

Jabre Contracting Inc.

1813 Manzanita Lane, Manhattan Beach, CA 90266

License #981190 A, Small Business #1760592

Phone # 310 720-0277, Fax # 310 356-3245

February 16th, 2016

Department of Transportation

Office Engineer

1727 30th St.,

Sacramento, CA 95816

Attn: John McMillan

Sent VIA FAX 916 227-6282

Re: 08-1C9104

Sub: Rebuttal to VAP Construction Inc. Bid protest #2

Dear Mr. McMillan,

Jabre Contracting Inc. disputes the both claims by VAP Construction in his Bid protest #2.

Case #1 –Unbalance bid

- a) Jabre listed Maneri for 40% of bid item #3 Traffic Control. This is true but because the complexity of the job we will be utilizing our traffic control crews *in addition* with Maneri to be able to complete the job in the allotted time of only 21 days. With 20 items and work throughout the project, Maneri will be doing flagging in one location and Jabre will be flagging on the other end of the job, maintaining arrow boards, CMS boards, fencing, striping, loops and the traffic station. Maneri only quoted a daily rate, not 8 days as VAP Const. contends.
- b) Jabre listed PRS for items #10 and 11 which is true. All work following their placement of the rumble strip, Jabre will complete with our own forces. PRS quoted \$10.25 per station for each item and we listed them for the full amount. Once again, we have the crews onsite for clean-up and additional traffic control for their second machine/crew for another area. The \$19.71 VAP quoted was for companies like them that needed additional help in cleaning and sealing the work. Other Prime contractors bid the Traffic Control even higher using their crews.

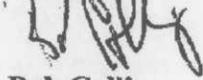
Case #2- VAP Construction contending that Jabre did not fulfill the 24% DBE goal

VAP contends that Jabre only listed Maneri for \$47,250.00. They did not report the facts. Maneri was also listed for \$8500.00 for item #3 Area Signs for which the total amount listed for Maneri Traffic Control was \$55,750.00, please see our DBE Commitment attached. VAP Construction also purposely omitted our other DBE subcontractor Traffic Loops Crackfilling who will be performing items #18-20 for a total amount of \$20,750.00. The combined total for both subs is \$76,500.00 for which is 24.3 percent exceeding the contract goal of 24 percent.

VAP Construction misrepresented the facts that were reported on the DBE Commitment and should be ignored, and only the facts stated on the DBE Commitment reported by Jabre Contracting should be considered as we reached the goal of 24%.

If you have any further questions, please don't hesitate to call me.

Sincerely,



**Bob Collins
President**

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
DBE - COMMITMENT
DES-OE-0102.10D (REV 12/2014)

CONTRACT NO: 08-1C9104

BID AMOUNT: \$ 315,132.50

BID OPENING DATE: 2/3/16

BIDDER'S NAME: Jabre Contracting Inc.

DBE GOAL FROM CONTRACT %: 24

DBE PRIME CONTRACTOR CERTIFICATION¹: _____

TOTAL NUMBER OF ALL SUBCONTRACTS (DBE & NON-DBE): 4

TOTAL VALUE OF ALL SUBCONTRACTS (DBE & NON-DBE): 216,630-

BID ITEM NO.	ITEM OF WORK AND DESCRIPTION OF SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED ²	WORK CATEGORY CODES ³	NAME OF DBEs (Must be certified on the date bids are opened. Include California's certification no., DBE address, and phone number. Show 2nd and lower tier subcontractors)	AMOUNT (\$)
2	Barrel Signs	C1200	MANERI Traffic Control 47423 Rainbow Canyon, CA (760) 535-7881 Cert # 38078	8500-
3	Flagging	C1201		47,260
18	Maintain TMS	C8611	TRAFFIC Loops (Crackfilling) 946 S. Embarcadero St. Anaheim (714) 520-4026 Cert # 38033	400-
19	Loops	C8611		3600-
20	Traffic Station	C8611	"	16750-

Show all DBE firms being claimed for credit, regardless of tier. Attach written confirmation from each DBE shown stating that it will be participating in the contract to perform the specific work shown for the specific amount agreed to.

The names of the 1st tier DBE subcontractors and items of work must be consistent with the Subcontractor List (Pub Cont Code § 4100 et seq.).

¹Each DBE prime contractor must enter its certification number and show all work to be performed by DBEs, including work performed by its own forces.

²If 100% of an item is not to be performed or furnished by the DBE, describe the exact portion of the item to be performed or furnished.

³Use Work Category Codes from the California Unified Certification Program database.

Total Claimed Participation: \$ 76,500-

24.3 %

The bidder acknowledges that it is committed to use the DBEs shown on this form to meet the contract goal (49 CFR 26.53).

[Signature]
Signature of Bidder

2/4/2016
Date

(30) 720-0277
(Area Code) Tel. No.

Bob Collins
Person to Contact

(Please Type or Print)

VAP Omitted in their protest