

BAY CITIES PAVING & GRADING INC.

Bus: 1450 Civic Court, Bldg. B Suite #400, Concord, CA 94520
(925) 887-6666
Fax (925) 887-2122

Mall: Post Office Box 6227, Concord, CA 94524-6227

April 22, 2015

SENT VIA FAX

Department of Transportation, MS 43
Attn: John McMillan, Deputy Division Chief
1727 30th Street
Sacramento, CA 95816

Project: 03-0G1604
Bid Opening: 04/8/2015
Re: Response to Finding of Nonresponsiveness

Dear Mr. McMillan,

Bay Cities received your letter of April 20, 2015. In this letter, you wrote that Caltrans found Bay Cities' bid was nonresponsive because Bay Cities failed to submit its DBE Commitment Form by 4:00 p.m. on April 14, 2015. Caltrans is mistaken. Bay Cities delivered both a cover letter & DBE Commitment Form (which were stapled together) and Bay Cities' Good-Faith Package to Caltrans on April 13, 2015 at 8:48 a.m.. I have attached a copy of Bay Cities cover letter and DBE Commitment Form that was delivered to Caltrans. I have also attached a copy of FedEx's Tracking Notice that shows the delivery was made to Caltrans on April 13, 2015. Bay Cities' Good-Faith Package is currently posted on Caltrans' website. There is no doubt that Caltrans received Bay Cities' cover letter as well as Bay Cities' DBE Commitment Form. It is possible that during its review process, Caltrans separated the cover letter & DBE Commitment Form from the Good-Faith Package. We request that Caltrans review its records to locate both the cover letter and the DBE Commitment Form.

While Caltrans reviews its records, Bay Cities hereby agrees to extend the award period of Bay Cities' bid by 30 days from the date that it would expire. Should you have questions regarding this matter, do not hesitate to contact me.

Sincerely,



Marlo Manqueros
Vice-President

cc: File

BAY CITIES PAVING & GRADING INC.

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Mail: Post Office Box 8227, Concord, CA 94524-6227



April 10, 2015

SENT VIA OVERNIGHT DELIVERY

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

Project: CONTRACT 03-0G1604
Bid Opening Date: April 8, 2015

Re: Submission of DBE Information Pursuant to Section 2-1.12 of the Special Provisions.

To Whom It May Concern,

Enclosed please find Bay Cities' completed "Caltrans Bidder-DBE Commitment" Form. The DBE goal for the Project is 10% and Bay Cities has exceeded this goal. Bay Cities has also enclosed a completed "Good Faith Efforts Documentation" form and attached documents evidencing Bay Cities' good-faith efforts to obtain DBE participation. Bay Cities has included copies of the quotes of DBE's who will be performing work on the Project as confirmation that these DBE's will participate in the contract. If you should have any questions regarding this, please contact me.

Sincerely,

Russ Olney
Estimator

cc: File

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
DBE - COMMITMENT
DES-0E-0102.100 (REV 12/2014)

CONTRACT NO: 03-0G1604
 BID AMOUNT: \$ 1,939,257.⁷⁵
 BID OPENING DATE: April 8, 2015
 BIDDER'S NAME: Bay Cities Paving & Grading, Inc.
 DBE GOAL FROM CONTRACT %: 10
 DBE PRIME CONTRACTOR CERTIFICATION¹:
 TOTAL NUMBER OF ALL SUBCONTRACTS (DBE & NON-DBE) 7
 TOTAL VALUE OF ALL SUBCONTRACTS (DBE & NON-DBE) 379,024.-

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 DBE (Must be certified on the date bids are opened. Include Caltrans' certification no., DBE address, and phone number. Show 2nd and lower tier subcontractors)	AMOUNT (\$)
22, 23, 16 (P)	Place AC Dike Place Shoulder Batching (Partial)		A.C. Dike Co 2788 Venture Dr Lincoln CA 95648 916-652-0159 CT - 000219	9,031.-
17, 18, 19 (Partial)	(2nd Tier to Tiedhart Matls) Purchase & Deliver Asphalt Concrete Binder (Liq Asphalt) Supplier		Black Diamond Asphalt 118 Main St. Vacaville CA 95688 707-448-9902 CT - 022999	211,880.- (Pg 1 of 2)

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 \$ 268,861.-
13.9 %

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
 Date 4/9/15 915-687-6666
 (Area Code) Tel. No.
 Person to Contact Ben L Rodriguez, Jr
 (Please Type or Print)

ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information, call (916) 445-1233, TTY 731, or write to Records and Forms Management, 1120 N Street, MS-88, Sacramento, CA 95814.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
DBE - COMMITMENT
DES-OE-0102.100 (REV 12/2014)

CONTRACT NO: 03-0G1604

BID AMOUNT: \$ 1,939,257.15

BID OPENING DATE: April 8, 2015

BIDDER'S NAME: Bay Cities Paving & Grading, Inc.

