

**C. A. RASMUSSEN, INC.**

General Engineering Contractors

License No. 254681 A

Valencia Commerce Center
28548 Livingston Avenue
Valencia, CA 91355-4171
Telephone 661.367.9040
Fax 661.367.9097
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VIA FAX AND OVERNIGHT

July 29, 2014

California Department of Transportation
Attn: Office Engineer, MS 43
1727 30th Street
Sacramento, CA 95816-8041

(916) 227-6299 tel
(916) 227-6282 fax

Re: 07-295604; 07-LA-5-R19.2/R28.9
Response to Bid Protest

Bid Date: June 26, 2014

C. A. Rasmussen, Inc. ("Rasmussen") is in receipt of the response from Security Paving Company, Inc. ("Security Paving") faxed to Caltrans on July 23, 2014, regarding their bid protest for the above-referenced contract. Rasmussen stands by its case that the Subcontractor Listing Form submitted after bid day was filled out correctly, and that the items in question were included in the descriptions given on bid day as they are all related, if not integral, to each subcontractor's scope of work.

Below, we are including evidence that demonstrates a history of Caltrans confirming cases similar to ours, and we ask that Caltrans review these cases, find that Security Paving's protest lacks merit and confirm C. A. Rasmussen, Inc. as the lowest responsible bidder.

In its protest, Security Paving alleges that Rasmussen made impermissible changes to its completed Subcontractor Listing form submitted following its Bid Day Subcontractor List, claiming inconsistencies with the description of work being performed by Crown Fence, Cindy Trump, Inc. ("Cindy Trump") and FBD Vanguard Construction, Inc. ("Vanguard"). We feel it is tedious and unnecessary to reiterate our explanation as to why these bid items are consistent. Rather, we would like to cite examples that support our argument.

Rasmussen listed Crown Fence as its "Guardrail, Fence & Related - Portion" subcontractor, to perform Bid Item Nos. 19, 20, 81, 82, and Nos. 84 through 93. We established in our previous letter that it is common practice for guardrail and fence subcontractors to also furnish and install permanent crash cushions since the work is related; guardrail, crash cushions and alternate crash cushions are all covered under Caltrans Specification Section 83, Railings and Barriers; and finally that many of the crash cushions are composed of guardrail shapes, thus they are factored into that scope of work.

07-295604: Response to Bid Protest of July 23, 2014

Page 2

Security Paving argued that "crash cushions do not fall under the scope of guardrail and fence." However, the following Caltrans contracts that have been awarded to Security Paving shows evidence to the contrary.

- On Caltrans Contract No. 06-442524, Security Paving listed Our Valley Fence to perform Item Nos. 33, 89-93, and 40, with the corresponding description "Guard Rail." Item No. 93 was for Alternative Crash Cushion System. Even though Security Paving did not include the phrase "and related" after guardrail, they were still awarded the contract.
- On Caltrans Contract No. 07-215944, Security Paving listed Ace Fence Company to perform Item Nos. 2, 3, 37-39, 205, and 209-216, with the description "Fence, Cable Rail, Guard Rail." Item No. 216 was for Crash Cushion (REACT 9CBB). Security was also awarded this contract.
- On Caltrans Contract No. 07-195204, Security Paving listed Ace Fence Company to perform Item Nos. 36, 37, 56, 57, 204, 206 and 209-215, with the description "Fence + Guardrailing including items 36, 37, 56, 57, 204, 206 and 209 through 215." Items 214 and 215 are both for crash cushions. Security Paving's description agrees with the fact that crash cushions are included within the scope of fence and guardrail. Again, Security Paving was awarded this project.

Security Paving must not be permitted to argue that crash cushion is not related to guardrail only when it is convenient for them, especially when they themselves have set precedence for the items of work clearly to be related to one another.

Rasmussen stands behind its argument that, in the case of Cindy Trump, Bid Item No. 24, "Remove Asphalt Concrete Dike," is related to the description of work "Coldmill," and is performed concurrently with Bid Item No. 28, "Cold Plane Asphalt Concrete Pavement." Similarly, Rasmussen reaffirms that each of the bid items for which Vanguard is listed is directly related to the scope of work that Vanguard has proposed to provide, which is inclusive of all listed bid item descriptions in Column 4. We listed Vanguard for the complete scope they quoted as their bid items are so integrally related.

