

**WHATCOM COUNTY
PUBLIC WORKS DEPARTMENT**



MAINTENANCE & OPERATIONS DIVISION
901 W. Smith Road
Bellingham, WA 98226-9610
Phone (360) 778-6400
Fax (360) 778-6401

Jon Hutchings
Director

Andy Bowler, Superintendent

2020 Hot Mix Asphalt Prelevel on Lummi Reservation

Bid #20-15

APPROVAL FOR CONTRACT AWARD

Approval is hereby granted to award the construction contract as follows:

PROJECT: 2020 Hot Mix Asphalt Prelevel on Lummi Reservation

To: Granite Construction Company

In the amount of their bid proposal of **\$436,003.05** including all taxes.

WHATCOM COUNTY

Approved:

Satpal Singh Sidhu
Whatcom County Executive

Date

Approved as to form:

Christopher Quinn
Senior Deputy Prosecutor

Date

2020 PRELEVEL - BID NO. 20-15

PROJECT LOCATION SUMMARY WITH QUANTITIES

PROPOSED & ALTERNATE ROADS

DESCRIPTION OF WORK

This project includes all labor, equipment, and materials necessary to furnish, lay, and compact approximately 9,957 tons of Hot Mix Asphalt Class 3/8" at various locations (includes both Proposed and Alternate Roads). Other work will include flagging and tack coat. Tack coat is to be applied when matching road to asphalt driveway. For estimating purposes only, the average thickness of hot mix asphalt has been estimated at 1½ inches (0.125-feet). All work shall be completed in accordance with the Special Provisions and the Standard Specifications, including the amendments thereto. All materials, equipment, labor, and other miscellaneous items required to complete the work shall be furnished by the Contractor.

LOCATION AND ORDER OF WORK

The project location and approximate tonnage at each location for Hot Mix Asphalt Class 3/8" are:

Proposed Prelevel Locations Table (In Order of Completion)					
Road No.	Road Name	Mile Post	Total Lane Feet	C/L Miles Per Road	Tons Per Road
COUNTY ROADS:					
15728	DECATUR DR (SANDY PT HTS)	0.23 to 0.66	4541	0.43	518
15727	LOPEZ DR (SANDY PT HTS)	0.00 to 0.15	1584	0.15	181
15724	MORESBY WY (SANDY PT HTS)	0.00 to 0.23	2429	0.23	277
15719	ORCAS WY (SANDY PT HTS)	0.00 to 0.34	3590	0.34	409
15718	PENDER DR (SANDY PT HTS)	0.00 to 0.24	2534	0.24	289
15721	SAANICH AV (SANDY PT HTS)	0.00 to 0.05	528	0.05	60
15721	SAANICH AV (SANDY PT HTS)	0.05 to 0.08	317	0.03	33
15726	SINCLAIR DR (SANDY PT HTS)	0.00 to 0.27	2851	0.27	325
15716	SHAW COURT (SANDY PT HTS)	0.00 to 0.07	739	0.07	70
15716	SHAW COURT (SANDY PT HTS)	0.07 to 0.13	634	0.06	72
15717	SHAW COURT (SANDY PT HTS)	0.00 to 0.03	317	0.03	36
15711	WALDRON DR (SANDY PT HTS)	0.00 to 0.23	2429	0.23	277
15714	WALDRON PL	0.00 to 0.06	634	0.06	72
15712	GALIANO DR	0.00 to 0.26	2767	0.26	315
15715	GUEMES WY (SANDY PT HTS)	0.00 to 0.08	845	0.08	96
Subtotal – Proposed County Roads			26,738	2.53	3,031
Subtotal – All Proposed Roads			26,738	2.53	3,031
Proposed Prelevel Worksheet – Alternate Roads					
Road No.	Road Name	Mile Post	Total Lane Feet	C/L Miles Per Road	Tons Per Road
15600	LAKE TERRELL RD	0.16 to 0.25	961	0.09	91
15600	LAKE TERRELL RD	0.47 to 0.60	1404	0.13	133
16300	NORTH RED RIVER RD	0.00 to 0.90	9504	0.90	903
Subtotal – Alternate Roads			11,869	1.12	1,128
Total Proposed and Alternate Roads			38,607	3.66	4159

Additional locations may need to be included depending on the condition of the roadway at the time of work.

