

**WHATCOM COUNTY CONTRACT  
INFORMATION SHEET**

Whatcom County Contract No.  
202008054-3

Originating Department:	Public Works – Equipment Services Division
Division/Program: <i>(i.e. Dept. Division and Program)</i>	910/9090/909040 (Equipment Services/Facility)
Contract or Grant Administrator:	Eric L. Schlehuber, Equipment Services Manager
Contractor's / Agency Name:	Bennett Engineering, LLC
<p>Is this a New Contract?    If not, is this an Amendment or Renewal to an Existing Contract?    Yes <input checked="" type="checkbox"/>    No <input type="checkbox"/></p> <p>Yes <input type="checkbox"/>    No <input checked="" type="checkbox"/>    If Amendment or Renewal, (per WCC 3.08.100 (a))    Original Contract #:    202008054</p>	
<p>Does contract require Council Approval?    Yes <input checked="" type="checkbox"/>    No <input type="checkbox"/>    If No, include WCC: _____</p> <p>Already approved? Council Approved Date: _____ (see Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)</p>	
<p>Is this a grant agreement?    Yes <input type="checkbox"/>    No <input checked="" type="checkbox"/>    If yes, grantor agency contract number(s): _____ CFDA#: _____</p>	
<p>Is this contract grant funded?    Yes <input type="checkbox"/>    No <input checked="" type="checkbox"/>    If yes, Whatcom County grant contract number(s): _____</p>	
<p>Is this contract the result of a RFP or Bid process?    Contract</p> <p>Yes <input checked="" type="checkbox"/>    No <input type="checkbox"/>    If yes, RFP and Bid number(s):    RFQ 20-01    Cost Center:    501600</p>	
<p>Is this agreement excluded from E-Verify?    No <input type="checkbox"/>    Yes <input checked="" type="checkbox"/>    If no, include Attachment D Contractor Declaration form.</p>	
<p>If YES, indicate exclusion(s) below:</p> <p><input checked="" type="checkbox"/> Professional services agreement for certified/licensed professional.</p> <p><input checked="" type="checkbox"/> Contract work is for less than \$100,000.    <input type="checkbox"/> Contract for Commercial off the shelf items (COTS).</p> <p><input type="checkbox"/> Contract work is for less than 120 days.    <input type="checkbox"/> Work related subcontract less than \$25,000.</p> <p><input type="checkbox"/> Interlocal Agreement (between Governments).    <input type="checkbox"/> Public Works - Local Agency/Federally Funded FHWA.</p>	
<p>Contract Amount:(sum of original contract amount and any prior amendments):</p> <p>\$ 24,185.00</p> <p>This Amendment Amount:</p> <p>\$ 30,850.00</p> <p>Total Amended Amount:</p> <p>\$ 55,035.00</p>	<p>Council approval required for; all property leases, contracts or bid awards <b>exceeding \$40,000</b>, and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, <b>except when:</b></p> <ol style="list-style-type: none"> <li>1. Exercising an option contained in a contract previously approved by the council.</li> <li>2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance.</li> <li>3. Bid or award is for supplies.</li> <li>4. Equipment is included in Exhibit "B" of the Budget Ordinance</li> <li>5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County.</li> </ol>
<p>Summary of Scope: Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Bennett Engineering, LLC to update the Dept of Ecology- Central Shop Industrial Stormwater Pollution Prevention Plan (SWPPP), in the amount of \$30,850.00 for a total amended contract amount of \$55,035.</p>	
Term of Contract:    May 1, 2021	Expiration Date:    December 31, 2022

Contract Routing:	1. Prepared by: <u>Tammy Iddings</u>	Date: <u>5/19/2021</u>
	2. Attorney signoff: <u>C. Quinn</u>	Date: <u>6/7/2021</u>
	3. AS Finance reviewed: <u>bbennett</u>	Date: <u>06/10/2021</u>
	4. IT reviewed (if IT related): _____	Date: _____
	5. Contractor signed: _____	Date: _____
	6. Submitted to Exec.: _____	Date: _____
	7. Council approved (if necessary): _____	Date: _____
	8. Executive signed: _____	Date: _____
	9. Original to Council: _____	Date: _____

