



AJP ELECTRIC, INC.

11250 N. Cave Creek Rd. • Phoenix, Arizona 85020

Phone (602) 944-5477 • Fax (602) 944-5784

Received 9/29/11
M. Brewer
(Certified mail)

10/3 scanned + emailed

to: T. Martin
S Dawson
M Pastor
D McDaniel
S Stratton
J Heatherly
B Chambers MS

September 28, 2011

Michael A. Pastor, Chairman
Tommie C. Martin, Vice Chairman
Shirley L. Dawson, Member
Gila County Board of Supervisors
1400 E. Ash Street
Globe, AZ 85501

MS 9/29/11

RE: Gila County PWD Complex Roadyard Shop Area Paving Phase
Gila County, Arizona
Bid No. 080211-1

Dear Chairman Pastor and Distinguished Board Members:

Would you please accept this letter as a formal response to the protest made by Lewis and Roca on behalf of Combs Construction Company ("Combs"). AJP Electric, Inc. ("AJP") would like to initially point out that AJP is indeed prequalified with the Arizona Department of Transportation ("ADOT") and as a contractor to bid and self perform the work represented on this project. With this in mind, we do not foresee any reason why Gila County should not award the project to AJP as we were the prequalified, responsive, and responsible low bidder for this Project.

According to the Special Provisions appended to Gila County's Invitation for Bids for the Project, the Proposed Work consists of:

Subgrade preparation (including any necessary minor clearing and grubbing), removal or relocation of any existing structures interfering with the work, installation of concrete sidewalks, concrete curbs and curb and gutter, masonry wall, aggregate base course, asphaltic concrete pavement, temporary chain link fence, chain link fence, chain link security fence, fence gates, barbed wire fence and as-built drawings other work as shown within the plans.

Please see Special Provisions, Page SP-1, attached as Exhibit A. The description of the Proposed Work is right in line with what AJP has the ability to perform and is capable of performing. Despite the misconception that many have about our company name, "AJP Electric," we are indeed a full service civil and electrical contractor and have been under the same name since its creation in 1987.

Under the Special Provisions, Gila County identifies standard specifications that it considers a part of the Contract Documents for this Project and binding to the bidding contractors. Please see Special Provisions, Page SP-1, attached as Exhibit A. In this list, Gila County includes the Arizona Department of Transportation, Highways Division, Standard Specifications for Road and Bridge Construction (2008) ("ADOT Standard Specs."). Under Section 102.02 of ADOT's Standard Specifications, "Prior to submitting a bid, the bidder will (unless waived by the Department) be required to be prequalified with the Department to bid on the project." A copy of Section 102.02 of the ADOT Standard Specifications is attached as Exhibit B.

AJP is and has been prequalified by ADOT for the following types of work: Electrical, Signing, Miscellaneous Concrete, and Grading & Draining which is required for the scope of this Project in particular. Please see the page excerpt titled C&S – Pre-Qualified Contractors, Page 3 of 6, in Exhibit C.

To enable Gila County to assess bidding contractors' qualifications, the Invitation for Bids requires each applicant to submit a qualification and certification form ("QC Form"). Please see Qualification and Certification Forms, attached as Exhibit D. The QC Form requires each contractor to warrant and provide specific information, including the following:

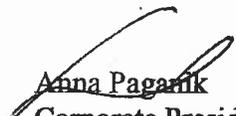
5. c. A list of previous and current customers, which are considered identical or similar to the Scope of Work described herein; and

AJP retains the required prequalifications for the specified services of this Project. AJP strongly encourages Gila County to use the list of previous and current customers of Part 5. c. as reference information of AJP's performance on past comparable projects. References from other government entities are some of the best methods to verify a contractor's performance.

Another requirement of ADOT and Gila County is that the awarded contractor must be duly licensed in accordance with Arizona Revised Statutes 32-1101 through 32-1170.03. Please see Exhibit E for copies of AJP's licenses issued through the Arizona Registrar of Contractors which also signifies that we are duly licensed to complete the work necessary for this Project.

