



Department of Public Works

May 16, 2014
File #STL397

Frank & Son Paving, Inc.
P.O. Box 698
Bonita, CA 91908

REJECTION OF BID FOR STL397, PAVEMENT MINOR REHABILITATION FY13/14

Mrs. Alicia Vasquez,

As you know, we opened the bids for STL397, "Pavement Minor Rehabilitation FY13/14 (Rubberized Pavement Program – Chip Seal)", on May 7, 2014. At the bid opening, we announced that Frank & Son Paving, Inc. was the apparent low bidder at \$1,652,576.50.

City staff subsequently reviewed your bid for compliance with the contract documents. As part of this review, we verify the calculations for the lowest bidders and check the percentage of work proposed to be done by each contractor. Unfortunately, our review has indicated that you are only proposing to perform 34.49 percent of the work as the Prime Contractor. Under Proposal Requirements and Conditions, Section 9 Subcontracting of the Contract Documents for STL397, it states, "The Contractor shall perform at least forty percent (40%) of the contract work with his or her own organization."

We have attached a copy of our spreadsheets, which include the above calculations. Please contact us by May 23 if you have any issues or questions. Note that we cannot accept any changes to your bid.

We will otherwise regretfully recommend that your bid for STL397, "Pavement Minor Rehabilitation FY13/14", be rejected for being non-responsive. If you have any questions, please contact Elizabeth Chopp, Senior Civil Engineer, at (619) 691-5046.

Sincerely,

FRANCISCO X. RIVERA, T.E., P.E.
PRINCIPAL CIVIL ENGINEER

Attachment

CITY OF CHULA VISTA - BID SUMMARY

Figures Checked By: R D Juan

Project Manager: Elizabeth Chopp
Project Engineer: R D Juan

Page No: 1
File No.: 0735-10-STL397
Apparent low bidder: Frank & Son Paving, Inc.
Low bid amount: \$1,652,576.90
Engineer's estimate: \$2,023,740.00
Bid opening: May 7, 2014

CIP PROJECT #: STL397

PAVEMENT MINOR REHABILITATION FY13/14 (RUBBER CHIP SEAL)

Bid Signature:	YES	Bid Signature:	YES
Traffic Cont. Form:	N/A	Traffic Cont. Form:	N/A
Letter of Capacity:	YES	Letter of Capacity:	YES
Subcontractors:	YES	Subcontractors:	YES
Affidavit:	YES	Affidavit:	YES
Bidder's Bond:	YES	Bidder's Bond:	YES
Disclosures doc:	YES	Disclosures doc:	YES
Addenda:	YES	Addenda:	YES
Submittal Checklist:	YES	Submittal Checklist:	YES

