

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

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www.dot.ca.gov

*Serious drought.
Help save water!*

October 23, 2015

Facsimile: (805) 226-4021

Matthew Bousman, President
Whitaker Construction Group, Inc.
2752 Concrete Court
Paso Robles, CA 93446

05-1C0904
05-Mon-68, 101-Var
B.O. 10/13/2015

Dear Mr. Bousman:

The Department of Transportation (Caltrans) received a bid submitted by Whitaker Construction Group, Inc. (Whitaker) for Contract 05-1C0904 on October 13, 2015. Caltrans notifies Whitaker that its bid is nonresponsive because an inconsistent Disadvantaged Business Enterprise (DBE) Commitment Form and Subcontractor List Form.

The instructions on the DBE Commitment Form states that the "Names of First Tier DBE subcontractors and their items of work must be consistent with the Subcontractor List."

The Contract Revised Standard Specifications 2-1.10, Subcontractor List, which states in part: *List each subcontractor to perform 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.).*

On the DBE Commitment Form, Whitaker identified Associated Traffic Safety (ATS) as performing Bid Item 3 (Traffic Control System), but failed to list ATS on the Subcontractor List form. Based on the description of work, ATS is performing subcontracted work, and this work falls within the subcontractor listing requirement and therefore, should have been listed on the Subcontractors List Form.

Based on the above, Caltrans will proceed to award this contract to the lowest responsible bidder, provided that all requirements have been met.

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

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

P.1
CAL/TRANS PLANS COUNTER

Oct 23 2015 03:39pm

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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