Thank you for your help and consideration in this matter, it is greatly appreciated. Please feel free to contact me if you have any questions/comments/concerns.

Sincerely,


Anna Paganik
Corporate President

cc: Lewis and Roca Lawyers, LLP
40 North Central Avenue, Suite 1900
Phoenix, AZ 85004

Combs Construction Company
2801 S. 49th Avenue
Phoenix, AZ 85043

Visus Engineering Construction, Inc.
1831 North Rochester
Mesa, AZ 85205

Exhibit A

SPECIAL PROVISIONS

GILA COUNTY PWD COMPLEX ROADYARD SHOP AREA PAVING PHASE

1. PROPOSED WORK

The work consists of subgrade preparation (including any necessary minor clearing and grubbing), removal or relocation of any existing structures interfering with the work, installation of concrete sidewalks, concrete curbs and curb and gutter, masonry wall, aggregate base course, asphaltic concrete pavement, temporary chain link fence, chain link fence, chain link security fence, fence gates, barbed wire fence and as-built drawings other work as shown within the plans.

2. GENERAL REQUIREMENTS

The project has been designed utilizing the Arizona Department of Transportation (ADOT) Construction Standard Drawings (Latest Series), and 2008 Standard Specifications, with appropriate current revisions along with Uniform Standard Specifications for Public Works Construction (Latest Edition and Revisions), Maricopa Association of Governments. Wherever reference in the Standard Specifications is made to MAG, ADOT, the Owner, or the Department: it shall refer to Gila County.

In the event of any conflict between the plans and Standard Specifications, the plans shall prevail. In the event of any conflict between these Special Provisions and the plans or Standard Specifications, these Special Provisions shall prevail.

The following STANDARD SPECIFICATIONS and/or details are considered a part of these Contract Documents and are considered as binding as if actually attached hereto:

- Arizona Department of Transportation, Highways Division, Standard Specifications for Road and Bridge Construction, Edition of 2008,
- Arizona Department of Transportation, Highways Division, Standard Drawings, listed in the project plans and defined hereinafter,
- Manual on Uniform Traffic Control Devices, Millennium Edition, and Amendments.
- Uniform Standard Specifications for Public Works Construction (Latest Edition and Revisions). Maricopa Association of Governments.
- Arizona Water Company Specifications and Standard Details, April 2004.

Exhibit B

ARIZONA
DEPARTMENT OF TRANSPORTATION

**STANDARD
SPECIFICATIONS**

for

**ROAD AND BRIDGE
CONSTRUCTION**



2008

SECTION 101

Work:

Work shall mean the furnishing of all labor, materials, equipment and other incidentals necessary or convenient to the successful completion of the project and the carrying out of all the duties and obligations imposed by the contract.

Working Day:

A day, exclusive of Saturdays, Sundays and State-recognized holidays, on which weather and other conditions not under the control of the contractor permit construction operations to proceed for the major part of the day with the normal working force engaged in performing the controlling item or items of work which would be in progress at that time.

SECTION 102 BIDDING REQUIREMENTS AND CONDITIONS:

102.01 Advertisements for Bids:

The advertisement for bids may contain the following information:

- Project number and name of highway,
- Route number and mileposts or reference markers.
- Date, time and place of public opening of bids,
- Location and length of project,
- General description of work, principal items and approximate quantities,
- Specified contract time (working days, calendar days or fixed dates) for completion of contract work,
- Statement of proposal requirements,
- Manner in which project plans and specifications may be obtained and the cost of same.
- Type and amount of proposal guaranty.

102.02 Prequalification of Bidders:

Prior to submitting a bid, the bidder will (unless waived by the Department) be required to be prequalified with the Department to bid on the project. The submission of Prequalification information and determination of Prequalification shall be in accordance with the requirements of the Rules for Prequalification of Contractors as approved and adopted by the Department.

