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
TTY 711
www.dot.ca.gov

Serious drought.
Help save water!

June 3, 2014

Facsimile: (909) 884-7106

Stephen M. Works, Senior Estimator
Cal Stripe, Inc.
2040 E. Steel Road
Colton, CA 92324

08-0R2104
08-Riv-60-RO.0/11.9
B.O. 05/08/2014

Dear Mr. Works:

The Department of Transportation (Caltrans) received the attached letter dated May 29, 2014, from Cal Stripe, Inc. (Cal Stripe), in response to a protest determination dated May 27, 2014.

As previously stated in the response dated May 27, 2014, Caltrans did review the bid documents and re-confirms its opinion that Sterndahl Construction properly submitted its Subcontactors list form which indicates that 86% percent of the work associated with Traffic Control (Bid Item 3) will be performed by Maneri Traffic Control and that this percentage is not applied towards the DBE's participation.

Based on the above, Caltrans has not changed its position regarding this protest and will proceed to award this contract to Sterndahl.

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

Attachment

CAL STRIPE, INC.

GENERAL ENGINEERING CONTRACTOR License #685387
2040 E. Steel Rd. Colton, CA 92324
(909) 884-7170 Office (909) 884-7106 Fax

September 19, 2011

Department of Transportation
Division of Engineering Services; Office Engineer, MS43
1727 30th Street
Sacramento, California 95816
Attn: John C. McMillan, Deputy Division Chief

Re: Follow-up in regard to Caltrans' response to our Bid Protest & Restating of our Bid Protest

Subject: Contract #08-0R2104 08-Riv-60-R0.0/11.9 Bid Date 05/08/2014

Dear Mr. McMillan;

I am a bit confused by the response I received in regard to my original bid protest!

Caltrans' response stated that Column 3 on Sterndahl's Subcontractors List is representative of the total amount of work to be performed by the subcontractor and the percentage listed is not applied to the bid item total.

Please see attachment "A"3 (How to submit a responsive bid). This page clearly states; Percentages are the amount of the bid item subcontracted divided by the bid item total. Is this not the case?

If Sterndahl Ent. listed Maneri Traffic Control to do 86% of Item #3 (Traffic Control); then wouldn't that mean Maneri Traffic Control would have to do 86% of $22,200.00, which equals $19,090.00? Please see attachments "B"1 & "B"2

Now; on the Caltrans "Bidder – DBE – Commitment" form that was submitted by Sterndahl Ent.
It states that they intend to use Maneri Traffic Control for Item #3 for a dollar amount of $23,602.00 ($1,402.00 more than the bid item total, and $4,512.00 more than the amount that Sterndahl committed to on their Subcontractors Listing).

Cal Stripe contends that Sterndahl Ent. has listed Maneri Traffic Control to do 86% ($19,090.00) of Item #3, and that they should only be allowed to claim the $19,090.00 for that Item on the DBE commitment form. If they had intended to use Maneri for more than that, then they should have increased the total for that bid item before submitting their bid.
Please see attachment "C".

Cal Stripe, Inc. once again contends that the numbers just do not add up, and Sterndahl's bid should be deemed Non-Responsive, and the contract should be awarded to the lowest responsible bidder.

