

**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!*

March 8, 2016

Facsimile: (916) 383-4084

Mike Fain, Vice President of Construction Operations  
Telfer Pavement Technologies, LLC  
Ave, Bldg. 700 Ste. 300  
McClellan, CA 95652

06-0T6204  
06-Fre-33-11.1/14.8, 16.9/22.74522 Parker  
B.O. 1/27/2016

Dear Mr. Fain:

The Department of Transportation (Caltrans) received a letter dated February 26, 2016, from Telfer Pavement Technologies, LLC (Telfer) protesting the bid submitted by Granite Construction Company (Granite) for Contract 06-0T6204 on January 27, 2016. The protest alleges that the Subcontractor's List form and the Disadvantaged Business Enterprise (DBE) Commitment form have inconsistencies and should be found nonresponsive.

Caltrans finds the Granite listed ABSL Construction (ABSL) on the Subcontractor's List and DBE Commitment form to perform bid items 10, 13, and 16, providing the description of work as Operated Grinder Rental. Caltrans does not require a detailed technical description of the work to be performed and therefore, accepts the description given as to the work being performed by ABSL.

In regards to the inconsistencies, Caltrans does not perform calculations at bid time of the percentages listed on the Subcontractor's List form with regard to the amount listed for a particular item. Caltrans has found that frequently, the percentages of each bid item are not a one for one match with the dollar amounts listed on the DBE Commitment form, since the total bid amount and even individual bid items, may include the contractor's profit and overhead. On this basis and in this instance, Caltrans does not agree that the bid submitted by Granite is nonresponsive.

The Office of Business and Economic Opportunity, Contract Evaluation Branch (CEB) reviewed the DBE submittal and confirmed the DBE's participation on this project. As such, Granite met the goal for this contract.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder.

**The Resident Engineer will receive a copy of this letter for Contract Administration Compliance.**

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff DeFevere".

JEFF DEFEVERE  
Office Chief  
Office Engineer, Construction Contract Awards  
Division of Engineering Services

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

P.1  
CAL/TRANS PLANS COUNTER

Mar 8 2016 03:55pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA - CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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