AUTOBAHN
CONSTRUCTION INC.

July 23, 2014

Department of Transportation
Division of Engineering Services
Office Engineer, MS 43
1727 30th Street
Sacramento, CA 95816-8041

Attention: Mr. John McMillan
Deputy Division Chief
Fax 916 227-6282

RE: Contract No. 08-0J9304
Bid Date: July 17, 2014

Dear Mr. McMillan:

We are protesting the apparent low bidder Beador Construction Company Inc. on the above referenced project due to the following discrepancies:

First: Beador bid item #1 Lead Compliance Plan for the LS amount of $1,000.00 However Appian was listed on the DBE Commitment form in the amount of $1,900.00 This amount is more than the total bid item #1.

Second: Sam's Equipment & Supply was listed for "supply only" of the bar reinforcing steel. Sam's Equipment & Supply is not a "manufacturer of rebar" only a supplier or regular dealer and the 60% credit would apply not the 100% which was used.

Third: The hand written calculations of $9,971.00 for the services provided by The Sanberg Group, Inc. has nothing to do with the lump sum prices that was quoted by Sanberg for the Pre-Construction Survey, Monitoring of fence installation & removal and Monitoring of Construction Activities for a Lump Sum Amount = $30,450. .

We are requesting that Beador's bid be deemed as non-responsive based on the above mentioned facts because he does not meet the 8% goal. If you have any questions, please do not hesitate to contact me.

Sincerely,

John Korb
Treasurer

Attachments

• P.O. Box 11238 • Santa Ana, CA 92711-1238
(714) 769-7025 • FAX (714) 769-7031 • Lic. #676837 A

07-22-14A10:43 RCVD

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
CALTRANS BIDDER - DBE - COMMITMENT
DEB-CE-0102.10C (NEW 06/2012)

Low Bidder

This information may be submitted with your bid proposal. If it is not, and you are the apparent low bidder or the second or third low bidder, it must be submitted and received as specified in section 2 of the specifications. Failure to submit the required DBE information will be grounds for finding the bid nonresponsive.

CONTRACT NO: 08-0J9304

BID AMOUNT: $ 445,700.00

BID OPENING DATE: 7/17/14

BIDDER'S NAME: Beador Construction Company Inc

DBE GOAL FROM CONTRACT, %: 8%

DBE PRIME CONTRACTOR CERTIFICATION[1]:

SUPPLY ONLY
NOT A MANUFACTURER

BID ITEM NO	ITEM OF WORK AND DESCRIPTION OF SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED[2]	FOR CALTRANS USE ONLY	NAME OF DBEs (Must be certified on the date bids are opened - Include Caltrans certification #, DBE address and phone number) (Indicate 2nd and lower tier subcontractors)	DOLLAR AMOUNT DBE[3]	
21(F)	Bar Reinforcing Steel "Supply only"		Sam's Equipment Supplier	$12938.40	60% 7,762
1	Prepare lead Compliant plan		Appian	$1,900.00	1,000
7	Prepare water pollution Control program		Appian	$700.00	
10	Contractor Supplied Biologist		Mr. Sanberg Group Logan's Marketing	$9,971.00	?
10	"supply" Minor Hot Mix Asphalt			$15,445.01 =	9279.36

DOES NOT MATCH QUOTE IN ANY WAY

IMPORTANT: Identify all DBE firms being claimed for credit, regardless of tier. Names of the First Tier DBE Subcontractors and their respective item(s) of work listed above must be consistent, where applicable, with the names and items of work in the "Subcontractor List" submitted with your bid. Copies of the DBE quotes are required.

1. DBE prime contractors must enter their certification number and indicate all work to be performed by DBEs including work performed by its own forces.
2. If 100% of item is not to be performed or furnished by DBE, describe exact portion of item to be performed or furnished.
3. See section 2-1.12 of the specifications to determine the credit allowed for DBE firms.

Total Claimed Participation: $

Signature of Bidder

7/16/14
Date

9516747352
(Area Code) Tel. No.

David Beador
Person to Contact (Please Type or Print)

Submit to:

MSC 43
OFFICE ENGINEER
DEPARTMENT OF TRANSPORTATION
1727 30TH STREET
SACRAMENTO, CA 95816-7005

ADA Notice: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814

Sam's Equipment & Supplies
P.O. Box 7797
Fresno, California 93747-7797
Phone (559) 252-0354
Fax (559) 251-1119
S.B./D.V.B.E./D.B.E./U.D.B.E./S.M.B.E./S.D.V.O.S.B.C.

Quotation: 2014394

To:
Attn: ESTIMATING DEPT.
Phone:
Fax:

Date Submitted: July 17, 2014
Project: BAKER, 08-0J9304
Bid Date: JULY 17, 2014

Item	Quantity	Description	Unit	Total
21	9,584 LB	5/8" #5 REINFORCING STEEL	$0.48	$4,600.32
		FABRICATED Quantity not know for fabrication	1.25/lb	

TAX IS NOT CALCULATED IN THIS QUOTE
QUOTE IS FOR SUPPLY ONLY
THE ABOVE QUANTITY IS ESTIMATED ONLY
UNLOADING IS BY OTHERS
INSTALLATION IS BY OTHERS
ADDITIONAL FREIGHT CHARGES WILL APPLY ON PARTIAL SHIPMENTS AND SUPPLEMENTAL ORDERS

QUOTE PRICES GOOD TILL 7-26-14

1.25
x 9584
11980
+ tax
12938.
60% = #7760.00

Terms: Net 10th Prox.
Conditions: This is not a contract. Prices quoted are current prices subject to applicable sales tax, prior sales and change without notice. Prices quoted expire 06/05/2014. All agreements are contingent upon strikes, accidents and other conditions beyond our control. Quantities are approximate-unit price prevails.
See attached terms and conditions.

