

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER, MS 43

1727 30th STREET

P. O. BOX 168041

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6300

FAX (916) 227-6282

TTY 711

*Flex your power!
Be energy efficient!*

March 26, 2013

Facsimile: (714) 646-3698

Anjana Singh, Secretary
Dreambuilder
1324 E. Lawson Lane
Placentia, CA 92870

05-0M9804
05-Scr-1-26.8/36.3
B.O. 02/13/2013

Dear Mr. Singh:

The Department of Transportation (Caltrans) received the attached letter dated February 26, 2013, from Dreambuilder, protesting the bid submitted by Don Chapin (Chapin), Inc. for contract 05-0M9804. The protest alleges that Chapin made revisions to column 4 of the Subcontractor List form after bid opening.

Caltrans did not complete an evaluation of this protest because the bid submitted by Chapin was found nonresponsive. Therefore, Dreambuilder's protest has no bearing on the awarding of this contract.

Caltrans will proceed to award the contract to the lowest responsible bidder provided that all requirements are met.

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

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN", written over a horizontal line.

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

Attachment

Dreambuilder

1361 E. Garden Dr, Placentia, Ca 92870
Ph (714) 646-3697, fax (714) 646-3698

Civil Engineering Construction

Bid Protest Letter # 1

Department of Transportation
Office Engineer MS 43
1727 30th Street, Sacramento, Ca 95816
Ph: 916-227-6280 Fax: 916-227-6282
Attn: Office Engineer

Date: 2/26/2013

Sub: Bid protest for Caltrans Contract # 05-OM9804
Bid open on 2/13/2013 @ 2:00PM in Sacramento
Reference: Caltrans bid proposal for Contract # 05-OM9804

Dear Sir / Madam,

We bid this project and we were 2th bidder on this project.

After reviewing subcontract listing submitted by The Don Chaplin Co. Inc., we have following comments and bid protest:

1. The Don Chaplin Co. Inc did revision in their Subcontractor listing after bid opening. They listed MBI Inc, Stockton Ca for performing MBGR, before bid they wote in coloum # 4 "Install Metal Beam Guard Rail" and but they did revision in colomn #4 after bid as "Install Metal Beam Guard Rail Contractor supplied".
2. In Subcontractor List form colum # 2, MBI Inc has got listed to perform item # 8 (Traffic Control), item # 13 (Remove Entrance Taper) and item # 37 (Mobilization) also, but no description of subcontracted work is shown for these item in column # 4. In column # 4, they indicated that MBI is performing only Install Metal Beam Guard rail, but they left uncomplete work descriptions for these item in column # 4. Since MBI Inc. is doing item # 8, 13-15, 30, 31, 33-35 & 37 only 42.95%, hence their subcontracted work description must be listed in column # 4 since item # 8, 13 & 37 is not related to Install MBGR work.

Subcontractor list states: Complete Coloum 1 & 4 and submit with the bid. Complete Columns 2 & 3 and submit with bid or fax to 916-227-6282 within 24hrs after bid opening. No other revisions are permitted after bid opening in column in 1 & 4, otherwise bid will be considered as non responsive bid.

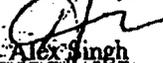
Therefore, The Don Chaplin Co. Inc.'s bid should be considered non responsive bid due to following reasons:

1. Revision in subcontracting list in column # 4 after bid.
2. And incomplete submittal for subcontractor form in column #4 for item # 8, 13 & 37

Since, The Don Chaplin Co. did revision as well as no work description for listed items in column # 4 of subcontractor List after bid opening, their bid should be considered as non responsive bid and bid should be awarded to Dreambuilder.

Thank you for your consideration.

Yours truly,


Alex Singh
Project Coordinator

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

Bidder Name: THE DON CHAPIN CO., 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) 227-6282 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 No.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC Dyke Co Lincoln, Ca	19-21 (Traffic Control) Remove Entrance Taper	2.79%	INSTALL ASPHALT CONCRETE MISC/ DIKE
MBI Stockton Ca	8, 13-15, 30, 31, 33-35, 37	42.95%	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
Camblin Steel Sac, Ca	32 Mobilization	2.26%	Rebar
Original Submitted with bid			

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-8410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

7m

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-06-0102.2 (REV 3/011)

Bidder Name: THE DON CHAPIN CO., 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) 227-8282 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 Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC DIKE CO. 2788 VENTURE DR. LINCOLN, CA 95648 916-652-0159	19-21	2.79 %	INSTALL ASPHALT CONCRETE MISC DIKE
MIDSTATE BARRIER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8, 13-15, 30, 31, 33-35, 37	42.95 %	INSTALL METAL BEAM GUARD RAIL <u>(CONTRACTOR SUPPLIED)</u>
CANNLIN STEEL 1655 EL CAMINO AVE. SACRAMENTO, CA 95815 916-922-6561	32	2.6 %	Rebar Change after Bid

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 854-8410 or TDD (916) 854-3888 or visit Records and Forms Management, 1120 N Street MS-08, Sacramento, CA 95814.