Just as there is substantial evidence that Caltrans historically has found the items of work at question indeed to be related to the descriptions in question, there is also a history of Caltrans directing bidders that they will be required to self-perform items of work when Caltrans feels the designation in the 24 hour submittal period created new work. Although we do not believe this is the case in this instance, in the chance that Caltrans finds a discrepancy with the items of work and descriptions for Rasmussen's Subcontractor Listing Form, we ask that we be given the opportunity to perform the items in question with our own forces. Please see the attached documents from previous Caltrans Contracts 04-0G3104 and 03-1F6004 where Caltrans directed the prime contractor to self-perform the work in question.

Rasmussen reiterates that it did not engage in bid shopping or any other violation of the Subletting and Subcontracting Fair Practices Act. The bid items and bid prices awarded to these subcontractors were the bid items and bid prices quoted to Rasmussen prior to bid opening. Further, Rasmussen awarded 100 percent of the scopes of work quoted by both Crown Fence and Vanguard.

There was absolutely no advantage to Rasmussen, or conversely, disadvantage to the Subcontractors or Caltrans from the listing of bid items to be subcontracted to Crown Fence, Cindy Trump, or Vanguard. Confirmation of such can be obtained directly from the subcontractors.

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Page 3

In conclusion, Security Paving's continued claim that Rasmussen expanded the scope of work for subcontractors on the revised Subcontractor Listing form lacks merit. With supporting evidence based on Security Paving's own past practices, Rasmussen's bid is responsive and conforms to the instructions provided for submittal of the Subcontractor List form. We again request that Caltrans confirm that Rasmussen's bid is in fact responsive and award the contract to us as the lowest responsive bidder.

Thank you in advance for your consideration and timely response on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Eric Landegger', with a long horizontal flourish extending to the right.

Eric Landegger
Chief Estimator
C. A. Rasmussen, Inc.

Sk
Enc.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DSB-05-0102.2 (REV 2/2010)

Bidder Name: SECURITY PAVING COMPANY, 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 (915) 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 non-responsive bid.

Column 1: Business Name and Location	Column 2: Bid Item No.(s)	Column 3: Percent of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
✓ AUSTIN ENTERPRISES P.O. Box 81926 BAKERSFIELD, CA. 93380	65	100%	JOINT SEAL
SELBY'S SOIL LOOMIS, CALIF. (JP)	10, 13, 48, 49	100%	EROSION CONTROL
✓ EAST BAY CONSTRUCTION TRACY, CALIFORNIA			
OUR VALLEY FENCE ROADWAY CA 2419 PALMA DR VENTURA CA 93003 (JP)	29, 33, 85, 89, 90-93 (JP)	100%	FENCE & GUARD RAIL (JP)
C&W CONSTRUCTION SPECIALTIES 2419 PALMA DR. VENTURA CA 93003 (JP)	33, 89- 93, 40	100%	GUARD RAIL
OUR VALLEY FENCE ROADWAY CA.			

