



03-20-14A11:23 RCVD

August 19, 2014

Facsimile: 916-227-6282

Department of Transportation  
Division of Engineering Services  
Attn: Mr. John C. McMillan, Deputy Division Chief  
Office Engineer  
PO Box 168041, MS-43  
Sacramento, CA 95816

RE: 03-1A8424

Dear Mr. McMillan:

We have recently discovered that the omission that we made on our DBE submittal has been made in the past, and that the contracts have been awarded to the contractors that made the omission.

An example of this is contract 04-153304. Bay Cities Paving and Grading made a similar omission on their DBE submittal, and the contract was awarded to them by Caltrans in April of this year.

With this added information, we request that Caltrans be consistent and award the contract 03-1A8424 to Qualcon Contractors as the lowest responsible bidder. If you have any questions please contact me.

Sincerely,

  
Gerald Jensen  
President



August 15, 2014

Facsimile: 916-227-6282

Department of Transportation  
Division of Engineering Services  
Attn: Mr. John C. McMillan, Deputy Division Chief  
Office Engineer  
PO Box 168041, MS-43  
Sacramento, CA 95816

RE: 03-1A8424

Dear Mr. McMillan:

We have received your letter concerning our failure to identify the DBE's for the above contract.

We request that you reconsider your decision to deem our bid non-responsive. When we submitted the DBE Commitment form, we forgot to fill out the section with the names of the DBE's. We did however fill out all the other sections and attached copies of the quotes from the DBE's. The items, and amounts shown on the form correlate with the quotations and our subcontractor listing. The two DBE's that will be used to fulfill the goal are Force Traffic Control and Don Garcia Excavating and Paving.

While the form was not filled out correctly, it is an obvious oversight and we are committed to fulfill our stated goal of 13.8%, utilizing the two DBE's that were submitted. We feel that Caltrans is free to waive an obvious clerical error such as this. The critical issue is that we demonstrate our ability to meet the goal, and are not bid shopping. If Caltrans chooses not to waive this error, the State will unnecessarily pay an additional \$2 million dollars to have the next bidder perform the work. We request that Caltrans waive this clerical error and award the contract to Qualcon Contractors Inc. If you have any questions about this, please contact me.

Sincerely,



Gerald Jensen  
President