HOT MIX ASPHALT PRELEVEL ON LUMMI NATION		BID PROPOSAL		ENGINEER'S ESTIMATE		Granite Construction Company		Lakeside Industries, Inc	
ITEM NO.	ITEM DESCRIPTION	UNIT MEAS.	APPROX. QTY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
1	MOBILIZATION	LS	1	\$ 50,000.00	\$ 50,000.00	\$ 22,000.00	\$ 22,000.00	\$ 10,000.00	\$ 10,000.00
2	TRAFFIC CONTROL SUPERVISOR	LS	1	\$ 4,500.00	\$ 4,500.00	\$ 5,000.00	\$ 5,000.00	\$ 10,600.00	\$ 10,600.00
3	OTHER TEMPORARY TRAFFIC CONTROL	LS	1	\$ 3,150.00	\$ 3,150.00	\$ 4,800.00	\$ 4,800.00	\$ 6,000.00	\$ 6,000.00
4	FLAGGERS	HR	480	\$ 65.00	\$ 31,200.00	\$ 55.00	\$ 26,400.00	\$ 62.00	\$ 29,760.00
5	OTHER TRAFFIC CONTROL LABOR	HR	100	\$ 65.00	\$ 6,500.00	\$ 60.00	\$ 6,000.00	\$ 62.00	\$ 6,200.00
6	PAVEMENT REPAIR (Force Account)	EST	1	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
7	SEEDED LAWN INSTALLATION ((Force Account))	EST	1	\$ 7,000.00	\$ 7,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
8	RAISE/ADJUST ALL MANHOLE RINGS TO FINISHED GRADE	EA	55	\$ 280.00	\$ 15,400.00	\$ 500.00	\$ 27,500.00	\$ 400.00	\$ 22,000.00
9	HMA CL. 3/8 INCH (RESERVATION - Primary Roads)	TON	3031	\$ 100.00	\$ 303,100.00	\$ 75.00	\$ 227,325.00	\$ 92.00	\$ 278,852.00
10	HMA CL. 3/8 INCH (ALTERNATE ROADS-Variou Reservation Locations)	TON	1128	\$ 100.00	\$ 112,800.00	\$ 72.00	\$ 81,216.00	\$ 92.00	\$ 103,776.00
	Subtotal (Bid Items 1-10)				\$ 543,650.00		\$ 415,241.00		\$ 482,188.00
11	TRIBAL EMPLOYMENT RIGHTS ORDINANCE REIMBURSEMENT (TERO)		5% of Bid Items 1-10		\$ 27,182.50		\$ 20,762.05		\$ 24,109.40
	TOTAL BID AMOUNT (Bid Items 1-11)				\$ 570,832.50		\$ 436,003.05		\$ 506,297.40

STATE OF WASHINGTON)
 SS.)
 COUNTY OF WHATCOM)

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 2:30 P.M., March 17, 2020 for 2019 Hot Mix Asphalt Prelevel on Lummi Nation Bid # 20-15.

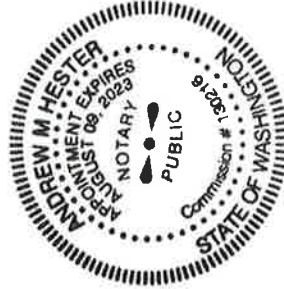
James P. Karcher 3-20-2020
 James P. Karcher, P.E.
 Interim County Engineer

On this day personally appeared before me, James P. Karcher, P.E., known to me to be the Interim County Engineer and the person described herein and who executed the within and foregoing instrument on this 20th day of March, 2020.

Andrew M. Hester
 Andrew M. Hester
 NOTARY PUBLIC

Residing at Bellingham

My Commission Expires 8-9-2023



**Whatcom County
Bid #20-15
Hot Mix Asphalt Prelevel on Lummi Nation**

BID PROPOSAL FORMS

**Whatcom County
Bid #20-15
Hot Mix Asphalt Prelevel on Lummi Nation**

BID PROPOSAL

Date: March 17, 2020

TO: Whatcom County Executive and Council
Whatcom County Courthouse
311 Grand Avenue
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: "2020 Hot Mix Asphalt Prelevel on Lummi Nation", Whatcom County, Washington, including the "Bid Procedures and Conditions", "Specifications and Conditions", "Contract Forms" and "Plans" 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.

