

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

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www.dot.ca.gov

*Serious drought.
Help save water!*

March 25, 2015

Facsimile: (619) 677-5648

Alicia M. Gervasi, CFO
IO Environmental & Infrastructure, Inc.
2840 Adams Avenue, Suite 301
San Diego, CA 92116

01-262054
01-Men-101-45.0/50.
B.O. 3/12/2015

Dear Ms. Gervasi:

The Department of Transportation (Caltrans) received a bid submitted by IO Environmental & Infrastructure, Inc. (IO Environmental) for Contract 01-262054 on 3/12/2015. By this letter, Caltrans notifies IO Environmental that its bid is nonresponsive because it failed to properly complete the Subcontractor List form.

IO listed Ahtna Design-Build (Ahtna), Inc. to perform work described as bid items 8 and 9, Storm Water Annual Report, Move-In/Move-Out (Temporary Erosion Control) and allocated 0.792 percent or \$74,962.83 of the total bid to Ahtna. In addition, Ahtna was also listed as the sole Disadvantaged Business Enterprise (DBE) and the quote submitted in response to the bid shows that Ahtna quoted \$6,000 for bid item 8 and \$68,987 for bid item 9, which totals \$74,987.

The Subcontractor List also identified Selby's Soil Erosion Control Company, Inc. to perform work which includes bid items 9 and 10, Move-In/Move-Out (Temporary Erosion Control) and Temporary Tacked Straw and identified the portion of work to be performed as .1955 percent or \$18,882.68 of the total bid. Accordingly, the combined amount to be subcontracted is (93,845.51 or .99 percent of the total bid). These bid items total \$205,500.00 or 2.171 percent of the total bid.

Caltrans bases all decisions on contract awards on the bid documents. Since IO presented percentages of work assigned to subcontractors based on the total bid, rather than the percent of work to be performed, and because IO listed two subcontractors for performing work related to bid item 9, Caltrans is unable to determine if the bid meets the requirements of Public Contract Code 4106 as Caltrans cannot determine the allocation of work for bid item 9 between Ahtna and Selby's.

Furthermore, under 4106, a finding that two or more subcontractors performing the same portion of work provides that the prime must self perform the overlapping work. For this bid, the work of Ahtna would no longer be eligible for the Disadvantaged Business Enterprise (DBE) participation for bid item 9 and IO's DBE Commitment would fall below the stated goal for the contract.

Ms. A. Gervasi
March 25, 2015
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Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder, provided that all requirements are met.

Your attention is directed to Section 3-1.04 of the 2010 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to extend your bid while resolving a nonresponsive finding, you must send your request to the Office Engineer no later than 4:00 p.m., two business days prior to the expiration of your bid.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'J. C. McMILLAN', with a long horizontal line extending to the right.

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

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

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

Mar 25 2015 04:09pm

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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