

**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!*

April 23, 2014

Facsimile: (949) 757-0114

Steven Michelson, President  
Water Rock Construction Corporation  
1600 Riviera Ave., Suite 310  
Walnut Creek, CA 94596

04-3S8304  
04-SCI-17-3.1/4.4  
B.O. 03/25/2014

Dear Mr. Michelson:

The Department of Transportation (Caltrans) received the attached letter from Water Rock Construction Corporation (WRC) in response to a nonresponsive finding for the bid submitted March 25, 2014, for contract 04-3S8304.

As previously stated in our correspondence, the percentages listed by WRC on the Subcontractors List form, were representative of the total bid submitted by WRC and did not represent the percentage of work to be performed by the subcontractor.

Caltrans has reviewed WRC's response and unfortunately, cannot accept the clarification of the bid documents, as this alters the bid documents, and in addition is a violation of the bidding instructions, as well as Public Contract Code.

Therefore, Caltrans has not changed its position regarding the nonresponsive finding and will proceed to award this contract to the lowest responsive bidder.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief, 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

Attachment



project office: 2314 Walsh Avenue, Santa Clara, California 95052  
corporate office: 2600 Riviera Avenue, Suite 310, Walnut Creek, California 94596  
408 832 6544

April 14, 2014

Mulissa Smith  
California Department of Transportation  
1727 30<sup>th</sup> Street  
Sacramento, CA 95816

SENT VIA FAX: (916) 227-6282

**CLARIFICATION OF SUBCONTRACTOR PARTICIPATION**

RE: Contract No. 04-358304, 04-SCI-17-3 1/4.4, Project ID 0400001036  
Construction on State Highway in Santa Clara County at Various Locations

Dear Ms. Smith,

Water Rock Construction Corporation (WRC) seeks to further clarify our bid's Subcontractor List with the attached table by showing the percentage each subcontractor will participate on each bid item. Our bid inadvertently provided a decimal fraction expression of the subcontractors participation based on the total job.

The attached clarifies and complies with your Subcontractor List requirements and shows the percentage each subcontractor will participate on each bid item.

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We hope the above and the attached information allows you to award the job to WRC.

Sincerely,

Water Rock Construction

A handwritten signature in black ink, appearing to read "S. Michelson", is written over a horizontal line.

Steven Michelson  
CEO

Caltrans 04-3s8304  
 Bid Amount \$369,562.00

SUBCONTRACTOR LIST

WATER ROCK CONSTRUCTION

Bid Item	Description	Subcontractor/Vendor	Amount Performed	% of Bid Item
7	Install Mulch	Superior Hydroseed	\$ 2,841.00	72%
21	Install Rolled Erosion	Superior Hydroseed	\$ 4,734.00	73%
22	Install Hydromulch	Superior Hydroseed	\$ 2,632.00	57%
23	Install Fiber Rolls	Superior Hydroseed	\$ 458.00	75%
24	Install Hydroseed	Superior Hydroseed	\$ 2,706.00	97%
1	Prepare Lead Compliance Plan	Appian UDBE/SWPPP	\$ 850	89%
6	Prepare Water Pollution Plan	Appian UDBE/SWPPP	\$ 750	88%
27	Install Hot mix Dike (Type A)	A.C Dike	\$ 1,067	56%
28	Install Hot Mix Dike (Type E)	A.C Dike	\$ 4,859	52%
29	Install Hot Mix Dike (Type F)	A.C Dike	\$ 995	47%
17	Clear Grub (Trucking)	DVBE Trucking	\$ 1,100	9%
18	Roadway Ex. (Trucking)	DVBE Trucking	\$ 1,100	4%
26	Imported Topsoil (Trucking)	DVBE Trucking	\$ 650	4%
17	Clear Grub (Trucking)	All City Trucking Inc.	\$ 2,500.00	21%
18	Roadway Ex. (Trucking)	All City Trucking Inc	\$ 4,200.00	14%
20	Imported Topsoil (Trucking)	All City Trucking Inc	\$ 2,500.00	32%
26	Hot Mix Ac (Trucking)	All City Trucking Inc	\$ 3,500.00	7%
27	Asphalt Dike (Trucking)	All City Trucking Inc	\$ 250.00	13%
28	Asphalt Dike (Trucking)	All City Trucking Inc	\$ 800.00	8%
30	Asphalt Dike (Trucking)	All City Trucking Inc	\$ 150.00	2%
26	Paving	El Camino Paving	\$ 8,875	17%
46	Striping	Chrisp	\$ 3,850	69%
20	Traffic Control	Ed Safety Services	\$ 2,500	32%
30	Traffic Control	Ed Safety Services	\$ 2,000	25%
19	Trucking Aerially Deposited Lead	Bradley Tanks Inc. (BTI)	\$ 9,850	66%

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
 DES-OE-0102.2 (REV 3/2011)

Bidder Name: WATER ROCK CONSTRUCTION CORP

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) 227-6282 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
Superior Hydroseed 250 W. Riverside Dr. Watsonville, Ca. 95076	7, 21, 22, 23 24	.035	LANDSCAPING
APPIAN UDBE SWPPP 5180 olinda Rd El Sobrante, Ca. 94803	6, 1	.0006	Prepare Water Pollution Control Plan, Lead Compliance Plan
A. C. Dike Co. 2788 Venture Dr. Lincoln, Ca. 95643	27, 28, 29	.016	A. C. DIKE
Dube TRUCKING 1217 Dell Ave Campbell, Ca. 95008	17, 18, 26 (partial)		TRUCKING
El Camino Paving 924 San Rafael Ave Mt. View, Ca. 94043	26 (partial)	.03	PAVING
Chrisp Company 43650 OSSOOD Fremont, Ca. 94539	46	.013	STRIPING
Ed Safety Services 1040 W. Kettleman Lodi, Ca. 95240	20 Partial 30	.026	TRAFFIC CONTROL
Bradley Tanks Inc. 402 HARTZ AVE Danville, Ca. 94526	19 Partial	.027	TRANSPORT/DISPOSE ADL

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

Contract No. 04-3S8304

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

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

Apr 23 2014 04:33pm

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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

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