Accepted by:

Company_____ Date_____

By_____

Purchase Order No._____

"SUPPLY ONLY"
NOT A MANUFACTURER

APPIAN UDBE SWPPP

Storm Water Pollution Prevention Plans
Water Pollution Control Programs
Lead Compliance Plans

Certified DBE (UDBE, WBE & MBE):
BART No. 38334 exp: 04-20-2015

Business License Number 024765

5780 Olinda Road
El Sobrante, CA 94803

Phone: (510) 854-9402
Fax: (510) 256-0103

Friday, July 11, 2014

ATTN: Estimator

RE: Contract : **Caltrans – 08-0J9304**

Bridge Rehabilitation.

Bid Date: **July 16, 2014**

Please find below the APPIAN SWPPP quote for the referenced project. Price includes three draft copies of the plan, additional copies of the approved plan if required by the Special Provisions, amendments and corrections. Plan preparation is in compliance with State, Regional and Local Storm Water Discharge Regulations and as required by the Special Provisions.

Item #	Item Code	Items bid individually	Bid Price
1	070030	Prepare Lead Compliance Plan (LCP)	$1,900.00
8	130200	Prepare Water Pollution Control Program (WPCP)	$700.00

Good luck.

Thomas Koprek
Estimator
(510) 854-9402

BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	1,000.00
2	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	2,700.00
3	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	69,627.00
4	120200	FLASHING BEACON (PORTABLE)	EA	1	525.00	525.00
5	128651	PORTABLE CHANGEABLE MESSAGE SIGN (EA)	EA	1	1,250.00	1,250.00
6	130100	JOB SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	5,500.00
7	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,000.00
8	130560	TEMPORARY SOIL BINDER	SQYD	4,000	1.30	5,200.00
9	130720	TEMPORARY CONSTRUCTION ROADWAY	SQYD	67	230.00	15,410.00
10	146002	CONTRACTOR-SUPPLIED BIOLOGIST (LS)	LS	LUMP SUM	LUMP SUM	13,000.00
11	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	SQYD	400	19.00	7,600.00
12	160102	CLEARING AND GRUBBING (LS)	LS	LUMP SUM	LUMP SUM	2,700.00
13	190101	ROADWAY EXCAVATION	CY	150	65.00	9,750.00
14 (F)	192003	STRUCTURE EXCAVATION (BRIDGE)	CY	642	25.00	16,050.00
15 (F)	193003	STRUCTURE BACKFILL (BRIDGE)	CY	580	50.00	29,000.00
16	390136	MINOR HOT MIX ASPHALT	TON	80	270.00	21,600.00
17	394053	SHOULDER RUMBLE STRIP (HMA.GROUND-IN INDENTATIONS)	STA	3	1,150.00	3,450.00
18 (F)	510051	STRUCTURAL CONCRETE. BRIDGE FOOTING	CY	55	800.00	44,000.00
19 (F)	510053	STRUCTURAL CONCRETE, BRIDGE	CY	6	3,750.00	22,500.00
20	511106	DRILL AND BOND DOWEL	LF	709	21.00	14,889.00

The Sanberg Group, Inc.

ENVIRONMENTAL COMPLIANCE AND RESTORATION SERVICES
Certified DBE / DVBE / WBE / SDVOSB / SBE ISO 9001

Monitoring Report, Bi-Weekly Monitoring Reports and Final Monitoring Reports to be submitted following specs provided.

- Cost includes inspection/monitoring of desert tortoise fence. Monitoring report to be submitted after sweep with specs provided.
- Cost does not include incidents of regulated species not observed during construction sweeps.

The estimated cost for mobilization, monitoring and reporting is provided as follows (per specs):

- ~~Pre-Construction~~ Survey (Incl. Report) **$4,432**
- Monitoring of Desert Tortoise Fence Installation and Removal (no Report) **$8,904**
- ~~Monitoring~~ of Construction Activities (incl. Reports) **$17,114**

Lump Sum Amount* = $30,450 DOES NOT MATCH

11.13 per day

2 days install

1 day Removal

2200 monitor Construction Activities

*This cost proposal is a not to exceed amount (NTE). This cost proposal includes all related lodging and per diem, mileage, vehicle rental and incidentals necessary for this project. This proposal does not include separate incidents of Desert Tortoise or other regulated species not occuring during designated sweeps performed by Sanberg where a qualified biologist is required on site. Delays caused by CalTrans, its contractors and/or unknown site conditions may result in additional costs. Additional time at the site will be charged at a rate of $100/hr for an Authorized field biologist and $84/hr for a regular field biologist. However, no additional charges will be assessed without prior approval by the contractor. This quote is valid for 30 days from the date designated above.

Please feel free to contact the undersigned if you have any comments or questions. Thank you for the opportunity to provide this proposal.

total $9971.00

The Sanberg Group, Inc.

Kyle Petersen, EIT
Staff Environmental Engineer
Project Manager / Estimator

JUL-16-2014 14:06 FROM:THE SANBERG GROUP 8883561250 TO:19516747495 P.4/4