Contract No. 05-0M9804
5

Feb 13 2013 03:18pm

Feb. 26. 2013 12:56PM

Received

FEB 26 2013 12:58PM

No. 9056 P. 4/8
page - 3

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DEB-05-01023 (REV 3/2011)

Bidder Name: THE DON CHAPIN CO. INC.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 or 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 Items Subcontracted	Column 4: Description of Subcontracted Work
AC DIKE CO. 2788 VENTURE DR. LINCOLN, CA 95648 916-652-0159	19-21	2.79 %	INSTALL ASPHALT CONCRETE MISC DIKE
MIDSTATE BARRIER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8, 13-15, 30, 31, 33-35, 37	42.95 %	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
CAMBLIN STEEL 1655 EL CAMINO AVE. SACRAMENTO, CA 95815 916-922-6561	32	2.6 % Change	Rebar change after bid

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 684-6410 or TDD (916) 684-3880 or visit Records and Forms Management, 1120 N Street, MS-28, Sacramento, CA 95834.

Contract No. 05-0M9804

5

2/2

Feb 13 2013 03:20pm

2013-Feb-13 16:12 Don Chapin Co. Inc 1-831-449-0700

Received

Feb 14 2013 07:28

Received

2013-Feb-14 08:22 Don Chapin Co, Inc 1-831-449-0700

2/2

Contract No. 05-0M9804

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 444-4478 or TDD (916) 444-4470 or visit www.dgs.ca.gov

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC DICK CO. 2788 VENTURE DR. LINCOLN, CA 95648 916-652-0159	19-21	2.79 %	INSTALL ASPHALT CONCRETE MISC/MIKE
MIDSTATE BARBER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8,13-15, 30,31, 32-35,37	42.95 %	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
CAROLYN STEEL 1655 EL CERRILLO AVE. SACRAMENTO, CA 95815 916-922-6561	3a	2.6 %	Rebar Change

Made changes after bid

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 or 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.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
BID-OR-01023 (REV/02/01)
Bidder Name: THE DON CHAPIN CO, INC.
Received
Feb. 26, 2013 12:57PM
Submitted after bid
No. 9056
5/8/13



General Engineering Contractor

560 CRAZY HORSE CANYON ROAD
SALINAS, CALIFORNIA 93907-8412
PHONE: 831-449-4273

FACSIMILE MESSAGE COVER SHEET

DATE: FEBRUARY 12, 2013 FROM: KELLY PEREZ
TO: CALTRANS TIME: 3:15 AM PM
ATTN: WHOM IT MAY CONCERN RE: SUBCONTRACTOR LIST
FAX #: 916-227-6282

THIS MESSAGE IS: ROUTINE URGENT

THIS TRANSMISSION CONSISTS OF 2 PAGE(S) "INCLUDING" THIS COVER LETTER. IF YOU DO NOT RECEIVE ALL PAGES OF THIS TRANSMISSION, OR IF THE TRANSMISSION IS NOT LEGIBLE, PLEASE CONTACT THE SENDER OF THIS FAX AT (831) 449-4273.

THIS FAX WAS SENT FROM AND FOR FAX REPLIES, PLEASE FAX TO:

- ADMINISTRATION: 831-449-4500
- ESTIMATING: 831-449-0700
- FIELD OPS / DISPATCH: 831-449-7500
- ACCOUNTING: 831-449-4500
- SHOP: 831-663-4639

THANK YOU,

REMARKS: HEREWITH IS OUR SUBCONTRACTOR LIST FOR PROJECT 05-0M9804
DID DATE: FEBRUARY 13, 2013 @ 2:00 PM.
IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT ME AT 831-444-4133.
THANK YOU. KELLY PEREZ

Feb 14 2013 07:29am

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

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

Mar 26 2013 02:49pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
917146463698	Normal	26:02:48pm	1'14"	9	# O K	

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) 227-6300
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

March 26, 2013

Facsimile: (714) 646-3698

Anjana Singh, Secretary
Dreambuilder
1324 E. Lawson Lane
Placentia, CA 92870

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Sincerely,


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

Attachment