Company Name: Granite Construction Company

Submitted By: James A. Prouty, Senior Estimator
(Name & Title of Authorized Official)

Signature of Authorized Official: 

Date: 03/17/20

Whatcom County
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Hot Mix Asphalt Prelevel on Lummi Nation

ITEM NO.	APPROXIMATE QUANTITY	ITEM & WRITTEN UNIT PRICE	UNIT PRICE	TOTAL
1.	LUMP SUM	MOBILIZATION (Proposed Roads on Lummi Nation) <i>Twenty-two thousand and 00/100 Dollars</i> (Written Lump Sum Price)	L.S.	\$ 22,000.00
2.	LUMP SUM	TRAFFIC CONTROL SUPERVISOR (TCS) [In accordance with WSDOT 2020 Standard Specifications] <i>Five thousand and 00/100 Dollars</i> (Written Lump Sum Price)	L.S.	\$ 5,000.00
3.	LUMP SUM	OTHER TEMPORARY TRAFFIC CONTROL [In accordance with WSDOT 2020 Standard Specifications] <i>Four thousand eight hundred 00/100 Dollars</i> (Written Lump Sum Price)	L.S.	\$ 4,800.00
4.	480 HOURS	TRAFFIC CONTROL – FLAGGERS [In accordance with WSDOT 2020 Standard Specifications] <i>Fifty-five and 00/100 Dollars</i> (Written Unit Price Per Hour)	<i>55.00</i> PER HOUR	\$ 26,400.00
5.	100 HOURS	TRAFFIC CONTROL – OTHER TRAFFIC CONTROL LABOR [In accordance with WSDOT 2020 Standard Specifications] <i>Sixty and 00/100 Dollars</i> (Written Unit Price Per Hour)	<i>60.00</i> PER HOUR	\$ 6,000.00
6.	FORCE ACCOUNT	PAVEMENT REPAIR <i>Ten thousand Dollars & No/100 Cents</i> (Written Force Account Price)	F.A.	\$ 10,000.00
7.	FORCE ACCOUNT	SEEDED LAWN INSTALLATION <i>Five thousand Dollars & No/100 Cents</i> (Written Force Account Price)	F.A.	\$ 5,000.00
8.	55 EACH (MAX.) 42-PROPOSED 13-ALTERNATE	RAISE/ADJUST ALL MANHOLE RINGS TO FINISHED GRADE. [See Section 1-04, Figure 1, page 20.] <i>FIVE HUNDRED AND 00/100 DOLLARS</i> <i>EACH -</i> (Written Price For 55 Manholes)	<i>500.00</i> PER MANHOLE	\$ 27,500.00

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9.	3031 TONS	HOT MIX ASPHALT CLASS 3/8" (Proposed Roads on Lummi Nation) <i>SEVENTY-FIVE AND ⁰⁷/₁₀₀ Dollars</i>	<i>75.00</i>	
		<small>(Written Unit Price Per Ton)</small>	<small>PER TON</small>	<i>\$ 227,325.00</i>
10.	1128 TONS	HOT MIX ASPHALT CLASS 3/8" (Alternate Roads on Lummi Nation) <i>SEVENTY-TWO AND ⁰⁰/₁₀₀ Dollars</i>	<i>72.00</i>	
		<small>(Written Unit Price Per Ton)</small>	<small>PER TON</small>	<i>\$ 81,216.00</i>
SUBTOTAL (Items 1-10)				<i>\$ 415,241.00</i>
11.	LUMP SUM	TRIBAL EMPLOYMENT RIGHTS ORDINANCE REIMBURSEMENT (TERO FEE -- 5% of subtotal) <i>Dollars</i>	<small>5% of subtotal</small>	<i>\$ 20,762.05</i>
		<small>(Written Unit Price)</small>		
TOTAL (Subtotal + TERO fee)				<i>\$ 436,003.05</i>

TOTAL BID - ITEMS 1 THROUGH 11	
<i>FOUR HUNDRED THIRTY-SIX THOUSAND, THREE</i>	DOLLARS
<i>AND FIVE</i>	CENTS
<small>(Written Total Price)</small>	

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NON-COLLUSION DECLARATION

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 AM to 5:00 PM 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.

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PROPOSAL FOR INCORPORATING RECYCLED MATERIALS INTO THE PROJECT

In compliance with a law that went into effect January 1, 2016 (SHB1695), the Bidder shall propose below the total percentage 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: 20 percent (maximum of 20% by weight).

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. 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 Standard Specifications in Section 1-06.6 of the Special Provisions.

