

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

FAX (916) 227-6282

TTY 711

www.dot.ca.gov

*Serious drought.
Help save water!*

November 4, 2015

Facsimile: (415) 454-8376

David Harris, Joint Venture Partner
GhilottiBros/RM Harris JV
525 Jacoby Street
San Rafael, CA 94901

04-264H34
04-Mrn-101-18.9/25.8
B.O 09/24/15

Dear Mr. Harris:

The Department of Transportation (Caltrans) received a request dated September 25, 2015 from Ghilotti Bros. Construction Company/R.M. Harris Company, Inc. JV (GB/RMH JV) requesting subcontractor substitution in accordance with Public Contract Code Section 4107.5 and 4107 (a) (1).

On October 2, 2015, Caltrans notified the listed subcontractor John Jackson Masonry (John Jackson) of the request for the substitution and subsequent to that notification, John Jackson submitted a letter protesting the substitution. On October 29, 2015, John Jackson withdrew the protest and consented to being delisted from the project bid.

Based on the above, Caltrans consents to GB/RMH JV's request to make this substitution.

A copy of this letter will be forwarded to the Resident Engineer for Contract Administration and Compliance.

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

Sincerely,

Handwritten signature of John C. McMILLAN in black ink.

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

c: John Jackson Masonry, Fax (916) 381-1202
Stoney Masonry, Inc. Fax (559) 673-8084



5691-B Power Inn Road
Sacramento, CA 95824
(916) 381-8021 * fax (916) 381-1202
CA Lic 255203 * NV Lic 12071
johnjacksonmasonry.com

11-02-15 A11:53 IN

October 29, 2015

John C. McMillan, Deputy Division Chief
Department of Transportation, Engineering Services
Office Engineer, MS 43
1727 30th Street
Sacramento, CA 95816

Fax # (916) 227-6282

Contract No. 04-264H34

Regarding: 4107.5 Subcontractor Substitution

Dear Mr. McMillan,

Please be advised that John Jackson Masonry withdraws our protest and consents to being delisted from the project bid.

Sincerely,

John Jackson Masonry

Jeffrey B. Barber
President



Ghilotti Bros / RM Harris JV

525 JACOBY STREET - SAN RAFAEL, CA 94901
TELEPHONE (415) 454-7011 FAX (415) 454-8376
STATE CONTRACTORS LICENCE # 941014



September 25, 2015

John C. Mcmillan, Deputy Division Chief
Department of Transportation, Engineering Services
Office Engineer, MS 43
1727 30th Street
Sacramento, Ca. 95816

Fax # (916) 227 6282

Contract No. 04-264H34

Subject: 4107.5 Subcontractor Substitution

For Contract No. 04-264H34 Ghilotti Bros/R M Harris JV is the apparent Low Bidder. Pursuant to Public Contract Code 4107.5, the JV requests a subcontractor substitution on Contract No. 04-264H34. For the bid items for masonry, the JV inadvertently listed John Jackson Masonry at the time of bid. The JV intended to list Stoney Masonry Inc. as our masonry subcontractor. The subcontractor license number of Stoney Masonry Inc. is 777782 and their DIR number is 1000000855.

Copies of this letter have been sent both to Stoney Masonry Inc. and to John Jackson Masonry. As the JV has complied with Public Contract code §4107.5, please allow this substitution.

Sincerely,

Ghilotti Bros/R.M. Harris JV

A handwritten signature in black ink, appearing to read "David R. Harris", is written over the typed name.

