



**Jon Hutchings**  
Director

**Birch Bay – 2022 Plant Maintenance Contract**

APPROVAL FOR CONTRACT AWARD

Approval is hereby granted to award the Contract as follows:

Project: Birch Bay – 2022 Plant Maintenance Contract

To: Squalicum Mountain Ecological Restoration

In the amount of their quote proposal \$64,617.00 including all taxes.

\_\_\_\_\_  
Satpal Singh Sidhu  
Whatcom County Executive  
Approving Authority

\_\_\_\_\_  
Date

*15/ Christopher Quinn*  
\_\_\_\_\_  
Christopher Quinn *by LJC*  
Senior Deputy Prosecuting Attorney  
Civil Division

*8.31.2022*  
\_\_\_\_\_  
Date

# QUOTE

for

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## BIRCH BAY - 2022 PLANTING MAINTENANCE

DATE: August 19, 2022

TO: Whatcom County Public Works  
Engineering Division  
322 N. Commercial St. Suite 301  
Bellingham, Washington 98225

Gentlepersons:

This certified that the Undersigned has examined the location of the project site and the conditions of work; and has carefully read and thoroughly understands the contract documents entitled: **"BIRCH BAY – 2022 PLANTING MAINTENANCE"** Whatcom County, Washington, including the "Quote Procedures and Conditions," "Specifications and Conditions," "Contract Forms," "Construction Plans," and "Appendices," governing the work embraced in this project, and the method by which payment will be made for said work. The Undersigned hereby proposes to undertake and complete the work embraced in this project in accordance with said contract documents, and agrees to accept as payment for said work, the schedule of lump sum and unit prices as set forth in the "Quote" below.

The Undersigned acknowledges that payment will be based on the actual work performed and material used as measured or provided for in accordance with the said contract documents, and that no additional compensation will be allowed for any taxes not included in each lump sum or unit price, and that the basis for payment will be the actual work performed and measured or provided for in accordance with the said contract documents.

The Undersigned certifies that it is not currently disqualified from bidding on any public works contract under RCW 39.06.010 or RCW 39.12.065(3).

QUOTE FORM  
 For  
**BIRCH BAY –  
 2022 PLANTING MAINTENANCE**

Item No.	Description	Quantity	Units	Unit Price	Total Price
1	Water Planting Area	90	MGal	\$ <u>450.00</u>	\$ <u>40,500.00</u>
2	Initial Weed Control	3.50	Acre	\$ <u>1,500.00</u>	\$ <u>5,250.00</u>
3	Regular Weed Control	17.50	Acre	\$ <u>500.00</u>	\$ <u>8,750.00</u>
4	Unanticipated Site Work (Force Account)	Est.	Dollar	Est.	\$5,000
Sub Total (Bid Items 1-4)					\$ <u>59,500.00</u>
Tax (8.6%)					\$ <u>5,117.00</u>
Bid Total incl. Tax					\$ <u>64,617.00</u>



**Proposal for Incorporating Recycled Materials into the Project**

In compliance with a new law that went into effect January 1, 2016 (SHB1695), the Bidder shall propose below, the total percent of construction aggregate and concrete materials to be incorporated into the Project that are recycled materials. Calculated percentages must be within the amounts allowed in Section 9-03.21(1)E, Table on Maximum Allowable Percent (By Weight) of Recycled Material, of the Standard Specifications.

Proposed total percentage: 0.0% percent.

*Note: Use of recycled materials is highly encouraged within the limits shown above, but does not constitute a Bidder Preference, and will not affect the determination of award, unless two or more lowest responsive Bid totals are exactly equal, in which case proposed recycling percentages will be used as a tie-breaker, per the APWA GSP in Section 1-03.1 of the Special Provisions. Regardless, the Bidder's stated proposed percentages will become a goal the Contractor should do its best to accomplish. Bidders will be required to report on recycled materials actually incorporated into the Project, in accordance with the APWA GSP in Section 1-06.6 of the Special Provisions.*

Bidder: SQUALICUM MTN ECOLOGICAL  
Signature of Authorized Official: [Handwritten Signature]  
Date: 8/18/22



## Certification of Compliance with Wage Payment Statutes

The bidder hereby certifies that, within the three-year period immediately preceding the bid solicitation date of August 10, 2022 the bidder is not a "willful" violator, as defined in RCW 49.48.082, of any provision of chapters 49.46, 49.48, or 49.52 RCW, as determined by a final and binding citation and notice of assessment issued by the Department of Labor and Industries or through a civil judgment entered by a court of limited or general jurisdiction.