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
81	720120	ROCK SLOPE PROTECTION (1/2T, METHOD A)	CY	550	76 ⁰⁰	41,800 ⁰⁰
82	721009	ROCK SLOPE PROTECTION (FACING, METHOD B)	CY	1,580	98 ⁰⁰	154,840 ⁰⁰
83	729010	ROCK SLOPE PROTECTION FABRIC	SQYD	4,870	1-	4,870-
84 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	13,150	1 ⁷⁵	23,012 ⁰⁰
85	800008	FENCE (TYPE BW, 4-STRAND, METAL POST)	LF	129,000	3 ⁵⁰	451,500 ⁰⁰
86	820107	DELINEATOR (CLASS 1)	EA	230	48-	11,040-
87	820110	MILEPOST MARKER	EA	26	75-	1,950-
88	820130	OBJECT MARKER	EA	10	75-	750-
89	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	490	24-	11,760-
90	839541	TRANSITION RAILING (TYPE WB)	EA	4	3,000-	12,000-
91	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	1	1,250-	1,250-
92	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	3	2,500-	7,500-
93	018719	ALTERNATIVE CRASH CUSHION SYSTEM	EA	2	6,200-	12,400-
94	839725	CONCRETE BARRIER (TYPE 736)	LF	325	121 ⁰⁰	39,325-
95	840504	4" THERMOPLASTIC TRAFFIC STRIPE	LF	290,000	0 ³⁷	107,300 ⁰⁰
96	840506	8" THERMOPLASTIC TRAFFIC STRIPE	LF	5,700	0 ⁸⁰	4,560 ⁰⁰
97	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	3,500	2 ⁶⁰	9,100 ⁰⁰
98	840525	4" THERMOPLASTIC TRAFFIC STRIPE (BROKEN 36-12)	LF	144,000	0 ²⁴	34,560 ⁰⁰
99	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	6,190	2 ¹⁵	13,308 ⁰⁰
100	860530	CHANGEABLE MESSAGE SIGN SYSTEM	LS	LUMP SUM	LUMP SUM	19,950 ⁰⁰

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
 DES-DE-8102.2 (REV 3/2011)

Bidder Name: SECURITY PAVING COMPANY

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
ACE FENCE COMPANY 727 NORTH GARDNER AVE. LA PUERTA, CA 91744	2,3, 37-39, 205, 209-216	ALL 100%	FENCE, CABLE RAIL, GUARD RAIL
ADVANCED CONCRETE SAWING AND SEALING 3012 S. SEYMOUR MESA, AZ 85212	113 114	100% 29-1%	PCC PAVEMENT JOINT SEAL (PARTIAL)
HARPER COMPANIES INC 1880 E. RIVERVIEW DR. SAN BERNARDINO, CA 92408	67-69	ALL 100%	BRIDGE REMOVAL
FORREY CORPORATION P.O. BOX 2020 PERRIS, CA 92572	140-144	ALL 100%	FURNISH & ERECT PRECAST GIRDERS

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-08-01022 (REV 3/2011)

Bidder Name: SECURITY PAVING COMPANY.

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
United Steel Placers 2257 S. Willowme Blairmont, CA 92516			Reinforcing Steel
Ace Fence Co. 727 N. Glendora Ave. La Puente, CA 91744			Fence Cable Rail Guardrail
ADVANCED CONCRETE SPECIALTY & SERVICES 3012 SEYMOUR MESA, AZ 85212			PCC Pavement Joint Saw PARTIAL
HAGGER CONCRETE INC. 1880 E. RIVERVIEW DR SMB BERNARDINO CA 92408			BRIDGE APPROACH
POMEROY CORPORATION P.O. BOX 2020 PERRIS CA 92572			FURNISH & ERECT PRECAST GUARDS