David Harris
JV Partner
President: R. M. Harris Company Inc.

cc:

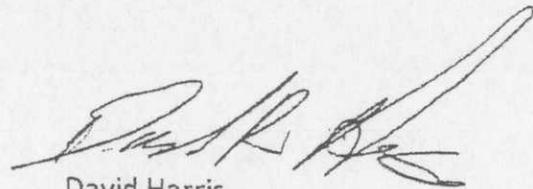
**DECLARATION IN SUPPORT OF REQUEST FOR SUBSTITUTION BECAUSE OF
INADVERTANT CLERICAL ERROR**

I, David Harris, Declare:

1. I am president of R. M. Harris Co. and am consistently involved in estimating for my firm. I make this declaration of my own knowledge, and if called to do so, I could and would testify competently as to the matters set forth herein.
2. In the process of submitting the Subcontractor list for bid proposal 04-264H34, we inadvertently committed a clerical error when we listed John Jackson Masonry for bid items 89 and 90. The JV intended to list Stoney Masonry Inc. for those items.
3. The attached letter has been sent by Fax to both subcontractors informing them of the error and of the JV's intention of substituting under Public Contract Code §4107.5.

I declare under penalty of Perjury under the laws of the State of California that the foregoing is true and correct.

Dated: September 25, 2015



David Harris

President, R. M. Harris Co.



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September 29, 2015

John c. McMillan, Deputy Division Chief
Department of Transportation, Engineering Services
Office Engineer, MS 43
1727 30th Street
Sacramento, CA 95816

Fax # (916) 227-6282

Contract No. 04-264H34

Regarding: 4107.5 Subcontractor Substitution

This letter is in response to the 9/25/15 Ghilotti Bros/RM Harris JV(GHJV) letter regarding delisting John Jackson Masonry(JJM) on Masonry Bid Item 89. JJM protests GHJV request to delist us from the project due to the following:

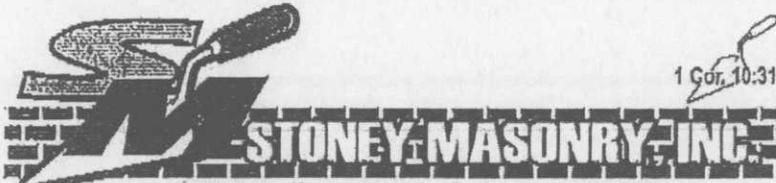
- 1) John Jackson Masonry's bid for line item 89 is \$302,943, and GHJV's bid was \$310,000 for this line item, which indicates that GHJV used JJM's bid.
- 2) GHJV is requesting only to substitute bidders without reducing their bid amount.

A copy of this letter has been sent to GHJV. Accordingly, we are requesting that GHJV's request for Subcontractor Substitution be denied.

Sincerely,

John Jackson Masonry

Jeffrey B. Barber
President



12454 Rodbern Court Madera, Ca 93637
Office 559-673-8000 Fax 559-673-8084

UNION AFFILIATE
Lic.# 777782

SEPTEMBER 24, 2015

CERTIFIED SMALL BUSINESS #1346220
DIR REGISTRATION #100000855

Regarding: Masonry for DOT 04-264H34 CONSTRUCT SOUND WALL
Specification Section: MASONRY DIV 4

BID ITEM 89(F), 90(F) IS MASONRY SOUND WALL WITH REBAR

Stoney Masonry will be bidding the above project per plans and specifications as exhibited to us as modified by this scope letter, tax included and installed.

ADDENDUMS NOTED: 0

BID ITEM 89 (F): \$ 20.03 P/SF \$ 248,372.00
BID ITEM 90 (F): \$ 30.25 P/SF \$ 36,361.00

EXCLUSIONS:

- | | |
|--|---|
| <ul style="list-style-type: none"> Detailing & furnishing of masonry reinforcement-rebar; Trash off haul (Daily jobsite clean-up by Stoney Masonry) More than 2 mobilizations of manpower (2,000 each additional) Waterproofing, sealing, damp proofing, caulking; Heating or weather protection, street or road cleaning; Furnishing, locating, and installing of all misc. metal or welding; Furnishing, locating, and installing of anchor bolts and templates; (Coring of block for anchor bolts by Stoney Masonry) Temporary shoring, wall bracing, and setting of doorframes; Concrete foundations; cleaning of surfaces to receive masonry; Forming and grouting of beam pockets & frames; Sandblasting, demolition, doweling & epoxy and carpentry; Non-shrink grout or dry packing, all testing and inspections; All excavation, grading and backfilling of any type; | <ul style="list-style-type: none"> All wall lines, elevations, grades & layout for other trades; Exterior hoisting above 40 feet and interior above 16 feet; Protection of slab on grade, floor drains, or stub-ups; Protection of adjacent surfaces; Furnishing or installing of flashings, or reglets; Fire proofing and insulation of any type; Shop or elevation drawings, As-builts or O&M manuals; Repair or point up of masonry walls after finish paint; Furnishing or installation of precast or CIP concrete; Any overtime or shift work; Cleaning of effervescence, graffiti protection removal; Engineering, permits and cost of bonds; All paper, lathing and plastering of any type; |
|--|---|