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

SQUALicum MTN ECOLOGICAL RESTORATION (SNER)

Bidder's Business Name

[Handwritten Signature]

Signature of Authorized Official\*

BRAD NEWELL

Printed Name

PREV.

Title

8/18/22

Date

BELLINGHAM

City

WA

State

Check One:

Sole Proprietorship  Partnership  Joint Venture  Corporation

State of Incorporation, or if not a corporation, State where business entity was formed:

WASHINGTON

If a co-partnership, give firm name under which business is transacted:

\_\_\_\_\_

## BIDDER IDENTIFICATION

The name of the Bidder submitting this proposal, the address and phone number to which all communications concerned with this proposal shall be made, and the number which has been assigned indicating the Bidder is licensed to do business in the State of Washington are as follows:

Firm Name: SQUALICUM MTN ECOLOGICAL RESTORATION, INC

Address: 2925 ST CLAIR ST

BELLINGHAM WA 98226

Telephone: 360-961-2512

Contractor's WA Registration Number: SQUALME918KJ

Contractor's WA UBI Number: 602911920

Contractor's WA Employment Security Department Number: 573162006

Contractor's WA Excite Tax Registration Number: 602911920

The firm submitting this proposal is a:  Sole Proprietorship  
 Partnership  
 Corporation

The names and titles of the principal officers of the corporation submitting this proposal, or of the partnership, or of all persons interested in this proposal as principals are as follows:

BRAD NEWELL PRES.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

NOTE: Signatures of this quote must be identified above. Failure to identify the Signatories will be cause for considering the proposal irregular and for subsequent rejection of the quote.



**QUOTE SIGNATURE AND ADDENDUM  
ACKNOWLEDGEMENT**

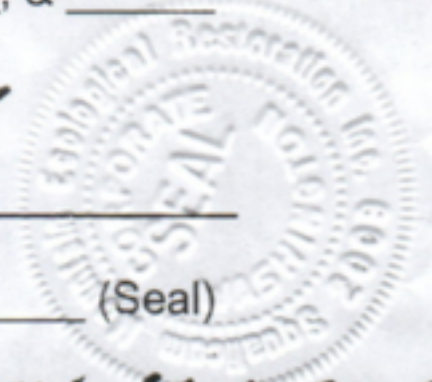
The bidder is hereby advised that by signature of this proposal he/she is deemed to have acknowledged all requirements and signed all certificates contained herein. The undersigned hereby agrees to pay labor not less than the prevailing rates of wages or less than the hourly minimum rate of wages as specified in the Specifications and Conditions for this project.

Receipt is hereby acknowledged by Addendum(s) No.(s) \_\_\_\_\_, \_\_\_\_\_, & \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICIAL(S)**

(PROPOSAL MUST BE SIGNED)

*[Handwritten Signature]*



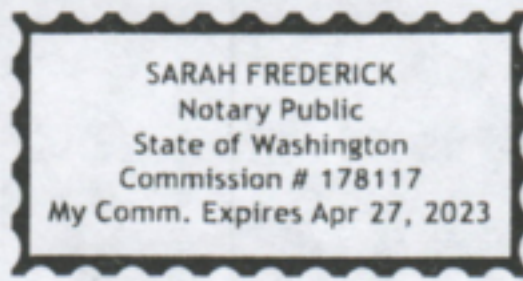
(Seal)

FIRM NAME: SQUALICUM MTN ECOLOGICAL

STATE OF WASHINGTON )  
COUNTY OF Whatcom ) ss.

