

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
FAX (916) 227-6282
www.dot.ca.gov/hq/esc/oe



*Flex your power!
Be energy efficient!*

January 23, 2013

Facsimile: (530) 406-4299

Eric Stannard, Director of Public Procurement
A. Teichert & Son, Inc. dba Teichert Construction
P.O. Box 1890
Davis, CA 95617-1890

04-2A6204
04-Sol-12-20.6/23.5
B.O. 11/06/2013

Dear Mr. Stannard:

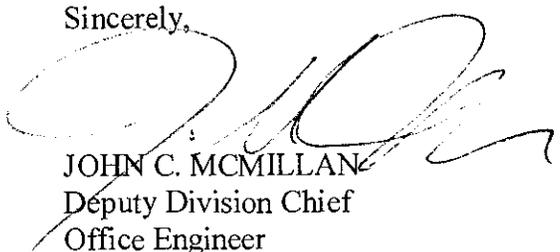
The Department of Transportation (Caltrans) received the attached letters dated December 4, 6, and 13, 2013, from A. Teichert & Son, Inc. dba Teichert Construction (Teichert) in response to Caltrans' protest determination. Teichert alleges that its bid is responsive since Bid Item 5, Temporary Fence (Type ESA), is a part of erosion control, that past precedence was established by allowing Temporary Fence to be listed as a component of erosion control, and that the Wildlife Exclusion Fence serves a similar purpose and is the same type of construction. Teichert requests Caltrans reconsider the nonresponsive determination.

Caltrans has in the past permitted Temporary Fence (Type ESA) to be listed as a component of erosion control. However, Wildlife Exclusion Fence does not serve a similar purpose of temporary fencing since it is constructed to be a permanent structure. While the landscape subcontractor may quote/bid the job, it must be listed as a separate item and not included as work to be performed as erosion control.

Caltrans upholds its original finding of a nonresponsive bid and will proceed to award the contract to RGW Construction, Inc.

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

Attachment

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

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

Jan 23 2014 03:00pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
915304064299	Normal	23:02:44pm	16'08"	44	# 0 K	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN, Jr., Governor

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
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A. Teichert & Son, Inc. dba Teichert Construction
P.O. Box 1890
Davis, CA 95617-1890

04-2A6204
04-Sol-12-20.6/23.5
B.O. 11/06/2013

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The Department of Transportation (Caltrans) received the attached letters dated December 4, 6, and 13, 2013, from A. Teichert & Son, Inc. dba Teichert Construction (Teichert) in response to Caltrans' protest determination. Teichert alleges that its bid is responsive since Bid Item 5, Temporary Fence (Type ESA), is a part of erosion control, that past precedence was established by allowing Temporary Fence to be listed as a component of erosion control, and that the Wildlife Exclusion Fence serves a similar purpose and is the same type of construction. Teichert requests Caltrans reconsider the nonresponsive determination.

Caltrans has in the past permitted Temporary Fence (Type ESA) to be listed as a component of erosion control. However, Wildlife Exclusion Fence does not serve a similar purpose of temporary fencing since it is constructed to be a permanent structure. While the landscape subcontractor may quote/bid the job, it must be listed as a separate item and not included as work to be performed as erosion control.

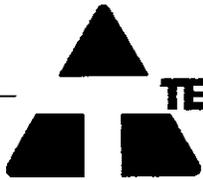
Caltrans upholds its original finding of a nonresponsive bid and will proceed to award the contract to RGW Construction, Inc.

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

Attachment



TEICHERT CONSTRUCTION

Established 1887

December 13, 2013

VIA FACSIMILE (916) 227-6282 AND U.S. MAIL

John C. McMillan
Deputy Division Chief
Office Engineer
Division of Engineering Services
State of California
Department of Transportation (Caltrans)
1727 30th, Bidder Exchange, MS 43
Sacramento, CA 95816-8041

Subject: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
Protest of Nonresponsive Determination Letter

Dear Mr. McMillan:

Teichert Construction ("Teichert") is in receipt of Caltrans' letter dated December 4, 2013. In the December 4th letter, Caltrans notified Teichert that its bid was non-responsive, because of an inconsistent Subcontractor List form. Teichert objects to Caltrans' finding of Teichert's bid as non-responsive, and on December 6th submitted a formal protest to Caltrans requesting the nonresponsive finding be rescinded. Teichert is submitting this letter to present further substantiation of why Caltrans should rescind the nonresponsive finding, and again respectfully requests the Department rescind their letter dated December 4, 2013.

The Bid Items in Column 2 for Selby's Soil Erosion Control Inc. are Consistent with the Description of Subcontracted Work Listed in Column 4 for Selby's Soil Erosion Control Inc.

Teichert submitted a letter to Caltrans on December 6, 2013 protesting its finding of Teichert's bid nonresponsive. Without repeating the substance of Teichert's letter, Teichert explained how its 24-hour Subcontractor List submittal is consistent with its bid day submittal. Furthermore Teichert pointed to Caltrans' precedence on Contract No. 04-3A9214 allowing RGW Construction Inc. ("RGW") to add bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing "Erosion Control."

In Contract No. 04-3A9214 ... "Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control", and thus Caltrans proceeded with the contract award to RGW.¹

¹ A Copy of Caltrans' letter is attached to this letter for your facility of reference.

John C. McMillan
Deputy Division Chief
December 12, 2013
Page 2 of 2

Section 14 Environmental Stewardship of the Special Provisions for Contract No. 04-2A6204, requires contractors in Section 14-1.04C(1) General, to:

"Install wildlife exclusion fence at the same time you install temporary fence (Type ESA)..." (Emphasis Added)

Section 14-1.02A further provides that:

"An ESA exists on this project.

Before start of work, protect the ESA by installing fence (Type WM, metal post), wildlife exclusion fence and temporary fence (Type ESA)."
(Emphasis Added)

Clearly wildlife exclusion fence and temporary fence (Type ESA) serve a similar purpose, and are of the same type of construction. The specifications essentially link this work together.

Caltrans has established the Temporary Fence (Type ESA) is permissible to be listed under an Erosion Control description, and the specifications have linked the Wildlife Exclusion Fence work to the Temporary Fence (Type ESA) work. It reasons then that Wildlife Exclusion Fence is permissible under the same description allowed for Temporary Fence (Type ESA).

In conclusion, Teichert's bid is free of any defects that would preclude Caltrans from awarding the Contract to Teichert. Teichert's Subcontractor List satisfies the requirements of the Subcontractor Listing Law and the Contract specifications. Teichert listed its subcontractors, and it listed in general terms the work to be performed by each listed subcontractor. Teichert submitted its Subcontractor List consistent with Caltrans' past evaluations and determinations of responsiveness.

For the reasons stated above, Caltrans' past precedence, and Teichert's letters of December 4, 2013 and December 6, 2013, Teichert respectfully asks that Caltrans rescind its December 4th letter addressed to Teichert, and reinstate Teichert's bid as responsive.

Teichert is the lowest responsive and responsible bidder on Contract No. 04-2A6204, and Caltrans should proceed with award of this contract to Teichert. Should you need any additional information, I can be reached at 916-645-4855.

Sincerely,



Eric Stannard
Director of Public Procurement

eb
Attachment

cc: Sean Heraty – Teichert Construction
Mulissa Smith – Contract Awards Branch Chief – Office Engineer

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 (916) 227-8454



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September 14, 2012

Facsimile: (415) 454-8376

Thomas G. Barr, Vice President
Ghilotti Brothers, Inc.
525 Jacoby Street
San Rafael, CA 94901

04-3A9214
04-Ala-880-22.6/24.0
B.O. 8/22/12

Dear Mr. Barr:

The Department of Transportation (Caltrans) received the attached letter dated September 7, 2012 from Ghilotti Brothers, Inc. (Ghilotti) protesting RGW Construction, Inc.'s (RGW) and O.C. Jones & Sons, Inc.'s, (OC Jones) Subcontractor List form. The protest states that RGW and OC Jones added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing erosion control on their revised Subcontractor List forms. In addition, Ghilotti alleges that RGW added bid items 125, 127, 129 and 131 Furnish Piling to Harris Salinas Rebar, Inc. who was performing rebar on the revised Subcontractor List form. Ghilotti requests Caltrans find RGW and OC Jones nonresponsive and award the contract to Ghilotti.

After a review of plan sheets EC-1 and EC-6, Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control. A review of Standard Plan B 2-5 and B 2-8 confirms that rebar is a component in bid items 125, 127, 129 and 131 Furnish Pile.

Based on the above, Caltrans finds Ghilotti's protest lacks merit and will award the contract to the lowest responsive bidder.

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

Sincerely,

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

**** Transmit Confirmation Report ****

Dec 13 2013 01:19pm

P.1

TEICHERT CONSTRUCTION Fax:916-645-4801

Name/Fax No.	Mode	Start	Time	Page	Result	Note
2276282	Normal	13,01:19pm	0'38"	4	# 0 K	



TEICHERT CONSTRUCTION

Woodland District
24207 County Road 100A
Davis, CA 95616-9410
P.O. Box 1890
Davis, CA 95617-1890
(530) 406-4229
Fax: (530) 406-4299

FAX COVER SHEET

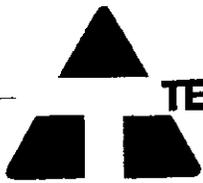
To: Office Engineer
COMPANY: State of California-Dept. of Transportation
FAX NUMBER: (916) 227-6282
PHONE NUMBER: N/A

FROM: Eric Stannard
Director of Public Procurement

DATE: December 13, 2013

PAGES: 4 including Cover Sheet

RE: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
Bid Protest of RGW Construction to award contract to Teichert Construction,
the lowest responsive and responsible bidder.



TEICHERT CONSTRUCTION

Established 1887

December 6, 2013

VIA FACSIMILE (916) 227-6282 AND U.S. MAIL

John C. McMillan
Deputy Division Chief
Office Engineer
Division of Engineering Services
State of California
Department of Transportation (Caltrans)
1727 30th, Bidder Exchange, MS 43
Sacramento, CA 95816-8041

Subject: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
Protest of Nonresponsive Determination Letter

Dear Mr. McMillan:

Teichert Construction ("Teichert") is in receipt of Caltrans' letter dated December 4, 2013. In the December 4th letter, Caltrans notified Teichert that its bid was non-responsive, because of an inconsistent Subcontractor List form. Teichert objects to Caltrans' finding of Teichert's bid as non-responsive. As explained in more detail below, Teichert respectfully requests the Department rescind their letter dated December 4, 2013.