Bidder: Granite Construction Company

Signature of Authorized Official: 

Date: 03/17/20

**Whatcom County
Bid #20-15
Hot Mix Asphalt Prelevel on Lummi Nation**

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: Granite Construction Company

Address: 7017 Everson Goshen Rd.

Everson, WA 98247

Telephone Number: (360) 676-2450 Fax Number: (360) 733-6735

Contact Name: Lance Chambers or James A. Prouty

Contact Phone: (360) 676-2450

Contact Email: Bid.Whatcom@gcinc.com

Contractor's WA Registration Number: 572.672-04

Contractor's WA UBI Number: 409-023-062

Contractor's WA Employment Security Number: 232166009

Contractor's WA Excise Tax Registration Number: 409-023-062

- 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:

SEE CERTIFICATE OF SECRETARY ATTACHED

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.

**Whatcom County
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Hot Mix Asphalt Prelevel on Lummi Nation**

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we Granite Construction Company

of, California, as Principal, and Travelers Casualty and Surety Company of America a corporation organized and doing business under and by virtue of the laws of the State of Connecticut and duly licensed to conduct a general surety business in the State of Washington as Surety, are held and firmly bound unto Whatcom County, a Municipal Corporation and Charter County in the State of Washington, in the full and penal sum of five percent (5%) of the total amount of the bid proposal of said Principal for the work hereinafter described, for which payment, well and truly to be made, we firmly bind ourselves, our heirs, executors, administrators and assigns, and successors and assigns, jointly and severally by these presents.

The condition of this bond is such that, whereas, the Principal herein is herewith submitting his or its bid proposal for **2020 Hot Mix Asphalt Prelevel on Lummi Nation**, said 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 10th day of March 2020.

PRINCIPAL

Granite Construction Company
Company Name

James A. Proawty (Seal)
Signature

James A. Proawty, Senior Estimator
Print

ATTORNEY-IN-FACT, SURETY

Travelers Casualty and Surety Company of America
Company Name

Isabel Barron
Signature

Isabel Barron, Attorney in Fact
Print

The Attorney-in-Fact (Resident Agent) who executes this bond on behalf of the surety company must attach a copy of his Power-of Attorney as evidence of his authority.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

ACKNOWLEDGMENT

State of California
County of Santa Cruz)

On March 11, 2020 before me, V. Schultz, Notary Public
(insert name and title of the officer)

personally appeared Isabel Barron,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal.

Signature *V. Schultz* (Seal)
V. Schultz, Notary Public





**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 **Isabel Barron** of **WATSONVILLE California**, their true and lawful Attorney-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 **3rd** day of **February, 2017**.



State of Connecticut

City of Hartford ss.

By: 
Robert L. Raney, Senior Vice President

On this the **3rd** day of **February, 2017**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations 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, 2021**




Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, 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, 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 Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, 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 **11th** day of **March**, **2020**




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-in-Fact and the details of the bond to which the power is attached.**

Whatcom County
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**CERTIFICATION OF COMPLIANCE WITH WAGE PAYMENT STATUTES
(Original signed form must be submitted prior to contract award.)**

The bidder hereby certifies that, within the three-year period immediately preceding the bid solicitation date March 4, 2020, 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.

Granite Construction Company
Bidder's Business Name

James A. Prouty 03/17/20
Signature of Authorized Official* Date

James A. Prouty
Printed Name

Senior Estimator
Title

Everett Wa.
City State

Check One:

Sole Proprietorship Partnership Joint Venture Corporation

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

California

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

n/a

* 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

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TERO UNDERSTANDING AND ACKNOWLEDGEMENT

LUMMI NATION'S TRIBAL EMPLOYMENT RIGHTS ORDINANCE

UNDERSTANDING AND ACCEPTANCE

Portions of the work included in this solicitation will be performed on lands subject to the Lummi Tribal Employment Rights Ordinance (TERO). TERO may impose certain requirements via taxes, fees, employment policies, or ordinance that may affect the Contractor and Subcontractors. The Contractor is required to comply with all lawful Tribal requirements in the performance of the work.

Contractor shall designate a responsible company official to coordinate all employment, training, and contracting related activities with the TERO department to ensure that the company is in compliance with TERO.

Designated TERO Liaison: Rod Majors

On behalf of Granite Construction Company, I hereby certify that I have received and understand the requirements set forth in the attached Lummi Nation Tribal Employment Rights Ordinance (TERO) Code and TERO Compliance Plan template, and I understand the responsibility of compliance with the described requirements.