On this 19<sup>th</sup> day of August, 2022 before me personally appeared Bradley Newell to me personally known to be the person described in and who executed the above instrument and who acknowledged to me the act of signing thereof.

*[Handwritten Signature]*  
NOTARY PUBLIC, in and for the State of WA  
State of Washington, residing at: Bellingham, WA  
My Commission Expires: 04/27/2023



This proposal form is not transferable and any alteration of the firm's name entered hereon without prior permission from Whatcom County will be cause for considering the proposal irregular and for subsequent rejection of the quote.

## **NON-COLLUSION DECLARATION**

### **BIRCH BAY 2022 PLANTING MAINTENANCE**

**I, by signing the proposal, hereby declare, under penalty of perjury under the laws of the United States that the following statements are true and correct:**

1. That the undersigned person(s), firm, association, or corporation has (have) not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the project for which this proposal is submitted.
2. That by signing the signature page of this proposal, I am deemed to have signed and have agreed to the provisions of this declaration.

### **NOTICE TO ALL BIDDERS**

To report bid rigging activities, call:

**1-800-424-9071**

The U.S. Department of Transportation (USDOT) operates the above toll free "hotline" Monday through Friday, 8:00 a.m. to 5:00 p.m. Eastern time. Anyone with knowledge of possible bid rigging, bidder collusion, or other fraudulent activities should use the "hotline" to report such activities.

The "hotline" is part of USDOT's continuing effort to identify and investigate highway construction contract fraud and abuse, and is operated under the direction of the USDOT Inspector General. All information will be treated confidentially and caller anonymity will be respected.



## Birch Bay Drive and Pedestrian Facility CRP #907001

**Construction Funding Year(s):** 2023

**Project Narrative:**

This project is located parallel to Birch Bay Drive from Cedar Avenue to the mouth of Terrell Creek, in Sections 30 and 31, T40N, R1E, and Sections 24 and 25, T40N, R1W. This is a 1.58 mile separated berm with pathway to encourage pedestrian use along Birch Bay Drive to support safety and to protect the roadway from storm damage. In addition, the project will provide mitigation for both beach erosion and roadway protection.

This project is listed **#R5** on the 2023-2028 Six-Year Transportation Improvement Program.

**Project Status:**

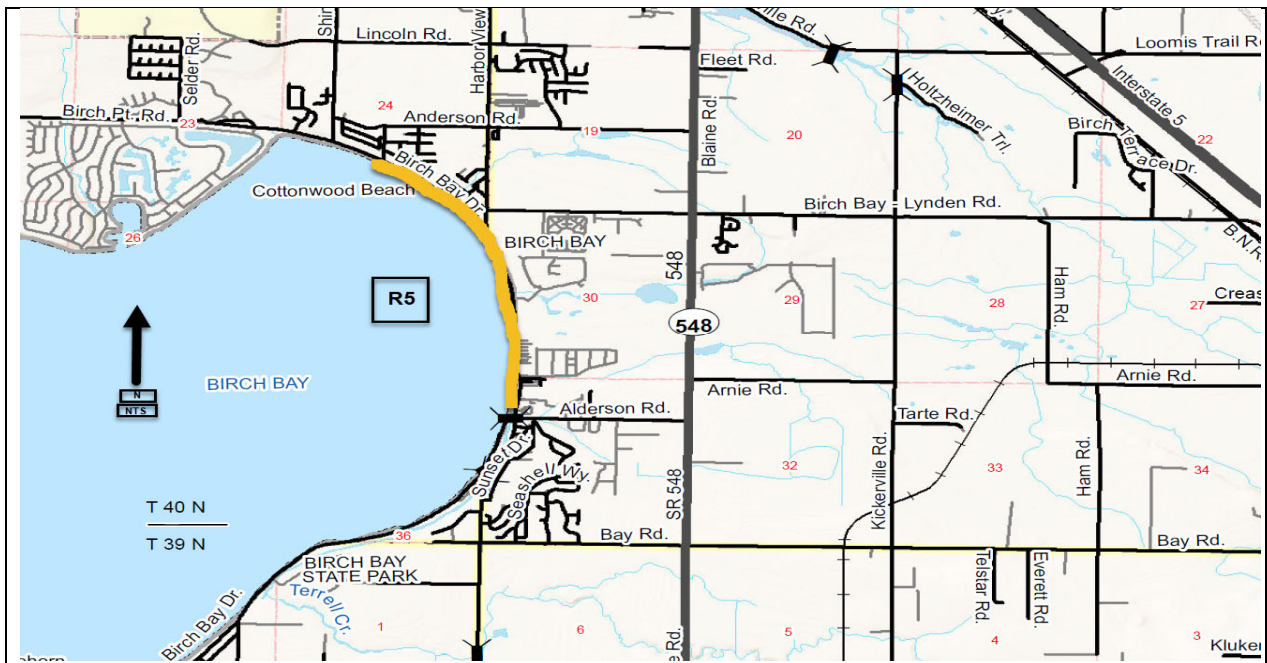
Phase I of the Feasibility Study was completed in 2006. Phase 2A (Preliminary Construction Cost Estimate) was completed in 2007, and updated in spring of 2013. Preliminary Engineering began in late 2013, R/W acquisition began in 2016 (100% complete), and permitting is 100% complete. Construction began in December 2019 and was completed in April 2021.