Teichert's Subcontractor List Satisfies the Subcontractor Listing Law and Caltrans Standards

Teichert's bid is **\$346,450 less** than RGW's bid. The purposes of competitive bidding are to guard against favoritism, to prevent the waste of public funds, to obtain the best economic result for the public, and to stimulate advantageous market place competition. Bid responsiveness considerations "must be evaluated from a practical standpoint, with reference to the facts of the case. They must be viewed in light of the public interest, rather than the private interest of a disappointed bidder" hoping to prevail in protesting the low bid. *Ghilotti Construction Co. v. City of Richmond* 45 Cal. App. 4th 897, 908-09 (1996) (citing *Judson Pacific-Murphy Corp. v. Durkee* (1956) 144 Cal. App. 2d 377, 383). It would be a "disservice to the public" if a losing bidder were allowed to comb through the bid of the low bidder after the fact, in an effort to cancel the low bid on minor technicalities, with the hope of securing acceptance of its higher bid. "Such construction would be adverse to the best interests of the public and contrary to public policy." *Durkee*, 144 Cal. App. 2d at 383. It is clear that RGW is combing through Teichert's more competitive bid to invent a deficiency where there is none.

The Department's Subcontractor List form instructs bidders to: "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."

Teichert's Subcontractor List fully complies with the requirements of the Subcontractor Listing Law and the Contract specifications. Teichert submitted its bid and accompanying Subcontractor List within the allotted time provided in the Contract documents. There is no irregularity in Teichert's bid. Teichert did not change subcontractors or the description of subcontracted work on its Subcontractor List. The column 4 descriptions in Teichert's Subcontractor List are consistent with the bid item numbers listed in column 2 of its 24-hour submittal. In completing its Subcontractor List, Teichert merely followed Caltrans' past responsiveness determinations (one of which is discussed below and specifically resulted in a contract award to RGW Construction Inc. ("RGW")).

The Bid Items in Column 2 for Selby's Soil Erosion Control Inc. are Consistent with the Description of Subcontracted Work Listed in Column 4 for Selby's Soil Erosion Control Inc.

Caltrans' letter states that Teichert added work in its 24-hour Subcontractor List form when it included in column 2 Bid Item 32, Wildlife Exclusion and Bid Item 33, Temporary Fence (Type ESA) as work to be performed by Selby's Soil Erosion Control Inc. ("Selby's"). Teichert's bid-day Subcontractor List and 24-hour submittal are entirely consistent. Moreover, Caltrans has awarded projects to bidders, specifically including RGW, who have listed bid items for Temporary Fence (Type ESA) under a description of Erosion Control in their 24-hour Subcontractor Listing.

For example, on September 14, 2012, Caltrans rejected a protest by Ghilotti Brothers Inc. ("Ghilotti") of RGW's low bid on Contract No. 04-3A9214. In its protest Ghilotti alleged that RGW added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing Erosion Control on their 24-hour subcontractor list. Caltrans' found Ghilotti's protest lacked merit and proceeded with the contract award to RGW.

In Contract No. 04-3A9214 ... "Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control." Consistent with this determination, Teichert (and likely other bidders) has listed Temporary Fence (Type ESA) under an Erosion Control description. Wildlife Exclusion Fence is considered by the industry to be the same type of construction; fabric mesh, zipped tied t-posts. Caltrans has to be consistent with their decisions on what constitutes a responsive bid from a nonresponsive bid, and cannot show favoritism to one contractor by ruling differently than it has ruled in the recent past.¹

RGW has submitted a protest of Teichert's bid on Contract No. 04-2A6204. Notably, RGW's present argument directly contradicts the arguments it raised in its defense to the same allegations of a revised Subcontractor List claimed by Ghilotti in 04-3A9214. RGW originally listed Marina Landscape to perform "Erosion Control" in its bid day Subcontractor List, and then RGW included bid item 5 Temporary Fence (Type ESA) in column 2 as part of the work subcontracted to Marina Landscape in its 24-hour submittal.

¹ A Copy of Caltrans' 04-3A9214 letter is attached to this letter for your facility of reference.

John C. McMillan
Deputy Division Chief
December 6, 2013
Page 3 of 3

RGW is now making the same baseless allegations that Ghilotti made against RGW on 04-3A9214. RGW is seeking special treatment in this regard, since it asked Caltrans to reject Ghilotti's protest based on its listing Temporary Fence (Type ESA) under an erosion control description, and is now asking that Caltrans find another contractor non-responsive for having listed Temporary Fence (Type ESA) under an erosion control description. RGW can't have it both ways! Teichert respectfully requests Caltrans reject RGW's frivolous bid protest.²

In conclusion, Teichert's bid is free of any defects that would preclude Caltrans from awarding the Contract to Teichert. Teichert's Subcontractor List satisfies the requirements of the Subcontractor Listing Law and the Contract specifications. Teichert listed its subcontractors, and it listed in general terms the work to be performed by each listed subcontractor. Teichert submitted its Subcontractor List consistent with Caltrans' past evaluations and determinations of responsiveness.

For the reasons stated above, Caltrans' past precedence, and Teichert's letter of December 4, 2013, Teichert respectfully asks that Caltrans rescind its December 4th letter addressed to Teichert, and reinstate Teichert's bid as responsive.

Teichert is the lowest responsive and responsible bidder on Contract No. 04-2A6204, and Caltrans should proceed with award of this contract to Teichert. Teichert requests a meeting with Caltrans prior to award to any other bidder on Contract No. 04-2A6204. Should you need any additional information, I can be reached at 916-645-4855.

Sincerely,



Eric Stannard
Director of Public Procurement

eb
Attachment

cc: 5. Heraty – Teichert Construction

² Teichert submitted to Caltrans a formal response to RGW's protest letter on December 4, 2013.

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
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September 14, 2012

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Thomas G. Barr, Vice President
Ghilotti Brothers, Inc.
525 Jacoby Street
San Rafael, CA 94901

04-3A9214
04-Ala-880-22.6/24.0
B.O. 8/22/12

Dear Mr. Barr:

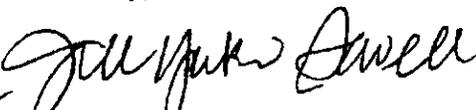
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After a review of plan sheets EC-1 and EC-6, Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control. A review of Standard Plan B 2-5 and B 2-8 confirms that rebar is a component in bid items 125, 127, 129 and 131 Furnish Pile.

Based on the above, Caltrans finds Ghilotti's protest lacks merit and will award the contract to the lowest responsive bidder.

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

Sincerely,

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



General Engineering Contractors – Excavating, Paving, Grading, Concrete

525 JACOBY STREET • SAN RAFAEL CA 94901 • TELEPHONE (415) 454-7011 FAX (415) 454-8376
STATE CONTRACTORS LICENSE # 132128

Via U.S. Mail and Facsimile (916) 227-6282

Mr. Earl Seaberg
MSC 43
Office Engineer Contracts Award Branch Chief
California Department of Transportation
1727 30th Street
Sacramento, Ca 95816-7005

Attn: Earl Seaberg, Deputy Division Chief

Re: Route 880, In Alameda County In San Leandro From 0.4 Mile South Of Marina Boulevard
Overcrossing To 0.3 Mile North Of Route 112/880 Separation
Caltrans Contract No. O4-3A9214
Protest of Bids Submitted by RGW Construction and O.C. Jones & Sons, Inc.

Dear Mr. Seaberg:

Please consider this letter to be a formal protest of the bids submitted by RGW Construction, Inc. (RGW) and O.C. Jones & Sons, Inc., (OCJ) in connection with Contract No. O4-3A9214. Their bids are nonresponsive and therefore must be rejected based on the Department's bidding requirements and strictly-enforced policies.

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."

In violation of this express requirement of the bid documents, both RGW and OCJ revised their Subcontractor List form by adding subcontracted work that was not listed on their bid day form. Since Marina Landscape was originally subcontracted by RGW to perform "Erosion Control", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive. Furthermore, since Harris Salinas Rebar, Inc. (HSR) was originally subcontracted by RGW to perform "Rebar", but bid items 125, 127, 129 and 131 Furnish Piling were added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive.

The Furnish Piling issue in RGW's bid is exactly the same as the Root Wad Revetment issue that caused Caltrans to determine the bid submitted by Ghilotti Bros / RM Harris JV (Ghilotti-Harris) for Contract No. O4-3A23U4 to be nonresponsive. A bid protest for that contract was submitted by DeSilva Gates Construction (DGC) that contended since Atlas Tree Surgery, Inc. (Atlas) was originally subcontracted by Ghilotti-Harris to perform "Clear and Grub", but Root Wad Revetment was added to the revised bid list submitted by Ghilotti-Harris on August 9, 2012, its bid was nonresponsive. Ghilotti-Harris argued that Atlas was listed for a cost of \$1,500.00 for staging of



General Engineering Contractors – Excavating, Paving, Grading, Concrete

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STATE CONTRACTORS LICENSE # 132128

root wad material from log spurs with root wad that were obtained from trees removed as part of the their clear and grub work. Ghilotti-Harris argued that the Root Wad Revetment work was not added work and was simply a part of its originally listed clear and grub scope of work. Clearly, the root wads were only "supplied" to the Root Wad Revetment bid item work by Atlas. Caltrans disagreed, citing that Root Wad Revetment was added to the revised bid list, and determined the bid submitted by Ghilotti-Harris to be nonresponsive in its August 30, 2012 letter.

HSR is supplying rebar for the Furnish Piling bid item work, just the same as root wads were supplied by Atlas for the Root Wad Revetment work. RGW has added Furnish Piling work to its Rebar subcontractor in violation of the Subcontractor List form so its bid is therefore nonresponsive.

Since Marina Landscape was originally subcontracted by OCJ to perform "Hydroseed and Erosion Control - Partial", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by OCJ on August 23, 2012, the bid submitted by OCJ is nonresponsive. RGW has also added work to its Rebar to subcontractor.

We respectfully request that the Department uphold our protest and award the contract to our company, which submitted the lowest responsive bid for Contract No. O4-3A9214.

Thank you for your attention to this matter and please feel free to contact me if you have any questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Thomas G. Barr". The signature is written in a cursive, flowing style with some loops and flourishes.

Thomas G. Barr
Vice President Estimating

Enclosure

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-05-1182.2 (REV 2/2011)

Bidder Name: RGW Construction, Inc.

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 § 3100 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
Marino Landscape Anaheim, CA <i>Temp Fence (ESA)</i>	5	55%	Erosion Control
	14	79%	
	15	71%	
	19	100%	
	21	100%	
	96	100%	
	97	100%	
	98	100%	
	99	100%	
	100	100%	
R.E. Serrano Martinez, CA	111	100%	Rapid Set Concrete
Independent Structures, Inc Redding, CA	50	75%	Sign Structures
	149	100%	
	150	100%	
	151	100%	
	152	100%	
	155	100%	

ADA Notice: For more info with respect to ADA, see contract or attached or write requests. For information call (916) 854-0111 or TDD (916) 826-3880 or with Requests and Complaint Management, 2120 N Street, 8th Fl, Sacramento, CA 95811

5

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-DE-0102.1 (REV. 3/2011)

Bidder Name: BBV Construction, Inc.

