

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!*

May 22, 2014

Facsimile: (775)355-0535

Kevin Robertson, President
Sierra Nevada Construction, Inc.
2055 E. Greg Street
Sparks, Nevada, 89435

10-0Y1204
10-Mer-59-7.9/14.1
B.O. 3/12/14

Dear Mr. Robertson:

The Department of Transportation (Caltrans) received the attached bid from Sierra Nevada Construction, Inc. (SNC) for project 10-0Y1204 on March 12, 2014, at which time, SNC was the apparent low bidder. By this letter, Caltrans notifies SNC that its bid has been rejected due to unbalancing.

As you are aware, Caltrans receives many bids in response to its highway construction needs and strives to ensure the integrity of the competitive bidding process. Caltrans evaluates each bid to determine whether a bid meets the requirements of both the State/Federal contract approval process. In this case, Caltrans Engineers evaluated the bid submitted by SNC and determined that SNC submitted a bid that was materially unbalanced.

A bid is mathematically unbalanced when it contains lump sum or unit bid items that do not reflect reasonable actual costs plus a reasonable proportionate share of the bidder's anticipated profit, overhead costs, and other indirect costs. A bid is materially unbalanced when it generates a reasonable doubt that the award to the bidder submitting a mathematically unbalanced bid will result in the lowest ultimate cost to the State.

SNC's bid for contract Bid Item 12, Cold In-Place Recycling Agent, was bid at a unit cost of \$250.00 per ton in comparison to the Engineer's Estimate of \$650.00 per ton and the other seven bidders which ranged from \$535.00 to \$660.00 per ton. This led to a -61.5% bid difference from the Engineer's Estimate. By comparing the overall total bid for the lowest 4 bidders less this item, a change in the bid rank status of the current low bid would occur.

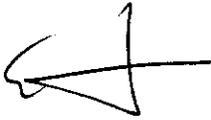
Therefore, based on the item cost listed for Bid Items 3 and 12, it is Caltrans' determination that this bid is both mathematically and materially unbalanced as there is reasonable doubt that SNC's bid will result in the lowest ultimate cost to the State.

Mr. Robertson
May 22, 2014
Page 2

Based on the above, the Department has determined that SNC is no longer eligible for award of this contract. Caltrans will proceed to award this contract to the lowest responsive and responsible bidder, provided that all requirements have been met.

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

Sincerely,



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

Attachment

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

10

CONSTRUCTION ON STATE HIGHWAY IN
MERCED COUNTY NEAR MERCED FROM DEADMANS CREEK BRIDGE TO CHILDS AVENUE
In District 10 on Route 59

UNDER

Notice to Bidders and Special Provisions dated November 25, 2013
Project plans approved September 16, 2013
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 10-0Y1204

10-Mer-59-7.9/14.1

Project ID 1013000138

Bids open Wednesday, January 15, 2014

Dated November 25, 2013

AADD

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204 Project No.: 1013000138
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Name of Bidder: Sierra Nevada Construction, Inc.
Business Street Address: 2055 E. Greg Street
Business P.O. Box:
City, State, Zip: Sparks, Nevada, 89435
Telephone Number: 775-355-0420
Fax Number: 775-355-0535
Contractor License Number: 593393

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days specified in the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. Bidder has and acknowledges the following addenda: 2
02-20-14 Revise Notice to Bidders and Special Provisions
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Electronic Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
 - 4.1 Criminal prosecution
 - 4.2 Rejection of the bid
 - 4.3 Rescission of the award
 - 4.4 Termination of the Contract

By: KEVIN ROBERTSON Title: PRESIDENT
Bidder ID VC0000016849 Checksum 5F8F15B2

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
Section 1 BID ITEM LIST								
1	070030	LEAD COMPLIANCE PLAN		LUMP SUM		LUMP SUM		1,300.00
2	120090	CONSTRUCTION AREA SIGNS		LUMP SUM		LUMP SUM		2,500.00
3	120100	TRAFFIC CONTROL SYSTEM		LUMP SUM		LUMP SUM		777,942.50
4	128652	PORTABLE CHANGEABLE MESSAGE SIGN (LS)		LUMP SUM		LUMP SUM		4,800.00
5	130100	JOB SITE MANAGEMENT		LUMP SUM		LUMP SUM		1,000.00
6	130200	PREPARE WATER POLLUTION CONTROL PROGRAM		LUMP SUM		LUMP SUM		700.00
7	152422	ADJUST MONUMENT COVER		EA	1.0	1,500.00		1,500.00
8	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT		SQYD	23,400.0	2.00		46,800.00
9	190185	SHOULDER BACKING		TON	2,820.0	1.00		2,820.00