No.	Item	Quantity	Unit	Engineer's Estimate		Copp Contracting Inc.		Frank & Son Paving, Inc.		C. Construction Co.	
				Unit Cost	Total	Unit Cost	Total	Unit Cost	Total	Unit Cost	Total
1	Removal, Disposal and Replacement of AC Pavement (Dig-out)	3,950	TN	\$105.00	\$414,750.00	\$105.00	\$414,750.00	\$136.50	\$539,175.00	\$136.50	\$539,175.00
2	Crack Filling	1	LS	\$45,000.00	\$45,000.00	\$53,000.00	\$53,000.00	\$32,200.00	\$32,200.00	\$32,200.00	\$32,200.00
3	Terminal Blend Asphalt Rubber Seal Coat (Chip Seal) with Flush Coat	278,500	SY	\$4.00	\$1,118,000.00	\$3.24	\$905,860.00	\$4.07	\$1,137,655.00	\$4.07	\$1,137,655.00
4	Fog Seal Bike Lane	78,260	SF	\$0.20	\$15,650.00	\$0.07	\$5,477.50	\$0.10	\$7,825.00	\$0.10	\$7,825.00
5	Traffic Signal Loop	49	EA	\$350.00	\$17,150.00	\$285.00	\$13,965.00	\$450.00	\$22,050.00	\$450.00	\$22,050.00
6	Furnish and Install "Stop" Sign and Post	4	EA	\$325.00	\$1,300.00	\$1,185.00	\$4,740.00	\$1,800.00	\$7,200.00	\$1,800.00	\$7,200.00
7	Striping (Paint) and Raised Pavement Marker (RPM)	161,990	LF	\$1.10	\$177,705.00	\$0.84	\$136,071.60	\$0.57	\$92,333.50	\$0.55	\$89,196.50
8	Thermoplastic Pavement Marking and Legend	360	EA	\$145.00	\$52,200.00	\$75.70	\$27,252.00	\$53.00	\$19,080.00	\$50.00	\$18,000.00
9	Thermoplastic Crosswalk and Limit Line	15,520	SF	\$4.25	\$65,865.00	\$2.80	\$43,456.00	\$2.85	\$44,136.00	\$2.85	\$44,136.00
10	Public Convenience and Safety (Traffic Control)	1	LS	\$115,600.00	\$115,600.00	\$30,000.00	\$30,000.00	\$197,000.00	\$197,000.00	\$86,200.00	\$86,200.00
				Total	\$2,023,740.00	\$1,652,576.90	\$1,612,572.00	\$1,929,344.50	\$1,929,344.50	\$1,929,344.50	\$1,929,344.50
				GRAND TOTAL AS SHOWN IN PROPOSAL	\$2,023,740.00	\$0.40	\$1,929,344.50	\$1,929,344.50	\$1,929,344.50	\$1,929,344.50	\$1,929,344.50
				DIFFERENCE	\$0.40	\$0.40	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Official Use Only - To Be Filled In By Bidder

ITEMS	LOWEST BIDDER		SECOND LOWEST BIDDER		THIRD LOWEST BIDDER	
	CONTRACTOR	SUBCONTRACTOR	CONTRACTOR	SUBCONTRACTOR	CONTRACTOR	SUBCONTRACTOR
	Frank & Son Paving, Inc.		Copp Contracting, Inc.		T.C. Construction Co.	
	\$1,652,576.50		\$1,829,544.50		\$1,968,650.50	
Bid Item 1	\$474,000.00		\$20,737.50	\$394,012.50	\$485,257.50	\$63,947.50
Bid Item 2		\$34,750.00	\$10,070.00	\$42,950.00	\$32,200.00	
Bid Item 3	\$90,353.00	\$816,022.00	\$972,960.00		\$1,137,585.00	
Bid Item 4	\$5,477.50		\$5,477.50		\$7,325.00	
Bid Item 5		\$13,965.00	\$649.25	\$12,355.75	\$15,680.00	
Bid Item 6		\$4,740.00	\$90.00	\$1770.00	\$1,760.00	
Bid Item 7		\$103,392.00	\$4,604.18	\$67,473.33	\$8,652.50	
Bid Item 8		\$27,252.00	\$953.00	\$18,426.00	\$18,000.00	
Bid Item 9		\$53,426.40	\$2,766.80	\$41,546.20	\$41,393.00	
Bid Item 10		\$30,000.00	\$98,600.00	\$98,600.00	\$86,200.00	
	\$570,035.50	\$1,982,541.40	\$1,115,329.23	\$698,642.78	\$1,914,733.00	\$63,917.50
	\$1,652,576.50		\$1,829,544.50		\$1,968,650.50	
% PERFORMED	100.00%		100.00%		100.00%	

See Contract Specifications, Part 1 page 9

Sect 2-3 Subcontracts

2-3.2 Additional Responsibility Add

(p 9) Unless "Specialty Items" are designated by the Engineer in the Bid Proposal, the following items will qualify as "Specialty Items", providing they are identified by the bidder in the Bid Proposal(s) and their total cost does not exceed fifty percent (50%) of the contract cost.

Iron or steel, irrigation, landscaping, masonry, pavement markings and striping, pre-cast paving units, sewer, stamped concrete, street lights, traffic signals and water facility.