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) 227-6262 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: BIR Item Nos	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Foundation Constructors, Inc. Oakley, CA	125	98%	Pile Driving
	128	94%	
	127	89%	
	128	100%	
	128	99%	
	130	98%	
	131	96%	
	132	91%	
	267	7%	
Harris Salinas Rebar, Inc. Livermore, CA	125	2%	Rebar
	127	1%	
	129	1%	
	131	4%	
	138	37%	
	146	98%	
	147	100%	
	216	17%	
	231	19%	
	232	19%	
	233	32%	
234	44%		
Cleveland Wrecking Co. Oakland, CA	76	98%	Demolition & Bridge Removal
	77	98%	
	83	100%	

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For more information call (916) 484-4415 or TDD (916) 824-2889 or visit Riverside.org/TransManagement, 1125 N Street, 2nd Floor, Sacramento, CA 95814

2

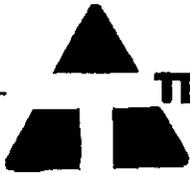
STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-06-01022 (REV 3/2011)

Bidder Name: D.C. Jones & Sons, Inc.

The Bidder must identify each subcontractor performing work in an amount of 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) 227-6382 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 non-responsive bid.

Column 1: Business Name and Location	Column 2: Bid Num Nos.	Column 3: Percentage of Bid Num Subcontracted	Column 4: Description of Subcontracted Work
Marina Landscape Anaheim, CA Temp Fence (ESA)	514, 15, 18-21, 98-100	90% 90% 100%	Hydroseed and Erosion Control - Partial
FBD Vanguard Construction Livermore, CA	110, 111	100%	Lean Concrete Base
Independent Structures Redding, CA	50, 149-153, 155, 159, 160	75% 100% 100%	Overhead Signs and Related
Linear Options Durham, CA	28, 37, 45-48, 81, 235-245, 267	20% 100% 82.5% 100% 1.25%	Striping and Markers and Related
Sanco Pipelines Campbell, CA	5-10, 38-41, 44, 51-54, 81, 71-74, 90, 108, 141, 162-174, 179-181, 187-191, 193-197, 200, 267	100% 100% 100% 100% 19% 100% 100% 100% 100% 4%	Underground and Related

NOTE: For information on necessary documents, see document in envelope in alternate format. For information call (916) 227-6382 or TDD (916) 227-3890 or write Records and Forms Management, 1120N Street, MS-99, Sacramento, CA 95814.

**TEICHERT CONSTRUCTION**

December 4, 2013

VIA FACSIMILE (916) 227-6282 AND U.S. MAIL

John C. McMillan
Deputy Division Chief
Office Engineer
Division of Engineering Services
State of California
Department of Transportation (Caltrans)
1727 30th, Bidder Exchange, MS 43
Sacramento, CA 95816-8041

Subject: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
**Bid Protest of RGW Construction to award contract to Teichert Construction,
the lowest responsive and responsible bidder.**

Dear Mr. McMillan:

Teichert Construction ("Teichert") is the lowest responsive and responsible bidder on Caltrans' Contract No. 04-2A6204. Teichert has reviewed a copy of RGW Construction Inc.'s ("RGW") letter of November 22, 2013, protesting the low bid submitted by Teichert on Contract No. 04-2A6204.

RGW claims Teichert added subcontract work to its 24 hour subcontractor listing that was not listed on its bid day form when it listed bid items 33 - Temporary Fence (Type ESA) and bid item 32 - Wildlife Exclusion Fence under the description of Erosion Control Temp, Erosion Control Permanent for Selby's Soil Erosion Control Inc. RGW's protest is frivolous, without merit, and should be rejected by Caltrans forthright.

Caltrans precedent for allowing Temporary Fence (Type ESA) bid items under the description of Erosion Control.

Caltrans has awarded projects to bidders, specifically including RGW, who have listed bid items for Temporary Fence (Type ESA) under a description of erosion control. For example, on September 14, 2012, Caltrans rejected a protest by Ghilotti Brothers Inc. ("Ghilotti") of

¹A copy of the Caltrans' 04-3A9214 letter to Ghilotti is attached to this letter for your facility of reference.

John C. McMillan
Deputy Division Chief
December 2, 2013
Page 2 of 2

RGW's low bid on Contract No. 04-3A9214. Ghilotti alleged that RGW added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing erosion control on their 24 hour subcontractor list. After review, Caltrans found that Temporary Fence (Type ESA) can be considered a component of Erosion Control, and thus found Ghilotti's protest lacked merit and proceeded with the contract award to RGW.¹

RGW is now making the same baseless allegations that Ghilotti made against RGW on 04-3A9214. RGW is seeking special treatment in this regard, since it asked Caltrans to reject Ghilotti's protest based on its listing Temporary Fence (Type ESA) under an erosion control description, and is now asking that Caltrans find another contractor non-responsive for having listed Temporary Fence (Type ESA) under an erosion control description. RGW can't have it both ways.

The Special Provisions (page 31), Section 14.1.04B Materials, specify the Wildlife Exclusion Fence (WEF) material manufactured by ERTEC Environmental Systems. ERTEC is a manufacturer/supplier of various Erosion Control materials. In addition, the WEF was quoted as part of the erosion control package by the erosion control subcontractors along with the Temporary Fence (Type ESA).²

In conclusion, RGW is talking out of both sides of their mouth when it claims that Temporary Fence (Type ESA) and Wildlife Exclusion Fence cannot be considered under a description of erosion control, when they themselves have listed Temporary Fence (Type ESA) under a description of Erosion Control, and prevailed when Ghilotti protested their low bid on similar allegations.

Accordingly, for the reasons stated above and Caltrans' past precedence, Teichert respectfully requests Caltrans reject RGW's frivolous bid protest and proceed with the award of this contract to Teichert. Should you need any additional information, I can be reached at 916-645-4855.

Sincerely,



Eric Stannard
Director of Public Procurement

eb
Attachment

cc: S. Heraty - Teichert Construction

¹See attached erosion control subcontractor quotes for reference.

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 (916) 227-8454



*Flex your power!
Be energy efficient!*

September 14, 2012

Facsimile: (415) 454-8376

Thomas G. Barr, Vice President
Ghilotti Brothers, Inc.
525 Jacoby Street
San Rafael, CA 94901

04-3A9214
04-Ala-880-22.6/24.0
B.O. 8/22/12

Dear Mr. Barr:

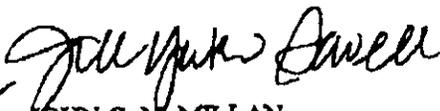
The Department of Transportation (Caltrans) received the attached letter dated September 7, 2012 from Ghilotti Brothers, Inc. (Ghilotti) protesting RGW Construction, Inc.'s (RGW) and O.C. Jones & Sons, Inc.'s, (OC Jones) Subcontractor List form. The protest states that RGW and OC Jones added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing erosion control on their revised Subcontractor List forms. In addition, Ghilotti alleges that RGW added bid items 125, 127, 129 and 131 Furnish Piling to Harris Salinas Rebar, Inc. who was performing rebar on the revised Subcontractor List form. Ghilotti requests Caltrans find RGW and OC Jones nonresponsive and award the contract to Ghilotti.

After a review of plan sheets EC-1 and EC-6, Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control. A review of Standard Plan B 2-5 and B 2-8 confirms that rebar is a component in bid items 125, 127, 129 and 131 Furnish Pile.

Based on the above, Caltrans finds Ghilotti's protest lacks merit and will award the contract to the lowest responsive bidder.

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

Sincerely,

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

09/07/2012 09:31

Received
4154548376Sep 7 2012 08:44am
GHILOTTI BROS

PAGE 01/12



General Engineering Contractors - Excavating, Paving, Grading, Concrete
 525 JACOBY STREET - SAN RAFAEL, CA 94901 • TELEPHONE (415) 454-7011 FAX (415) 454-8376
 STATE CONTRACTORS LICENSE # 132128

Via U.S. Mail and Facsimile (916) 227-6282

Mr. Earl Seaberg
 MSC 43
 Office Engineer Contracts Award Branch Chief
 California Department of Transportation
 1727 30th Street
 Sacramento, Ca 95816-7005

Attn: Earl Seaberg, Deputy Division Chief

Re: Route 880, in Alameda County in San Leandro From 0.4 Mile South Of Marina Boulevard
 Overcrossing To 0.3 Mile North Of Route 112/880 Separation
 Caltrans Contract No. 04-3A9214
 Protest of Bids Submitted by RGW Construction and O.C. Jones & Sons, Inc.

Dear Mr. Seaberg:

Please consider this letter to be a formal protest of the bids submitted by RGW Construction, Inc. (RGW) and O.C. Jones & Sons, Inc. (OCJ) in connection with Contract No. 04-3A9214. Their bids are nonresponsive and therefore must be rejected based on the Department's bidding requirements and strictly-enforced policies.

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."

In violation of this express requirement of the bid documents, both RGW and OCJ revised their Subcontractor List form by adding subcontracted work that was not listed on their bid day form. Since Marina Landscape was originally subcontracted by RGW to perform "Erosion Control", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive. Furthermore, since Harris Salinas Rebar, Inc. (HSR) was originally subcontracted by RGW to perform "Rebar", but bid items 125, 127, 129 and 131 Furnish Piling were added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive.

The Furnish Piling issue in RGW's bid is exactly the same as the Root Wad Retention issue that caused Caltrans to determine the bid submitted by Ghilotti Bros / RM Harris JV (Ghilotti-Harris) for Contract No. 04-3A23U4 to be nonresponsive. A bid protest for that contract was submitted by DeSilva Gates Construction (DGC) that contended since Atlas Tree Surgery, Inc. (Atlas) was originally subcontracted by Ghilotti-Harris to perform "Clear and Grub", but Root Wad Retention was added to the revised bid list submitted by Ghilotti-Harris on August 9, 2012, its bid was nonresponsive. Ghilotti-Harris argued that Atlas was listed for a cost of \$1,500.00 for staging of

09/07/2012 08:31

Received
4154548376Sep 7 2012 08:46am
GHILOTTI BROS

PAGE 02/12



General Engineering Contractors - Excavating, Paving, Grading, Concrete

826 JACOBY STREET - SAN RAFAEL, CA 94901 • TELEPHONE (415) 484-7011 FAX (415) 484-8378
STATE CONTRACTORS LICENSE # 132128

root wad material from log spurs with root wad that were obtained from trees removed as part of the clear and grub work. Ghilotti-Harris argued that the Root Wad Revetment work was not added work and was simply a part of its originally listed clear and grub scope of work. Clearly, the root wads were only "supplied" to the Root Wad Revetment bid item work by Atlas. Caltrans disagreed, citing that Root Wad Revetment was added to the revised bid list, and determined the bid submitted by Ghilotti-Harris to be nonresponsive in its August 30, 2012 letter.