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MH

BID ITEM LIST

07-215944

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
201	731623	MINOR CONCRETE (CURB RAMP)	CY	200	532 ⁰⁰	106,400 ⁰⁰
202 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	119,862	1 ⁴⁵	173,799 ⁹⁰
203 (F)	750504	MISCELLANEOUS METAL (BRIDGE)	LB	18,560	5 ⁵⁰	102,080 ⁰⁰
204 (F)	750505	BRIDGE DECK DRAINAGE SYSTEM	LB	22,170	6 ⁰⁰	133,020 ⁰⁰
205	800360	CHAIN LINK FENCE (TYPE CL-6)	LF	1,010	37 ⁸⁰	38,178 ⁰⁰
206	023678	INSTALL. MEDIAN MILEAGE PANEL	EA	20	150 ⁰⁰	3,000 ⁰⁰
207	832001	METAL BEAM GUARD RAILING	LF	420	25 ²⁰	10,584 ⁰⁰
208	832070	VEGETATION CONTROL (MINOR CONCRETE)	SQYD	170	33 ⁰⁰	5,610 ⁰⁰
209 (F)	839521	CABLE RAILING	LF	47	26 ⁷⁰	1,254 ⁹⁰
210	839541	TRANSITION RAILING (TYPE WB)	EA	2	3,875 ⁰⁰	7,750 ⁰⁰
211	839561	RAIL TENSIONING ASSEMBLY	EA	1	331 ⁰⁰	331 ⁰⁰
212	839578	END CAP (TYPE TC)	EA	2	150 ⁰⁰	300 ⁰⁰
213	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	2	447 ⁰⁰	894 ⁰⁰
214	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	1	3,705 ⁰⁰	3,705 ⁰⁰
215	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	1	3,015 ⁰⁰	3,015 ⁰⁰
216	839604	CRASH CUSHION (REACT 9CBB)	EA	1	56,980 ⁰⁰	56,980 ⁰⁰
217	839703	CONCRETE BARRIER (TYPE 60C)	LF	320	144 ⁰⁰	46,080 ⁰⁰
218	839704	CONCRETE BARRIER (TYPE 60D)	LF	610	55 ⁰⁰	33,550 ⁰⁰
219	839705	CONCRETE BARRIER (TYPE 60G)	LF	4,600	52 ⁰⁰	239,200 ⁰⁰
220	839709	CONCRETE BARRIER (TYPE 60GE)	LF	270	275 ⁰⁰	74,250 ⁰⁰

Received

C. A. RASMUSSEN INC.

Fax: 1-661-367-9097

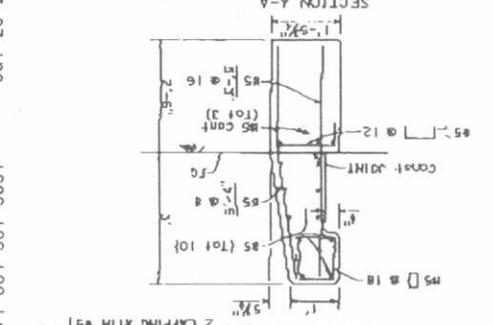
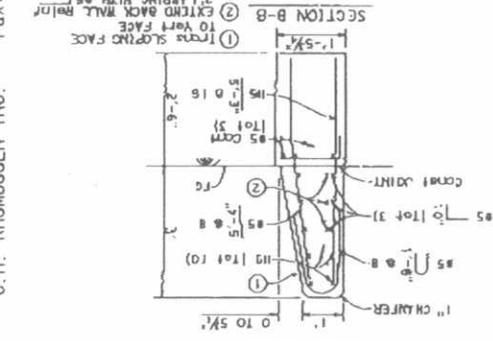
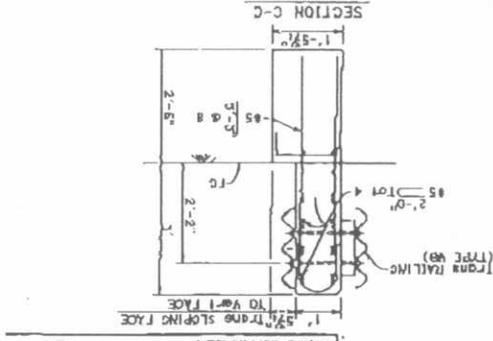
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P010/020

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PROJECT	NO.	DATE	REVISED BY	DATE	REVISION	DESCRIPTION

REGISTERED CIVIL ENGINEER DATE 12-19-11
 M.A.P. (R.I.)
 4-9-12
 PLANS APPROVAL DATE 5-30-13
 5-30-13
 STATE OF CALIFORNIA
 CIVIL
 LICENSE NO. 41280
 REGISTERED CIVIL ENGINEER
 M.A.P. (R.I.)
 4-9-12
 PLANS APPROVAL DATE 5-30-13
 5-30-13
 STATE OF CALIFORNIA
 CIVIL
 LICENSE NO. 41280
 REGISTERED CIVIL ENGINEER



