

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6300
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

January 31, 2012

Facsimile: (831) 768-4021

Darryl Ebel, Manager of Construction
Granite Construction Company
P. O. Box 50085
Watsonville, CA 95077-5085

09-347804
09-Mno-167-0.0/10.0
B.O. 1/10/12

Dear Mr. Ebel:

The Department received a bid submitted by Granite Construction Company for Contract No. 09-347804 on January 10, 2012. By this letter, the Department notifies Granite Construction Company that its bid is nonresponsive since it did not comply with Contract Special Provision Section 2-1.02, **DISABLED VETERAN BUSINESS ENTERPRISES**, which states in part:

“... Meet the goal shown on the Notice to Bidders.”

The DVBE Contract goal is 3 percent. Granite Construction Company claimed 25.1 percent DVBE participation. However, the Contract Evaluation Unit has determined that Dependable Petroleum Product, Inc. is an extra participant in the purchase of paving asphalt for this project because it does not take possession of the product. Dependable Petroleum Product, Inc. is not performing a commercially useful function pursuant to Military & Veterans Code § 999(b)(5)(B)(i)(ii). Therefore, Dependable Petroleum Product, Inc.'s participation is reduced to trucking only. Granite Construction Company achieved 1.5 percent DVBE participation and is nonresponsive.

The Department will award the contract to the lowest responsive bidder. If you have any questions, please contact Tammy Thomas, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

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

c: Dependable Petroleum Products
312 Essex Place
Vacaville, CA 95687

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CERTIFIED DVBE SUMMARY
 DEPARTMENT OF TRANSPORTATION

Low Bidder

DISTRICT COUNTY ROUTE **09 MNO 167-0.0/10.0**
 CONTRACT NO. **09-347804**
 TOTAL BID **\$ 1,620,184.⁰⁰ 1,620,176**
 BID OPENING DATE: **01/10/2012**
 BIDDER'S NAME: **Granite Construction Company**
 MAKE OR BUY CONTRACTOR CERTIFICATION: **3%**

Bid Item Number	Description of Work to Be Subcontracted to DVBE or Materials to Be Supplied by DVBE	For Caltrans Only	DVBE (Name, Telephone No., and Certification No.)	\$ Amount
12, 13	SUPPLY & DELIVER ASPHALT OIL		DEPENDABLE PETROLEUM PRODUCTS (707) 321-5524 # 61779	\$1 407,000.⁰⁰
				24,500 - Freight
				24,500

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractor List (Proc Cont Code § 1100 et seq.) submitted with the bid. Identify second and lower tier subcontractors on this form.

Total Claimed Participation **1.5%**

1. DVBEs must provide an affidavit certifying DVBE reference number or Joint DBA name as Filed with Department of General Services (DVBE public contractors can register with 700 person DVBE participation and must be completed in a certain order).

2. If DVBEs are awarded a project and supplied by the DVBEs, describe the work performed and the price of the work in the performance report to be submitted to the State of California DVBE.

[Signature] 01/10/2012
 Darryl Eber, Manager of Construction
 Granite Construction Company
 831-724-1011

Steve Devers, Estimator

0 *
 24,500 ÷
 1,620,176 %
 1-51218139263 *

TRANSPORTATION
 27005

GOAL NOT MET
[Signature]
 CONTRACT EVALUATION MANAGER
 DATE: 1/25/12

Dependable Petroleum Products, Inc

To: Bob Huitt
Josh Stockton

Company: Granite Construction

EFT Transmittal

FAX Number: 916-369-0429

Date: 1/9/2012

No Pages: 1

ASPHALT OIL
500 TON @ \$ 765.00 TON = \$ 382,500.00
FREIGHT
500 TON @ \$ 49.00 TON = \$ 24,500.00
TOTAL
CLAIM AMOUNT \$ 407,000.00

From: Peter Mosher

Contract No. 09-347804

Project Name: In Mono County near Lee Vining from Route 395 to 10 miles East of Route 395

Bid Date: January 10, 2012

PRODUCT	US TONS	PRICE US TONS	Refinery Location	Freight to Lee Vining
PG 64-28PM	+/- 550	\$ 765	Paramount Fernley	\$ 49/Ton
Totals		\$ 420,750		\$ 26,950

Dependable Petroleum Products, Inc. (DPP, Inc) is a certified DVBE/SBE supplier.

Certification Number: 61779

Expiration Date: SBE April 2012, DVBE April 2012

- Above price for PG64-28PM is based on full loads
- It is our understanding this project is subject to COPI
- COPI - January 2012 is \$589.90
- This quote does NOT include sales/use tax or oil spill fund.
- Terms: Net 30 Days; subject to credit approval
- Diesel Fuel Surcharge (DFSC) is included in this quote.
- Terms for product are determined by the manufacturer and based on credit approval
- THESE PRICES ARE VALID FOR 15 DAYS FROM THE DATE OF THIS QUOTE
- THIS QUOTE DOES NOT GUARANTEE SUPPLY OR TRANSPORTATION
- WE REQUIRE A SIGNED ACCEPTANCE TO CONFIRM THIS QUOTE.

SIGNED ACCEPTANCE _____ DATE _____

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

P. 1
CAL/TRANS CONTR AWARDS Fax 916-227-6282

Jan 31 2012 11:05am

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
918317684021	Normal	31:11:04am	0'59"	3	* O K	

STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6300
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

January 31, 2012

Facsimile: (831) 768-4021

Darryl Ebel, Manager of Construction
Granite Construction Company
P. O. Box 50085
Watsonville, CA 95077-5085

09-347804
09-Mno-167-0.0/10.0
B.O. 1/10/12

Dear Mr. Ebel:

The Department received a bid submitted by Granite Construction Company for Contract No. 09-347804 on January 10, 2012. By this letter, the Department notifies Granite Construction Company that its bid is nonresponsive since it did not comply with Contract Special Provision Section 2-1.02, DISABLED VETERAN BUSINESS ENTERPRISES, which states in part:

“... Meet the goal shown on the Notice to Bidders.”

The DVBE Contract goal is 3 percent. Granite Construction Company claimed 25.1 percent DVBE participation. However, the Contract Evaluation Unit has determined that Dependable Petroleum Product, Inc. is an extra participant in the purchase of paving asphalt for this project because it does not take possession of the product. Dependable Petroleum Product, Inc. is not performing a commercially useful function pursuant to Military & Veterans Code § 999(b)(5)(B)(i)(ii). Therefore, Dependable Petroleum Product, Inc.'s participation is reduced to trucking only. Granite Construction Company achieved 1.5 percent DVBE participation and is nonresponsive.

The Department will award the contract to the lowest responsive bidder. If you have any questions, please contact Tammy Thomas, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

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

c: Dependable Petroleum Products
312 Essex Place
Vacaville, CA 95687