

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER
P.O. BOX 168041, MS-43
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
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www.dot.ca.gov



*Serious Drought.
Help save water!*

January 8, 2016

Facsimile: (408) 327-7090

Jim Radich, Vice President Coastal Region
Granite Construction Company
715 Comstock Street
Santa Clara, CA 95054

04-2G8504
04-Ala-580-R4.0
B.O. 11/4/15

Dear Mr. Radich:

The Department of Transportation (Caltrans) received letters dated November 10 and December 2, 2015, from Granite Construction protesting the bid submitted by RGW Construction (RGW) for the above aforementioned contract. The protest alleges that RGW listed Austin Enterprises (Austin) to perform bid items 32, 33 and 36 and listed the percentage of work to be performed for these items as 5, 23 and 5 respectively, but failed to describe the exact portion of work to be performed since the percentage was less than 100 percent. For this reason, Granite believes that RGW's bid should be found nonresponsive.

Caltrans reviewed the bid documents submitted by RGW, including this bid protest as well as the response provided by RGW and confirms that while RGW did not provide the exact portion of work to be performed. But, after careful review of the bid, the absence of the description of work to be performed by Austin is an immaterial deviation to the bid and does not provide an unfair advantage to RGW. Caltrans, therefore waives the deviation.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder, providing that all the requirements are met.

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

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN".

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

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

P. 1
CAL/TRANS PLANS COUNTER

Jan 11 2016 04:15pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
914083277090	Normal	11:04:14pm	1'00"	1	OK	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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