



City of West Linn

City of West Linn, Oregon

Notice of Invitation to bid and Contract

Project Number:	PW-23-08	Bid Due Date:	5/29/2024
Project Name:	Calaroga Sanitary Sewer Pump Station Replacement	Bid Due Time:	3:00PM
Bid Opening Location:	City of West Linn 22500 Salamo Rd. West Linn, OR 97068	City Contact:	Erich Lais, PW Director
		Design Consultant:	Carollo Engineers
		Owners Representative:	Carollo Engineers
Time of Completion:	400 Calendar Days	City Phone:	(503) 722-3434
Project Description:	Generally consists of replacing the existing aging pump station with a 0.06 MGD firm capacity with a larger 0.19 MGD firm capacity pump station.		

Sealed bids for the project identified and described above will be received by the City of West Linn at the specified location above until the date and time cited above. Bids received by the correct date and time shall be publicly opened and the bid price read on **May 29, 2024, 3PM**. Bids shall be in the actual possession of the identified bidding department on or prior to the exact date and time indicated above for bid due date. Late bids will not be considered, except as provided in the City of West Linn Procurement Policy. **Bids shall be submitted by mail in a sealed envelope with the Invitation to bid Project Number, Project Description, and the bidder's name and address clearly indicated on the front of the envelope.** All bids shall be completed in ink or typewritten. This Bid is for a public works project subject to ORS 279C.800 to 279C.870. Bidders are strongly encouraged to carefully read the **entire** Invitation to bid Package.

BIDDER

To the City of West Linn:

The undersigned hereby Bids and agrees to furnish materials and/or services in compliance with all terms, conditions, specifications and addenda in the Notice of Invitation to bid except for any written exceptions in the Bid. The signature below also certifies his or her understanding and compliance with The City of West Linn Standard Terms and Conditions.

Is the Bidder a "Resident" Bidder per ORS 279A.120? No
 Construction Contractors Board Yes/No

For clarification of this Bid contact:

Registration Number: 1676373-5

Name: Josh Clark

Federal Employer Identification Number: 47-5034963

Telephone: 360 946 8474

Clark and Sons Excavating inc.
Company Name

[Signature]
Authorized Signature for Bidder

7601 NE 289th St.
Address

Josh Clark
Printed Name

Battleground WA 98604
City State Zip Code

Vice president
Title

ACCEPTANCE OF BID AND CONTRACT AWARD (For City of West Linn Use Only)

Your bid is hereby accepted. The Contractor is now bound to sell the materials and/or services listed by the attached award notice based upon the solicitation, including all terms, conditions, specifications, plans, addendum, amendments, etc., and the Contractor's Bid as accepted by the City.

Approved as to form:

[Signature]
Legal

City of West Linn, Oregon.

Awarded on MAY 17, 2024
[Signature]
John Williams, City Manager



CITY OF
**West
Linn**

PW-23-08

Public Works Department
22500 Salamo Road
West Linn, Oregon 97068
Telephone: (503) 722-5500
Fax: (503) 656-4106

Appendix A

FORMS



City of
**West
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BID FORM

PW-23-08

Public Works Department
22500 Salamo Road
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ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	ITEM COST
1L	Mobilization	LS	1	235000.00	235000.00
2L	Demobilization	LS	1	30000.00	30000.00
3L	Project Management	LS	1	44000.00	44000.00
4L	Excavation	LS	1	173000.00	173000.00
5L	Temporary Excavation Support	LS	1	110000.00	110000.00
6L	Guard Rail and Bollards	LS	1	38000.00	38000.00
7L	Retrofit Existing Wet Well	LS	1	281000.00	281000.00
8L	Construct New Pump Station, Valve Vault, and Utility Vaults	LS	1	271000.00	271000.00
9L	Electrical, Instrumentation, and Controls	LS	1	135000.00	135000.00
10L	Stormwater Infrastructure	LS	1	40000.00	40000.00
11L	Final Construction Survey	LS	1	11000.00	11000.00
12L	Commissioning	LS	1	25000.00	25000.00
13L	Traffic Control	LS	1	110000.00	110000.00
14L	Dust Control and Storm Water Pollution Prevention	LS	1	32000.00	32000.00
15L	Demolition Work	LS	1	36738.00	36738.00
16L	Closeout	LS	1	21000.00	21000.00
17L	Plantings	LS	1	37000.00	37000.00
18L	Temporary Bypass Pumping	LS	1	168000.00	168000.00
19L	All other costs required to complete all Work in the Contract Documents not covered by the other Line Items	LS	1	45000.00	45000.00
1U	Gabion Retaining Wall	SQ FT	1,825	79.00	144175.00
2U	Temporary Dewatering	LS	1	147000.00	147000.00
3U	Existing Forcemain Demolition and Disposal	LF	50	290.00	14500.00
4U	Subgrade Probing and Grouting	# HOLE	40	2399.00	95960.00
5U	New Paving	SQ FT	2,150	24.00	51600.00
6U	Aggregate Base Course	TON	400	70.00	28000.00
7U	New Forcemain	LF	30	990.00	29700.00
8U	Interlocking Block Retaining Wall	SQ FT	80	448.00	35840.00
				TOTAL:	2389513.00



