

July 17, 2014

VIA Facsimile 916-227-6282

John McMillan
Deputy Division Chief
Division of Engineering Services
Office Engineer, MS 43
1727 30th Street
P.O. Box 168041
Sacramento, CA 95816-8041

Re: Contract 04-152724
Bids Opened: July 8, 2014
Protest of Bid of Bay Cities Paving and Grading, Inc.

Dear Mr. McMillan,

O.C. Jones & Sons, Inc. (OCJ) was the second monetary bidder on the above referenced project. With this letter, we protest the bid submitted by Bay Cities Paving and Grading, Inc. (BCP), the lowest monetary bidder, for failing to comply with the mandatory requirements for the completion of the Subcontractor List on this contract. The bid of BCP bid should be rejected as nonresponsive and ineligible for award of this contract.

The Subcontractor List 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." No other revisions to the form are allowed. On the date of the bid, BCP submitted the Subcontractor List (Attachment 1) with its bid, completing columns 1 and 4. Subsequently BCP submitted the Subcontractor List (Attachment 2), within twenty-four hours of the bid time, completing columns 2 and 3. BCP's Subcontractor List (Attachment 2) is materially deficient in that they have included bid item numbers in column 2 that do not match the Description of Subcontracted Work provided in column 4, specifically for the subcontractor Central Striping of Rancho Cordova.

1520 Fourth Street, Berkeley, California 94710-1774
Phone: (510)526-3424 FAX: Estimating -- (510) 526-0990
AN EQUAL OPPORTUNITY EMPLOYER

John McMillan
Page 2
7-17-14

The Subcontractor List provided by BCP on the date of the bid listed Central Striping (CSS), Rancho Cordova, CA (column 1) for the following description of work in column 4:

Lead Compliance Plan (partial), Striping, Markings, Markers; Remove Striping, Markings, Markers

The 24-hour Subcontractor List provided by BCP specifies the following items of work in column 2 for CSS:

1, 30-37, 39, 131-135

Bid items 30-37 include the following respective Item Descriptions:

- 30 Remove Yellow Thermoplastic Traffic Stripe (Hazardous Waste)
- 31 ADL Burial Location Report
- 32 Treated Wood Waste
- 33 Noise Monitoring
- 34 Remove Guardrail
- 35 Remove Flared End Section
- 36 Remove Irrigation Facility
- 37 Remove Thermoplastic Traffic Stripe

While it is clear items 30 and 37 match the description of work listed by BCP in column 4 for CSS, items 31, 32, 33, 34, 35, and 36 in no way match the description for "Striping" related work. These items of work are not found within the Pavement Delineation (PD) drawings, or within the Special Provisions or State Standards as work relating to Striping, Markings, Markers, Stripe Removal or Pavement Delineation.

A second deficiency occurs related to bid item 38, Remove Thermoplastic Pavement Marking. BCP specifically describes this work in column 4 of the Subcontractor List as "Remove...Markings", but fails to list bid item 38 in column 2 of the 24-hour Subcontractor List.

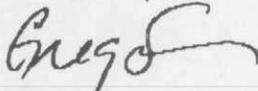
The Department has a duty to not only enforce its bid requirements, but more importantly, to act in a fair and uniform manner. Please see the attached examples (Attachment 3) of previous decisions by the Department where contractors were deemed non-responsive for the same inconsistencies.

John McMillan
Page 3
7-17-14

Based on this information, we request that Caltrans uphold this protest and award the contract to O.C. Jones & Sons, Inc., the lowest responsive bidder.

If you have any questions or require additional information, please contact me.