Sincerely,

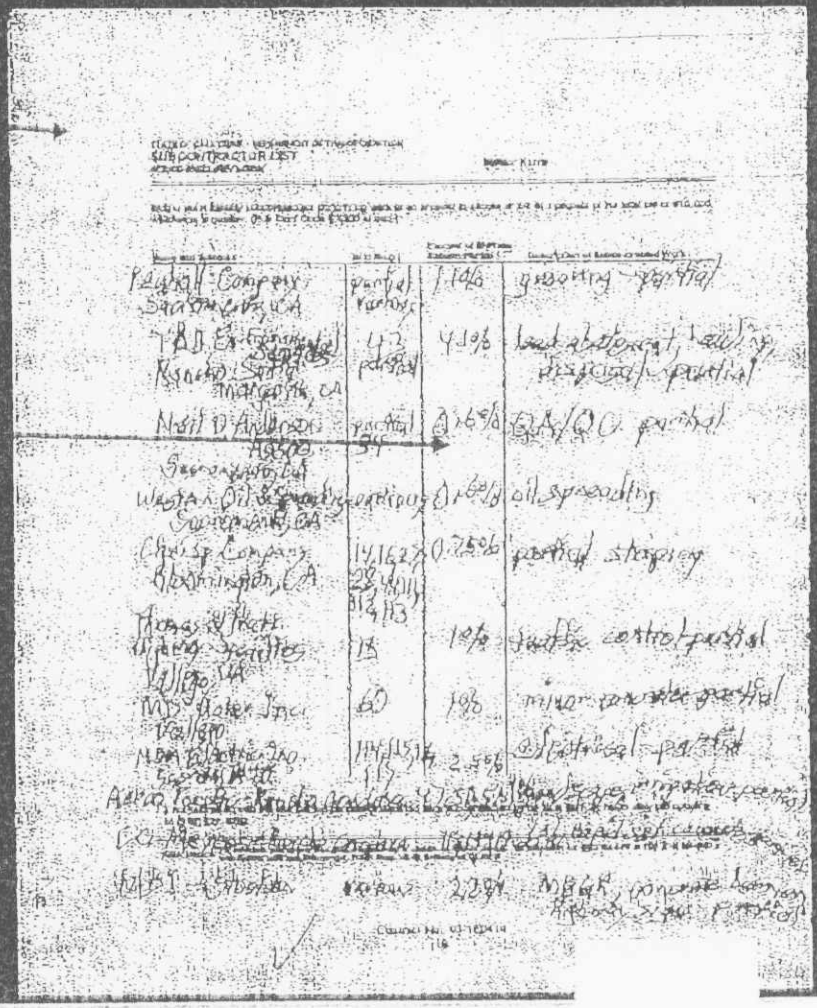
Stephen M. Works
Senior Estimator
Cal Stripe Inc.

Attachments: 5

MAY/29/2014/THU 09:05 AM Cal Stripe
Received
FAX No. 909 884 7106
P. 003

Completing the Bid – Subcontractor Listing

- Messy subcontractor list
- Bidder must specify percentages for partial items
- Percentages are the amount of the bid item subcontracted divided by the bid item total
- Fax percentages to (916) 227-6282 within 24 hours of bid opening.
- Late submittals not accepted



"B"

05-21-14 A10:42 RCVD

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

SUBCONTRACTOR LIST

DBS-CE-0102.2 (REV. 3/2011)

Bidder Name: Sterndall Elec Inc

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 [illegible] is greater. (Pub Cont Code § 4100 et seq.) [illegible] columns 2 and 3 and submit with the bid or [illegible] in provide complete information in columns 1 through 4 within the time specified [illegible]

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontractor Work
[illegible] TRAFFIC CONTROL TEMBLING CA	2 & 3	86	CONST. AREA SIGNS TRAFFIC CONTROL

Clearly States 86 % of each items (2 & 3)

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

05-SB-[illegible] FAX NO. 42[illegible] P.004

"B 2

BID ITEM LIST

Item No	Item Code	Item Description	Unit of Measure	Estimated Quantity	UNIT PRICE	[illegible]
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	[illegible]	
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	[illegible]	
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	[illegible]	
4	120300	FLASHING BEACON (PORTABLE)	EA	4	[illegible]	
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	4	[illegible]	
6	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	[illegible]	
7	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	[illegible]	
8	134703	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	LF	226,000	[illegible]	
9	134714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	123,000	[illegible]	
10	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	8,880	[illegible]	
11	150722	REMOVE PAVEMENT MARKER	EA	10,260	[illegible]	
12	150742	REMOVE ROADSIDE SIGN	EA	12	[illegible]	
13	150745	REMOVE ROADSIDE SIGN PANEL	EA	93	[illegible]	
14	680245	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063" UNFRAMED)	SQFT	98	[illegible]	
15	680247	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080" UNFRAMED)	SQFT	1,530	[illegible]	
16	680807	INSTALL SIGN OVERLAY	SQFT	98	[illegible]	
17	680817	INSTALL ROADSIDE SIGN PANEL ON EXISTING POST	EA	81	[illegible]	
18	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	5040	[illegible]	
19	8405E0	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	123,000	[illegible]	
20	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	15,400	[illegible]	