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BID BOND

PW-23-08

Public Works Department
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KNOW ALL PERSONS BY THESE PRESENTS:

That we, Clark and Sons Excavating, Inc., as "Principal,"
(Name of Principal)

and Markel Insurance Company, an Illinois Corporation,
(Name of Surety)

authorized to transact Surety business in Oregon, as "Surety," hereby jointly and severally bind ourselves, our respective heirs, executors, administrators, successors and assigns to pay unto the City of West Linn ("Obligee") the sum of (\$ 10 %) Ten Percent of Total Amount Bid dollars.

WHEREAS, the condition of the obligation of this bond is that Principal has submitted its proposal or bid to an agency of the Obligee in response to Obligee's procurement document for the project identified in the Solicitation Number indicated above which proposal or bid is made a part of this bond by reference, and Principal is required to furnish bid security in an amount equal to ten (10%) percent of the total amount of the bid pursuant to the procurement document and ORS 279C.365(4) for competitive bidding or 279C.400(5) for competitive proposals.

NOW, THEREFORE, if the proposal or bid submitted by Principal is accepted, and if a contract pursuant to the proposal or bid is awarded to Principal, and if Principal enters into and executes such contract within the time specified in the procurement document and executes and delivers to Obligee its good and sufficient performance and payment bonds required by Obligee, as well as any required proof of insurance, within the time fixed by Obligee, then this obligation shall be void; otherwise, it shall remain in full force and effect.

IN WITNESS WHEREOF, we have caused this instrument to be executed and sealed by our duly authorized legal representatives this 28th day of May, 2024.

PRINCIPAL: Clark and Sons Excavating, Inc.

SURETY: Markel Insurance Company

By [Signature]
Signature

BY ATTORNEY-IN-FACT:

Vice President
Official Capacity

Leticia Romano
Name

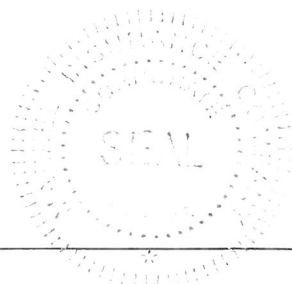
Attest: [Signature]
Corporation Secretary

[Signature]
Signature

Anchor Insurance & Surety, Inc. PO Box 2808
Address

Portland OR 97208
City State Zip

503-224-2500 503-224-9830
Phone Fax



JOINT LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That SureTec Insurance Company, a Corporation duly organized and existing under the laws of the State of Texas and having its principal office in the County of Harris, Texas and Markel Insurance Company (the "Company"), a corporation duly organized and existing under the laws of the state of Illinois, and having its principal administrative office in Glen Allen, Virginia, does by these presents make, constitute and appoint:

Brent Olson, Gloria Bruning, Vicki Mather, Joel Dietzman, Andrew Choruby, Casey Geske, Richard Kowalski, Justin Cumnock, Sterling Drew Roddan, Christopher A. Reburn, Leticia Romano, Chloe Lyons, Philip O. Forker, Patrick Dooney

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on their own behalf, individually as a surety or jointly, as co-sureties, and as their act and deed any and all bonds and other undertaking in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

Fifty Million and 00/100 Dollars (\$50,000,000.00)

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolutions adopted by the Board of Directors of SureTec Insurance Company and Markel Insurance Company:

"RESOLVED, That the President, any Senior Vice President, Vice President, Assistant Vice President, Secretary, Assistant Secretary, Treasurer or Assistant Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the SureTec Insurance Company and Markel Insurance Company, as the case may be, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

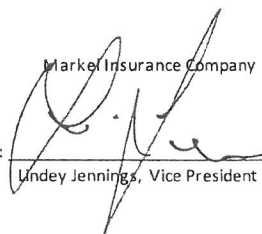
IN WITNESS WHEREOF, Markel Insurance Company and SureTec Insurance Company have caused their official seal to be hereunto affixed and these presents to be signed by their duly authorized officers on the 27th day of September, 2023.