DBE GOAL FROM CONTRACT %: 10

DBE PRIME CONTRACTOR CERTIFICATION: TOTAL NUMBER OF ALL SUBCONTRACTS (DBE & NON-DBE): TOTAL VALUE OF ALL SUBCONTRACTS (DBE & NON-DBE):

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 Caltrans' certification no., DBE address, and phone number. Show 2nd and lower tier subcontractors)	AMOUNT (\$)
12, 25, 26	Remove Guardrail Minor Conc		Frank Meading Gen'l Bg 10096 Alhambra Rd Droville, CA 95966 530-743-0744	47,940.-
27, 28, 29	Obj Marker Midwest Guardrail Transition Railing Alt Flared Term. Sigs		# CT 014717	

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 Subcontract or List (Pub Cant 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 \$(pg 2 of 2) %

The bidder acknowledges that it is committed to use the DBEs shown on this form to meet the contract goal (48 CFR 28.53)

[Signature]
Signature of Bidder

4/9/15 975.687.6666
Date (Area Code) Tel. No.

Ben L Rodriguez Jr
Person to Contact (Please Type or Print)



BLACK DIAMOND ASPHALT, INC.

April 7, 2015
Teichert Rock Products
Attn: John Dooly

*EMAIL QUOTE: jdooly@teichert.com

Project: Highway 16 Yolo County
Caltrans Project #: 03-0G1604
Bid Date: April 8, 2015

Bid Item	Product	Quantity	Delivered To Woodland
# 17 18-19 (Partial)	PG 64-16	+/- 725	\$451.00/ton = 487. ⁰⁰ w/t

* 353,133.⁻
 60%

 * 211,879.⁰⁰

Black Diamond Asphalt, Inc is a Caltrans certified UDBE supplier.
Certification number: 22999

- Above price for freight is based on full loads
- It is our understanding that this project is subject to Crude Oil Index 5%
- This quote does NOT include sales/use tax of federal spill funds.
- DFSC (Diesel Fuel Surcharge) is not included
- Credit Terms to be determined.

- THESE PRICES ARE VALID FOR 15 DAYS FROM THE DATE OF THIS QUOTE
- THIS QUOTE DOES NOT GUARANTEE SUPPLY OR TRANSPORTATION UNTIL WE RECEIVE A SIGNED ACCEPTANCE TO CONFIRM THIS QUOTE.

SIGNED ACCEPTANCE _____ DATE _____

04/22/2015 15:31

Received

Apr 22 2015 04:31pm
(FAX)

P.007/009

RX Date/Time 04/06/2015 10:30 9166459618
04/06/2015 11:34 9166459618 AC DIKE

P.001
#1784 P.001/001

A. C. DIKE CO.
Specialty Paving Inc.
SPECIALTY PAVING CONTRACTOR

QUOTATION: CDOT RT 16 YOLO CO. 03-0G1604

BIDS : 4/8/15

#22 - 23	"PLACE ONLY"*1380 LF ASPHALT DIKE TYPE (C,F) @ 2.95 LF	=	4,071.-
# 16 (P)	PLACE IMPORTED SHOULDER BACKING @ \$2480.00 8 HR SHIFT.**	* 2 =	4,960.-
	** PRICE INCLUDES PLACING AND SCREEDING. EXCLUDES WATERING AND COMPACTION. MOBILIZATION FOR SHOULDER MACHINE \$400.00		<u>9,031.-</u>

**PRICE INCLUDES TACK AND ONE MOBILIZATION FOR DIKE CREW.
ASPHALT MATERIAL AND HAULING BY PRIME CONTRACTOR.
TRAFFIC CONTROL BY PRIME CONTRACTOR.**

*** PLACE ONLY ASPHALT DIKE. SPECIFICALLY EXCLUDES SURFACE
PREPARATION, BACKFILL, OR FOGSEAL.**

QUALIFIED MINORITY CONTRACTOR, DBE/WBE/UDBE # CT 000219

CAL. LIC.# 407417 NEV. LIC.#24188
2788 VENTURE DR. LINCOLN, CA. 95648
(916) 652-0159 FAX (916) 645-9618
WWW.ACDIKE.COM
DIR# 1000005929

KX Date/Time 04/08/2015 07:28 5307439352
APR-8-2015 18:25 FROM:FRANK MEDINA GEC 5307439352

TO:19256872122

P.001
P.1

FRANK MEDINA GENERAL ENGINEERING
10096 AHART ROAD
OROVILLE, CA 95968
OFFICE - 530-743-0744; FAX - 530-743-8352

PROPOSAL

State Lic # 844373 Class A C13 C31 roxanne.medina@gett.net

Certified DBE: CT014717 2/2/18 expires
Certified SBE: 8270
Certified ESBE: FRM5428230P

Laborers Local 185
Operators Local 3
Air Quality Compliant
Public Work Registration
#1000005834

FAXED ON 04/08/16
Bid Date: 04/08/15

Project: 03-0G1604

Addendums: Freight Included: Yes Sales Tax Included: Yes
Quote Valid: 30 Days Permits: No Construction Staking: No USA: No
Traffic Control: 7 DAYS Back Charges: No Retention Withheld: No Bond Premium: 2%
Prevall Wage: YES Union: YES HazMat/Lead Compliance: NO

