

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER  
1727 30th STREET, MS-43  
P.O. BOX 168041  
SACRAMENTO, CA 95816-8041  
PHONE (916) 227-6299  
FAX (916) 227-6282  
TTY 711  
www.dot.ca.gov



*Serious drought.  
Help save water!*

December 24, 2014

Facsimile: (707) 585-0129

Thomas Smith, Estimating Manager  
Ghilotti Construction Company  
246 Ghilotti Avenue  
Santa Rosa, CA 95407

01-4154U4  
01-Men-101-64.7/69.3, 74.8/81.4  
B.O. 11/05/2014

Dear Mr. Smith:

The Department of Transportation (Caltrans) received a letter dated November 19, 2014, from Ghilotti Construction Company (Ghilotti), protesting the bid submitted by Mercer-Fraser Company (Mercer-Fraser) and Granite Construction Company (Granite) on contract 01-4154U4. The protest alleges that both Mercer-Fraser and Granite failed to properly submit the Subcontractor List form. On bid day, Mercer-Fraser listed Apply-A-Line to perform work as described as striping and on its 24 hour submittal included bid item 33 (Rumble Strip). Ghilotti alleges that rumble strip is not consistent with striping and the bid for Mercer-Fraser should be deemed nonresponsive. In addition, Ghilotti alleges that Granite listed Apex Fence (Apex) to perform work described as bid item 47 (Mobilization), but on its 24 hour submittal listed them to perform 0 percent of this item. Ghilotti further alleges that this action subsequently delists Apex from performing this bid item. Ghilotti requests that Caltrans find Mercer-Fraser and Granite nonresponsive and award the contract to Ghilotti.

Caltrans has reviewed the bid documents for Mercer-Fraser, as well as this protest and determined that there is a nexus in the rumble strip work and striping. As such, Caltrans finds the bid submitted by Mercer-Fraser responsive.

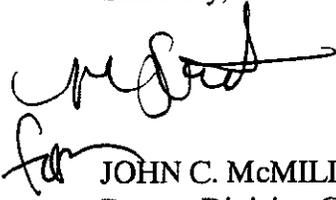
As the protest pertains to Granite, Caltrans did not review the bid documents for Granite, since the bid submitted by Mercer-Fraser was deemed responsive.

Based on the above finding, Caltrans finds that Mercer-Fraser has met the requirements for award of this contract and Caltrans will proceed to award this contract to Mercer-Fraser.

Mr. Smith  
December 24, 2014  
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If you have any questions, please contact Mulissa Smith, Contract Awards Branch Manager,  
at (916) 227-6228.

Sincerely,



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

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

Dec 24 2014 11:07am

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

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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Caltrans has reviewed the bid documents for Mercer-Fraser, as well as this protest and determined that there is a nexus in the rumble strip work and striping. As such, Caltrans finds the bid submitted by Mercer-Fraser responsive.

As the protest pertains to Granite, Caltrans did not review the bid documents for Granite, since the bid submitted by Mercer-Fraser was deemed responsive.

Based on the above finding, Caltrans finds that Mercer-Fraser has met the requirements for award of this contract and Caltrans will proceed to award this contract to Mercer-Fraser.