Sincerely,
O.C. Jones & Sons, Inc



Greg Souder
Estimating Manager
Secretary

Enclosure: Attachments 1, 2, 3

Attachment #1

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION SUBCONTRACTOR LIST DES-0E-01022 (REV 3/2011)

Bidder Name: Bay Cities Paving & Grading

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
ACACIA ENVIRONMENTAL SANTA BARBARA, CA			Landscaping & Irrigation & related
AVAR CONSTRUCTION FREMONT, CA			Soil Nails, Structural Shotcrete
CENTRAL STRIPING RANCHO CARSONA, CA			Load Compliance Plan (PARTIAL) <input checked="" type="checkbox"/> Markings, Markers, Ramps Striping, Markings, Markers
TIMELY CONSULTING GROUP DIXON, CA			Prepare SWPPP, Rain Event Action Plan, Storm Water Sampling and Analysis, Day Storm water Annual Report, Job Site Management (partial)
KRC SAFETY VISALIA, CA			Traffic Control (partial)

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information, call (916) 664-6410 or TDD (916) 664-3880 or write Records and Forms Management, 1120 N Street, MS-09, Sacramento, CA 95814.

Attachment #2

Received
Jul 9 2014 11:05AM Bay Cities Paving-925-697-2122

Jul 9 2014 11:17am
No. 0439 P. 3 3 4 4

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST

DES-0E-0102.2 (REV. 3/2011)

Bidder Name: Bay Cities Paving & Grading

The bidder must identify each subcontractor performing work in an amount in excess of 12 of 1 percent of the total bid or \$10,000, whichever is greater (Pub. Conl 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: Business Name and Location

Column 2: Bid Item Nos.

Column 3: Percentage of Bid Item Subcontracted

Column 4: Description of Subcontracted Work

Acacia Environmental
Santa Barbara

36-54,
57-68,
70-72

100

Landscape & Irrigation
and related

AVAR Construction

91,100

100

Soil Nail, Structural Shotcrete

Central Striping
Rancho Cordova

1
30-37
39,131-
135

50
100

Load Compliance Plan (partial),
Striping, Markings, Markers,
Remove Striping, Markings,
Markers

Tully Consulting Group
Dixon

14, 15, 16,
17
13

100
50

Prepare Supp. Rain Event
Action Plan, Storm Water
Sampling and Analysis Day,
Storm Water Annual Report,
Job Site Management (partial)

KRC Safety
Visalia

5

53

Traffic Control (partial)

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6970 or TDD (916) 654-3880.

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 30th 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!*

Attachment # 3

P 1 of 6

August 23, 2012

Facsimile: (510) 526-0990

Greg Souder, Secretary
 O.C. Jones and Sons, Inc.
 1520 Fourth Street
 Berkeley, CA 94710

04-3A23U4
 04-Son-101-25.6/29.2
 B.O. 8/8/12

Dear Mr. Souder:

O.C. Jones and Sons, Inc. (O.C. Jones) submitted a bid for contract 04-3A23U4 on August 8, 2012. By this letter, the Department of Transportation (Caltrans) notifies O.C. Jones that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

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." No other revisions to the form are permitted.

Since Myers and Sons were originally subcontracted to perform Bridge Structures, but bid item 127 Structural Concrete Retaining Wall and bid item 128 Structural Concrete Sound Wall were added on the revised bid list received on August 9, 2012, Caltrans finds your bid is nonresponsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

Greg Souder, Secretary
August 23, 2012
Page 2

2 of 6

If you have any questions, please contact David Neumann, Contract Awards Senior, at (916) 227-6285.

Sincerely,



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

Attachment

Cc: Ghilotti Brothers Contractors / RM Harris JV
Fax: 415-454-8376

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:39pm P007/011

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND REVENUE AGENCY

EDMUND G. BRIDGES, Jr. Governor

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6151
TTY 711



"Check your printer"
Be energy efficient!

3 of 6

January 13, 2012

Facsimile: (415) 467-3001

Javad Mirsaidi, President
Synergy Project Management, Inc.
30 Grant Avenue, #300
San Francisco, CA 94108

04-264134
04-Nap-12-0.0/3.2
B.O. 12/6/11

Dear Mr. Mirsaidi:

The Department received the attached "Subcontractor List" on December 7, 2011, for Contract No. 04-264134 from Synergy Project Management, Inc. (Synergy). The item numbers listed for Central Fence Company are for Metal Beam Guard Rail work not Fence work as indicated on the subcontractor list. By this letter, the Department notifies Synergy that its bid is nonresponsive.