HSR is supplying rebar for the Furnish Piling bid item work, just the same as root wads were supplied by Atlas for the Root Wad Revetment work. ROW has added Furnish Piling work to its Rebar subcontractor in violation of the Subcontractor List form so its bid is therefore nonresponsive.

Since Marina Landscape was originally subcontracted by OCJ to perform "Hydroseed and Erosion Control - Partial", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by OCJ on August 23, 2012, the bid submitted by OCJ is nonresponsive. ROW has also added work to its Rebar to subcontractor.

We respectfully request that the Department uphold our protest and award the contract to our company, which submitted the lowest responsive bid for Contract No. O4-3A9214.

Thank you for your attention to this matter and please feel free to contact me if you have any questions.

Very truly yours,

Thomas G. Barr
Vice President Estimating

Enclosure

Received
89/87/2812 BB:31 4154548376

Exp 7 2012 09:44am
GHILLOTTI BROS

PAGE 83/12

Received
08/28/2012 12:07 PM 825 881 1826

REV CONSTRUCTION Aug 22 2012 12:12pm

005/008

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
028-061815.2 (REV 08/01)

Bidder Name: RCV Construction, Inc.

The bidder must identify each subcontractor performing work to an amount in excess of 1% 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) 227-8282 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 Work Subcontracted	Column 4: Description of Subcontracted Work
Marina Landscape Anaheim, CA <i>Temp Fence (ESA)</i>	5	55%	Erosion Control
	14	79%	
	15	71%	
	18	100%	
	21	100%	
	86	100%	
	87	100%	
	88	100%	
	99	100%	
	100	100%	
R.E. Serrano Martinez, CA	111	100%	Rapid Set Concrete
Independent Structures, Inc. Redding, CA	50	75%	Sign Structures
	149	100%	
	150	100%	
	151	100%	
	152	100%	
	155	100%	

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5

09/07/2012 08:31 Received 4154548376

09/07/2012 08:44am GHILOTTI BROS

PAGE 04/12

09/24/2012 12:07 FAX Received 925 861 1925

REV CONSTRUCTION

09/23/2012 12:11pm

001/006

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
(REV-08-01/12) (REV. 3/01/11)

Bidder Name: REV CONSTRUCTION, INC.

The Bidder must identify each subcontracted 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 file in (PIS) 227-4292 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: Bidder's Name and Location	Column 2: Bid Item No.	Column 3: Percentage of Total Bid Subcontracted	Column 4: Description of Subcontracted Work
Foundation Constructors, Inc Oakley, CA	125	98%	Pile Driving
	126	94%	
	127	99%	
	128	100%	
	129	99%	
	130	98%	
	131	96%	
	132	91%	
	267	7%	
Herr's Estima Rebar, Inc. Livermore, CA	125	2%	Rebar
	127	1%	
	128	1%	
	131	4%	
	138	37%	
	146	88%	
	147	100%	
	216	17%	
	231	19%	
	232	18%	
233	32%		
234	44%		
Cleveland Wrecking Co. Oakland, CA	76	88%	Demolition & Bridge Removal
	77	98%	
	83	100%	

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2

Received
09/07/2012 08:31 4154548376

Received
Sep 7 2012 08:44am
GHILOTTI BROS

PAGE 05/12

Received
09/23/2012 11:03 5185268938

Received
Aug 23 2012 11:09am
DC JONES

PAGE 03/03

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
09B-060622 (RFP 32917)

Bidder Name: D.C. Jones & Sons, Inc.

The bidder must identify each subcontractor performing work in an amount of not less than 1/2 of 1 percent of the total bid or \$15,000, whichever is greater (Pub Cost Code 5 4100 (100%)). Complete columns 1 and 4 and attach with the bid. Complete columns 2 and 3 and attach with the bid or file in (PAC) BID-CODE-0000 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 under the lines specified will result in a non-responsive bid.

Column 1: Subcontractor Name and Location	Column 2: Bid Item PPA	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Marvin Landscapes Arachun, CA Temp Fence (E&A)	5-14, 15	80%	Hydroseed and Erosion Control - Partial
	18-21	80%	
	88-100	100%	
PBO Maryland Construction Livermore, CA	110, 111	100%	LMW Concrete Base
Independent Structures Redding, CA	59	78%	Overhead Signs and Related
	149-153	100%	
	155, 163, 160	100%	
Linear Options Duluth, CA	28	20%	Striping and Markers and Related
	37, 43-48	100%	
	81	52.5%	
	235-240	100%	
	287	1.25%	
Barco Pipelines Campbell, CA	5-10	100%	Underground and Related
	39-41, 44	100%	
	51-54, 81	100%	
	71-74, 80	100%	
	108	18%	
	141, 162-174	100%	
	178-181	100%	
	187-189	100%	
	183-187	100%	
	200	100%	
	287	4%	

For more information on the Highway Department, bid documents or assistance in preparing bids, call (916) 227-2000 or (916) 227-2001. For information on the (916) 227-2000 or (916) 227-2001. For information on the (916) 227-2000 or (916) 227-2001.

NOV-05-2013 08:55

Received:

SELBY'S SOIL & EROSION

NOV 5 2013 08:01am

530 887 8169

P.001/001



Selby's Soil Erosion Control Co. Inc.

November 6, 2013

To: All Planholders Requesting Sub-Bids
Attn: Estimating Department
Re: 04-2A6204 Route 12

Bids: November 6, 2013

Certified by Department of General Services, Office of Small Business Certification and Resources SBE #18742 Expiration 08/31/2013

Members of Laborers Local #188 Union

Item No	Item Description	Units	Qty	Unit Price	Total
18	Move-In / Out (Temp. Erosion Control)	EA	6	500.00	\$ 3,000.00
20	Temporary Hydraulic Mulch (B.F.M.)	SQYD	10,000	0.76	\$ 7,600.00
22	Temporary Check Dam	LF	820	9.82	\$ 8,052.40
23	Temporary Drainage Inlet Protection	EA	8.00	180.00	\$ 1,440.00
24	Temporary Fiber Roll	LF	18,000.00	3.05	\$ 54,900.00
25	Temp Gravel bag berm	LF	190.00	14.52	\$ 2,758.80
26	Temporary Silt Fence	LF	1,200.00	2.68	\$ 3,216.00
32	Wildlife Exclusion Fence	LF	16,700.00	10.02	\$ 167,334.00
33	Temporary Fence (Type ESA)	LF	16,900.00	2.50	\$ 42,250.00
58	Move-In/Out (Erosion Control)	EA	6.00	1,000.00	\$ 6,000.00
60	Rolled Erosion Control Product (Netting)	SQFT	2,640.00	0.70	\$ 1,848.00
61	Hydromulch	SQFT	553,000.00	0.02	\$ 11,060.00
62	Fiber Rolls	LF	26,000.00	2.95	\$ 76,700.00
63	Straw	SQFT	403,000.00	0.03	\$ 12,090.00
64	Hydroseed	SQFT	553,000.00	0.090	\$ 48,770.00
65	Compost	SQFT	406,000.00	0.195	\$ 78,170.00
66	Incorporate Materials	SQFT	85,000.00	0.055	\$ 4,675.00
	Call to delete items			Total:	\$531,564.20

Proposal Conditions

- 1) Price includes all Labor, Materials, Equipment, Taxes, Etc.
- 2) Prime Contractor to supply Water Meter, 2 1/2" Water supply within 2 miles of job site, and Traffic Control.
- 3) Move-Ons see Items 18 & 66
- 4) Stand-By time will be billed at \$250.00 per hour.
- 5) Price does not include any soil preparation, temp. irrigation, maintenance, removal, or reseedling.
- 6) Bond Rate is 2.5% California Contractors License 787858 expiration: 7/31/2013
- 7) Nevada Contractors License 0070352 expiration: 2/28/2014
- 8) Quotation is valid for (60) calendar days.
- 9) Project Area/Quantity to be verified by customer upon order to start work.
- 10) Although extreme caution will be to minimize dust, subject fines will be the owners responsibility.

ACCEPTED and AGREED:

Buyer/Company: _____ Selby's Soil Erosion Control Co., Inc.

By: _____ /Date: _____ By: *Era van der Walle*
Signature Era van der Walle

11/08/2013 11:28 FAX 9169873083

Clearwater

0001/0001

Boat Ramp - 2.75
Bench - 1.11



CLEARWATER
LANDSCAPE SERVICES

Bid Proposal 11/08/2013

Project: 04-2A6204
Location: State Highway in Solano County in and near Rio Vista, CA.
Addendum: One, Two, & Three

Item 19	Move-in/Move-out (Temp Erosion Contrl)	6	EA	\$ 800.000	\$ 4,800.00
Item 20	Temporary Hydraulic Mulch (BFM)	10,000	SY	\$ 0.630	\$ 6,300.00
Item 23	Temporary Drainage Inlet Protection	6	EA	\$ 185.000	\$ 1,110.00
Item 24	Temporary Fiber Rolls	18,000	LF	\$ 2.850	\$ 51,300.00
Item 25	Temporary Gravel Berms	190	LF	\$ 8.850	\$ 1,681.50
Item 26	Temporary Silt Fence	1,200	LF	\$ 2.800	\$ 3,360.00
Item 32	Wildlife Exclusion Fence	16,700	LF	\$ 7.310	\$ 122,077.00
Item 33	Temporary Fence (ESA)	16,900	LF	\$ 2.610	\$ 44,109.00
Item 58	Move-in/Move-out (Erosion Control)	6	EA	\$ 1,200.000	\$ 7,200.00
Item 59	Imported Topsoil	7	EA	\$ 200.000	\$ 1,400.00
Item 60	Rolled Erosion Control Product	2,640	SF	\$ 0.440	\$ 1,161.60
Item 61	Hydromulch	553,000	SF	\$ 0.020	\$ 11,060.00
Item 62	Fiber Rolls	26,000	LF	\$ 2.790	\$ 72,540.00
Item 63	Straw	403,000	SF	\$ 0.020	\$ 8,060.00
Item 64	Hydroseed	553,000	SF	\$ 0.080	\$ 44,240.00
Item 65	Compost	406,000	SF	\$ 0.160	\$ 64,960.00
Item 66	Incorporate Materials	85,000	SF	\$ 0.330	\$ 28,050.00

\$ 473,409.10

Exclusions: All fines and penalties, Permits, Fees, Bonds, Boring, Engineering, Staking and Layout, Fencing, Concrete, Masonry, Electrical, Plumbing, Cut/Patch of asphalt or concrete, Testing, Metering devices, Traffic and Pedestrian control, Clear & Grub, Rough Grading, Grades to be +/- .10 from finish grade, Import/Export of soil, Hazardous material, Site Furnishings, Hard rock conditions, Soil preparation, Maintenance, Irrigation, Cost and Source of Water, Water to be provided at the project location, Reseeding and Weed Control