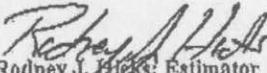
JOBSITE REQUIREMENTS:

Temporary water and electricity as required to be furnished by others. Level ground for erection of scaffold, including forklift accessibility to the work area and scaffold. Proposal includes two mobilizations. Reinforcing dowels to be accurately placed prior to masonry erection.

CONDITIONS:

This bid is subject to the condition that the contents of this scope letter must be incorporated into any subcontract between Stoney Masonry and Contractor. This bid is valid for thirty days from bid date and may be revoked at any time

Sincerely,


Rodney J. Hicks, Estimator
Stoney Masonry, Inc.

From:

09/24/2015 13:23

#524 P.001/001



569I-B Power Inn Road
Sacramento, CA 95824
(916) 381-8021 * Fax (916) 381-1202
CA License 255203 * NV Lic 12071
johnjacksonmasonry.com

PROPOSAL

Attention: Bid Room

Project: CalTrans 04-264H34 Construct Sound Wall
Architect: CalTrans
Date: 9/24/15
Time: 2:00 pm

We propose to furnish the labor and materials listed below according to the plans and specifications exhibited to us, and subject to all terms and conditions herein, for the sum of:

Base Bid: Bid Item 89: \$302,943 Scope of Work: Section 58-Sound Walls

Addm Noted: None

Alternates: None

Clarifications:

- Masonry reinforcing is included
- Masonry scaffolding is included for John Jackson Masonry use only
- Proper access must be provided for scaffolding & forklift loading of material (15' clear area from face of wall)
- Two mobilizations are included-add \$2,000 for each additional mobilization

Exclusions:

Caulking, Sealants & Backer Rod
Closure Plates
Traffic Barriers
Costs of Bonds
Sealers, Waterproofing and Dampproofing
Anti-graffiti Coatings
Footings

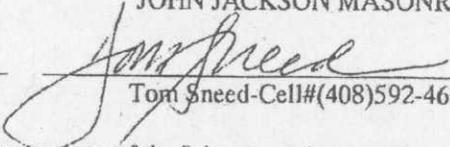
Access Gates
Lane Closures
Dowel Layout
Testing & Inspection
Furnishing of Temporary Water
Foundation Surface Preparation

Payment schedule: Monthly progress billings, invoiced for work completed through the end of the month payable in full by the 10th of the following month. Retention percentage withheld by prime contractor shall not exceed that held by owner. All rights and privileges contained in the contract relating to retention and/or substitution of securities therefore shall accrue to subcontractor.

Proposal Expiration: This Quotation is valid for 10 days from above Bid Date.

Accepted:

JOHN JACKSON MASONRY


Tom Sneed-Cell#(408)592-4673

When accepted this proposal becomes a part of the Subcontract Agreement

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

P.1
CAL/TRANS PLANS COUNTER

Nov 4 2015 09:25am

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
914154548376	Normal	04:09:23am	1'14"	9	# 0 K	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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Deputy Division Chief
Office Engineer
Division of Engineering Services

c: John Jackson Masonry, Fax (916) 381-1202
Stoney Masonry, Inc. Fax (559) 673-8084

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

P.1
CAL/TRANS PLANS COUNTER

Nov 4 2015 09:27am

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
93811202	Normal	04:09:26am	1'20"	9	# 0 K	

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P. 1
CAL/TRANS PLANS COUNTER

Nov 4 2015 09:29am

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
915596738084	Normal	04:09:28am	1'22"	9	# 0 K	

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