Based on the above, the Department finds your bid is nonresponsive. The Department will award the contract to the lowest responsible bidder.

If you have any questions, please contact Loren Newell, Contract Awards Branch Chief, at (916) 227-6285.

Sincerely,

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

Attachment

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:38pm P005/011

08/17/2012 16:31

Received
4154548376

Aug 17 2012 04:44pm

GHILOTTI BROS

PAGE 03/09

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND BUSINESS AGENCY

KIM DUNN G. FROSTEN, M. General

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, M/S 43
1727 34th STREET
P. O. BOX 160041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



*Flex your power!
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4 of 6

July 26, 2012

Facsimile: (925) 803-4263

Michael A. Kloos, Vice President
DeSilva Gates Construction, LP
PO Box 2909
Dublin, CA 94568

03-4M2904
03-Y04-505-0.0/13.2
B.O. 7/10/12

Dear Mr. Kloos:

DeSilva Gates Construction, LP (DeSilva Gates) submitted a bid for contract 03-4M2904 on July 10, 2012. By this letter, the Department of Transportation (Caltrans) notifies DeSilva Gates that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

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." No other revisions to the form are permitted.

Global Environmental Network, Inc. was originally subcontracted to perform bid item 2 Prepare Water Pollution Control Program, but bid item 8 Lead Compliance Plan was added on the revised bid list received on July 11, 2012. Therefore, Caltrans finds your bid is nonresponsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

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

Sincerely,


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

Attachment

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:38pm P006/D11

08/17/2012 16:31 Received 4154548376

Aug 17 2012 04:44pm GHILOTTI BROS

PAGE 04/09

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND PUBLIC AGENCIES

EDMUND G. BRUBAKER, Jr. Governor

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

5 of 6



Fax your power.
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December 28, 2011

Facsimile: (510) 562-5209

Michael R. Hester, President
McGuire and Hester
9009 Railroad Avenue
Oakland, CA 94603

03-0A5804
03-Yub-20,70-0.8/R2.0, 14.4/15.0
B.O. 12/13/11

Dear Mr. Hester:

The Department received the attached revised "Subcontractor List" on December 14, 2011, for Contract No. 03-0A5804 from McGuire and Hester. In the revised list, bid item descriptions in Column 4 were changed for subcontractors Soil Mixing Services, Inc. and Farwest Safety, Inc. to incorporate the bid item numbers listed in Column 2. By this letter, the Department notifies McGuire and Hester that its bid is nonresponsive because it cannot accept the revised "Subcontractor List" as it would violate the Subletting and Subcontracting Fair Practices Act of the Public Contract Code. The subcontractor list originally submitted by McGuire and Hester with its bid on December 13, 2011 will be used.

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." No other revisions to the form are permitted. McGuire and Hester revised bid item descriptions for two subcontractors listed column 4.

Based on the above, the Department finds your bid is nonresponsive. The Department will award the contract to the lowest responsible bidder.

Sincerely,

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

Attachments

c: Teichert Construction
P. O. Box 1890
Davis, CA 95617-1890 Fax: (530) 406-4299

Received
2014 09:33 Ghilotti Construction

Mar 11 2014 10:35am
(FAX)707 585 1801

P.025/027

STATE OF CALIFORNIA - HIGHWAY TRANSPORTATION AND HIGHWAY AGENCY

ROBERTO G. BUCARON, Jr., Governor

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



Attachment G

*Please print your name
in every official*

November 20, 2012

Facsimile: (707) 439-7301

6 of 6

H. John Janson, Attorney-In-Fact
Kiewit/Manson, A Joint Venture
4650 Business Center Drive
Fairfield, CA 94534

04-012014
04-SR-80-12.6/13.9
B.O. 10/23/12

Dear Mr. Janson:

Kiewit/Manson, A Joint Venture (Kiewit/Manson) submitted a bid for contract 04-012014 on November 6, 2012. By this letter, the Department of Transportation (Caltrans) notifies Kiewit/Manson that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

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." No other revisions to the form are permitted.

