

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

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*Making Conservation  
a California Way of Life.*

June 18, 2024

Email: dick@petersonchase.com

Dick W. Vogels, Vice President  
Peterson-Chase General Engineering  
Construction, Inc.  
16351 Construction Circle West  
Irvine, CA 92606

07-0W6404  
07-LA-2, 134, 170-Var  
B.O. 05/29/24

Dear Mr. Vogels,

The Department of Transportation (Caltrans) received a bid submitted Peterson-Chase General Engineering Construction, Inc. (Peterson-Chase), for the above project on May 29, 2024. By this letter, Caltrans notifies Peterson-Chase that its bid is nonresponsive.

Caltrans established a Disabled Veteran Business Enterprise (DVBE) goal of 3 percent for this Non-Federal Aid Contract with an estimated cost of \$5 million or less. As such, Caltrans directs Peterson-Chase's attention to the 2023 Revised Standard Specifications, Section 2-1.33B(3)(b)(ii), Bid Form Submittal [for a Non-Federal-Aid Contract with a DVBE Goal], which states in part: "[Submit the] Certified DVBE Summary ... No later than 4 p.m. on the 4th business day after bid opening."

Peterson-Chase failed to submit the Certified DVBE Summary form by the required deadline of 4:00 p.m. on the 4th business day after bid opening. As such, Peterson-Chase's bid is nonresponsive.

In addition, Caltrans notes that the Notice to Bidders for the above referenced contract states "The SBE Contract goal is 5 percent.

Caltrans refers Peterson-Chase to the Special Provisions Section 2-1.18D, "Small Business Enterprise Goal" which states in part: "The Department shows a goal for small business enterprise participation to meet its overall rate of certified small business enterprise participation."

This section further notes, in part: "Submit the following forms in addition to those required under section 2-1.33B (3):

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Form	Submittal deadline
Small Business Enterprises - Commitment	No later than 4 p.m. on the 4th business day after bid
Small Business Enterprise - Confirmation	No later than 4 p.m. on the 4th business day after bid

"Submit a copy of the quote from each small business shown on the Small Business Enterprises - Commitment form that describes the type and dollar amount of work shown on the form. Submit a Small Business Enterprise - Confirmation form for each small business shown on the Small Business Enterprises - Commitment form to establish that it will be participating in the Contract for the type and dollar amount of work shown on the form. If a small business is participating as a joint venture partner, submit a copy of the joint venture agreement.

If forms or supporting documentation are not submitted by the submittal deadline, the bid may be nonresponsive. The Department may contact you and small business enterprises to clarify quotes and commitment documentation."

Caltrans finds that Peterson-Chase failed to submit both the Small Business Enterprise Commitment and Confirmation forms, both of which are required to be submitted by the deadline of 4:00 p.m. on the 4th business day after bid opening.

Based on the above, Caltrans will proceed to award this contract to the lowest responsive and responsible bidder, provided that all the requirements have been met.

If you have any questions, please contact Juan Loera, Contract Awards Branch Chief at (916) 227-5964.

Sincerely,

*April Perez-Hollins*

April Perez-Hollins  
Office Chief  
Construction Contract Awards  
Program/Project Management & Office Engineer  
Division of Engineering Services