

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

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TTY 711

www.dot.ca.gov

*Serious drought.
Help save water!*

June 23, 2015

Facsimile: (209) 523-4927

Ed Berlier, Vice President
George Reed Inc.
140 Empire Ave
Modesto, CA 95354

10-0V9004
10-Ama-88-15.0/32.3
B.O. 04/29/2015

Dear Mr. Berlier:

The Department of Transportation (Caltrans) received letters from George Reed, Inc. (George Reed) on May 19, 2015, and on May 20, 2015, from Ryan C. Wood of Stoel Rives, on behalf of George Reed, protesting the bids submitted by Pave-Tech, Inc. (PTI) and Chester Bross Construction Company (Chester Bross). The protest alleges that PTI did not properly list a subcontractor for bid item 19 (Repave Grinding), and further alleges that Chester Bross failed to give a description of its subcontractor's work and is a material deficiency. George Reed requests that Caltrans finds the bid submitted by both PTI and Chester Bross non-responsive and award the contract to George Reed.

Caltrans did not conduct a review of this protest as it relates to the bid submitted by PTI, since the bid submitted by Chester Bross was responsive.

As the protest relates to the bid submitted by Chester Bross, The bidding instructions on the Subcontractors List form states in part, "If the percentage of the bid item work is less than 100 percent list the description of the portion of the work to be subcontracted". Chester Bross, in lieu of the description of work, provided bid item numbers as a description of work for all items subcontracted, whether it was a 100 percent or less. While Caltrans agrees that this is a deviation from the bidding instructions, it is not a material deviation because it does not change the bid nor does it give a material advantage to the bidder. Caltrans determines that the listing of the bid item to be performed is a sufficient description of the work.

Based on the above, Caltrans will proceed to award this contract to the lowest responsive and responsible bidder, provided that 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
CALTRANS CONTR AWARDS Fax 916-227-6282

Jun 23 2015 01:10pm

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

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 DIVISION OF ENGINEERING SERVICES
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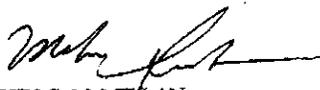
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