SureTec Insurance Company

By: 
Michael C. Keimig, President



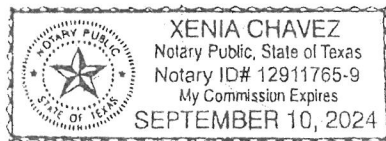
Markel Insurance Company


By: 
Lindsey Jennings, Vice President

State of Texas
County of Harris:

On this 27th day of September, 2023 A. D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICERS OF THE COMPANIES, to me personally known to be the individuals and officers described in, who executed the preceding instrument, and they acknowledged the execution of same, and being by me duly sworn, disposed and said that they are the officers of the said companies aforesaid, and that the seals affixed to the proceeding instrument are the Corporate Seals of said Companies, and the said Corporate Seals and their signatures as officers were duly affixed and subscribed to the said instrument by the authority and direction of the said companies, and that Resolutions adopted by the Board of Directors of said Companies referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



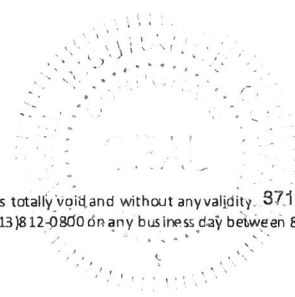
By: 
Xenia Chavez, Notary Public
My commission expires 9/10/2024

We, the undersigned Officers of SureTec Insurance Company and Markel Insurance Company do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, we have hereunto set our hands, and affixed the Seals of said Companies, on the 28th day of May, 2024.

SureTec Insurance Company

By: 
M. Brent Beaty, Assistant Secretary



Markel Insurance Company

By: 
Andrew Marquis, Assistant Secretary

Any Instrument issued in excess of the penalty stated above is totally void and without any validity. 3710009
For verification of the authority of this Power you may call (713) 812-0800 on any business day between 8:30 AM and 5:00 PM CST.



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FORMS

PW-23-08

Public Works Department
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AFFIDAVIT OF COMPLIANCE WITH TAX LAWS

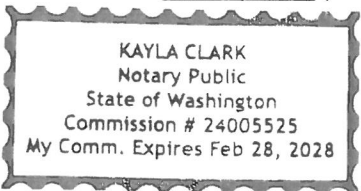
Josh Clark ("Affiant"), being first duly sworn under oath and representing
Clark and Sons Excavating Inc. [insert Bidder/Proposer Name] ("Bidder"), deposes and swears or
affirms under penalty of perjury that:

1. I am an employee of Bidder, I have knowledge of the Invitation to Bid, and I have full authority from the Bidder to submit this affidavit and accept the responsibilities stated below.
2. I am aware that the Bidder has submitted a Bid, dated on or about 5/29/24 [insert date] (the "Bid"), to the City of West Linn (City) in response to Invitation to Bid PW-23-02, for 2023 Road Program, and I am familiar with the contents of the Invitation to Bid and Bid.
3. The number shown on this form is Bidder's correct taxpayer identification.
 - 3.1. Federal Tax Number: 47-5034963
 - 3.2. Oregon Tax Number: BIN-1676373-5
4. Bidder is not subject to backup withholding because:
 - 4.1. Bidder is exempt from backup withholding,
 - 4.2. Bidder has not been notified by the IRS that Bidder is subject to backup withholding as a result of a failure to report all interest or dividends, or
 - 4.3. The IRS has notified Bidder that Bidder is no longer subject to backup withholding.
5. I am authorized to act on behalf of Bidder, and have authority and knowledge regarding Bidder's payment of taxes, and to the best of my knowledge, Bidder is not in violation of any Oregon tax laws, including, without limitation, those tax laws listed in ORS 305.380(4), namely ORS Chapters 118, 314, 316, 317, 318, 320, 321 and 323 and Sections 10 to 20, Chapter 533, Oregon Laws 1981, as amended by Chapter 16, Oregon Laws 1982 (first special session); the elderly rental assistance program under ORS 310.630 to 310.706; and any local taxes administered by the Oregon Department of Revenue under ORS 305.620.

[Signature]
Affiant's Signature

STATE OF Washington)
COUNTY OF Clark)§

Signed and sworn to before me on 05/29/24 (date) by Josh Clark (Affiant's name).



[Signature]
Notary Public for the State of Oregon WA
My Commission Expires: 02-28-2028

KNOW ALL MEN BY THESE PRESENTS, that we, _____



West Linn

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NONCOLLUSION AFFIDAVIT

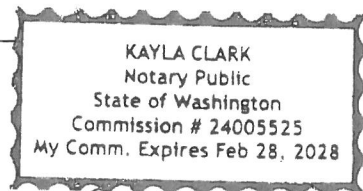
I, (Type/Print Name) Josh Clark, state that I am (Position Title) Vice president of (Name of Firm) Clark and Sons Excavating, Inc. and that I am authorized to make this affidavit on behalf of my firm, and its owners, directors, and, officers. I am the person responsible in my firm for the price(s) and the amount of this bid.