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
10	026713	COLD IN-PLACE RECYCLING	SQYD	83,400.0		2.00		166,800.00
11	026714	CEMENT (COLD IN-PLACE RECYCLING)	TON	140.0		50.00		7,000.00
12	026715	EMULSIFIED RECYCLING AGENT (COLD IN-PLACE RECYCLING)	TON	630.0		250.00		157,500.00
13	026716	ASPHALTIC EMULSION (COLD IN-PLACE RECYCLING)	TON	25.0		250.00		6,250.00
14	026717	SAND COVER (COLD IN-PLACE RECYCLING)	TON	170.0		1.00		170.00
15	390011	PREPAVING INERTIAL PROFILER	LUMP SUM		LUMP SUM			2,500.00
16	390300	HOT MIX ASPHALT, SUPERPAVE (TYPE A)	TON	12,900.0		65.50		844,950.00
17	394060	DATA CORE	LUMP SUM		LUMP SUM			2,800.00
18	397005	TACK COAT	TON	47.0		1.00		47.00
19	840515	THERMOPLASTIC PAVEMENT MARKING	SQFT	1,070.0		4.00		4,280.00

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
20	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	102,000.0		0.20		20,400.00
21	850111	PAVEMENT MARKER (RETROREFLECTIVE)	EA	1,350.0		2.85		3,847.50
22	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM		LUMP SUM			100.00
		Section 1 Total					2,056,007.00	
		Total Bid					2,056,007.00	

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204 Project No.: 1013000138
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

SUBCONTRACTOR LIST

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 business name, location, and description of work and submit with the bid. Complete bid item numbers and percentage of bid item subcontracted and submit with the bid, or fax to (916)227-6282 within 24 hours after the bid opening. Failure to provide complete information in all areas within the time specified will result in a nonresponsive bid.

List this sub? Yes

- 1) Business Name: SAMBRANO TRAFFIC CONTROL INCORPORATED
City: WILTON State: CA
Description of Subcontracted Work:

TRAFFIC CONTROL

Bid Item Numbers:

Percentages:

List this sub? Yes

- 2) Business Name: SAFETY STRIPING SERVICE, INC
City: GOSHEN State: CA
Description of Subcontracted Work:

TRAFFIC CONTROL, STRIPING, PAVEMENT MARKINGS

Bid Item Numbers:

Percentages:

List this sub? Yes

3) Business Name:COUGHLIN COMPANY

City:ST. GEORGE State:UT

Description of Subcontracted Work:

COLD-IN-PLACE RECYCLING

Bid Item Numbers:

Percentages:

List this sub? Yes

4) Business Name:PAVEMENT RECYCLING SYSTEMS

City:JURUPA VALLEY State:CA

Description of Subcontracted Work:

COLDMILLING

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Received
Mar. 13. 2014 9:59AM

Mar 13 2014 10:03am

No. 0481 P. 1

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

SUBCONTRACTOR LIST

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 business name, location, and description of work and submit with the bid. Complete bid item numbers and percentage of bid item subcontracted and submit with the bid, or fax to (916)227-6282 within 24 hours after the bid opening. Failure to provide complete information in all areas within the time specified will result in a nonresponsive bid.