102.03 Suspension from Bidding:

The Department may suspend any person and any subsidiary or affiliate of any person from further bidding to the Department and from being a subcontractor or a supplier or otherwise participating in the work:

(A) If that person that person jurisdiction, elements or

(1) Entering other un

(2) Knowing covering

(3) Making represer

(4) Making to conta entry;

(5) Misrepr for bonc

(6) Misrepr for preq

(B) If the Depa finds that t Responsible

Under this subsection, venture, corporation, a of doing business as a

102.04 Conten

Upon request, the De proposal pamphlet. description of the c approximate estimate performed or material items for which unit b state the time in whi amount of the propos opening of proposals Provisions or requir Standard Specification the specific project ar

All papers bound w considered a part the Drawings and other c will be considered a p

Exhibit C

STREET		BRIDGES	3/31/2012
CITY/STATE/ZIP: LINDON, UT 84042			
TELEPHONE: (801)785-6900			
FAX: (801)785-6400			
Pre-Qualified Company		Work Type / Expiration Date	
COMPANY:	AIS CONSTRUCTION COMPANY	ROCKFALL PROTECTION	3/31/2012
ADDRESS:	6420 VIA REAL, SUITE 6		
CITY/STATE/ZIP: CARPINTERIA, CA 93013			
TELEPHONE: (805)684-4344			
FAX: (805)566-6534			
Pre-Qualified Company		Work Type / Expiration Date	
COMPANY:	AJP ELECTRIC, INC.	ELECTRICAL	9/30/2011
ADDRESS:	11250 N. CAVE CREEK RD.	ELECTRICAL	9/30/2012
CITY/STATE/ZIP: PHOENIX, AZ 85020		GRADING & DRAINING	9/30/2011
TELEPHONE: (602)944-5477			
FAX: (602)944-5784		GRADING & DRAINING	9/30/2012
		MISCELLANEOUS CONCRETE	9/30/2011
		MISCELLANEOUS CONCRETE	9/30/2012
		SIGNING	9/30/2011
		SIGNING	9/30/2012
Pre-Qualified Company		Work Type / Expiration Date	
COMPANY:	ALOHA GRADING, INC.	ASPHALT CONCRETE PAVING	3/31/2012
ADDRESS:	936 E. WILLIAMSFIELD ROAD #103		
CITY/STATE/ZIP: GILBERT, AZ 85295		FENCING	3/31/2012
TELEPHONE: (480)899-6881		GRADING & DRAINING	3/31/2012
FAX: (480)899-6884			
		MINOR CONCRETE STRUCTURES	3/31/2012
		MISCELLANEOUS CONCRETE	3/31/2012
		PAVEMENT/BRIDGE REPAIR	3/31/2012
		UNDERGROUND	3/31/2012
Pre-Qualified Company		Work Type / Expiration Date	
COMPANY:	ALR CONSTRUCTION, INC.	ASPHALT CONCRETE PAVING	3/31/2012
ADDRESS:	1719 1/2 S. 22ND AVENUE		
CITY/STATE/ZIP: PHOENIX, AZ 85009		GRADING & DRAINING	3/31/2012
TELEPHONE: (602)258-4848			
FAX: (602)258-7568			
Pre-Qualified Company		Work Type / Expiration Date	
COMPANY:	AMERICAN BRIDGE	ALL CLASSES OF	3/31/2012

Exhibit D

GILA COUNTY
QUALIFICATION AND CERTIFICATION FORMS

Purpose

This exhibit shall serve as a requirement to enable the evaluation team to assess the qualifications of Contractors under consideration for final award.

The information may or may not be a determining factor in award.

