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May 8, 2015

Department of Transportation
Attn: Mulissa Smith
Contract Awards Branch Chief
1727 30th Street
Sacramento, CA 95816

Facsimile: (916) 227-6282

RE: 05-1F6104, 05-SB-101-R14.2

Ms. Smith,

In response to the letter received on May 6, 2015, claiming our bid as non-responsive, we would like to offer the following facts for consideration.

There is a contradiction between the Contract Revised Standard Specifications and the Bid Proposal. The Revised Standard Specifications, Section 2-1.33, BID DOCUMENT COMPLETION AND SUBMITTAL states in part, that the Subcontractor List form must be submitted at "Time of bid". However, the bid proposal references the Subcontractor List form DES-OE-0102.2B (REV 5/2014) (Attachment A) which states in part: "The Bidder must submit within 24 hours of the bid opening..." (Attachment B).

Sometime *after* the April 16 bid proposal, this electronic bid document was corrected to reference Subcontractor List DES-OE-1020.2C (REV 2/2015) (Attachment C screenshot)

Due to this contradiction, and the subsequent correction *after* the bid, we request that the State consider our bid to be responsive; and that Brough Construction, Inc. be considered the lowest responsible bidder.

We wish to extend our bid while a resolution is pending.

Please contact me if you have any questions or require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Greg Stratton', written over a horizontal line.

Greg Stratton
Chief Estimator

Bidding Firm: Brough Construction Inc

05-11-15A10:24 RCVD

List this sub? Yes

- 1) Business Name ALPHA AND OMEGA PAVERS, INC.
Location City CALIMESA State CA
California Contractor License Number 798734
CA Department of Industrial Relations' Registration Number 1000006676
Portion of Work Subcontracted:

Item %	Description
21 100	PAVERS

List this sub? Yes

- 2) Business Name STATEWIDE SAFETY AND SIGNS, INC.
Location City NIPOMO State CA
California Contractor License Number 975518
CA Department of Industrial Relations' Registration Number 1000001109
Portion of Work Subcontracted:

Item %	Description
2 100	CONS. AREA SIGNS
3 100	TRAFFIC CONTROL SYSTEM
4 100	TYPE 3 BARRICADE
5 100	CHANNELIZER
8 100	TEMP CRASH CUSHION

List this sub? Yes

- 3) Business Name VETERAN DIVERSIFIED, INC.
Location City PRATHER State CA
California Contractor License Number 930904
CA Department of Industrial Relations' Registration Number 1000012219
Portion of Work Subcontracted:

Item %	Description
1 30	LEAD COMPLIANCE PLAN
13 100	REMOVE STRIPE
29 100	STRIPING
30 100	STRIPING
31 100	STRIPING

SUBCONTRACTOR LIST

DES-OE-0102.2B (REV 5/2014)

05-11-15A10:24 RCVD

Bidding Firm: _____

Under Public Contract Code § 4100 et seq., the Bidder must set forth in the bid the name, the location of the place of business, the California contractor license number, and the portion of work of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the prime contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of 1 percent of the prime contractor's total bid or ten thousand dollars (\$10,000), whichever is greater.

The Bidder must submit within 24 hours of the bid opening, the bid item numbers with percentages of the portion of work subcontracted.

Business Name and Location	California Contractor License Number ^(a)	Description of Portion of Work	Bid Items Numbers	Percentage of Bid Item Subcontracted

^a Not required on contracts with Federal-Aid.

SUBCONTRACTOR LIST

DES-OE-0102.2C (REV 2/2015)

05-11-15A10:24 RCVD

Enter Bid Item Number. (Item)

Enter percent of Bid Item subcontracted. (%)

If the percentage of the bid item work is less than 100 percent list the description of the portion of the work to be subcontracted.

Enter the description of the percentage of work to be performed by subcontractor. (Description)
DO NOT USE SEMICOLONS (;) IN YOUR INPUT.

Sample Data Entry:

Item	%	Description
6	75	striping
42	15	reinforcement
54	100	

List this subcontractor? Yes *REQUIRED

1) Business Name

Location City State

California Contractor License Number

California Department of Industrial Relations' Registration No.

Portion of Work Subcontracted:

Item	%	Description
<input type="text" value="21"/>	<input type="text" value="100"/>	<input type="text" value="PAVERS"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

List this subcontractor? Yes

2) Business Name

Location City State

California Contractor License Number

California Department of Industrial Relations' Registration No.

Portion of Work Subcontracted:

Item	%	Description
<input type="text" value="2"/>	<input type="text" value="100"/>	<input type="text" value="CONS. AREA SIGNS"/>