



13915 Danielson Street, Suite 201
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From: Eagle Paving Company, Inc.
dba Toro Engineering
13915 Danielson St. Suite 201,
Poway CA 92064

Date: 1/16/2020

ATTN: Director/Chief,
Procurement Services Department, Port of San
Diego, 1400 Tidelands Avenue, National City,
California 91950

RE: Port of San Diego
Project: Pavement Improvements at Shelter Island Parking Lots San Diego, CA – Spec No. 2019-15
(Protest) TC Construction Company.

Eagle Paving Company, Inc. finds that TC Construction Company ("TC") submitted a bid that was neither responsible, or responsive. Due to multiple clerical errors that cause material changes, ("TC") should be adjusted to 3rd place. ("TC") listed the "subcontractor" American Asphalt South for \$40,000.00 in the subcontractor listing. Bid line item #6 shows \$.37/SF @ 100,000 SF, totaling \$37,000.00. The clerical error is a material error of \$3,000.00. This should be reflected in the bid line item #6 and overall total.

Eagle Paving Company, Inc. also finds that ("TC") listed "subcontractor" Statewide Stripes, Inc. for less than proposed due to clerical error. Bid schedule "B" Line Items #6 and #7 are both listed for negative profit. This should be considered "not responsible" and adjusted materially by clerical error.

TC Construction Company. (Bid Line Item #6)

Line Item #6	Slurry Seal	\$.37/SF	=	\$37,000.00
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TC Construction Company. (Subcontractor Listing)			=	\$40,000.00
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<u>The material difference in the above reference are</u>			=	\$ 3,000.00
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Statewide Stripes, Inc. (Subcontract Proposal Submitted)

Line Item #6	Seal Coat	\$.155/SF	=	\$27,125.00
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Line Item #7	Pavement Markings	\$16,085.30/LS	=	\$16,085.30
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TC Construction Company. (Proposal Submitted)

Line Item #6	Seal Coat	\$.15/SF	=	\$26,250.00
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Line Item #7	Pavement Markings	\$16,000.00/LS	=	\$16,000.00
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<u>The material difference in the above reference are</u>			=	\$ 960.30
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<u>Total material difference in the above references are</u>			=	\$ 3,960.30
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See attached documents for supporting evidence



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Jorge Monraz

Vice President of Operations

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**SEE ATTACHED
EXHIBIT B**



Result Detail

Detail

Subcontractors

Line Items

Item#	Item Code	Item Description	UOM	QTY	Unit Price	Line Total
▼ Bid Schedule A (Parking Lot #1A, #1B & #3)						
1	General Constr					\$750,414.00
2	Insurance and					\$43,000.00
3	Construction B					\$3,600.00
4	Removal and Disposal of 4' Concrete	EA	124		\$21.00	\$2,604.00
5	Crack Seal at Parking Lot #1A & #1B	LF	4000		\$1.60	\$6,400.00
6	Slurry Seal, Type I (Parking Lot #1A & #1B)	SF	100000		\$0.37	\$37,000.00
7	4" Cement Treated Pulverized	SF	110000		\$1.50	\$165,000.00
8	4" Asphalt Paving at Parking Lot #2 & #3	SF	110000		\$2.65	\$291,500.00
9	Removal and Disposal of Excess	TONS	2700		\$39.00	\$105,300.00
10	Installation of 4' Concrete Wheel Stop	EA	13		\$70.00	\$910.00

Clerical Error - Listed \$37,000.00 in line item #6

Subcontractors listing shows \$40,000.00

This should be \$40,000.00 and not \$37,000.00

Grand Total \$796,116.00

Print

Done

Result Detail

Detail

Subcontractors

Line Items

Subcontractor (4)		License	Amount	Description
American Asphalt South PO Box 310036 Fontana, CA 92331 United States	784969		\$40,000.00	Constructor Slurry Seal
H&D Construction Co. 1369 N. Magnolia Avenue El Cajon, CA 92020 United States	504788		\$31,749.00	Constructor Concrete Work
Pavement Recycling Systems 10240 San Sevaine Way Jurupa Valley, CA 91752 United States	569352		\$119,900.00	Constructor Pulverize Pavement 14", 10"

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The subcontractor was listed for \$960.30 less than Statewide Stripes proposed.

Confirmed with Statewide Stripes estimator 1/15/2020 that they sent seal coat line item #6 @ \$.155/SF = \$27,125.00

Confirmed with Statewide Stripes estimator 1/15/2020 that they sent pavement markings line item #7 @ LS of \$16,085.30

See Attached Proposal

Clerical Error - Should be a minimum of \$960.30 higher than listed

Item	UOM	QTY	Unit Price	Line Total
Improvements	LS	1	\$41,000.00	\$41,000.00
Striping	LS	1	\$30,000.00	\$30,000.00
Work	AL	1	\$20,000.00	\$20,000.00
				\$45,702.00
	LS	1	\$1,900.00	\$1,900.00
	LS	1	\$200.00	\$200.00
	LS	1	\$200.00	\$200.00
	LF	500	\$1.50	\$750.00
	EA	5	\$87.00	\$435.00
	SF	175000	\$0.15	\$26,250.00
	LS	1	\$16,000.00	\$16,000.00

Grand Total \$796,116.00

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Done



Since 1990

ESTIMATE

DATE	NO.
1/13/2020	18670

ESTIMATING DEPARTMENT

PROJECT	REP	SWS NO	TERMS
Pavement Improvements @ She...	AJO		30 Days Net

QTY	DESCRIPTION	COST	TOTAL
	PAVEMENT IMPROVEMENTS AT SHELTER ISLAND PARKING LOTS		
	BID SCHEDULE A (Parking Lot #1A, #1B, #2 & #3)		
124	Bid Item #4) Removal and Disposal of 4' Concrete Wheel Stop at Parking Lot #1A EA	20.00	2,480.00
13	Bid Item #10) Installation of 4' Concrete Wheel Stop at Parking Lot EA	67.00	871.00
1	Bid Item #12) Pavement Marking and Striping LS	28,885.00	28,885.00
	BID SCHEDULE B (Parking Lot #10)		
6	Bid Item #5) Installation of Wheel Stop EA	67.00	402.00
175,000	Bid Item #6) Seal Coat SF	0.155	27,125.00
1	Bid Item #7) Pavement Markings and Striping LS	16,085.30	16,085.30
	Includes: Prevailing wages, preformed thermoplastic, three coats of paint, up to 6 moves, reflect glass beads on striping,		
	Excludes: oil spot cleaning, Asphalt repair from wheel stop removal process		

TOTAL

EXCLUDE: Adjust Cancellation Clause @ \$250.00 ea Cert., Additional Insured Endorsements on Auto Liability @ \$75.00 ea., bonds, notary services, night work, prevailing wages (unless included above), Flashing beacon assemblies, mast arm signs. Not responsible for A.D.A. Compliance. Items not specifically included are excluded and require an Additional Bid.

Acceptance of Estimate and Agreement.

The undersigned hereby contracts for the services noted above and agrees to pay for the services upon completion and receipt of an invoice. The undersigned agrees to pay reasonable attorney's fees and costs if incurred in the enforcement of this contract.

STATEWIDE STRIPES, INC. REQUIRES TWO WEEKS ADVANCE WRITTEN NOTICE PRIOR TO SCHEDULING.

STATEWIDE STRIPES WILL NOT BE RESPONSIBLE FOR LIQUIDATED DAMAGES UNLESS MUTUALLY AGREED TO IN WRITING

Co. Name: _____

Date: _____

By: _____

Signature _____