Stephanie Farr
Clearwater Landscape Services
3908 Placitas Drive
Cameron Park CA. 95882
C (916) 724-9670
P (916) 987-3081
F (916) 987-3083
stephanie@clearwatercsc.com
www.clearwatercsc.com

Signatory to Local 185 Laborers Union
SBE #0044424 Expiration 11/30/13

11/06/2013 13:38 FAX 916 7800864

002/003



4050 Alvir Court • Rocklin, CA 95677
 916.780.6866 • Fax 916.780.0864 • info@greenvista.net

November 6, 2013

RE: DOT 04-2A6204 Route 12 Solano County, Rio Vista

Green Vista Landscape is pleased to submit a proposal for the above mentioned project.
 Pricing as follows:

Item Description	Unit	Quantity	Unit Price	Total
# 19 MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	EA	6	\$500.00	\$3,000.00
# 20 TEMPORARY HYDRAULIC MULCH (Bonded Fiber Matrix)	SQYD	10,000	\$1.02	\$10,200.00
# 21 TEMPORARY COVER	SQYD	2,000	\$3.95	\$7,900.00
# 22 TEMPORARY CHECK DAM	LF	820	\$9.00	\$7,380.00
# 23 TEMPORARY DRAINAGE INLET PROTECTION	EA	6	\$200.00	\$1,200.00
# 24 TEMPORARY FIBER ROLL	LF	18,000	\$3.50	\$63,000.00 ✓
# 25 TEMPORARY GRAVEL BAG BERM	LF	190	\$11.00	\$2,090.00
# 26 TEMPORARY SILT FENCE	LF	1,200	\$3.50	\$4,200.00
# 32 WILDLIFE EXCLUSION FENCE	LF	16,700	\$5.27	\$88,009.00 ✓
# 33 TEMPORARY FENCE (TYPE ESA)	LF	16,900	\$2.70	\$45,630.00
# 58 MOVE-IN/MOVE-OUT (EROSION CONTROL)	EA	6	\$500.00	\$3,000.00
# 60 ROLLED EROSION CONTROL PRODUCT (NETTING)	SQFT	2,640	\$1.32	\$3,484.80
# 61 HYDROMULCH	SQFT	553,000	0.025	\$13,825.00
# 62 FIBER ROLLS	LF	26,000	\$3.60	\$93,600.00
# 63 STRAW	SQFT	403,000	0.025	\$10,075.00
# 64 HYDROSEED	SQFT	553,000	\$0.11	\$60,830.00
# 65 COMPOST	SQFT	406,000	\$0.25	\$101,500.00
# 66 INCORPORATE MATERIALS	SQFT	85,000	\$0.07	\$5,950.00

Total Bid Amount:

\$524,873.60

1st Tier Sub: **Amek Company (Parent Co.)**
 Applied Landscape Materials
 4500 Pacific St. Ste. 0
 Rocklin, CA 95677
 CA License # 906546

373,864⁸⁰ -

Addendums # 1 - # 3 noted.
 Signatory to the Northern California Laborers Union

- Basis for Pricing / Inclusions/ Exclusions:**
1. Price is based on unit cost.
 2. Includes tax and prevailing wage.
 3. Excludes any items not listed.
 4. Excludes any permits or fees.
 5. Excludes any traffic control.
 6. Excludes any clearing or grubbing.
 7. Excludes any grading.
 8. Excludes earthwork.
 9. Excludes any soil prep.

NOV/06/2013/WED 12:59 PM

FAX No.

P. 001/005



Nitta Erosion Control

a division of Nitta, Inc.

- HYDROSEEDING
- EROSION CONTROL
- STRAW MULCHING
- PNEUMATIC MULCH SPREADING
- BONDED FIBER MATRIX
- SILT FENCE
- DRILL SEEDING
- FIBER ROLLS / WATTLES
- BLANKETS

STATE LICENSE #401640 • C-27, C-61/D-59

3778 DEL MAR AVENUE • LOOMIS, CA 93650-9051 • PH (916) 652-7459 • FAX (916) 652-4376

nitnac@gmail.com • www.nitnac.net

Revised Bid - Proposal

November 6, 2013

To All General Contractors Requesting Sub-Bids.

Re: Caltrans Project 04-Sol-12-20.6/23.5, Caltrans Contract No. 04-2A6204, Addendum Nos. 1-3, Widen shoulders and intersections and place HMA in Solano County in and near Rio Vista from 0.1 mile west of Currie Road to 0.3 mile west of Sunset Road. Bid Date: November 6, 2013 (2:00 p.m.).

Certified as UDBE #217 (exp. 02/01/14), as WMBE VON #10120139 (exp. 12/28/13) per CPUC Supplier Clearinghouse, and as SBE (Micro) #0011303 (exp. 05/31/14). CCL #401640 C-27, C-61/D-59 (exp. 03/31/15). Revised quotation supersedes one dated November 1, 2013 and is valid for (60) calendar days from bid date and unless quantities, scope of work and/or date of installation change(s). Nitta, Inc. dba Nitta Erosion Control is full signatory member of Local 185 of the Laborers' Union. Most current Laborers' Trust Fund Employer's Contribution Letter is available upon request to verify union membership status.

<u>Item No.</u>	<u>Item</u>	<u>Unit of Measure</u>	<u>Estimated Quantity</u>	<u>Item Price</u>	<u>Total</u>
19	Move-In/Move-Out (Temporary Erosion Control)	EA	6	\$ 450.00	\$ 2,700.00
20	Temporary Hydraulic Mulch (Bonded Fiber Matrix)	SQYD	10,000	\$ 0.94	\$ 9,400.00
32	Wildlife Exclusion Fence	LP	16,700	\$ 6.40	\$ 106,880.00
33	Temporary Fence (Type ESA)	LP	16,900	\$ 3.50	\$ 59,150.00
58	Move-In/Move-Out (Erosion Control)	EA	6	\$1,200.00	\$ 7,200.00

#BD 12:59 PM

FAX No.

P. 002/005

04-Sol-11-20.6/13.5, 04-2A6104, Addendum Nos. 1-3, in Solano County in and near Rio Vista from 0.1 mile west of Currie Road to 0.3 mile west of Summeret Road.
Nitta Erosion Control Revised Bid-Proposal dated November 6, 2013.
Page 2 of 4.

<u>Item No.</u>	<u>Item</u>	<u>Unit of Measure</u>	<u>Estimated Quantity</u>	<u>Item Price</u>	<u>Total</u>
60	Rolled Erosion Control Product (Netting)	SQFT	2,640	\$ 1.48	\$ 3,907.20
61	Hydromulch	SQFT	553,000	\$ 0.03	\$ 16,590.00
62	Fiber Rolls	LF	26,000	\$ 3.20	\$ 83,200.00
63	Straw	SQFT	403,000	\$ 0.04	\$ 16,120.00
64	Hydroseed	SQFT	553,000	\$ 0.27	\$ 149,310.00
65	Compost	SQFT	406,000	\$ 0.26	\$ 105,560.00
Totals					\$ 560,017.20

BID ITEMS MAY BE SEPARATED EXCEPT FOR ITEM #60-65.

- Notes:
- Total price includes submittals, certified payrolls, standard certificates of insurance, waiver of subrogation (if required), night work (if required), materials, labor, equipment (air pollution control (CARB PERP-compliant)), taxes on materials, incidentals and installation as per specifications (unless as otherwise noted).
 - Total price excludes delivery of materials only in lieu of installation, maintenance and removal of Temporary Hydraulic Mulch (Bonded Fiber Matrix), re-installation of Temporary Hydraulic Mulch (Bonded Fiber Matrix), re-installation of Wildlife Exclusion Fence, maintenance of Wildlife Exclusion Fence, wood posts, commercial quality nails or staples for Temporary Fence (Type BSA), backfilling of holes caused by the removal of Temporary Fence (Type BSA), maintenance (repair or replacement of damaged Temporary Fence (Type BSA)), re-installation of Temporary Fence (Type BSA), re-installation of Rolled Erosion Control Product (Netting), other rolled erosion control products (RECPs), site preparation (trash, debris and weed removal and weed disposal), placement of stakes or other suitable markers at the locations designated by the Engineer, re-installation of Hydromulch, coloring agent (already included in the wood fiber), re-installation of Fiber Rolls, maintenance (repair and replacement of Fiber Rolls, replacement of broken or split stakes, correct rills and evidence where concentrated runoff has occurred), re-installation of Straw (pre-chopped rice straw mulching), pre-chopped rice straw incorporation, supplemental lighting necessary for night work at each work location, re-installation of Hydroseed, re-installation of Compost, dust control (our srew mulching machines are retrofitted for dust suppression with the "Dust Dog" - Pat Pending), costs of local licenses, permits, fees and/or other taxes, watering, maintenance, pedestrian protection and traffic control.
 - Additional move-in charges for Temporary Hydraulic Mulch (Bonded Fiber Matrix) are covered under Move-In/Move-Out (Temporary Erosion Control). Additional move-in charges for Rolled Erosion Control Product (Netting), for Hydromulch, for Fiber Rolls, for Straw, for Hydroseed and for Compost are covered under Move-In/Move-Out (Erosion Control). One (1) move-in is included in the total bid price for Wildlife Exclusion Fence. Additional move-ins (if required) is at \$1,050.00 each for Wildlife Exclusion Fence. Two (2) move-ins is included in the total bid price for Temporary Fence (Type BSA) - one for installation and one for removal. Additional move-ins (if required) is at \$1,050.00 each for Temporary Fence (Type BSA).
 - Approximately three (3) working nights (weekends and holidays excluded) is required to complete an estimated 10,000 of Temporary Hydraulic Mulch (Bonded Fiber Matrix) - installation only.

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER
1727 30th Street, MS-43
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
FAX (916) 227-6282
www.dot.ca.gov/hq/esc/oc



*Flex your power!
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WHITAKER CONSTRUCTION GROUP INC
2752 CONCRETE COURT
PASO ROBLES, CA 93446
(805) 226-4021

December 4, 2013
Contract #: 05-0T9704
Bid Opening: 11/5/2013

Dear Contractor,

Your firm submitted a bid for contract 05-0T9704 on 11/5/2013. The current time period allotted for award of this contract expires on 12/5/2013. Additional time is needed for evaluation, and completion of administrative requirements. We request your agreement to extend the award period for your firms bid through 1/6/2014. You must respond, otherwise your bid will not be extended for the period requested.

Any questions regarding this request may be directed to the Office Engineers at (916) 227-6299.

Mulissa Smith, Manager
Office Engineer - Contract Awards

If you concur, please sign and fax this letter to us at (916) 227-6282 by 4:00 p.m. on 12/5/2013. I concur in an extension of the award period for this contract to 1/6/2014.