List this sub? Yes

- 1) Business Name: SAMBRANO TRAFFIC CONTROL INCORPORATED
City: WILTON State: CA
Description of Subcontracted Work:

TRAFFIC CONTROL

Bid Item Numbers:

3

Percentages:

8.35

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

List this sub? Yes

- 2) Business Name: SAFETY STRIPING SERVICE, INC
City: GOSHEN State: CA
Description of Subcontracted Work:

TRAFFIC CONTROL, STRIPING, PAVEMENT MARKINGS

Bid Item Numbers:

3

Percentages:

1.38

Bid Item Numbers:

19, 20, 21

Percentages:

100

Bid Item Numbers:

Perce... Mar. 13. 2014 9:59AM

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

List this sub? Yes

3) Business Name: COUGHLIN COMPANY

City: ST. GEORGE State: UT

Description of Subcontracted Work:

COLD-IN-PLACE RECYCLING

Bid Item Numbers:

10

Percentages:

66

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

List this sub? Yes

4) Business Name: PAVEMENT RECYCLING SYSTEMS

City: JURUPA VALLEY State: CA

Description of Subcontracted Work:

COLDMILLING

Bid Item Numbers:

8

Percentages:

23.72

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Percentages:

Bid Item Numbers:

Received
Perce Mar. 13. 2014 9:59AM

Mar 13 2014 10:04am

No. 0481 P. 3

Percentages:

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

COMPLETE ONE OF THE FOLLOWING:

*Small Business Preference

The undersigned small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs § 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Example: mm/dd/yyyy

Date: Certification Number:

*Non-Small Business Preference

The undersigned requests non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs § 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Example: mm/dd/yyyy

Date: 03/12/14

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Project No.: 1013000138

CALIFORNIA COMPANY PREFERENCE

This form must be completed by all bidders. Failure of a non-California company to submit this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to submit this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code § 6107 and meets one of the following (enter requested information):

1. I am not a California company which has its principal place of business in California.
or
2. I a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.
Name of State:
or
3. I am a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.
Name of State: NV
California Sales or Use Tax No.: 101131970
or

The undersigned certifies that it is not a "California company."

4. I a California company.
My principal place of business is in:
Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business. (Submit additional sheets if necessary.)
Describe:

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

To opt out of payment adjustments for price index fluctuations as specified, complete this form.

I opt out of the payment adjustments for price index fluctuations.

Enter Date and Name to opt out of payment adjustments for price index fluctuations

Date: Name:

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Project No.: 1013000138

CERTIFICATIONS

UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code § 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of NV County of :WASHOE

Name: KEVIN ROBERTSON,

being first duly sworn, deposes and says that he or she is

Company Title: PRESIDENT of

Company Name: SIERRA NEVADA CONSTRUCTION

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

CERTIFICATIONS (continued)

CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code § 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
 2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.
-

NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code § 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code § 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

Explanation:

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

CERTIFICATIONS (continued)

ANTITRUST LAW

Under Pub Con Code § 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code § 1101, with any public entity, as defined in Pub Cont Code § 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

Explanation:

PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204

Project No.: 1013000138

Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

CERTIFICATIONS (continued)

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

4. If the answer is to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

Explanation:

END CERTIFICATIONS

BIDDER'S BOND

Contract No. 10-0Y1204

Bond No. _____

We _____

_____ as Principal, and

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN MERCED COUNTY NEAR MERCED FROM DEADMANS CREEK BRIDGE TO CHILDS AVENUE In District 10 on Route 59 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 03-12-14.

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such a suit, including a reasonable attorney's fee to be fixed by the court.

Dated: _____, 20____.

Principal: _____

Surety: _____

By: _____

Attorney-in-Fact

Correspondence or claims relating to this bond should be sent to the surety at the following address:

CALIFORNIA ALL PURPOSE ACKNOWLEDGEMENT

State of California

County of _____

On this _____ before me, _____

Date

Here insert Name and Title of Officer

personally appeared _____

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE _____

Signature of Notary Public

(SEAL)



State of California, Department of Transportation - Chris Rice

Bond Number: SCA14427884

Contractor Information

Principal: Sierra Nevada Construction, Inc. 775-355-0420
Address: PO Box 50760 Sparks Nevada 89435 United States
Contractor's State Vendor ID Number: VC0000016849

Owner/Obligee Information

Bond Form: Bid Bond in accordance with Contract Specifications
Owner / Obligee: State of California, Department of Transportation
Address: 1727 30th Street, Bidders' Exchange, MS 26 Sacramento California
 95816 United States

Bond Information

Surety: Liberty Mutual Insurance Company
Rider Present: [Click here to view](#)
Amount of Bid Security: 10% of attached bid
Contract ID Number: 10-0Y1204
Description of Job: construction on State Highway in Merced County near Merced from
 Deadmans Creek Bridge to Childs Avenue