Since bid item 153 Spanish Polyester Concrete Overlay was originally subcontracted to American Civil Constructors, but deleted on the revised bid list received on October 24, 2012, Caltrans finds your bid is non-responsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 1999 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

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

Sincerely,

John C. McMILLAN

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

Attachment

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 30th STREET
 P. O. BOX 168041
 SACRAMENTO, CA 95816-8041
 PHONE (916) 227-6280
 FAX (916) 227-6282
 TTY 711



*Flex your power!
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Attachment # 3

P 1 of 6

August 23, 2012

Facsimile: (510) 526-0990

Greg Souder, Secretary
 O.C. Jones and Sons, Inc.
 1520 Fourth Street
 Berkeley, CA 94710

04-3A23U4
 04-Son-101-25.6/29.2
 B.O. 8/8/12

Dear Mr. Souder:

O.C. Jones and Sons, Inc. (O.C. Jones) submitted a bid for contract 04-3A23U4 on August 8, 2012. By this letter, the Department of Transportation (Caltrans) notifies O.C. Jones that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

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." No other revisions to the form are permitted.

Since Myers and Sons were originally subcontracted to perform Bridge Structures, but bid item 127 Structural Concrete Retaining Wall and bid item 128 Structural Concrete Sound Wall were added on the revised bid list received on August 9, 2012, Caltrans finds your bid is nonresponsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

Greg Souder, Secretary
August 23, 2012
Page 2

2 of 6

If you have any questions, please contact David Neumann, Contract Awards Senior, at (916) 227-6285.

Sincerely,



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

Attachment

Cc: Ghilotti Brothers Contractors / RM Harris JV
Fax: 415-454-8376

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:39pm P007/011

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND REGISTRY AGENCY

EDMUND G. BRIDGES JR. GOVERNOR

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6151
TTY 711



*File your papers!
Be energy efficient!*

3 of 6

January 13, 2012

Facsimile: (415) 467-3001

Javad Mirsaidi, President
Synergy Project Management, Inc.
30 Grant Avenue, #300
San Francisco, CA 94108

04-264134
04-Nap-12-0.0/3.2
B.O. 12/6/11

Dear Mr. Mirsaidi:

The Department received the attached "Subcontractor List" on December 7, 2011, for Contract No. 04-264134 from Synergy Project Management, Inc. (Synergy). The item numbers listed for Central Fence Company are for Metal Beam Guard Rail work not Fence work as indicated on the subcontractor list. By this letter, the Department notifies Synergy that its bid is nonresponsive.

Based on the above, the Department finds your bid is nonresponsive. The Department will award the contract to the lowest responsible bidder.

If you have any questions, please contact Loren Newell, Contract Awards Branch Chief, at (916) 227-6285.

Sincerely,

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

Attachment

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:38pm P005/011

08/17/2012 16:31

Received
4154548376

Aug 17 2012 04:44pm
GHILOTTI BROS

PAGE 03/09

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND BUSINESS AGENCY

STABILITY G. PROFFER & COMPANY

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 34th STREET
P. O. BOX 167041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



Flex your power!
Be every efficient!

4 of 6

July 26, 2012

Facsimile: (925) 803-4263

Michael A. Kloos, Vice President
DeSilva Gates Construction, LP
PO Box 2909
Dublin, CA 94568

03-4M2904
03-Y04-505-0.0/13.2
B.O. 7/10/12

Dear Mr. Kloos:

DeSilva Gates Construction, LP (DeSilva Gates) submitted a bid for contract 03-4M2904 on July 10, 2012. By this letter, the Department of Transportation (Caltrans) notifies DeSilva Gates that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

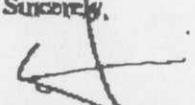
The Subcontractor List form states in part, "...Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid." No other revisions to the form are permitted.