Address: 7017 Everson Goshen Rd., Everson, WA 98247

Phone: (360) 676-2450 Fax: (360) 733-6735

Printed Name: James A. Prouty Title: Senior Estimator

Signature:  Date: 03/17/20

GRANITE CONSTRUCTION COMPANY

CERTIFICATE OF SECRETARY

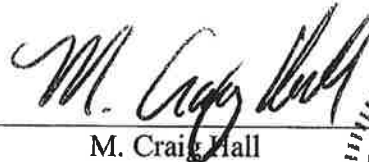
RESOLVED, that, effective January 1, 2020 through December 31, 2020, the individuals named on the attached Exhibit 1 are authorized to negotiate, execute and/or attest electronic and paper documents and contracts necessary for the conduct of the Company's affairs with respect to the submission and execution of construction project bids, bid proposals, bid addenda and all other bid-related documents prepared and submitted on behalf of the Company not to exceed \$25 million, relating to any and all domestic construction projects arising out of the Company's operations.

RESOLVED, that, effective January 1, 2020 through December 31, 2020, the individuals named on the attached Exhibit 2 are authorized to negotiate, execute and attest electronic and paper documents and contracts necessary for the conduct of the Company's affairs with respect to the submission and execution of construction project bids, bid proposals, bid addenda and all other bid-related documents prepared and submitted on behalf of the Company not to exceed \$75 million, relating to any and all domestic construction projects arising out of the Company's operations.

RESOLVED FURTHER, that the authority provided for herein shall be in accordance with applicable policies, procedures and limits of authority previously approved and the Granite Construction Incorporated Delegation of Authority and Policy then in effect.

I, M. Craig Hall, do hereby certify that I am duly qualified as Secretary of GRANITE CONSTRUCTION COMPANY, a California corporation (the "Company"); that the foregoing is a true and correct copy of resolutions duly adopted effective January 1, 2020 by unanimous written consent of the Executive Committee of the Board of Directors, held without a meeting in accordance with the provisions of Article III, Section 9 of the Bylaws of the Company; that the Directors acting were duly and regularly elected; and that the resolution adopted has not been modified or repealed and is still in full force and effect.

Dated: January 1, 2020



M. Craig Hall



EXHIBIT 2

AUTHORIZED SIGNERS

**Granite Construction Company
Northwest Group**

AUTHORIZED SIGNERS

Brian Dowd, VP Nevada Region
Jason Klaumann, VP Utah Region
Derek Betts, VP Alaska Region
Todd A. Hill, VP Arizona Region
Michael A. Stein, VP Washington Region
Bradly Estes, VP Construction Materials

EXHIBIT 1

AUTHORIZED SIGNERS

**Granite Construction Company
Northwest Group
Washington Region**

AUTHORIZED SIGNERS

Michael A. Stein, VP Washington Region
Cevin Ladwig Sr., Eastern WA Area Manager
Paul Harding, Southwest WA/OR Area Manager
Boudrey J. Smith, NW Washington Area Manager
Jeremy Deemer, Construction Manager
Nicholas Gerritsen, Construction Manager
Sonny Chavez, Regional Controller
Travis Walken, Chief Estimator
Grant Youngren, Senior Estimator
J. Peter Welch, Senior Estimator
James A. Prouty, Senior Estimator
Phil Meenach, Senior Estimator
James Gartside, Senior Estimator
Shane Berrett, Plants Manager
Andrew B. Thompson, Project Manager
Allen Chatriand, Project Manager
Jason Halverson, Project Manager
Cory Bell, Project Manager
Cody Rettke, Project Manager
Keith Majors, Material Sales Manager

ATTESTORS

Michael A. Stein, VP Washington Region
Cevin Ladwig Sr., Eastern WA Area Manager
Paul Harding, Southwest WA/OR Area Manager
Boudrey J. Smith, NW Washington Area Manager
Jeremy Deemer, Construction Manager
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Nicolas Gerritsen, Construction Manager
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Grant Youngren, Senior Estimator
J. Peter Welch, Senior Estimator
James A. Prouty, Senior Estimator
Phil Meenach, Senior Estimator
James Gartside, Senior Estimator
Shane Berrett, Plants Manager
Andrew B. Thompson, Project Manager
Jason Halverson, Project Manager
Cody Rettke, Project Manager
Brynna Bennett, Estimating Assistant
Laurie Fuller, Estimating Assistant
John Newby, Estimating Assistant
Heather Young, Estimator
Keri Lee Gross, Office Manager