placement of Dredged Material at Beneficial Use Site	-11,500	CY	\$ 9.90	\$ 113,850.00	\$ 6.00	\$ (69,000.00)	\$ 12.10	\$ 139,150.00	\$ 5.50	\$ 63,250.00
TOTAL DEDUCTIVE ALTERNATE #1				\$ 441,485.00		\$ (483,000.00)		\$ 480,700.00		\$ 402,500.00	
CUMULATIVE TOTAL				\$ 3,578,795.00		\$3,920,000.00		\$4,051,100.00		\$ 4,889,681.00	

THIS IS TO CERTIFY THAT THE TABULATION OF BIDS SHOWN HEREIN
IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF.



8/27/2025