

WHATCOM COUNTY
PUBLIC WORKS DEPARTMENT

Jon Hutchings
Director



James P. Karcher, P. E.
County Engineer
322 N. Commercial Street, Ste 301
Bellingham, WA 98225-4042
Phone: (360) 778-6210
Fax: (360) 778-6211

Maple Beach Seawall Repair

Work Order No. 21936

APPROVAL FOR CONTRACT AWARD

Approval is hereby granted to award the Contract as follows:

Project: Maple Beach Seawall Repair, Work Order No. 21936

To: Tiger Construction, Ltd.

In the amount of their bid proposal \$79,500.00 including all taxes.

Whatcom County Executive
Approving Authority

Date

FOR /s/ Royce Buckingham

Christopher Quinn BY KMM
Senior Civil Deputy Prosecuting Attorney

6/23/2022

Date

| BID PROPOSAL | | | | Engineer's Estimate | | Tiger Construction, LTD | |
|------------------|---|-------------|------------|---------------------|---------------------|-------------------------|---------------------|
| ITEM NO. | ITEM DESCRIPTION | APPROX. QTY | UNIT MEAS. | UNIT PRICE | TOTAL AMOUNT | UNIT PRICE | TOTAL AMOUNT |
| 1 | Mobilization | LS | 1 | \$ 12,787.20 | \$ 12,787.20 | \$ 14,000.00 | \$ 14,000.00 |
| 2 | Project Temporary Traffic Control | LS | 1 | \$ 800.00 | \$ 800.00 | \$ 15,000.00 | \$ 15,000.00 |
| 3 | SPCC Plan | LS | 1 | \$ 320.00 | \$ 320.00 | \$ 500.00 | \$ 500.00 |
| 4 | ESC Lead | DAY | 5 | \$ 480.00 | \$ 2,400.00 | \$ 1,000.00 | \$ 5,000.00 |
| 5 | Removal of Concrete Wall | LS | 1 | \$ 11,200.00 | \$ 11,200.00 | \$ 20,000.00 | \$ 20,000.00 |
| 6 | New Wall Installation | LS | 1 | \$ 20,240.00 | \$ 20,240.00 | \$ 20,000.00 | \$ 20,000.00 |
| 7 | Unanticipated Site Work (Force Account) | EST | DOL | \$ 5,000.00 | \$ 5,000.00 | \$ 5,000.00 | \$ 5,000.00 |
| BID TOTAL | | | | | \$ 52,747.20 | | \$ 79,500.00 |

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 received by 2:30 P.M., June 14, 2022 for the Maple Beach Seawall Repair, Bid No. 22-36, WO No. 21936.

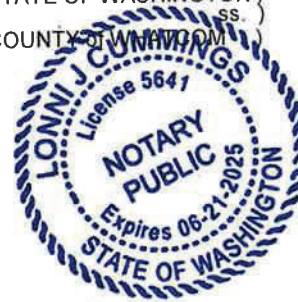
James P. Karcher

James P. Karcher, P.E.
County Engineer

6.28.2022

Date

STATE OF WASHINGTON)
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 28th day of June, 2022.

NOTARY PUBLIC Lonni Cummings

Residing At Bellingham

My Commission Expires: 6.21.2025

BID PROPOSAL FOR

for

MAPLE BEACH SEAWALL REPAIR, WORK ORDER No. 21936

DATE: Tuesday, June 14, 2022

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

Gentlepersons:

This certifies 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: "**MAPLE BEACH SEAWALL REPAIR, WORK ORDER No. 21936**" Whatcom County, Washington, including the "Bid 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 "Bid" 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).

MAPLE BEACH SEAWALL REPAIR, WORK ORDER No. 21936

Bidder TIGER CONSTRUCTION, LTD.

| Item No. | Description | Quantity | Units | Unit Price in Figures | Total Price Extended Price in Figures |
|------------------------------------|--|----------|----------|---|---------------------------------------|
| 1 | Mobilization | 1 | Lump Sum | \$ <u>14,000⁰⁰</u> Per LS | \$ <u>14,000⁰⁰</u> |
| 2 | Project Temporary Traffic Control | 1 | Lump Sum | \$ <u>15,000⁰⁰</u> Per LS | \$ <u>15,000⁰⁰</u> |
| 3 | SPCC Plan | 1 | Lump Sum | \$ <u>500⁰⁰</u> Per LS | \$ <u>500⁰⁰</u> |
| 4 | ESC Lead | 5 | Day | \$ <u>1,000⁰⁰</u> Per DAY | \$ <u>5,000⁰⁰</u> |
| 5 | Removal of Concrete Wall | 1 | Lump Sum | \$ <u>20,000⁰⁰</u> Per LS | \$ <u>20,000⁰⁰</u> |
| 6 | New Wall Installation | 1 | Lump Sum | \$ <u>20,000⁰⁰</u> Per LS | \$ <u>20,000⁰⁰</u> |
| 7 | Unanticipated Site Work (Force Account) | Est. | Dollar | Est. | \$5,000 |
| Total Price (Bid Items 1-7) | | | | | \$ <u>79,500⁰⁰</u> |

Note: Item pricing must include current sales tax %



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 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:

TIGER CONSTRUCTION, LTD.

Signature of Authorized Official:

Date:

6/14/2022

Bidder Certification of Compliance with Wage Payment Statutes

The bidder hereby certifies that, within the three-year period immediately preceding the bid solicitation date of June 1, 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.