Amendment No. 3  
Whatcom County Contract No. 202008054  
CONTRACT BETWEEN WHATCOM COUNTY  
AND  
BENNETT ENGINEERING, LLC

Whatcom County Contract No.  
202008054-3

This amendment of Whatcom County Contract #202008054 is made this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by and between Whatcom County, a municipal corporation, hereinafter referred to as the "COUNTY", and Bennett Engineering, LLC, hereinafter referred to as the "CONTRACTOR", for the purpose of providing professional services for the Dept of Ecology-Central Shop Stormwater Pollution Prevention Plan update, as more fully and definitively described in Exhibit "A" hereto. The language of Exhibit "A-2" controls in case of any conflict between it and that provided here.

This Amendment updates the Scope of Work and will increase the maximum consideration by \$30,850.00 to a total consideration of \$55,035 as follows:

- A. Exhibits "A" shall be substituted in its entirety by Exhibit "A-2".
- B. Exhibits "B" shall be substituted in its entirety by Exhibit "B-2". The maximum consideration for the extension of this agreement shall not exceed \$30,850.00 USD, for an amended running total amount not to exceed \$55,035.00 on this contract. The contract number, set forth above, shall be included on all billings or correspondence in connection therewith.

All other terms and conditions set forth in the original agreement will remain in full force and effect.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

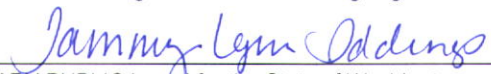
**CONTRACTOR:**

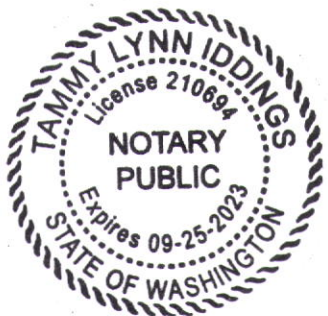
BENNETT ENGINEERING, LLC

  
\_\_\_\_\_  
Thomas E. Bennett, Owner

STATE OF WASHINGTON )  
  ) ss.  
COUNTY OF Whatcom )

On this 11 day of June, 2021, before me personally appeared Thomas E. Bennett to me known to be the Owner of Bennett Engineering, LLC and who executed the above instrument and who acknowledged to me the act of signing and sealing thereof.

  
\_\_\_\_\_  
NOTARY PUBLIC in and for the State of Washington, residing at  
Bellevue. My commission expires 9/25/2023.





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**EXHIBIT "A-2"**  
**(SCOPE OF WORK)**



## BENNETT ENGINEERING, LLC

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May 14, 2021

Whatcom County Public Works Department  
Equipment Services Division  
901 W. Smith Road  
Bellingham, WA 98226

Attn: Eric Schlehuber, Division Manager

**Re: Request for Additional Scope of Services/Budget/Term – Amendment #3  
Updated Stormwater Pollution Prevention Plan (SWPPP)  
Whatcom County Central Shops Facility, WC Contract #202008054-2**

Dear Eric:

Bennett Engineering, LLC (Bennett) submits this request for additional scope of services and budget under the current Whatcom County Contract #202008054-2 regarding detailed design of stormwater treatment BMPs and construction support for the Whatcom County Central Shops. The purpose of the proposed stormwater improvements is to reduce and minimize the elevated turbidity and metals concentrations in stormwater runoff from the existing bulk storage area in the southwest corner of the Site and the gravel-surfaced area located west and north of the Main Operations Building, in accordance Industrial Stormwater General Permit (ISGP) #WAR-011715. In addition, we are requesting to extend the term of the current contract to December 31, 2022.

### **ADDITIONAL SCOPE OF SERVICES**

The additional scope of services includes the following tasks:

#### *Task 1 Project Management*

Project management includes meetings and correspondence with Whatcom County and Ecology officials, coordination with outside consultants and contractors, permit application support, and preparation of the project schedules, bid packages, and monthly progress reports. We anticipate that the Site work will be completed under a Whatcom County Land Disturbance Permit. A Construction Stormwater General Permit (CSWGP) will also be required for the project, as the total area of land disturbance will exceed 1.0 acre.

#### *Task 2 Site Inspections/Review of Current BMPs*

There are no proposed changes to the current Task 2.