Signature of Company Officer

MICHAEL WALTHER - Chief Financial Officer

Print name and Title of Company Officer

FAX TRANSMITTAL	
# of pages = 1	
TO: WHITAKER CONSTRUCTION GROUP INC	FROM: Caltrans
Fax # (805) 226-4021	Fax # (916) 227-6282



CONSTRUCTION COMPANY

P. O. BOX 1508, RANCHO CORDOVA, CA 95741-1508 (916)852-5530 FAX (916)852-5533

December 4, 2013

MS43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA. 95816
Fax: (916) 227-6282

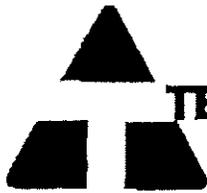
Please provide a Bidder Identification Number (for electronic signature) for:

Contractor: Viking Construction Company, Inc.
Address: 11315 Sunrise Gold Circle, Suite A
Rancho Cordova, CA. 95742
Email Contact: rjenco@vikingbridges.com

Thank you,

A handwritten signature in cursive script that reads "Randy Jenco".

Randy Jenco, President



TEICHERT CONSTRUCTION

3500 American River Dr
P.O. Box 15002
Sacramento, CA 95851-1002
916-645-4800
Fax: (916) 645-4801

FAX COVER SHEET

To: Office Engineer

COMPANY: State of California-Dept. of Transportation

FAX NUMBER: (916) 227-6282

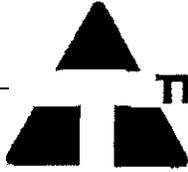
PHONE NUMBER: N/A

FROM: Eric Stannard
Director of Public Procurement

DATE: December 4, 2013

PAGES: 14 including Cover Sheet

RE: Contract No. 04-2A6204
04-Sol-12-20.5/23.5
Bids Opened: November 06, 2013
**Bid Protest of RGW Construction to award contract to Teichert Construction,
the lowest responsive and responsible bidder.**

**TEICHERT CONSTRUCTION**

Corporate Office
3500 American River Drive
P.O. Box 15002
Sacramento, CA 95851-1002
(916) 484-3011 • FAX (916) 484-8506

December 4, 2013

VIA FACSIMILE (916) 227-6282 AND U.S. MAIL

John C. McMillan
Deputy Division Chief
Office Engineer
Division of Engineering Services
State of California
Department of Transportation (Caltrans)
1727 30th, Bidder Exchange, MS 43
Sacramento, CA 95816-8041

Subject: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
**Bid Protest of RGW Construction to award contract to Teichert Construction,
the lowest responsive and responsible bidder.**

Dear Mr. McMillan:

Teichert Construction ("Teichert") is the lowest responsive and responsible bidder on Caltrans' Contract No. 04-2A6204. Teichert has reviewed a copy of RGW Construction Inc.'s ("RGW") letter of November 22, 2013, protesting the low bid submitted by Teichert on Contract No. 04-2A6204.

RGW claims Teichert added subcontract work to its 24 hour subcontractor listing that was not listed on its bid day form when it listed bid items 33 - Temporary Fence (Type ESA) and bid item 32 - Wildlife Exclusion Fence under the description of Erosion Control Temp, Erosion Control Permanent for Selby's Soil Erosion Control Inc. RGW's protest is frivolous, without merit, and should be rejected by Caltrans forthright.

Caltrans precedent for allowing Temporary Fence (Type ESA) bid items under the description of Erosion Control.

Caltrans has awarded projects to bidders, specifically including RGW, who have listed bid items for Temporary Fence (Type ESA) under a description of erosion control. For example, on September 14, 2012, Caltrans rejected a protest by Ghilotti Brothers Inc. ("Ghilotti") of

¹A copy of the Caltrans' 04-3A9214 letter to Ghilotti is attached to this letter for your facility of reference.

John C. McMillan
Deputy Division Chief
December 2, 2013
Page 2 of 2

RGW's low bid on Contract No. 04-3A9214. Ghilotti alleged that RGW added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing erosion control on their 24 hour subcontractor list. After review, Caltrans found that Temporary Fence (Type ESA) can be considered a component of Erosion Control, and thus found Ghilotti's protest lacked merit and proceeded with the contract award to RGW.¹

RGW is now making the same baseless allegations that Ghilotti made against RGW on 04-3A9214. RGW is seeking special treatment in this regard, since it asked Caltrans to reject Ghilotti's protest based on its listing Temporary Fence (Type ESA) under an erosion control description, and is now asking that Caltrans find another contractor non-responsive for having listed Temporary Fence (Type ESA) under an erosion control description. RGW can't have it both ways.

The Special Provisions (page 31), Section 14.1.04B Materials, specify the Wildlife Exclusion Fence (WEF) material manufactured by ERTEC Environmental Systems. ERTEC is a manufacturer/supplier of various Erosion Control materials. In addition, the WEF was quoted as part of the erosion control package by the erosion control subcontractors along with the Temporary Fence (Type ESA).²

In conclusion, RGW is talking out of both sides of their mouth when it claims that Temporary Fence (Type ESA) and Wildlife Exclusion Fence cannot be considered under a description of erosion control, when they themselves have listed Temporary Fence (Type ESA) under a description of Erosion Control, and prevailed when Ghilotti protested their low bid on similar allegations.

Accordingly, for the reasons stated above and Caltrans' past precedence, Teichert respectfully requests Caltrans reject RGW's frivolous bid protest and proceed with the award of this contract to Teichert. Should you need any additional information, I can be reached at 916-645-4855.

Sincerely,



Eric Stannard
Director of Public Procurement

eb
Attachment

cc: S. Heraty – Teichert Construction

²See attached erosion control subcontractor quotes for reference.

~~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 (916) 227-8454



*Flex your power!
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September 14, 2012

Facsimile: (415) 454-8376

Thomas G. Barr, Vice President
 Ghilotti Brothers, Inc.
 525 Jacoby Street
 San Rafael, CA 94901

04-3A9214
 04-Ala-880-22.6/24.0
 B.O. 8/22/12

Dear Mr. Barr:

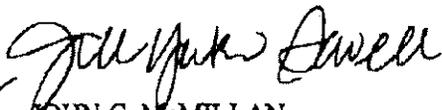
The Department of Transportation (Caltrans) received the attached letter dated September 7, 2012 from Ghilotti Brothers, Inc. (Ghilotti) protesting RGW Construction, Inc.'s (RGW) and O.C. Jones & Sons, Inc.'s, (OC Jones) Subcontractor List form. The protest states that RGW and OC Jones added bid item 5 Temporary Fence (Type ESA) to Marina Landscape who was performing erosion control on their revised Subcontractor List forms. In addition, Ghilotti alleges that RGW added bid items 125, 127, 129 and 131 Furnish Piling to Harris Salinas Rebar, Inc. who was performing rebar on the revised Subcontractor List form. Ghilotti requests Caltrans find RGW and OC Jones nonresponsive and award the contract to Ghilotti.

After a review of plan sheets EC-1 and EC-6, Caltrans has determined that bid item 5 Temporary Fence (Type ESA) is a component of Erosion Control. A review of Standard Plan B 2-5 and B 2-8 confirms that rebar is a component in bid items 125, 127, 129 and 131 Furnish Pile.

Based on the above, Caltrans finds Ghilotti's protest lacks merit and will award the contract to the lowest responsive bidder.

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

Sincerely,

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

09/07/2012 08:31

Received
4154548376Sep 7 2012 08:44am
GHILOTTI BROS

PAGE 01/12



General Engineering Contractors - Excavating, Paving, Grading, Concrete
 525 JACOBY STREET - SAN RAFAEL CA 94901 • TELEPHONE (415) 434-7011 FAX (415) 434-8376
 STATE CONTRACTORS LICENSE # 132128

Via U.S. Mail and Facsimile (916) 227-6282

Mr. Earl Seaberg
 MSC 43
 Office Engineer Contracts Award Branch Chief
 California Department of Transportation
 1727 30th Street
 Sacramento, Ca 95816-7005

Attn: Earl Seaberg, Deputy Division Chief

Re: Route 880, In Alameda County In San Leandro From 0.4 Mile South Of Marina Boulevard
 Overcrossing To 0.3 Mile North Of Route 112/880 Separation
 Caltrans Contract No. 04-3A9214
 Protest of Bids Submitted by RGW Construction and O.C. Jones & Sons, Inc.

Dear Mr. Seaberg:

Please consider this letter to be a formal protest of the bids submitted by RGW Construction, Inc. (RGW) and O.C. Jones & Sons, Inc., (OCJ) in connection with Contract No. 04-3A9214. Their bids are nonresponsive and therefore must be rejected based on the Department's bidding requirements and strictly-enforced policies.

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."

In violation of this express requirement of the bid documents, both RGW and OCJ revised their Subcontractor List form by adding subcontracted work that was not listed on their bid day form. Since Marina Landscape was originally subcontracted by RGW to perform "Erosion Control", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive. Furthermore, since Harris Salinas Rebar, Inc. (HSR) was originally subcontracted by RGW to perform "Rebar", but bid items 125, 127, 129 and 131 Furnish Piling were added to the revised bid list submitted by RGW on August 23, 2012, the bid submitted by RGW is nonresponsive.

The Furnish Piling issue in RGW's bid is exactly the same as the Root Wad Revetment issue that caused Caltrans to determine the bid submitted by Ghilotti Bros / RM Harris JV (Ghilotti-Harris) for Contract No. 04-3A23U4 to be nonresponsive. A bid protest for that contract was submitted by DeSilva Gates Construction (DGC) that contended since Atlas Tree Surgery, Inc. (Atlas) was originally subcontracted by Ghilotti-Harris to perform "Clear and Grub", but Root Wad Revetment was added to the revised bid list submitted by Ghilotti-Harris on August 9, 2012, its bid was nonresponsive. Ghilotti-Harris argued that Atlas was listed for a cost of \$1,500.00 for staging of

09/07/2012 08:31

Received
4154548376Sep 7 2012 08:44am
GHILOTTI BROS

PAGE 02/12



General Engineering Contractors - Excavating, Paving, Grading, Concrete
 625 JACOBY STREET - SAN RAFAEL, CA 94901 - TELEPHONE (415) 454-7011 FAX (415) 454-8376
 STATE CONTRACTORS LICENSE # 132128

root wad material from log spurs with root wad that were obtained from trees removed as part of the their clear and grub work. Ghilotti-Harris argued that the Root Wad Revetment work was not added work and was simply a part of its originally listed clear and grub scope of work. Clearly, the root wads were only "supplied" to the Root Wad Revetment bid item work by Atlas. Caltrans disagreed, citing that Root Wad Revetment was added to the revised bid list, and determined the bid submitted by Ghilotti-Harris to be nonresponsive in its August 30, 2012 letter.

HSR is supplying rebar for the Furnish Piling bid item work, just the same as root wads were supplied by Atlas for the Root Wad Revetment work. RGW has added Furnish Piling work to its Rebar subcontractor in violation of the Subcontractor List form so its bid is therefore nonresponsive.