[View AMBest Information](#) [View Surety Profile](#) [Treasury List](#)

Primary Agency:

L/P Insurance Services
 Power of Attorney Limited to: No Stated Limit
 Executed

Executed By:

Lori Jones - 3/7/2014 5:54:42 PM ET
 Phone: 775-996-6037
 Email: Lori.Jones@lplins.net

Know all men by these presents that Liberty Mutual Insurance Company, a Corporation duly organized under the laws of the State of Massachusetts, are held and firmly bound unto the above owner/obligee by this transmission. The surety agrees to waive the Statute of Fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.

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[Privacy Policy](#)

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204 Project No.: 1013000138
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

CERTIFIED DVBE SUMMARY

03-14-11 P02:43 IN

DVBE Prime contractor certification:
DVBE prime contractors must enter their DVBE reference number on their DBA name as listed with Department of General Services (DVBE prime contractors are credited with 100 percent DVBE participation and need not complete the remainder of the form).

Contact person name: Brant Powers
Telephone number: 775-355-0420

Total Claimed Participation \$ 104,238.20
% 5.07

Submit to:
MSC 43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractors List (Pub Cont Code § 4100 et seq.). Identify second and lower tier subcontractors.

If 100% of an item is not performed or supplied by the DVBE's, describe the exact part, including the planned location of work to be performed, of item to be performed or supplied by DVBE.

Bid Item Number(s):
3 (partial)
Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:
TRAFFIC CONTROL
DVBE Name: SAMBRANO TRAFFIC CONTROL, INC.
DVBE Telephone Number: 916-687-6472
DVBE Certification Number: 1159740
\$Amount: 64,958.20

Bid Item Number(s):
3 (partial), 19, 20, 21
Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:
TRAFFIC CONTROL, STRIPING, PAVEMENT MARKINGS
DVBE Name: SAFETY STRIPING SERVICE, INC
DVBE Telephone Number: 559-651-1022
DVBE Certification Number: 14354
\$Amount: 39,280.00

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204 Project No.: 1013000138
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Bid Item Number(s):

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name:
DVBE Telephone Number:
DVBE Certification Number:
\$Amount:

Bid Item Number(s):

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name:
DVBE Telephone Number:
DVBE Certification Number:
\$Amount:

Bid Item Number(s):

Description of Work to Be Subcontracted to DVBE or Materials to be Supplied by DVBE:

DVBE Name:
DVBE Telephone Number:
DVBE Certification Number:
\$Amount:

C. D. Hall

3/13/14

Signature of Bidder

Date



PO Box 50760
 Sparks, NV 89435
 (775) 355-0420
 FAX: (775) 355-0535

LETTER OF TRANSMITTAL

TO: MSC 43, Office Engineer
Department of Transportation
1727 30th St.
Sacramento, CA 95816-7005
(916) 227-6296

DATE: ⁰³⁻¹⁴⁻¹⁴ March 14, 2014
 JOB NAME: Caltrans # 10-0Y1204
 SNC JOB #:

03-14-14 10:21:14 AM

- WE ARE SENDING YOU Attached Under separate cover via _____
 following items:
- Proposal Billing Drawings
 - Contract Doc's Specifications Copy of Letter
 - Change Order Submittal Non-Small Business & DVBE Summary

COPIES	DATE	NO.	DESCRIPTION
1	3/14/2014		Certified Small Business Listing for the Non-Small Bus Pref
1	3/14/2014		DVBE Summary

THESE ARE TRANSMITTED AS CHECKED BELOW:

- For Approval As Requested Approved As Noted
- For Your Use Approved As Submitted
- For Signature For Review and Comment
- for Bids due

REMARKS: _____

COPIES TO: file _____

BY: Brant Powers
 Estimator/ Project Manager

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204 Project No.: 1013000138
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE

List the description of work, name, telephone number, certification number and dollar amount of each certified small business who will be employed on this project. Failure to provide this information may be cause for denial of the non-small business subcontractor preference. May submit additional sheets if necessary.

