

Tim Paxin's



March 1, 2018

Dennis Yep  
City of Stockton – Public Works Dept  
22 E Weber Avenue, Room 301  
Stockton, Ca 95202

Subject: March Lane Adaptive Traffic Control System Project PW1312  
Federal Project CML-5008 (127)  
Bids Opened: February 22, 2018  
**PROTEST LETTER**

We have reviewed the bid packet for the apparent low bidder Siemens Industry, Inc. ITS and found several issues we believe warrant the protest.

- A complete bid packet is pages 1 thru 39, they failed to submit pages 1, 2, 19 and 21 thru 39.
- They failed to submit the warranty letter as called for on page SP111 (E) which states Warranty Letter **MUST** be submitted with bid for the emergency priority control system.
- EEO -1B is incomplete
- Exhibit 15-G lists the sub for DBE at 100% for items 1, 21, 22, 23, 24 & 25 for \$353,300.00, this information differs from Exhibit 12-B which does NOT list them for items 24 & 25.

The City is also well aware of the conflict of interest that exists with Siemens being the sole provider of the specified Scoot System called for in the contract documents. Other Cities such as Salinas did not allow Siemens to be a specified supplier and Prime bidder for such projects. We believe that the City will open itself up to unnecessary scrutiny by the Federal Auditing Agency.

We believe the information we have submitted should deem Siemens as non-responsive.

If you should have any questions, please call me 916-686-2800 ext 202.

Sincerely

Prescilla Gastelum  
Corporate Secretary

Cc: Siemens Industry