I state that:

- 1. The price(s) and the amount of this bid have been arrived at independently and without consultation, communication or agreement with any other contractor, bidder or potential bidder.
2. Neither the price(s) nor the amount of this bid, and neither the approximate price(s) nor approximate amount of this bid, have been disclosed to any other firm or person who is a bidder or potential bidder, and they will not be disclosed before bid opening.
3. No attempt has been made or will be made to induce any firm or person to refrain from bidding on this contract, or to submit a bid higher than this bid, or to submit any intentionally high or noncompetitive bid or other form of complementary bid.
4. The bid of my firm is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complementary or other noncompetitive bid.
5. (Name of Firm) Clark and Sons Excavating, Inc., its affiliates, subsidiaries, officers, directors, and employees are not currently under investigation by any governmental agency and have not in the last four (4) years been convicted or found liable for any act prohibited by state or federal law in any jurisdiction, involving conspiracy or collusion with respect to bidding on any public contract, except as follows:

I state that (Name of Firm) Clark and Sons Excavating, Inc. understands and acknowledges that the above representations are material and important, and will be relied on by THE CITY OF WEST LINN, OREGON in awarding the contract(s) for which this bid is submitted. I understand and my firm understands that any misstatement in this affidavit is and shall be treated as fraudulent concealment from THE CITY OF WEST LINN, OREGON of the true facts relating to the submission of bids for this contract.

(Signature) Josh Clark
(Signatory's Name)
Vice president
(Signatory's Title)



STATE OF Washington)
COUNTY OF Clark)

SWORN TO AND SUBSCRIBED BEFORE ME THIS 29th DAY OF May, 2024

(Signature)
Notary Public

My Commission Expires 02-28-2028



West Linn

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THREE YEAR EXPERIENCE RECORD

Recent projects first

#1 (Project Name, Location, Contract Cost)

Industrial pump Station Rehabilitation, Vancouver, WA \$1,281,162.87

Project description: Reconstruction of existing Main industrial pump station, New Valve Vault, Bypass Vault, Wet well Rehabilitation and SKADA Controls, Lean-to Cover. (1,500,000 Gallons per day Flowrates)

Project completion date: (contract) 4/10/2024 (actual) 4/10/2024

Contact name: Charles Fell (City of Vancouver)

Telephone: 360-771-8771

#2 (Project Name, Location, Contract Cost)

Academy parking and Fire Access parcel 2 (Vancouver, WA) \$931,286.46

Project description: Demolition of Existing parking lot, Installation of Storm System, New parking lot and Curbs, Streetlights, and ADA improvements & Landscaping.

Project completion date: (contract) 2/7/24 (actual) 2/7/24

Contact name: Marc Thompson (The Historic Trust)

Telephone: 360-553-2633

#3 (Project Name, Location, Contract Cost)

2023 Main Repair (Clark Co. WA) \$670,365.62

Project description: Sewer Main Repair, Several locations, road closures, Traffic Control, Depth 12ft to 19ft, Asphalt paving, Curb Repair, Manhole Installations.



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Project completion date: (contract) 11/16/23 (actual) 11/16/23

Contact name: Tom Grange (Clark Regional Wastewater District)

Telephone: 360-953-9209

#4 (Project Name, Location, Contract Cost)

NE Lake Road and NE Everett Street Roundabout, Camas, WA (\$5,403,949.41)

Project description: Installation of Roundabout, water Main, Sewer Main, Storm System & Catch basins, Erosion Control, Landscaping 3yr Maintenance, Sidewalks, Asphalt Paving, Intersection Streetlight installation & more.

Project completion date: (contract) 5/10/23 (actual) 5/10/23

Contact name: Justin Monsrud

Telephone: 360-518-4078

#5 (Project Name, Location, Contract Cost)

SW 7th St. and SW Kings Byway Water Main Upsizing (\$571,110.15)

Project description: Installation of 12 inch Ductile Iron Watermain 1218 LF 23 Services & Meters 2 Fire Hydrants, Concrete Replacement, Traffic Control & Asphalt paving. Hot Taps & Testing.

Project completion date: (contract) 3/30/2023 (actual) 3/30/2023

Contact name: City of Troutdale Engineering (Nick Masscy)

Telephone: 503-674-7241

Attach additional sheets if needed.