Global Environmental Network, Inc. was originally subcontracted to perform bid item 2 Prepare Water Pollution Control Program, but bid item 8 Lead Compliance Plan was added on the revised bid list received on July 11, 2012. Therefore, Caltrans finds your bid is non-responsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

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

Sincerely,


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

Attachment

CAL/TRANS CONTR AWARDS Fax 916-227-6282

Aug 23 2012 03:38pm P006/D11

08/17/2012 16:31

Received
4154548376

Aug 17 2012 04:44pm

GHILOTTI BROS

PAGE 04/09

STATE OF CALIFORNIA - BUSINESS TRANSPORTATION AND HIGHWAY AGENCY

EDMUND G. BRIDGMAN, Jr. Governor

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6300
FAX (916) 227-6202
TTY 711

5 of 6



Fax your power.
Be energy efficient!

December 28, 2011

Facsimile: (510) 562-5209

Michael R. Hester, President
McGuire and Hester
9009 Railroad Avenue
Oakland, CA 94603

03-0A5804
03-Yub-20,70-0.8/R2.0, 14.4/15.0
B.O. 12/13/11

Dear Mr. Hester:

The Department received the attached revised "Subcontractor List" on December 14, 2011, for Contract No. 03-0A5804 from McGuire and Hester. In the revised list, bid item descriptions in Column 4 were changed for subcontractors Soil Mixing Services, Inc. and Farwest Safety, Inc. to incorporate the bid item numbers listed in Column 2. By this letter, the Department notifies McGuire and Hester that its bid is nonresponsive because it cannot accept the revised "Subcontractor List" as it would violate the Subletting and Subcontracting Fair Practices Act of the Public Contract Code. The subcontractor list originally submitted by McGuire and Hester with its bid on December 13, 2011 will be used.

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." No other revisions to the form are permitted. McGuire and Hester revised bid item descriptions for two subcontractors listed column 4.

Based on the above, the Department finds your bid is nonresponsive. The Department will award the contract to the lowest responsible bidder.

Sincerely,

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

Attachments

c: Teichert Construction
P. O. Box 1890
Davis, CA 95617-1890 Fax: (530) 406-4299

Received
2014 09:33 Ghilotti Construction

Mar 11 2014 10:35am
(FAX)707 585 1801

P.025/027

STATE OF CALIFORNIA - BUREAU OF TRANSPORTATION AND HIGHWAY AGENCY

DOMENICO G. RICCIARDI, Governor

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



Attachment G

*Flex your power!
Be energy efficient!*

November 20, 2012

Facsimile: (707) 439-7301

6 of 6

H. John Janson, Attorney-In-Fact
Kiewit/Manson, A Joint Venture
4650 Business Center Drive
Fairfield, CA 94534

04-0120T4
04-SR-80-12.6/13.9
B.O. 10/23/12

Dear Mr. Janson:

Kiewit/Manson, A Joint Venture (Kiewit/Manson) submitted a bid for contract 04-0120T4 on November 6, 2012. By this letter, the Department of Transportation (Caltrans) notifies Kiewit/Manson that its bid is nonresponsive because it failed to properly submit the Subcontractor List.

X →

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." No other revisions to the form are permitted.

Since bid item 153 Bituminous Polyester Concrete Overlay was originally subcontracted to American Civil Contractors, but deleted on the revised bid list received on October 24, 2012, Caltrans finds your bid is nonresponsive. Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

X →

Your attention is directed to Section 3-1.02 of the Amendments to the 1999 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to offer to extend your bid while resolving a nonresponsive finding you must send your request to the Office Engineer no later than 4:00 pm two business days prior to the expiration of your bid.

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

Sincerely,

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

Attachment