

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

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PHONE (916) 227-6299

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www.dot.ca.gov



*Serious drought.
Help save water!*

January 26, 2015

Facsimile: (951) 352-4301

Brian M. Skajem, President
Western Structures
6005 Tyler Street
Riverside, CA 92503

08-0P8204
08-Riv-215-R9.2/R15.4
B.O. 12/18/2014

Dear Mr. Skajem:

The Department of Transportation (Caltrans) received letters dated December 31, 2014, and January 7 and 9, 2015, from Western Structures (Western), protesting the bid documents submitted by Jabre Contracting, Inc. (Jabre) for contract 08-0P8204. The protests allege that Jabre's bid documents are plagued with inconsistencies and with fabricated items of work in an attempt to gain DVBE participation. More specifically, Jabre listed two licensed contractors to perform bid item 2 (Traffic Control System) which would require Jabre to self perform the work and result in a disallowance of DVBE credit, causing Jabre to fail to meet the established DVBE goal of 5 percent. Western requests that Caltrans find Jabre nonresponsive and award the contract to Western.

Caltrans evaluated the bid documents submitted by Jabre and determined that Jabre properly followed the bidding instructions on both the Subcontractors List form and DVBE Commitment form. Jabre identified Mallard to perform bid item 2 and listed BRK Construction, Inc. for equipment rental, which is not subcontracted work and not required to be listed on the Subcontractor List form. As such, Jabre was not expected to or required to self perform this bid item, since the work associated with this item does not exceed 100 percent.

Furthermore, the Office of Business and Economic Opportunity, Contract Evaluation Branch has evaluated the DVBE submittal and found that Jabre met the 5 percent stated DVBE goal for this contract.

Caltrans finds that Western's protest will not have any bearing on the award of this contract.

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

Sincerely,


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

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

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

Jan 26 2015 03:02pm

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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