TIGER CONSTRUCTION, LTD.

Bidder's Business Name

Signature of Authorized Official*

SCOTT ISENHART

Printed Name

PRESIDENT

Title

6/14/2022

Date

EVERSON

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:

STATE OF WASHINGTON

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

- If a corporation, proposal must be executed in the corporate name by the president or vice- president (or any other corporate officer accompanied by evidence of authority to sign). If a co- partnership, proposal must be executed by a partner.*

NON-COLLUSION DECLARATION

MAPLE BEACH SEAWALL REPAIR, WORK ORDER No. 21936

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.

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: TIGER CONSTRUCTION, LTD.

Address: PO BOX 368 6280 EVERSON GOSHEN RD.

EVERSON, WA 98247

Telephone: (360) 966-7252

Contractor's WA Registration Number: TIGERCL121MA

Contractor's WA UBI Number: 601-090-108

Contractor's WA Employment Security Department Number: 650-767-007

Contractor's WA Excite Tax Registration Number: 601-090-108

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

SCOTT ISENHART PRESIDENT _____

DEREK ISENHART VICE PRESIDENT _____

NICHOLAS ISENHART TREASURER _____

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

BID PROPOSAL SIGNATURE AND ADDENDUM ACKNOWLEDGMENT

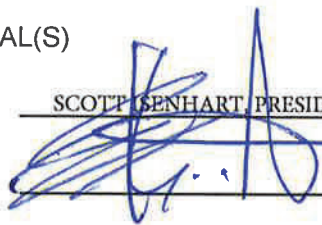
The bidder is hereby advised that by signature of this proposal he/she is deemed to have acknowledged all requirements and signed all certificates contained herein. The undersigned hereby agrees to pay labor not less than the prevailing rates of wages or less than the hourly minimum rate of wages as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

- CASH IN THE AMOUNT OF _____
- CERTIFIED CHECK _____ DOLLARS
- CASHIER'S CHECK (\$ _____) PAYABLE TO WHATCOM COUNTY
- PROPOSAL BOND IN THE AMOUNT OF 5% OF THE BID.

Receipt is hereby acknowledged by addendum(s) No.(s) 1, _____, & _____

SIGNATURE OF AUTHORIZED OFFICIAL(S)

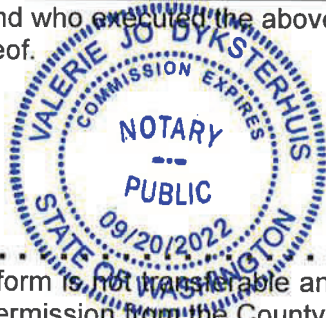
(PROPOSAL MUST BE SIGNED)

SCOTT ISENHART, PRESIDENT

 _____ (Seal)

FIRM NAME: TIGER CONSTRUCTION, LTD.

STATE OF WASHINGTON)
) ss.
 COUNTY OF WHATCOM)

On this 14th day of JUNE, 2022, before me personally appeared SCOTT ISENHART 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.



VALERIE JO DYKSTERHUIS
 NOTARY PUBLIC, in and for the
 State of Washington
 Washington, residing at: 2415 E. HEMMI RD. BELLINGHAM, WA 98226
 My Commission Expires: 9/20/2022

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


BID BOND


KNOW ALL MEN BY THESE PRESENTS, that we Tiger Construction, Ltd., of Everson, WA, as principal, and the Travelers Casualty and Surety* a corporation duly organized under the laws of the State of Connecticut and having its principal place of business at One Tower Square, Hartford in the State of Connecticut ~~Washington~~, as Surety, are held and firmly bound unto Whatcom County in the full and penal sum of five percent (5%) of the total bid amount appearing on the bid proposal of said principal for the work hereinafter described, for the payment of which, well and truly to be made, we bind our heirs, executors, administrators and assigns, and successors and assigns, jointly and severally, firmly by these presents. *Company of America

The condition of this bond is such that, whereas, the principal herein is herewith submitting his or its bid proposal for **MAPLE BEACH SEAWALL REPAIR. WORK ORDER No. 21936** bid proposal, by reference thereto, being hereby made a part hereof.

NOW, THEREFORE, if the said bid proposal submitted by the said PRINCIPAL be accepted, and the contract be awarded to said PRINCIPAL, and if said PRINCIPAL shall duly make and enter into and execute said contract and shall furnish the performance bond as required by the bidding and contract documents within a period of ten (10) days from and after said award, exclusive of the day of such award, then its obligation to pay the above-mentioned penal sum as liquidated damages shall be null and void, otherwise it shall remain and be in full force and effect.

SIGNED AND SEALED this 14th day of June, 2022.

Tiger Construction, Ltd.
Principal
By  (Seal)

Travelers Casualty and Surety Company of America
Surety
By  Attorney-In-Fact
Roger Kaltenbach

The Attorney-in-fact who executes this bond on behalf of the surety company, must attach a copy of his power-of attorney as evidence of his authority.



**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Roger Kaltenbach** of **BELLEVUE**, **Washington**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **21st** day of **April**, 2021.



State of Connecticut

City of Hartford ss.

By: 
Robert L. Raney, Senior Vice President

On this the **21st** day of **April**, 2021, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, 2026




Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 14th day of June, 2022.




Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**