Since Marina Landscape was originally subcontracted by OCJ to perform "Hydroseed and Erosion Control - Partial", but bid item 5 Temporary Fence (Type ESA) was added to the revised bid list submitted by OCJ on August 23, 2012, the bid submitted by OCJ is nonresponsive. RGW has also added work to its Rebar to subcontractor.

We respectfully request that the Department uphold our protest and award the contract to our company, which submitted the lowest responsive bid for Contract No. O4-3A9214.

Thank you for your attention to this matter and please feel free to contact me if you have any questions.

Very truly yours,

Thomas G. Barr
 Vice President Estimating

Enclosure

09/07/2012 08:31 Received 4154548376

Sep 7 2012 08:46am GHILOTTI BROS

PAGE 03/12

08/28/2012 12:07 FAX Received 026 381 1826

REV CONSTRUCTION Sep 21 2012 12:12pm

005/008

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DB-08-1883 (REV 2/2011)

Bidder Name: RCM Construction, Inc.

The bidder must identify each subcontractor performing work in an amount in excess of 1% of 1 percent of the total bid or \$10,000, whichever is greater (Pub Code 4100 of 440). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6203 within 74 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a non-responsive bid.

Column 1: Division Name and Location	Column 2: Bid Item No.	Column 3: Percentage of Bid Item Completion	Column 4: Description of Subcontracted Work
Marina Landscape Anahem, CA <i>Temp Fence (ESA)</i>	5	55%	Erosion Control
	14	78%	
	15	71%	
	18	100%	
	21	100%	
	86	100%	
	97	100%	
	98	100%	
	99	100%	
	100	100%	
R.E. Serrano Martinez, CA	111	100%	Rapid Set Concrete
Independent Structures, Inc. Redding, CA	50	75%	Sign Structures
	149	100%	
	150	100%	
	151	100%	
	152	100%	
	155	100%	

ADA Notice: If you are deaf, hard of hearing, or have a speech disability, please call the toll-free number 1-800-438-6343 for information on accessible services. For information on ADA requirements, call the U.S. Department of Justice, 200 Pennsylvania Avenue, N.W., Washington, D.C. 20543.

5

09/07/2012 08:31 Received 4154548376

Sep 7 2012 08:46am GHILOTTI BROS

PAGE 04/12

08/23/2012 12:07 FAX 025 051 1825

RE CONSTRUCTION

Aug 22 2012 12:11pm

002/005

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DEC-06-01R27 (REV 02/11)

Bidder Name: EGW CONSTRUCTION, INC.

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 5 4100 of any.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or file 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 non-responsive bid.

Column 1: Bidder Name and Location	Column 2: Bid Item No.	Column 3: Percentage of Total Bid Subcontractor	Column 4: Description of Subcontracted Work
Foundation Constructors, Inc Oakley, CA	125	98%	Pile Driving
	128	94%	
	127	89%	
	128	100%	
	128	89%	
	130	88%	
	131	95%	
	132	81%	
Harris Selma Reber, Inc Livermore, CA	267	7%	Rebar
	125	2%	
	127	1%	
	128	1%	
	131	4%	
	138	37%	
	148	98%	
	147	100%	
	218	17%	
	231	19%	
	232	19%	
	233	32%	
234	44%		
Cleveland Wrecking Co. Oakland, CA	76	88%	Demolition & Bridge Removal
	77	88%	
	81	100%	

Furnish Piling

ADA Notice: For information only, secondary disability may be considered in determining if a candidate is qualified. For information only (916) 431-4411, 4-1100 (2/11) (2/13) or with Services and Family Management, 11301 (2/11) (2/13), Sacramento, CA 95834

89/87/2012 08:31 Received 41545489376

Sep 7 2012 08:44am GHILOTTI BROS

PAGE 05/12

08/23/2012 11:03 Received 6185258998

Aug 22 2012 11:06am OC JONES

PAGE 03/02

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
026-026-072 (08/2012)

Water Street D.C. Jones & Sons, Inc.

The Bidder must identify each subcontractor performing work to an amount of not less than 1% of 1 percent of the total bid or \$10,000, whichever is greater (P.S. Code Title 5 4300 et seq.). Complete columns 1 and 4 and attach with the bid. Complete columns 2 and 3 and attach with the bid or file to (510) 527-8998 within 20 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a non-responsive bid.

Column 1: Subcontractor Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Dollars/Percentage of Subcontracted Work	Column 4: Description of Work
Marvin Landscapes Asubain, CA Temp Fence (ESA)	8, 14, 15, 18-21, 88-100	50% 80% 100%	Hydroseed and Erosion Control - Partial
FBO Mangano Construction Livermore, CA	110, 111	100%	Lean Concrete Base
Independent Structures Rocking, CA	50, 140-153, 155, 160, 160	70% 100% 100%	Overhead Signs and Related
Linear Options Durham, CA	28, 37, 45-49, 81, 235-245, 287	20% 100% 82.0% 100% 1.25%	Spring and Markers and Related
Berco Pipelines Campbell, CA	5-10, 38-41, 44, 51-54, 81, 71-74, 80, 108, 141, 162-174, 178-181, 187-189, 193-197, 200, 287	100% 100% 100% 100% 10% 100% 100% 100% 100% 100% 4%	Underground and Related

For more information regarding this bid, please contact the Bid Administrator at (510) 527-8998. For questions and (510) 527-8998 or (510) 527-8998. For questions and (510) 527-8998 or (510) 527-8998.

NOV-05-2013 08:55

Received:

SELBY'S SOIL & EROSION

Nov 6 2013 08:07am

530 887 8169

P.001/001



Selby's Soil Erosion Control Co. Inc.

November 8, 2013

To: All Planholders Requesting Sub-Bids
Attr: Estimating Department
Re: 04-2A8204 Route 12

Bids: November 8, 2013

Certified by Department of General Services, Office of Small Business Certification and Resources SBE #18762 Expiration 08/31/2013

Members of Laborers Local #185 Union

Item No	Item Description	Units	Qty	Unit Price	Total
19	Move-In / Out (Temp. Erosion Control)	EA	6	500.00	\$ 3,000.00
20	Temporary Hydraulic Mulch (B.F.M.)	SQYD	10,000	0.76	\$ 7,800.00
22	Temporary Check Dam	LF	820	9.82	\$ 8,052.40
23	Temporary Drainage Inlet Protection	EA	6.00	190.00	\$ 1,140.00
24	Temporary Fiber Roll	LF	18,000.00	3.05	\$ 54,900.00
25	Temp Gravel bag berm	LF	190.00	14.52	\$ 2,758.80
26	Temporary Silt Fence	LF	1,200.00	2.58	\$ 3,216.00
32	Wildlife Exclusion Fence	LF	16,700.00	10.02	\$187,334.00
33	Temporary Fence (Type ESA)	LF	16,900.00	2.50	\$ 42,250.00
58	Move-In/Out (Erosion Control)	EA	8.00	1,000.00	\$ 8,000.00
60	Rolled Erosion Control Product (Netting)	SQFT	2,640.00	0.70	\$ 1,848.00
61	Hydromulch	SQFT	553,000.00	0.02	\$ 11,060.00
62	Fiber Rolls	LF	26,000.00	2.96	\$ 78,700.00
63	Straw	SQFT	403,000.00	0.03	\$ 12,090.00
64	Hydroseed	SQFT	553,000.00	0.090	\$ 48,770.00
65	Compost	SQFT	406,000.00	0.195	\$ 79,170.00
66	Incorporate Materials	SQFT	85,000.00	0.056	\$ 4,875.00
	Call to delete items				
				Total:	\$331,564.20

Proposal Conditions

- 1) Price includes all Labor, Materials, Equipment, Taxes, Etc.
- 2) Prime Contractor to supply Water Meter, 2 1/2" Water supply within 2 miles of job site, and Traffic Control.
- 3) Move-Ons see items 19 & 58
- 4) Stand-By time will be billed at \$200.00 per hour.
- 5) Price does not include any soil preparation, temp. irrigation, maintenance, removal, or reseedling.
- 6) Bond Rate is 2.5% California Contractors License 787658 expiration: 7/31/2013
- 7) Nevada Contractors License 0070362 expiration: 2/28/2014
- 8) Quotation is valid for (60) calendar days.
- 9) Project Area/Quantity to be verified by customer upon order to start work.
- 10) Although extreme caution will be to minimize dust, subject's fees will be the owners responsibility.

ACCEPTED and AGREED:

Buyer/Company: _____ Selby's Soil Erosion Control Co., Inc.

By: _____ /Date: _____ By: *Erik van der Walle*

Signature Erik van der Walle

11/08/2013 11:28 FAX 9169873083

Clearwater

00001/0001

Board Rate - 1/2
Special Rate - 1/2



CLEARWATER
LANDSCAPE SERVICES

Bid Proposal 11/06/2013

Project: 04-2A6204

Location: State Highway in Solano County In and near Rio Vista, CA.

Addendum: One, Two, & Three

Item 19	Move-in/Move-out (Temp Erosion Ctrl)	6	EA	\$ 800.000	\$ 4,800.00
Item 20	Temporary Hydraulic Mulch (BFM)	10,000	SY	\$ 0.630	\$ 6,300.00
Item 23	Temporary Drainage Inlet Protection	6	EA	\$ 185.000	\$ 1,110.00
Item 24	Temporary Fiber Rolls	18,000	LF	\$ 2.850	\$ 51,300.00
Item 25	Temporary Gravel Berms	190	LF	\$ 8.850	\$ 1,681.50
Item 26	Temporary Silt Fence	1,200	LF	\$ 2.800	\$ 3,360.00
Item 32	Wildlife Exclusion Fence	16,700	LF	\$ 7.310	\$ 122,077.00
Item 33	Temporary Fence (ESA)	16,900	LF	\$ 2.610	\$ 44,109.00
Item 58	Move-in/Move-out (Erosion Control)	6	EA	\$ 1,200.000	\$ 7,200.00
Item 59	Imported Topsoil	7	EA	\$ 200.000	\$ 1,400.00
Item 60	Rolled Erosion Control Product	2,640	SP	\$ 0.440	\$ 1,161.60
Item 61	Hydromulch	553,000	SF	\$ 0.020	\$ 11,060.00
Item 62	Fiber Rolls	26,000	LF	\$ 2.790	\$ 72,540.00
Item 63	Straw	403,000	SF	\$ 0.020	\$ 8,060.00
Item 64	Hydroseed	553,000	SF	\$ 0.080	\$ 44,240.00
Item 65	Compost	406,000	SF	\$ 0.160	\$ 64,960.00
Item 66	Incorporate Materials	85,000	SF	\$ 0.330	\$ 28,050.00

