

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/oe



*Flex your power!
Be energy efficient!*

December 17, 2013

Facsimile: (909) 606-7711

Dictinio Garcia, Executive Vice President
Ferreira Construction Co., Inc. dba Ferreira Coastal Construction Co.
15188 Vista Del Rio Avenue
Chino, CA 91710

04-4A2604
04-Ala, CC-4,80,84,580,680-Var
B.O. 12/11/2013

Dear Mr. Garcia:

The California Department of Transportation (Caltrans) received a bid from Ferreira Construction Co., Inc. dba Ferreira Coastal Construction (FCC) for Contract No. 04-4A2604 on December 11, 2013. By this letter, Caltrans notifies FCC that it failed to acknowledge Addendum No. 1 dated November 26, 2013 and Addendum No. 2 dated December 5, 2013, on the signature page of its bid proposal. Caltrans considers the addenda to be a material amendment to the contract and is unable to identify, in FCC's bid submittal that it considered and agree to be bound by the terms of said addenda.

A bidder's failure to acknowledge a material amendment to the contract renders its bid nonresponsive. Unless FCC is able to provide documentary evidence that establishes it considered and agreed to be bound by the requirements of Addenda No. 1 and 2, its bid may be rejected.

Please mail or fax any such documentary evidence to Caltrans by 4:00 p.m. on December 19, 2013.

If you have any questions, please contact me at (916) 227-6292.

Sincerely,

A handwritten signature in black ink that reads "Nicole Butler".

NICOLE BUTLER
Contract Awards Analyst
Office Engineer
Division of Engineering Services

Attachment

A2

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1 (REV. 3/2011)

CONTRACT NO. 04 . 4A2604

NAME OF BIDDER Ferreira Construction Co. Inc. DBA Ferreira Coastal Construction Co.

BUSINESS P.O. BOX _____

CITY, STATE, ZIP Chino, California, 91710

BUSINESS STREET ADDRESS 15188 Vista Del Rio Avenue

(include even if P.O. Box used)

CITY, STATE, ZIP Chino, California, 91710

TELEPHONE NO: AREA CODE (909) 606-5900

FAX NO: AREA CODE (909) 606-7711

CONTRACTOR LICENSE NO. 985180

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the *Notice to Bidders*.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:

2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:

2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.

2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.

2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.

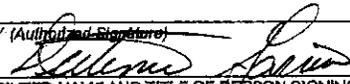
2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.

2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.

2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1 (REV. 3/2011)

- 2.6. For a lump sum based bid, the Item total is the bid amount the Department uses for bid comparison.
For a unit price based bid, the sum of the Item totals is the bid amount the Department uses for bid comparison.
For a cost plus time based bid, the sum of the Item totals and the total bid for time is the bid amount the Department uses for bid comparison.
- 2.7. The Department's decision on the bid amount is final.
3. Bidder has and acknowledges the following addenda:
-
4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:
Cash \$ _____, Cashiers Check, Certified Check, Bidder's Bond
5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
- 5.1. Criminal prosecution
 - 5.2. Rejection of the bid
 - 5.3. Rescission of the award
 - 5.4. Termination of the Contract

BY (Authorized Signature)  PRINTED NAME AND TITLE OF PERSON SIGNING Dictinio Garcia Executive Vice President	DATE SIGNED (Do not type) 12/10/2013
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**** Transmit Conf. Report ****

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

Dec 17 2013 03:54pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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