#### *Task 3 Stormwater Treatment/Structural Control BMP Evaluation*

Task 3 includes developing 2 to 3 alternatives to 30% design level for evaluation by the County; preparing the civil plan set and Stormwater Site Plan Report for the proposed stormwater BMPs, in accordance with the ISGP, Whatcom County Development Standards, and 2014 Ecology Manual; stormwater modeling for the proposed BMPs using the Western Washington Hydrology Model; revising the final plan set based on comments from the County and Ecology; and preparing an Operation & Maintenance Manual for the stormwater BMPs, as required under the ISGP. The anticipated submittals include 60%, 90%, 100%, and final design documents.

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2324 JAMES STREET BELLINGHAM, WA 98225  
PHONE: (360) 671-2600 CELL: (360) 739-9844

May 14, 2021

**Request for Additional Scope of Services/Budget/Term – Updated SWPPP  
Whatcom County Central Shops Facility**

*Task 4 Updated SWPPP*

Bennett prepared the Updated SWPPP for the facility in October 2020. The SWPPP will have to be revised to address the new source control and treatment BMPs implemented at the Site, and include the O&M Manual prepared under Task 3.

*Task 5 Construction Support*

Bennett will perform site inspections during construction of the BMPs to document the work. Task 3 also includes reviewing material submittals from the contractor, responding to requests for information, as needed, and preparing a Record Drawing Set of the completed project.

*Task 6 Outside Services*

Bennett will utilize Kingworks Structural Engineers for structural engineering design of the reinforced concrete bioretention vault and Project Landworks for landscaping design services for the bioretention facility. These services will be billed through Bennett at cost + 4%.

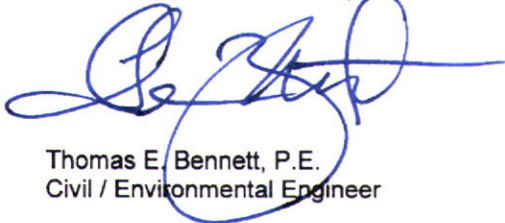
**AMENDED BUDGET**

The current authorized budget under Whatcom County Contract #202008054-2 is \$24,185. We propose an additional budget of \$30,850 to perform the additional scope of services, as summarized in the attached Exhibit A. If approved, the total amended budget under the contract will be \$55,035. We propose to provide our services on a time-and-expense basis, in accordance with the attached 2021 Schedule of Fees.

We appreciate the opportunity to provide our monitoring services to Whatcom County. If you have any questions, please contact Tom Bennett at 360-671-2600.

Sincerely,

**BENNETT ENGINEERING, LLC**



Thomas E. Bennett, P.E.  
Civil / Environmental Engineer

Attachments: Exhibit A – Recommended Budget Summary – Amendment #3  
2021 Schedule of Fees – Bennett Engineering, LLC





**EXHIBIT "B-2"**  
**(COMPENSATION)**

The maximum consideration for the initial term of this agreement or for any renewal term shall not exceed fifty-five thousand thirty-five dollars and zero cents (\$55,035.00) including Washington State Sales Tax as summarized in the table below:

**EXHIBIT A - AMENDMENT #3  
RECOMMENDED BUDGET SUMMARY**

**DETAILED SW DESIGN/CONSTRUCTION SUPPORT  
WHATCOM COUNTY CENTRAL SHOPS FACILITY**

TASK	AUTHORIZED BUDGET THRU AMENDMENT #2	RECOMMENDED BUDGET			AMENDED BUDGET
		AMENDMENT #3			
	WC #202008054-2	Time	Rate	Total	
<b>Task 1 - Project Management</b>					
Correspondence with County/Ecology		20	\$125.00	\$2,500.00	
Coordination of Outside Consultants		6	\$125.00	\$750.00	
Preparation/Updates of Project Schedule		10	\$125.00	\$1,250.00	
Permit Application Support		8	\$125.00	\$1,000.00	
Preparation of Bid Packages		16	\$125.00	\$2,000.00	
Progress Reports and Invoicing		12	\$125.00	\$1,500.00	
<b>Task 1 Total</b>	<b>\$2,875.00</b>			<b>\$9,000.00</b>	<b>\$11,875.00</b>
<b>Task 2 - Site Inspections/Review of Current BMPs</b>					
Site Visits/Documentation of BMPs					
<b>Task 2 Total</b>	<b>\$2,070.00</b>	0	\$125.00	\$0.00	<b>\$2,070.00</b>
<b>Task 3 - Detailed Design - SW Treatment/Structural Control BMPs</b>					
Alternatives Analysis - 30% Design (2-3 Alternatives) - Project Manager		6	\$125.00	\$750.00	
Alternatives Analysis - 30% Design (2-3 Alternatives) - Drafting		7	\$70.00	\$490.00	
Cover Sheet/Vicinity Map/Const. Sequence		2	\$70.00	\$140.00	
Existing Conditions/TESC Plan		3	\$70.00	\$210.00	
Grading & Drainage Plan - SW Corner		24	\$70.00	\$1,680.00	
Grading & Drainage Plan - New Pavement Area		16	\$70.00	\$1,120.00	
Stormwater Site Plan - Bioretention Facility		16	\$70.00	\$1,120.00	
Construction Details & Specifications		8	\$70.00	\$560.00	
Grading Design/Engineering Calcs/Details/SW Model		8	\$125.00	\$1,000.00	
Stormwater Site Plan Report		12	\$125.00	\$1,500.00	
Operation & Maintenance Manual		8	\$125.00	\$1,000.00	
Plan Review - 60%/90%/100%/Final Submittals		10	\$125.00	\$1,250.00	
Drawing Revisions - 60%/90%/100%/Final Submittals		14	\$70.00	\$980.00	
<b>Task 3 Total</b>	<b>\$12,840.00</b>			<b>\$11,800.00</b>	<b>\$24,640.00</b>
<b>Task 4 - SWPPP Revision</b>					
SWPPP Revisions		10	\$125.00	\$1,250.00	
<b>Task 4 Total</b>	<b>\$6,400.00</b>			<b>\$1,250.00</b>	<b>\$7,650.00</b>
<b>Task 5 - Construction Support</b>					
Site Visits/Documentation of Project Construction		14	\$115.00	\$1,610.00	
Submittal Review/Response to Contractor RFIs		10	\$125.00	\$1,250.00	
Record Drawing Set		6	\$70.00	\$420.00	
<b>Task 5 Total</b>	<b>\$0.00</b>			<b>\$3,280.00</b>	<b>\$3,280.00</b>
<b>Task 6 - Outside Services</b>					
Structural Engineer - Kingworks Structural Engineers (w/ 4% Markup)		1	\$5,200.00	\$5,200.00	
Landscape Architect - Project Landworks (w/ 4% Markup)		1	\$320.00	\$320.00	
<b>Task 6 Total</b>	<b>\$0.00</b>			<b>\$5,520.00</b>	<b>\$5,520.00</b>
<b>TOTALS:</b>	<b>\$24,185.00</b>			<b>\$30,880.00</b>	<b>\$66,085.00</b>

BENNETT ENGINEERING, LLC

PROJECT: 20018



**2021 SCHEDULE OF FEES – BENNETT ENGINEERING, LLC**

Charges for services provided by Bennett Engineering, LLC will be invoiced on the basis of the following schedule of fees. Billing rates for 2021 are as follows:

<b>PERSONNEL:</b>	<b>TASK CODE</b>	<b>RATE</b>
STAFF ENGINEER .....	300.....	\$ 70.00
PROJECT ENGINEER .....	400.....	\$ 90.00
SENIOR ENGINEER I .....	500.....	\$105.00
SENIOR ENGINEER II .....	510.....	\$115.00
PROJECT MANAGER .....	520.....	\$125.00
PRINCIPAL ENGINEER .....	610.....	\$135.00
HEARING/EXPERT TESTIMONY .....	700.....	\$150.00
<b>EXPENSES:</b>		
Subconsultant Services .....		Cost + 4%
Direct Project Expenses .....		Cost + 8%

Field equipment will be charged in accordance with the following schedule:

<b>EQUIPMENT:</b>	
Disposable Bailers, each .....	\$10.00
Peristaltic Pump, per day .....	\$50.00
Soil Sampling Equipment, per day .....	\$50.00
Field Monitoring Equipment, per day .....	\$25.00
Field Manometer, per day .....	\$25.00
Field Filter Pump and Assembly, per day .....	\$50.00