CONSTRUCTION DETAILS
 NO SCALE

PROJECT NUMBER & PHASE
 UNIT 7 798

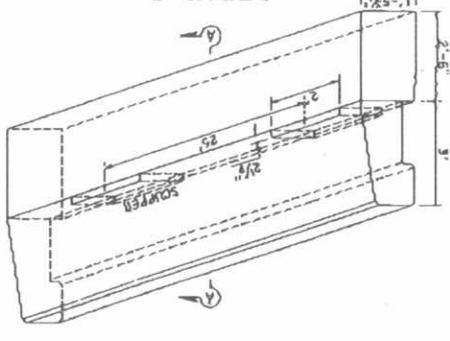
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UNSCALE 1/2 INCHES
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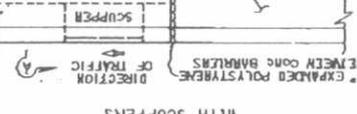
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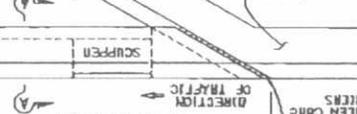
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 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



DETAIL E
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



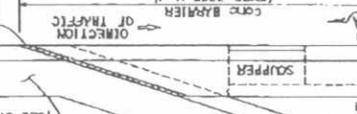
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 WITH SCUPPERS



DETAIL C
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS

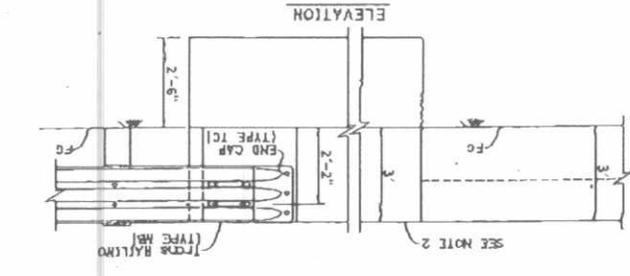


DETAIL B
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS

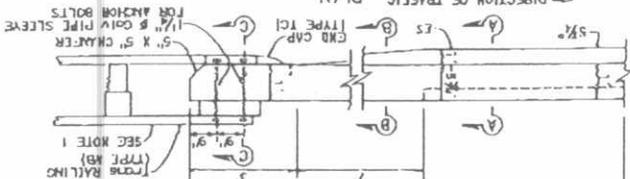


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 WITH SCUPPERS

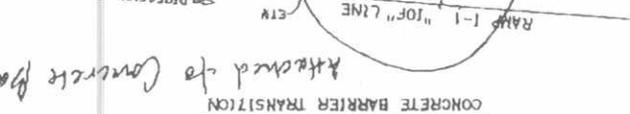
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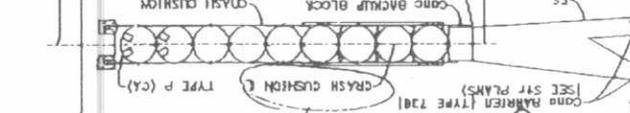
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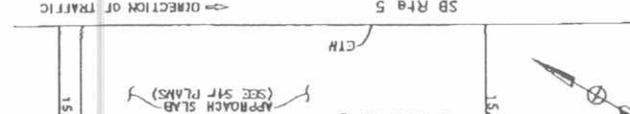
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 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



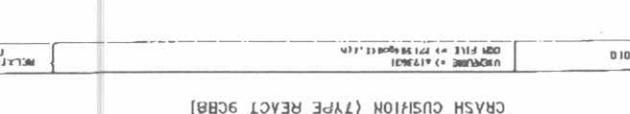
DETAIL A
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



DETAIL C
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



DETAIL D
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



DETAIL E
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS



DETAIL F
 CONCRETE BARRIER (TYPE 736B MOD)
 WITH SCUPPERS

NOTES:
 1. FOR TYPICAL METAL RAILING CONNECTION DETAILS NOT SHOWN, SEE STANDARD PLANS A711.
 2. FOR TYPICAL DAMIEN TRANSITION REINFORCEMENT DETAILS NOT SHOWN, SEE STANDARD PLANS B11-58.
 3. FOR ADDITIONAL DETAILS OF CRASH CUSHION (TYPE REACT 900B), SEE STANDARD PLAN A82C.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION	FUNCTIONAL SUPERVISION	CALCULATED/	MAIN DESIGN	REVIEWED BY
OFFICE OF DESIGN A	STATION 810	CHECKED BY	THANON DANAYAN	DATE REVIEWED