Submit to:

MSC43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Person to contact: Brant Powers
Telephone number: 775-355-0420

Total Claimed Participation:
\$541,738.20
26.3 % of Contract

Bid Item No.(s) : Example: 100, 200
3(partial)
Description of Work, Service, or Materials:
TRAFFIC CONTROL
Firm Name:
SAMBRANO TRAFFIC CONTROL, INC
Telephone: 916-687-6472 SB Certification No.: 1159740
\$Amount : 64,958.20 Example: 999,999

Bid Item No.(s) : Example: 100, 200
3(partial), 19,20,21
Description of Work, Service, or Materials:
TRAFFIC CONTROL, STRIPING, PAVEMENT MARKINGS
Firm Name:
SAFETY STRIPING SERVICE INC
Telephone: 559-651-1022 SB Certification No.: 14354
\$Amount : 39,280.00 Example: 999,999

Bid Item No.(s) : Example: 100, 200
16(partial)
Description of Work, Service, or Materials:
TRUCKING
Firm Name:
DRAGON MATERIAL TRANSPORTATION, INC.
Telephone: 559-351-8822 SB Certification No.: 52655
\$Amount : 75,000.00 Example: 999,999

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID BOOK

Contract No.: 10-0Y1204
Bidder: VC0000016849 - Sierra Nevada Construction, Inc.

Project No.: 1013000138

CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE (cont'd)

Bid Item No.(s) : Example: 100, 200

12

Description of Work, Service, or Materials:

SUPPLY ERA

Firm Name: E.M. OIL TRANSPORT, INC.

Telephone: :323-722-9088

SB Certification :37828

\$Amount :362,500.00 Example: 999,999

Bid Item No.(s) : Example: 100, 200

Description of Work, Service, or Materials:

Firm Name:

Telephone :

SB Certification :

\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200

Description of Work, Service, or Materials:

Firm Name:

Telephone :

SB Certification :

\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200

Description of Work, Service, or Materials:

Firm Name:

Telephone :

SB Certification :

\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200

Description of Work, Service, or Materials:

Firm Name:

Telephone :

SB Certification :

\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200

Description of Work, Service, or Materials:

Firm Name:

Telephone :

SB Certification :
\$Amount : Example: 999,999

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

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

May 22 2014 03:44pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
917753550535	Normal	22:03:41pm	3' 10"	29	# O K	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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!*

May 22, 2014

Facsimile: (775)355-0535

Kevin Robertson, President
Sierra Nevada Construction, Inc.
2055 E. Greg Street
Sparks, Nevada, 89435

10-0Y1204
10-Mer-59-7.9/14.1
B.O. 3/12/14

Dear Mr. Robertson:

The Department of Transportation (Caltrans) received the attached bid from Sierra Nevada Construction, Inc. (SNC) for project 10-0Y1204 on March 12, 2014, at which time, SNC was the apparent low bidder. By this letter, Caltrans notifies SNC that its bid has been rejected due to unbalancing.

As you are aware, Caltrans receives many bids in response to its highway construction needs and strives to ensure the integrity of the competitive bidding process. Caltrans evaluates each bid to determine whether a bid meets the requirements of both the State/Federal contract approval process. In this case, Caltrans Engineers evaluated the bid submitted by SNC and determined that SNC submitted a bid that was materially unbalanced.

A bid is mathematically unbalanced when it contains lump sum or unit bid items that do not reflect reasonable actual costs plus a reasonable proportionate share of the bidder's anticipated profit, overhead costs, and other indirect costs. A bid is materially unbalanced when it generates a reasonable doubt that the award to the bidder submitting a mathematically unbalanced bid will result in the lowest ultimate cost to the State.

SNC's bid for contract Bid Item 12, Cold In-Place Recycling Agent, was bid at a unit cost of \$250.00 per ton in comparison to the Engineer's Estimate of \$650.00 per ton and the other seven bidders which ranged from \$535.00 to \$660.00 per ton. This led to a -61.5% bid difference from the Engineer's Estimate. By comparing the overall total bid for the lowest 4 bidders less this item, a change in the bid rank status of the current low bid would occur.

Therefore, based on the item cost listed for Bid Items 3 and 12, it is Caltrans' determination that this bid is both mathematically and materially unbalanced as there is reasonable doubt that SNC's bid will result in the lowest ultimate cost to the State.