Contract Number 080211-1 GILA COUNTY PWD COMPLEX ROADYARD SHOP AREA PAVING PHASE

The applicant submitting this Bid warrants the following:

1. **Name, Address, and Telephone Number of Principal Contractor:**

2. **Had Contractor (under its present or any previous name) ever failed to complete a contract?**
_____ Yes _____ No. If "Yes, give details, including the date, the contracting agency, and the reasons Contractor failed to perform in the narrative part of this Contract.
3. **Has Contractor (under its present or any previous name) ever been disbarred or prohibited from competing for a contract?** _____ Yes _____ No. If "Yes", give details, including the date, the contracting agency, the reasons for the Contractors disqualification, and whether this disqualification remains in effect in the narrative part of this Contract.
4. **Has a contracting agency ever terminated a contract for cause with Contractor (under your firm's present or any previous name)?** _____ Yes _____ No. If "Yes", give details including the date, the contracting agency, and the reasons Contractor was terminated in the narrative part of this Contract.
5. **Contractor must also provide at least the following information:**
 - a. A brief history of the Contractors Firm.
 - b. A Cost Proposal shall be submitted on the Price Sheet, attached hereon and made a full part of this contract by this reference.
 - c. A list of previous and current customers, which are considered identical or similar to the Scope of Work described herein; shall be submitted on the Reference List, attached hereon and made a full part of this contract by this reference.

- d. List of any subcontractors (if applicable) to be used in performing the service must accompany the Proposal. The subcontractors Arizona ROC, contact name and phone # must be included.
 - e. List the specific qualifications the Contractor has in supplying the specified services.
 - f. Gila County reserves the right to request additional information.
6. **Contractor Experience Modifier (e-mod) Rating in Arizona:** _____
A method the National Council on Compensation Insurance (NCCI) uses to measure a business' computed loss ratio and determine a factor, which when multiplied by premium, can reward policyholders with lower losses. E-mod rate may be a determining factor in bid award.
7. **Current Arizona Contractor License Number:** _____

Signature of Authorized Representative

Printed Name

Title

Exhibit E

STATE OF ARIZONA

Office of the Registrar of Contractors

License No. 146006

This is to Certify That

A J P ELECTRIC INC (CORP.)

having been shown to possess all the necessary qualifications, and having complied with all the requirements of the law, is by order of the Registrar of Contractors on the 4TH day of JUNE in the year ONE THOUSAND NINE HUNDRED AND NINETY NINE, duly licensed and admitted to engage in and pursue the business of

A- GENERAL ENGINEERING

Contractor in the State of Arizona. Given under my hand and the seal of the Registrar of Contractors in my office, City of Phoenix, this 4TH day of JUNE, 1999.



Michael Caldwell
DIRECTOR



STATE OF ARIZONA }
OFFICE OF THE REGISTRAR } ss.

STATE OF ARIZONA

LICENSE No. 101196

Office of the Registrar of Contractors
To All Whom It May Concern:

This is to Certify That

A J P ELECTRIC INC (CORP.)

having been shown to possess all the necessary qualifications, and having complied with all the requirements of the law,

is by order of the Registrar of Contractors on the 3RD day of MARCH in the year of our Lord One Thousand

Nine Hundred and 94, duly licensed and admitted to engage in and pursue the business of

L-11
ELECTRICAL

Contractor in the State of Arizona. Given under my hand and the seal of the Registrar of Contractors

In my office, City of Phoenix, this 3RD day of MARCH, 1994.



Richard Calderon
DIRECTOR



STATE OF ARIZONA
OFFICE OF THE REGISTRAR }^{REG.}

STATE OF ARIZONA

LICENSE No. 101195

Office of the Registrar of Contractors

To All Whom It May Concern:

This is to Certify That

A J P ELECTRIC INC (CCRP.)

having been shown to possess all the necessary qualifications, and having complied with all the requirements of the law,
is by order of the Registrar of Contractors on the 3RD day of MARCH in the year of our Lord One Thousand
Nine Hundred and 94, duly licensed and admitted to engage in and pursue the business of

A-17
ELECTRICAL & TRANSMISSION LINES

Contractor in the State of Arizona. Given under my hand and the seal of the Registrar of Contractors

In my office, City of Phoenix, this 3RD day of MARCH, 1994.