Item No.	Item	Item Price	Unit	Qty	Total
12	REMOVE GUARDRAIL	6.00	LF	380	\$2,340.00
25	MINOR CONCRETE 5 TC	1000.00	CY	14	\$14,000.00
26	OBJECT MARKER	50.00	EA	4	\$200.00
27	MIDWEST GUARDRAIL SY WOOD 1 TC	36.00	LF	150	\$5,400.00
28	TRANSITION RAILING WB-31 1 TC	4000.00	EA	4	\$16,000.00
29	ALTERNATIVE FLARED TERM 8Y8	2500.00	EA	4	\$10,000.00
			TOTAL		\$47,940.00

*** Quote is based on all items. If you would like to break up packages please call us for approval.

*** Excluding any painting or Electrical work on any items.

*** Quote INCLUDES 2 mobilizations. Additional mobilizations to be charged at \$750 ea.

*** Quote is based on Regular shift hours M-F. Weekends, Holidays, and Night Work subject to wage

*** Stand By Time: \$250 per Hour Excluding Weekend or Holiday Hours

*** Bid items that require night work the item price reflect night work rate.

Terms: Due and payable within 30 days from date of installation and/or as per Business and Professional Code 7108.6 and Public Contract Code 10262.5 (for progress payments). Attorney Fees and Interest: If court action be instituted on this invoice, general contractor promises to pay reasonable attorney fees. A late payment charge of 1 1/2% per month will be charged on all invoices not paid within terms of quote. This is annual percentage rate of 18%.

*** Shop Drawings: Contractor to supply drawings where applicable. General to verify and return same; approved, signed, and dated. Material fabrication will not be initiated prior to the receipt of the approved and signed shop drawings.

*** Backcharges: General acknowledges that Contractor will not accept any backcharges unless prior mutual agreement is made in writing. Contractor reserves the right to repair and or replace any defective material at their discretion without liability from any circumstance.

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FedEx® Tracking

773346629754

Ship (P/U) date :
Fri 4/10/2015 4:08 pm

Actual delivery :
Mon 4/13/2015 8:48 am

Bay Cities Paving Grading Inc.
Reception Desk
Building B Suite 400
1450 Civic Ct.
Concord, CA US 94520
925 667-8888

Delivered
Signed for by: M.PIFFER

Department of Transportation
Office Engineer
MSC 43
1727 30th Street
Sacramento, CA US 95818
916 855-5555

Travel History

Date/Time	Activity	Location
- 4/13/2015 - Monday		
8:48 am	Delivered	SACRAMENTO, CA
8:08 am	On FedEx vehicle for delivery	SACRAMENTO, CA
- 4/11/2015 - Saturday		
7:40 am	At local FedEx facility	SACRAMENTO, CA
7:40 am	At local FedEx facility	SACRAMENTO, CA
	Package not due for delivery	
4:24 am	At destination sort facility	SACRAMENTO, CA
2:30 am	Departed FedEx location	OKLAND, CA
- 4/10/2015 - Friday		
10:05 pm	Arrived at FedEx location	OKLAND, CA
9:13 pm	Left FedEx origin facility	PACIFIC CO, CA
6:59 pm	Shipment information sent to FedEx	
4:08 pm	Picked up	PADMCO, CA

Shipment Facts

Tracking number	773346629754	Service	FedEx Priority Overnight
Weight	3 lbs / 1.36 kgs	Signature services	Direct signature required
Delivery attempts	1	Delivered To	Mallroom
Total pieces	1	Total shipment weight	3 lbs / 1.36 kgs
Terms	Not Available	Shipper reference	RO
Packaging	Your Packaging	Special handling section	Deliver Weekday, Direct Signature Required

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PAPICH CONSTRUCTION CO., INC.

CAL. LIC. #767055
P.O. BOX 2210, PISMO BEACH, CA 93448
(805) 473-3016 OFFICE • (805) 481-5966 FAX

FACSIMILE TRANSMITTAL SHEET

TO: Caltrans	FROM: David Cruce
COMPANY:	DATE: 4/16/15
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER: 7
PHONE NUMBER: 916-227-6282	SENDER'S REFERENCE NUMBER:
RE: 05-492804	YOUR REFERENCE NUMBER:

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE READ

Subcontractor List with Public Works Registration Numbers

facsimile TRANSMITTAL

Re-Send

to: John McMillan/ Deputy Division Chief, Caltrans
fax #: (916) 227-6282
re: CDOT Contract 03-0G1604
date: April 22, 2015
pages: 8, including cover sheet.

CONFIDENTIALITY NOTICE

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From the desk of...

Marlo Manqueros
 Vice-President
 Bay Cities Paving & Grading, Inc.
 P.O. Box 6227
 Concord, CA 94524-6227

(925) 446-6001
 Fax: (925) 687-2122