**Total Estimated Project Cost:** \$15,291,786

**Expenditures to Date:** \$14,360,524

Funding Sources:	
Federal	\$4,636,786 (STP and TAP)
State	\$0
Local	\$10,655,000

<b>Environmental Permitting</b>	Whatcom County-Shorelines; WDFW-HPA, Army Corps of Engineers, DOE; Sec 404 Clean Water Act; NEPA
<b>Right-of-Way Acquisition (Actual)</b>	\$1,686,000
<b>County Forces (Estimate)</b>	N/A



Birch Bay - 2022 Planting Maintenance

Bid Opening August 19, 2022

ITEM NO.	BID PROPOSAL			ENGINEER'S ESTIMATE		SQUALICUM MOUNTAIN ECOLOGICAL REST.	
	ITEM DESCRIPTION	UNIT MEAS.	APPROX. QTY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
1	WATER	MGAL	90	\$ 350.00	\$ 31,500.00	\$ 450.00	\$ 40,500.00
2	INITIAL WEED CONTROL	ACRE	3.50	\$ 2,500.00	\$ 8,750.00	\$ 1,500.00	\$ 5,250.00
3	REGULAR WEED CONTROL	ACRE	17.50	\$ 1,250.00	\$ 21,875.00	\$ 500.00	\$ 8,750.00
4	UNANTICIPATED SITE WORK (Force Account)	DOL	EST	EST	\$ 5,000.00	EST	\$ 5,000.00
<b>TOTAL BID AMOUNT (Bid Items 1-4) =</b>					<b>\$ 67,125.00</b>		<b>\$ 59,500.00</b>
<b>TAX (8.6%) =</b>					<b>\$ 5,772.75</b>		<b>\$ 5,117.00</b>
<b>BID TOTAL INCL. TAX =</b>					<b>\$ 72,897.75</b>		<b>\$ 64,617.00</b>

I hereby certify that the amounts tabulated herein are correct and accurately represent the amounts contained in the Engineer's estimate and the respective bid proposals opened at 4:00 P.M., August 19, 2022 for the Birch Bay - 2022 Planting Maintenance Project CRP No. 907001.

*James P. Karcher*

*8.30.2022*

James P Karcher, P.E.  
County Engineer

Date

STATE OF WASHINGTON )  
ss. )  
COUNTY OF WHATCOM )



On this day personally appeared before me, James P Karcher, P.E., known to me to be the County Engineer and the person described herein and who executed the within and foregoing instrument on this 30th day of August, 2022

*Lonni J. Cummings*  
NOTARY PUBLIC

Residing At Bellingham

My Commission Expires: 6.21.2025