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!

August 7, 2015

Facsimile: (209) 983-2300

Eric Stannard, Director of Public Relations
A. Teichert & Sons, Inc. dba Teichert Construction
265 Val Dervin Parkway
Stockton, CA 95206

10-0Y90U4
10-SJ-99-18.4/23.0
B.O. 7/22/15

Dear Mr. Stannard:

The Department of Transportation (Caltrans) received a bid from A. Teichert & Sons, Inc. dba Teichert Construction (Teichert) for contract 10-0Y90U4 on July 22, 2015. By this letter, Caltrans notifies Teichert that its bid is nonresponsive because the Disadvantaged Business Enterprise (DBE) form submitted is inconsistent with the Subcontractor List form in violation of the bidding instructions.

The DBE Commitment Form expressly states, "Names of the First Tier DBE Subcontractors and their respective item(s) of work listed must be consistent, where applicable, with the names and items of work in the Subcontractor List." Teichert listed the subcontractor Austin Enterprises (Austin) on its DBE Commitment form to perform Bid Item 36 (Jointed Plain Concrete Pavement RSC), but failed to list Austin on the Subcontractor List form. The bidding instructions for submitting the Subcontractors List form found in the 2010 Standard Specifications, Section 2-1.10, states in part…"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." Austin was listed to perform work in the amount of $37,355.60, which exceeds the listing threshold of $23,255.00 for this bid.

Furthermore, the aforementioned bid item 3 meets the requirements that define a contractor under the Business and Professions Code 7025 (et. seq.) and the total amount of work provided to Austin exceeded the requirements of Public Contract Code 4100 (et. seq.), and as such, Austin should have been listed as a subcontractor.

Based on the above findings, Caltrans will proceed to award this contract to the lowest responsive and responsible bidder provided all requirements have been met.

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

Sincerely,

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

** Transmit Conf.Report **

P.1 Aug 7 2015 03:26pm
CALTRANS CONTR AWARDS Fax 916-227-6282

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

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