

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER, MS 43

1727 30<sup>th</sup> STREET

P. O. BOX 168041

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6280

FAX (916) 227-6282

TTY 711

*Flex your power!  
Be energy efficient!*

April 18, 2013

Facsimile: (661) 334-1879

Marty Adams, Contract Compliance Officer  
Bowman Asphalt, Inc.  
3351 Fairhaven Drive  
Bakersfield, CA 93308

06-0N1604  
06-Ker-178-R93.2/100.6  
B.O. 03/20/2013

Dear Mr. Adams:

The Department of Transportation (Caltrans) received a bid submitted by Bowman Asphalt, Inc. (Bowman) for Contract No. 06-0N1604 on March 20, 2013. By this letter, Caltrans notifies Bowman that its bid is nonresponsive because it revised column 4 of the Subcontractor List form by adding a new scope of work on the 24-hour submission of the form.

The Subcontractor List form states in part, "...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." A change to the information in columns 1 or 4 on the 24-hour submission of the form may be considered a violation of this instruction and the Public Contracts Code as it relates to listing of subcontractors.

On the original submitted Subcontractor List, Bowman identified Statewide Safety & Signs (Statewide) as only performing work described as Channelizer, Remove Marker, Remove Channelizers, Remove Delineator, Delineator Class II, and Object Marker. However, on the 24-hour submission of the Subcontractor List submitted on March 21, 2013, column 4 was revised to add Construction Area Signs, Bid Item 2 to the description of work to be performed by Statewide Safety & Signs. The change in the description of the work in column 4 on the 24-hour submission of the Subcontractor List by adding Construction Area Signs and the inclusion of the bid item number corresponding to Construction Area Signs constitutes an improper change to the Subcontractor List form.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder.

Your attention is directed to Section 3-1.04 of the Amendments to the 2010 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to extend your bid while resolving a nonresponsive finding, you must send your request to the Office Engineer no later than 4:00 p.m., two business days prior to the expiration of your bid.

Marty Adams  
April 18, 2013  
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If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

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

Enclosures

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
DES-OE-0102.2 (REV 9/2011)

Bidder Name: Rowman Asphalt, 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 Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
PCM Pacific Coast Markings - Phelan, CA	18 19	100% 100%	Thermoplastic Pavement Marking Striping
ESWPPP Consultants - Walnut Creek, CA	1 7	100% 100%	Lead Compliance Plan Prepare WPCP
<del>Mancini Traffic Control - Fallbrook, CA</del>			<del>Construction Area Signs</del>
Pavement Recycling Systems - Mira Loma, CA	11	51%	Cold Plane
Statewide Safety & Signs - Bakersfield, CA	2 4 8 9 10 16 17	50% 100% 100% 100% 100% 100% 100%	Channelizer Remove Marker Remove Channelizers Remove Delineator Delineator, Class II Object Marker <i>CONSTRUCTION AREA SIGNS</i>
Trinity Engineering - Clovis, CA	14	100%	Data Core

ADA Notice: For individuals with hearing disabilities, this document is available in alternate formats. For information call (916) 854-6410 or TDD (916) 854-3880 or write Records and Forms Management, 1120 N Street, MS-59, Sacramento, CA 95814.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**SUBCONTRACTOR LIST**  
 DS9-OE-01022 (REV 3/2011)

Bidder Name: Bowman Asphalt, 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) 227-5282 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
PCM Pacific Coast Markings - Phelan, CA			Thermoplastic Pavement Marking Striping
ESWPPP Consultants - Walnut Creek, CA			Lead Compliance Plan Prepare WPCP
<del>Maneri Traffic Control - Fullerton, CA</del>			<del>Construction Area Signs</del> Statewide construction.
Pavement Recycling Systems - Mira Loma, CA			Cold Plane
Statewide Safety & Signs - Bakersfield, CA			Channelizer Remove Marker Remove Channelizers Remove Delineator Delineator, Class II Object Marker
Trinity Engineering - Clovis, CA			Data Core

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

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CALTRANS CONTR AWARDS Fax 916-227-6282

Apr 19 2013 11:30am

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STATE OF CALIFORNIA -- BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

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