

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER, MS 43

1727 30<sup>th</sup> STREET

P. O. BOX 168041

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6300

FAX (916) 227-6282

TTY 711

*Flex your power!  
Be energy efficient!*

April 18, 2013

Facsimile: (530) 246-4109

Jim Heller, Owner  
Northwest Paving  
8115 Secluded Valley Drive  
Redding, CA 96001

01-0C1304  
01-Hum,Men-271-0.0/T0.2,16.1,22.7  
B.O. 03/27/2013

Dear Mr. Heller:

The Department of Transportation (Caltrans) received a letter from Northwest Paving (Northwest) protesting a bid submitted by Shasta Service, Inc. dba (Timberworks) for Contract No. 02-4F1604 on March 27, 2013. The protest alleges that Timberworks made material changes to the Subcontractors List after bid opening. Northwest requests that Caltrans find the bid submitted by Timberworks nonresponsive and award the contract to the next responsible bidder.

Caltrans did not complete an evaluation of this protest since the bid submitted by Timberworks was found nonresponsive.

Based on the above, Caltrans finds Northwest's protest has no bearing on the awarding of this contract. Caltrans will proceed to award the contract to the lowest responsible bidder provided that all requirements are met.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Manager, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN", written over a horizontal line.

*John C. McMILLAN*  
JOHN C. McMILLAN  
Deputy Division Chief  
Office Engineer  
Division of Engineering Services

Attachment

## Northwest Paving

8115 Secluded Valley Drive  
Redding, CA 96001  
(530) 246-4388  
(530) 246-4109 fax

April 9, 2012

**SENT VIA FAX 1-916-227-6282**

John C. McMillan, Deputy Division Chief  
Office of Engineer, Division of Engineering Services  
Department of Transportation  
1727 30th Street  
Sacramento, CA 95282

**RE: BID PROTEST**

Caltrans Contract Number 01-0C1304  
Bid Date: March 27, 2013 @ 2:00 p.m.

Mr. McMillan,

In regards to the above referenced project please accept this as Northwest Paving's formal Bid Protest of Timberworks.

Timberwork added items of work on their 24 hour Subcontractor list which were not on Subcontractor list submitted with their bid. Submitted with their bid March 27, 2013, on original Subcontractor list, Timberworks listed Central Striping for Item No. 7 -Remove Traffic Stripe, Item No. 8 -Remove Thermoplastic Markings, and Items No. 13 Thru 17 -Striping and Reflectors. On the second Subcontractors list submitted on March 28, 2013, Timberworks added Item No. 1-Lead Plan and Item No. 3 -Traffic Control to the work being performed by Central Striping. By Timberworks revising column 2 on their Subcontractor list they are also revising column 4, after the bid opening.

In Summary Timberworks made material changes to the Subcontractors list after bid opening and, reference contract No. ~~03-3P0304~~, as a result their bid should be found nonresponsive and the contract should be awarded to the next responsible bidder.

If you have any questions please call.

Thank you,

  
Jim Heller  
Owner  
Northwest Paving

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
SUBCONTRACTOR LIST  
DES-02-010LJ (REV 3/2011)

Bidder Name: Timberworks

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cost Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Subcontractor Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
GENI Oakland, CA	1, 6		Lead Compliance Plan WPCP
Wells Sweeping Sacramento, CA	3		sweeping
Samborano Traffic Control Wilton, CA	3, 4		TC, PCMS
KRC Safety Visalia, CA	2		eAS
Central Striping Rancho Cordova, CA	7, 8, 13-17		striping, Reflectors

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 227-6282 or TDD (916) 227-6282 or write Records and Permit Management, 1180 N Street, 200-02, Sacramento, CA 95814.

TH

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
DES-05-0102.1 (REV 2/2011)

Bidder Name: Timberworks

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-5282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Global Environmental Network, Inc. 8396 Capwell Drive Oakland, CA	6	36 92	Lead Compliance Plan WPCP
Wells Sweeping 5425 Marmith Ave Sacramento, CA	3	4	sweeping
Sambreno Traffic Control 10057 Collings Rd Wilton, CA	3, 4	17 92	Traffic Control Portable/ changeable Message Sign
KRC Safety Co. POB 6356 Visalia, CA	2	92	Construction Area Signs
Central Striping Service 3489 Luyung Drive Rancho Cordova, CA	1, 11, 3, 7-8 13-17	53 6 72 92	striping, Reflectors
Added			

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 864-6416 or TDD (916) 864-6419 or visit Records and Forms Management, 1120 N Street, MS-88, Sacramento, CA 95814.

STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION  
 DIVISION OF ENGINEERING SERVICES  
 OFFICE ENGINEER, MS 43  
 1727 30<sup>th</sup> STREET  
 P. O. BOX 168041  
 SACRAMENTO, CA 95816-8041  
 PHONE (916) 227-6280  
 FAX (916) 227-6282  
 TTY 711



*Flex your power!  
 Be energy efficient!*

Referenced Contract

March 20, 2013

Facsimile: (831) 768-4021

Chris Burke, Chief Estimator  
 Granite Construction Company  
 P.O. Box 50085  
 Watsonville, CA 95077-5085

03-3F0304  
 03-Nev-80-R12.3/13.3  
 B.O. 02/27/2013

Dear Mr. Burke:

The Department of Transportation (Caltrans) received a bid submitted by Granite Construction, Company (Granite) for Contract No. 03-3F0304 on February 27, 2013. By this letter, Caltrans notifies Granite that its bid is nonresponsive because it revised column 4 on the Subcontractor List form.

The Subcontractor List form states in part, "...Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid."

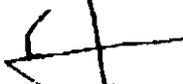
On the original submitted Subcontractor List, Granite identified bid item 14, Street Sweeping to be performed by S.T. Rhoades Construction, Inc. However, on the second submitted Contractor List submitted on February 27, 2013, bid item 5, Portable Changeable Message Sign (LS) was added to columns 2 and 4 as additional work to be performed by S.T. Rhoades.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder.

Your attention is directed to Section 3-1.04 of the Amendments to the 2010 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to extend your bid while resolving a nonresponsive finding, you must send your request to the Office Engineer no later than 4:00 p.m., two business days prior to the expiration of your bid.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

  
 JOHN C. McMILLAN  
 Deputy Division Chief  
 Office Engineer  
 Division of Engineering Services

Enclosures

8115 Secluded Valley Drive  
Redding, CA 96001  
(530)246-4388 ph.  
(530)246-4109 fax.

## Northwest Paving

# Fax

<b>To:</b> Department of Transportation	<b>From:</b> Jim Heller
<b>Attn:</b> John C. McMillan	<b>Pages:</b> 3
<b>FAX:</b> 1-916-227-6282	<b>Date:</b> 4/9/13
<b>Re:</b> Bid Protest - 01-OC1304	<b>cc:</b>

**Urgent For Review    Please Comment    Please Reply**

**Comments:**

**\*\* Transmit Conf. Report \*\***

P. 1  
CALTRANS CONTR AWARDS Fax 916-227-6282

Apr 18 2013 02:45pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
915302464109	Normal	18:02:43pm	1'27"	5	* O K	

STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BERGER, Jr., Governor

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER, MS 43  
1727 30<sup>th</sup> STREET  
P. O. BOX 168041  
SACRAMENTO, CA 95816-8041  
PHONE (916) 227-6300  
FAX (916) 227-6282  
TTY 711



*Flex your power!  
Be energy efficient!*

April 18, 2013

Facsimile: (530) 246-4109

Jim Heller, Owner  
Northwest Paving  
8115 Secluded Valley Drive  
Redding, CA 96001

01-0C1304  
01-Hum.Men-271-0.0/T0.2,16.1,22.7  
B.O. 03/27/2013

Dear Mr. Heller:

The Department of Transportation (Caltrans) received a letter from Northwest Paving (Northwest) protesting a bid submitted by Shasta Service, Inc. dba (Timberworks) for Contract No. 02-4F1604 on March 27, 2013. The protest alleges that Timberworks made material changes to the Subcontractors List after bid opening. Northwest requests that Caltrans find the bid submitted by Timberworks unresponsive and award the contract to the next responsible bidder.

Caltrans did not complete an evaluation of this protest since the bid submitted by Timberworks was found nonresponsive.

Based on the above, Caltrans finds Northwest's protest has no bearing on the awarding of this contract. Caltrans will proceed to award the contract to the lowest responsible bidder provided that all requirements are met.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Manager, at (916) 227-6228.

Sincerely,

*pk* JOHN C. McMILLAN  
Deputy Division Chief  
Office Engineer  
Division of Engineering Services

Attachment