Michael Calderon
DIRECTOR

IMPORTANT NOTICE
YOU MUST:

- 1.) REPORT DISSOCIATION OF QUALIFYING PARTY IN WRITING WITHIN 15 DAYS. [SEE A.R.S. § 32-1154(A)(19) AND § 32-1151.01]
- 2.) REPORT A CHANGE OF ADDRESS IN WRITING WITHIN 30 DAYS. [SEE A.R.S. § 32-1122(B)(1)]
- 3.) REPORT ANY TRANSFER OF OWNERSHIP OF 50% OR MORE IMMEDIATELY. [SEE A.R.S. § 32-1151.01]
- 4.) REPORT ANY CHANGE IN LEGAL ENTITY SUCH AS ANY CHANGE IN THE OWNERSHIP OF SOLE PROPRIETORSHIP OR CHANGE OF A PARTNER IN A PARTNERSHIP OR THE CREATION OF A NEW CORPORATE ENTITY. (SEE RULE R4-9-110)

A J P ELECTRIC INC
11250 N CAVE CREEK ROAD
PHOENIX AZ 85020

THIS IS YOUR IDENTIFICATION CARD
DO NOT DESTROY



CORP

LICENSE EFFECTIVE THROUGH:
STATE OF ARIZONA FEB 2012
Registrar of Contractors CERTIFIES THAT
A J P ELECTRIC INC



CONTRACTORS LICENSE NO. ROC101196 CLASS L-11
ELECTRICAL

COMMERCIAL ONLY

THIS CARD MUST BE
PRESENTED UPON DEMAND

William A. Mundell
DIRECTOR, ARIZONA REGISTRAR OF CONTRACTORS

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- REPORT ANY CHANGE OF LEGAL ENTITY SUCH AS ANY CHANGE IN THE OWNERSHIP IN SOLE PROPRIETORSHIP OR CHANGE OF A PARTNER IN A PARTNERSHIP OR THE CREATION OF A NEW CORPORATE ENTITY. [SEE RULE R-4-9-110]

A J P Electric Inc
11250 N Cave Creek Rd
Phoenix, AZ 850201408

THIS IS YOUR IDENTIFICATION CARD
DO NOT DESTROY



LICENSE EFFECTIVE THROUGH: 02/28/2013
STATE OF ARIZONA
Registrar of Contractors CERTIFIES THAT
A J P Electric Inc



CONTRACTORS LICENSE NO 101195 CLASS A-17
Electrical and Transmission Lines

THIS CARD MUST BE
PRESENTED UPON DEMAND

William A. Mundell
DIRECTOR, ARIZONA REGISTRAR OF CONTRACTORS

IMPORTANT NOTICE
YOU MUST:

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- REPORT A CHANGE OF ADDRESS IN WRITING WITHIN 30 DAYS. [SEE A.R.S. § 32-1151(B)(1)]
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- REPORT ANY CHANGE OF LEGAL ENTITY SUCH AS ANY CHANGE IN THE OWNERSHIP IN SOLE PROPRIETORSHIP OR CHANGE OF A PARTNER IN A PARTNERSHIP OR THE CREATION OF A NEW CORPORATE ENTITY. [SEE RULE R-4-9-110]

A J P Electric Inc
11250 N Cave Creek Rd
Phoenix, AZ 850201408

THIS IS YOUR IDENTIFICATION CARD
DO NOT DESTROY



LICENSE EFFECTIVE THROUGH: 06/30/2013
STATE OF ARIZONA
Registrar of Contractors CERTIFIES THAT
A J P Electric Inc



CONTRACTORS LICENSE NO 146006 CLASS A

General Engineering

THIS CARD MUST BE
PRESENTED UPON DEMAND

William A. Mundell
DIRECTOR, ARIZONA REGISTRAR OF CONTRACTORS