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-CF-11022 (REV 3/2011)

Bidder Name: Security Paving 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 Nos.	Column 3: Percentage of Bid from Subcontractor	Column 4: Description of Subcontracted Work
AM Concrete PO Box 579 Sun Valley, CA 91353	200	100 %	Minor Concrete Items 200, 201 202 + 207.
	201	100 %	
	202	100 %	
	207	100 %	
Penhall Company 2121 Crescent Way Aradena, CA 92801	73	100 %	Bridge removal, grinding, and Bridge Joint Seals
	74	100 %	
	75	100 %	
	149	100 %	
	168 169	100 % 100 %	
Acc Fence Company 727 North Glendora LA Puente, CA 91744	36	100 %	Fence + Guardrail including items 36, 37, 56, 57, 204, 206 and 209 through 215.
	37	100 %	
	56	100 %	
	57	100 %	
	204	100 %	
	206	100 %	
	209	100 %	
	210	100 %	
	211	100 %	
	212	100 %	
	213	100 %	
214 215	100 % 100 %		

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STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
 DES-05-0182.2 (REV 3/2011)

Bidder Name SECURITY PAYING COMPANY, 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
AM Concrete PO Box 579 Sun Valley CA 91353			Minor Concrete items 200, 201, 202, & 207
Penhall company 2121 Crescent way Anaheim, CA 92801			Bridge Removal, Grinding & Bridge Joint Seal.
ACE Fence CO. 727 N. Glendora La Puente CA 91744			Fence & Guard Railing including Items; 36, 37, 56, 57, 204, 206, & 209-215.
KRC Safety PO Box 2154 6356 Visalia CA 93290			Road Side Sign & MISC. including Items; 4, 45-48, 58, 59, 173-184 & 205

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
201	731530	MINOR CONCRETE (TEXTURED PAVING)	CY	360	412.00	148,320.00
202	731656	CURB RAMP DETECTABLE WARNING SURFACE	SQFT	41	39.00	1599.00
203 (F)	750001	MISCELLANEOUS IRON AND STEEL	LB	18,348	1.50	27,522.00
204	800360	CHAIN LINK FENCE (TYPE CL-6)	LF	38	30.00	1,140.00
205	820107	DELINEATOR (CLASS 1)	EA	53	50.00	2650.00
206	832003	METAL BEAM GUARD RAILING (WOOD POST)	LF	2,510	28.50 26.00	65,260.00
207	832070	VEGETATION CONTROL (MINOR CONCRETE)	SQYD	1,320	35.00	46,200.00
208 (F)	833086	PIPE HANDRAILING	LF	280	114.00	29,640.00
209 (F)	839521	CABLE RAILING	LF	630	16.00	10,080.00
210	839541	TRANSITION RAILING (TYPE WB)	EA	4	3,400.00	13,600.00
211	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	8	725.00	5800.00
212	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	2	3500.00	7000.00
213	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	9	2575.00	23,175.00
214	026108	CRASH CUSHION (REACT 4SCBS)	EA	6	41500.00	249,000.00
215	026109	CRASH CUSHION (ALTERNATIVE)	EA	3	30,000.00	90,000.00
216	044382	CONCRETE BARRIER (TYPE 60 MODIFIED)	LF	341	79.00	26,939.00
217	839701	CONCRETE BARRIER (TYPE 60)	LF	3,040	33.00	100,320.00
218	839703	CONCRETE BARRIER (TYPE 60C)	LF	5,750	62.00	356,500.00
219	839704	CONCRETE BARRIER (TYPE 60D)	LF	1,110	58.00	64,380.00
220	026110	CONCRETE BARRIER (TYPE 60W)	LF	490	180.00	88,200.00

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER, MS 43

1727 30th STREET

P. O. BOX 168041

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6280

FAX (916) 227-6282

TTY 711



*Flex your power!
Be energy efficient!*

June 28, 2012

Facsimile: (530) 795-5734

Ed Carbahal, President
Vintage Paving Co, Inc.
P. O. Box 461
Winters, CA 95694

04-0G3104
04-Son-121-3.4/6.5
B.O. 6/26/12

Dear Mr. Carbahal:

The California Department of Transportation (Caltrans) received the attached revised "Subcontractor List" on June 27, 2012 for Contract No. 04-0G3104 from Vintage Paving Co., Inc. (Vintage). In the revised list, Bid Item 15, Furnish Single Sheet Aluminum Sign and Bid Item 16, Roadside Sign – One Post, were added to Columns 2 and 4 for the subcontractor Chrisp Company. This letter is to inform you that Caltrans cannot accept the revised "Subcontractor List" as it would violate the Subletting and Subcontracting Fair Practices Act of the Public Contract Code. The subcontractor list originally submitted by Vintage with its bid on June 26, 2012 will be used.

The statement on the "Subcontractor List" form that reads, "Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening." Refers to the percentage of subcontracted work previously submitted only. No other revisions to the form are permitted.

Since Item No. 15 and 16 were not listed on the "Subcontractor List" submitted with your bid, Vintage will be required to perform 100% of these items with its own forces, if awarded this contract.

A copy of this letter will be provided to the Resident Engineer for monitoring contract compliance.

If you have any questions, please contact Tammy Thomas, Chief, Office of Contract Awards and Services, at (916) 227-6228.

Sincerely,

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

Attachments

Received
06-27-'12 11:26 FROM-VINTAGE PAVING COMP

Jun 27 2012 11:30am
T-777 P0002/0002 F-302

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-06-0102.2 (REV 3/2011)

Bidder Name: Vintage Paving 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
Austin Enterprise Bakersfield, CA	11	97.9%	Crack Treatment Rumble Strip
	13	49.1%	
	14	83.6%	
Chrisp Company Woodland, CA			Striping
Statewide Traffic Safety + Signs Fairfield, CA	4	73%	Traffic Control
Chrisp Co. WOODLAND, CA	4	20%	TC - Chrisp only
	6	97.8%	Remove Y. HAZ TTS
	7	93.4%	Remove Thermo T.S.
	8	97.8%	Remv. PM
	10	97.9%	LCP
	15	100%	Furn. SS Alum Sign
	16	98%	Rd. Signs
	17	98%	4" Thermo Stripe
	18	98%	Pavement Markers

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STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-0E-0102.2 (REV 3/2011)

Bidder Name: Vintage Paving 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 Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Austin Enterprise Bakersfield, CA			Crack Treatment Rumble Strip
Chrisp Company Woodland, CA			Striping
Statewide Traffic Safety + Signs Fairfield, CA			Traffic Control

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none

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

June 6, 2012

Facsimile: (888) 400-8169

Hilda Fox, President
CW Fox Construction, Inc.
2701 Secret Lake Trail
Cool, CA 95614

03-1F6004
03-ED-193-23.4
B.O. 5/30/12

Dear Ms. Fox:

The Department of Transportation (Caltrans) received the attached revised "Subcontractor List" on May 31, 2012, for Contract No. 03-1F6004 from CW Fox Construction, Inc. (CWFC). In the revised list, Sierra Traffic Marking was added for Bid Item 20 Lead Compliance Plan. This letter is to inform you that Caltrans cannot accept the revised "Subcontractor List" as it would violate the Subletting and Subcontracting Fair Practices Act of the Public Contract Code. The subcontractor list originally submitted by CWFC with its bid on May 30, 2012 will be used.

The statement on the bottom of the "Subcontractor List" form that reads, "If not submitted with the bid, fax the percent of each bid item subcontracted by no later than 24 hours after bid opening to (916) 227-6282" refers to the percentage of subcontracted work previously submitted only. No other revisions to the form are permitted.

Since Sierra Traffic Marking was omitted for Bid Item 20 on the "Subcontractor List" submitted with your bid, CWFC will be required to perform 100 percent of the Bid Item 20 Lead Compliance Plan with its own forces.

A copy of this letter will be provided to the Resident Engineer for monitoring contract compliance.