Item 2 & 3 Total $23,560.00

"C"

2nd Bid Bid (Dr. Bid Bid)
05-21-14 [illegible]

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CAL TRANS BIDDER - DBE - COMMITMENT
DBE-DE-0102/TIC (NEW 2/2012)

Second Bidder

[illegible]

CONTRACT NO.: 08-0R2104

BID ADDRESS: 267 [illegible]

BIDDER'S NAME: [illegible]

DBE/COAL PROJECT CONTRACT #: 9

DBE NAME CONTRACTOR CERTIFICATION

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
2	Const. Area Sign		[illegible]	[illegible]
3	Traffic [illegible]		[illegible]	[illegible]
			[illegible]	

$23,564.00

IMPORTANT: [illegible]

Total Claimed Participation: [illegible]

1. [illegible]
2. [illegible]
3. [illegible]

Signature of Bidder

Date: [illegible]

Name of Bidder: [illegible]

Submit to:

MS/AF
OFFICE ENGINEER
DEPARTMENT OF TRANSPORTATION
1727 30TH STREET
SACRAMENTO, CA 95816-7005

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under 9%

2040 E. Steel Road, Colton CA 92324
909 / 884-7170 fax: 909 / 884-7106

Cal Stripe, Inc.
License # 685387

Fax

To:	Division of Engineering Services	From:	Steve Works
Attn:	John C. McMillan	Pages:	6
Fax:	(916) 227-6282	Date:	5-29-2014
Re:	Bid Protest	cc:	

☒ Urgent ☐ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

- **Comments:**

Hard copies FedEx'd today

Thank you,

Steve Works
Email: sworks@calstripe.com

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	2,000.00
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	5,200.00
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	22,200.00
4	120200	FLASHING BEACON (PORTABLE)	EA	4	600.00	2,400.00
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	6	800.00	4,800.00
6	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	5,000.00
7	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	3,000.00
8	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	LF	226,000	.32	72,320.00
9	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	LF	113,000	.30	33,900.00
10	150715	REMOVE THERMOPLASTIC PAVEMENT MARKING	SQFT	8,680	1.50	13,020.00
11	150722	REMOVE PAVEMENT MARKER	EA	10,200	.50	5,100.00
12	150742	REMOVE ROADSIDE SIGN	EA	12	100.00	1,200.00
13	150748	REMOVE ROADSIDE SIGN PANEL	EA	93	50.00	4,650.00
14	560248	FURNISH SINGLE SHEET ALUMINUM SIGN (0.063"-UNFRAMED)	SQFT	99	20.00	1,980.00
15	560249	FURNISH SINGLE SHEET ALUMINUM SIGN (0.080"-UNFRAMED)	SQFT	1,530	20.00	30,600.00
16	568007	INSTALL SIGN OVERLAY	SQFT	99	25.00	2,475.00
17	568017	INSTALL ROADSIDE SIGN PANEL ON EXISTING POST	EA	81	45.00	3,645.00
18	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	1,040	4.00	4,160.00
19	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	123,000	.20	24,600.00
20	850101	PAVEMENT MARKER (NON-REFLECTIVE)	EA	15,400	1.25	19,250.00

** Transmit Conf.Report **

P.1 Jun 3 2014 01:45pm
CALTRANS CONTR AWARDS Fax 916-227-6282

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
919098847106	Normal	03:01:42pm	3'04"	8	# 0 K	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY EDMUND G. BROWN Jr., Governor

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Office Engineer
Division of Engineering Services

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