\$ 473,409.10

Exclusions: All fines and penalties, Permits, Fees, Bonds, Boring, Engineering, Staking and Layout, Fencing, Concrete, Masonry, Electrical, Plumbing, Cut/Patch of asphalt or concrete, Testing, Metering devices, Traffic and Pedestrian control, Clear & Grub, Rough Grading, Grades to be +/- .10 from finish grade, Import/Export of soil, Hazardous material, Site Furnishings, Hard rock conditions, Soil preparation, Maintenance, Irrigation, Cost and Source of Water, Water to be provided at the project location, Re seeding and Weed Control

Stephanie Farr
Clearwater Landscape Services
3908 Plechas Drive
Cameron Park CA. 95682
C (916) 724-9670
P (916) 987-3081
F (916) 987-3083
stephanie@clearwatercsc.com
www.clearwatercsc.com

Signatory to Local 185 Laborers Union
SBE #0044424 Expiration 11/30/13

11/08/2013 13:38 FAX B16 7800884

002/003



4050 Alvia Court - Rocklin, CA 95677
 916.780.6866 - Fax 916.780.0864 - info@greenvista.net

November 6, 2013

RE: DOT D4-2A6204 Route 12 Solano County, Rio Vista

Green Vista Landscape is pleased to submit a proposal for the above mentioned project.
 Pricing as follows:

Item Description	Unit	Quantity	Unit Price	Total
# 19 MOVE-IN/MOVE-OUT (TEMPORARY EROSION CONTROL)	EA	6	\$500.00	\$3,000.00
# 20 TEMPORARY HYDRAULIC MULCH (Bonded Fiber Matrix)	SQYD	10,000	\$1.02	\$10,200.00
# 21 TEMPORARY COVER	SQYD	2,000	\$3.95	\$7,900.00
# 22 TEMPORARY CHECK DAM	LF	820	\$9.00	\$7,380.00
# 23 TEMPORARY DRAINAGE INLET PROTECTION	EA	6	\$200.00	\$1,200.00
# 24 TEMPORARY FIBER ROLL	LF	18,000	\$3.50	\$63,000.00 ✓
# 25 TEMPORARY GRAVEL BAG BERM	LF	190	\$11.00	\$2,090.00
# 26 TEMPORARY SILT FENCE	LF	1,200	\$3.50	\$4,200.00
# 32 WILDLIFE EXCLUSION FENCE	LF	16,700	\$5.27	\$88,009.00 ✓
# 33 TEMPORARY FENCE (TYPE ESA)	LF	16,900	\$2.70	\$45,630.00
# 58 MOVE-IN/MOVE-OUT (EROSION CONTROL)	EA	6	\$500.00	\$3,000.00
# 60 ROLLED EROSION CONTROL PRODUCT (NETTING)	SQFT	2,640	\$1.32	\$3,484.80
# 61 HYDROMULCH	SQFT	553,000	0.025	\$13,825.00
# 62 FIBER ROLLS	LF	26,000	\$3.60	\$93,600.00
# 63 STRAW	SQFT	403,000	0.025	\$10,075.00
# 64 HYDROSEED	SQFT	553,000	\$0.11	\$60,830.00
# 65 COMPOST	SQFT	406,000	\$0.25	\$101,500.00
# 66 INCORPORATE MATERIALS	SQFT	85,000	\$0.07	\$5,950.00
Total Bid Amount:				\$524,873.80

1-Tier Sub: **Amity Construction (Barry & Co)**
 Applied Landscape Materials
 4300 Pacific St. Ste. 0
 Rocklin, CA 95677
 CA License # 906546

373,864.80

Addendums # 1 - # 3 noted.
 Signatory to the Northern California Laborers Union

- Basis for Pricing / Inclusions/ Exclusions:**
1. Price is based on unit cost.
 2. Includes tax and prevailing wage.
 3. Excludes any items not listed.
 4. Excludes any permits or fees.
 5. Excludes any traffic control.
 6. Excludes any clearing or grubbing.
 7. Excludes any grading.
 8. Excludes earthwork.
 9. Excludes any soil prep.



Nitta Erosion Control

a division of Nitta, Inc.

- HYDROSEEDING
- EROSION CONTROL
- STRAW MULCHING
- PNEUMATIC MULCH SPREADING
- BONDED FIBER MATRIX
- SILT FENCE
- DRILL SEEDING
- FIBER ROLLS / WATTLES
- BLANKETS

STATE LICENSE #401640 • C-27, C-61/D-59

3778 DEL MAR AVENUE • LOOMIS, CA 95650-9051 • PH (916) 652-7459 • FAX (916) 652-4376

nittec@comcast.net • www.nittainc.net

Revised Bid - Proposal

November 6, 2013

To All General Contractors Requesting Sub-Bids.

Re: Caltrans Project 04-Sol-12-20.6/23.5, Caltrans Contract No. 04-2A6204, Addendum Nos. 1-3, Widen shoulders and interseptions and place HMA in Solano County in and near Rio Vista from 0.1 mile west of Currie Road to 0.3 mile west of Summerset Road. Bid Date: November 6, 2013 (2:00 p.m.).

Certified as UDBE #217 (exp. 02/01/14), as WMBE VON #10120139 (exp. 12/28/13) per CPUC Supplier Clearinghouse, and as SBE (Micro) #0011303 (exp. 05/31/14). CCL #401640 C-27, C-61/D-59 (exp. 03/31/15). Revised quotation supersedes one dated November 1, 2013 and is valid for (60) calendar days from bid date and unless quantities, scope of work and/or date of installation change(s). Nitta, Inc. dba Nitta Erosion Control is full signatory member of Local 185 of the Laborers' Union. Most current Laborers' Trust Fund Employer's Contribution Letter is available upon request to verify union membership status.

<u>Item No.</u>	<u>Item</u>	<u>Unit of Measure</u>	<u>Estimated Quantity</u>	<u>Item Price</u>	<u>Total</u>
19	Move-In/Move-Out (Temporary Erosion Control)	EA	6	\$ 450.00	\$ 2,700.00
20	Temporary Hydraulic Mulch (Bonded Fiber Matrix)	SQYD	10,000	\$ 0.94	\$ 9,400.00
32	Wildlife Exclusion Fence	LF	16,700	\$ 6.40	\$ 106,880.00
33	Temporary Fence (Type ESA)	LF	16,900	\$ 3.50	\$ 59,150.00
58	Move-In/Move-Out (Erosion Control)	EA	6	\$1,200.00	\$ 7,200.00

ED 12:59 PM

FAX No.

P. 002/005

04-Sol-13-20.6/23.5, 04-2A6204, Addendum Nos. 1-3, in Solano County in and near Rio Vista from 0.1 mile west of Curria Road to 0.3 miles west of Summeret Road.

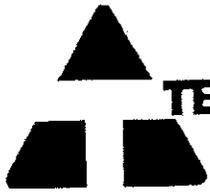
Fifth Erosion Control Revised Bid-Proposal dated November 6, 2013.

Page 2 of 4.

<u>Item No.</u>	<u>Item</u>	<u>Unit of Measure</u>	<u>Estimated Quantity</u>	<u>Item Price</u>	<u>Total</u>
60	Rolled Erosion Control Product (Netting)	SQFT	2,640	\$ 1.48	\$ 3,907.20
61	Hydromulch	SQFT	553,000	\$ 0.03	\$ 16,590.00
62	Fiber Rolls	LF	26,000	\$ 3.20	\$ 83,200.00
63	Straw	SQFT	403,000	\$ 0.04	\$ 16,120.00
64	Hydroseed	SQFT	553,000	\$ 0.27	\$ 149,310.00
65	Compost	SQFT	406,000	\$ 0.26	\$ 105,560.00
Totals					\$ <u>560,017.20</u>

BID ITEMS MAY BE SEPARATED EXCEPT FOR ITEM #60-65.

- Notes:
- Total price includes submittals, certified payrolls, standard certificates of insurance, waiver of subrogation (if required), night work (if required), materials, labor, equipment (air pollution control (CARB PERP-compliant)), taxes on materials, incidentals and installation as per specifications (unless as otherwise noted).
 - Total price excludes delivery of materials only in lieu of installation, maintenance and removal of Temporary Hydraulic Mulch (Bonded Fiber Matrix), re-installation of Temporary Hydraulic Mulch (Bonded Fiber Matrix), re-installation of Wildlife Exclusion Fence, maintenance of Wildlife Exclusion Fence, wood posts, commercial quality nails or staples for Temporary Fence (Type ESA), backfilling of holes caused by the removal of Temporary Fence (Type ESA), maintenance (repair or replacement of damaged Temporary Fence (Type ESA)), re-installation of Temporary Fence (Type ESA), re-installation of Rolled Erosion Control Product (Netting), other rolled erosion control products (RECPs), site preparation (trash, debris and weed removal and weed disposal), placement of stakes or other suitable markers at the locations designated by the Engineer, re-installation of Hydromulch, coloring agent (already included in the wood fiber), re-installation of Fiber Rolls, maintenance (repair and replacement of Fiber Rolls, replacement of broken or split stakes, correct rills and evidence where concentrated runoff has occurred), re-installation of Straw (pre-chopped rice straw mulching), pre-chopped rice straw incorporation, supplemental lighting necessary for night work at each work location, re-installation of Hydroseed, re-installation of Compost, dust control (our straw mulching machines are retrofitted for dust suppression with the "Dust Dog" - Pat. Pending), costs of local licenses, permits, fees and/or other taxes, watering, maintenance, pedestrian protection and traffic control.
 - Additional move-in charges for Temporary Hydraulic Mulch (Bonded Fiber Matrix) are covered under Move-In/Move-Out (Temporary Erosion Control). Additional move-in charges for Rolled Erosion Control Product (Netting), for Hydromulch, for Fiber Rolls, for Straw, for Hydroseed and for Compost are covered under Move-In/Move-Out (Erosion Control). One (1) move-in is included in the total bid price for Wildlife Exclusion Fence. Additional move-ins (if required) is at \$1,050.00 each for Wildlife Exclusion Fence. Two (2) move-ins is included in the total bid price for Temporary Fence (Type ESA) - one for installation and one for removal. Additional move-ins (if required) is at \$1,050.00 each for Temporary Fence (Type ESA).
 - Approximately three (3) working nights (weekends and holidays excluded) is required to complete an estimated 10,000 of Temporary Hydraulic Mulch (Bonded Fiber Matrix) - installation only.



TEICHERT CONSTRUCTION

3500 American River Dr
P.O. Box 15002
Sacramento, CA 95851-1002
916-645-4800
Fax: (916) 645-4801

FAX COVER SHEET

To: Office Engineer

COMPANY: State of California-Dept. of Transportation

FAX NUMBER: (916) 227-6282

PHONE NUMBER: N/A

FROM: Eric Stannard
Director of Public Procurement

DATE: December 4, 2013

PAGES: 14 including Cover Sheet

RE: Contract No. 04-2A6204
04-Sol-12-20.6/23.5
Bids Opened: November 06, 2013
**Bld Protest of RGW Construction to award contract to Teichert Construction,
the lowest responsive and responsible bidder.**