If you have any questions, please contact Tammy Thomas, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "Earl Seaberg", with a large arrow pointing to the left.

EARL SEABERG
Chief, Office of Contract Awards and Services
Office Engineer
Division of Engineering Services

Attachments

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DES-0E-0102.2 (REV 3/2011)

Bidder Name: CW FOX CONSTRUCTION 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
SIERRA TRAFFIC MARKING LOOMIS, CA	6 7 8 15 45		TEMP STRIPS TEMP MARKING TEMP STRIPE REMOVES YELLOW STRIPS 4" THROAD
D3D ASPHALT, SACRAMENTO	28, 32		AC, TACK COAT
MIDSTATE BARLISE INC STOCKTON, CA	26, 43, 44		GUARD RAIL W/CH FIBER, MGR IN LING EXTENSION
AL DIKE, LINCOLN, CA	29, 30, 31		AC DIKE, AC DIKE F, PAVE ASPHALT MISC.
NITIA EROSION, LOOMIS, CA	23, 24, 25		FIBER ROLL, HYDROSEED, ROLLED NOTTING,
CONSTRUCTION AREA SIGNS NEWCASTLE, CA	4, 5, 41 42		CONSTRUCTION AREA SIGNS, TRAFFIC CONTROL SYSTEM, DELINEATOR MARKER COLUMNS.
KCC VISALIA, CA	9, 13		CHANNELIZERS, TEMP CRASH CUSHIONS,
SJD CONSTRUCTION DIXDALE	14		TEMP TRAFFIC SIGNAL
TRANSTECH, SACRAMENTO	2,		WPCP
DETECTOUR BROTHERS CONSTRUCTION - LIVERMORE	10 PARTIAL		TEMP TRAFFIC SIGNAL

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File

Received

May 31 2012 09:25am

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-03-1F604 (REV 3/2011)Bidder Name: CW FOX CONSTRUCTION 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
SIERRA TRAFFIC MARKING LOOMIS CA.	6-	83%	TEMP STRIPE (TAPE)
	7-	86%	TEMP PAVEMENT MARKING (TAPE)
	8-	90%	TEMP STRIPE (PAINT)
	15-	87%	REMOVE YELLOW THERMIC STRIPE
	20	41%	LEAD COMPLIANCE PLAN
	45-	84%	4" THERMIC TRAFFIC STRIPE
B & B ASPHALT SACRAMENTO CA	28-	81%	PLACE HOT MIX ASPHALT
	32-	91%	TACK COAT
MID STATE BARRIER INC STOCKTON CA	26-	85%	GUARD RAIL W/UM FIBER
	43-	91%	MGR WOOD POST
	44-	87%	IN-LINE TS (X-TENSION)
A.C DIKE CO -	29-	30%	PLACE ONLY AC DIKE TYPE C
	30-	45%	PLACE ONLY AC DIKE TYPE F
	31-	59%	PLACE ONLY ASPHALT MIX AREA
NITRA EROSION CONTROL LOOMIS CA	23-	80%	FIBER ROLLS
	24-	81%	HYDROSEED
	25-	85%	ROLLED MATTING
CONSTRUCTION AREA SIGNS NEWCASTLE CA	4 PARTIAL	27%	CONSTRUCTION AREA SIGNS
	5-	89%	TRAFFIC CONTROL SYSTEM
	41-	74%	DELIMITORS CL 2
	42-	91%	MARKER - ELEVANT

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Contract No. 03-1F6004

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
 DES-06-01022 (REV 3/2011)

Bidder Name: CW Fox Construction 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
KRC SAFETY - VISALIA CA	9 - 13 -	73 % 77 %	CHANNELIZERS TEMP. CRUSH CUSHION MODULES
SJD CONSTRUCTION - CARKDALE CA	14 -	50 %	TEMP TRAFFIC SCREEN
TRANSTEL CONSULT. SACRAMENTO CA	2 -	91 %	WPCP
BENTANECOURT BROS. CONSTRUCTION LIVERMORE CA	10 PARTIAL	71 %	TEMP. SIGNAL SYSTEM

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Contract No. 03-LP6004