

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

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Making Conservation  
a California Way of Life.

June 20, 2024

Email: publicworks@allamericanasphalt.com

Mark Luer, President  
All American Asphalt  
5050 Mission Blvd.  
Ontario, CA 92761

08-1N6904  
08-Riv-15-36.6/37.0  
B.O. 6/11/2024

Dear Mr. Luer:

The Department of Transportation (Caltrans) received a bid submitted by All American Asphalt (All American), on June 11, 2024, for the above Non-Federal-Aid contract to perform Slurry seal work. By this letter, Caltrans notifies All American that its bid is nonresponsive.

Caltrans refers All American to the 2023 Standard Specification Section 5-1.13, Subcontracting, which states in part:

*"Except for a building construction non-federal-aid contract, perform work equaling at least 30 percent of the value of the original total bid with your employees and equipment you own or rent, with or without operator."*

The above contract, while "non-federal-aid," is for highway construction, not building construction. Further, and as is reflected in the table below, Caltrans has determined that All American is not self-performing at least 30 percent of the "value of the original total bid."

<b>Work to be performed</b>	<b>Total</b>	<b>Percentage</b>
Total Bid Amount	\$ 932,313.62	
Prime	\$ 45,650.00	4.90 percent
Subcontractors	\$ 886,663.62	95.10 percent

As a result of All American not self-performing at least 30 percent of the value of its original total bid, All American's bid is nonresponsive.

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

Mr. Mark Luer  
June 20, 2024  
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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