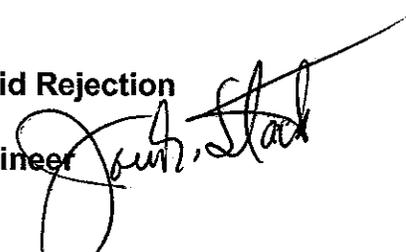


**SULTAN CITY COUNCIL  
AGENDA ITEM COVER SHEET**

---

**DATE:** June 26, 2008  
**ITEM #:** A - 3  
**SUBJECT:** Skate Board Park Bid Rejection  
**CONTACT PERSON:** Jon Stack, City Engineer 

**SUMMARY STATEMENT:** Request to reject all bids received on the City of Sultan Skate Board Park. The City received only one responsive bid and two bids were non-responsive. (meaning that didn't meet the guidelines on materials as set forth in the bid document.)

**BACKGROUND:** Ads for invitation to bid were placed in the Daily Journal of Commerce and Everett Herald and ran on May 16 & 23, 2008.(attached) Bids were opened on June 9, 2008. A reasonable expectation for budget purposes was \$100,000.00. The Bid Document called for concrete ramps, two of the bids were for metal ramps which was non-responsive to what the bid document called for construction. Only one responsive bid was received however it well exceeded the funding available for the project.

The following is a outline of bids received.

- **Premium Construction Group – Concrete Ramp Construction**
  - Phase 1: 123,887.30      Phase 2: 56,490.00      Tax: 15,332.07

**Total: \$195,709.37**
- **Premium Construction Group – Metal Ramp Construction**
  - Phase 1: 99,887.30      Phase 2: 55,112.70      Tax: 13,175.00

**Total: \$168,175.00**
- **American Ramp Company – Metal Ramp Construction**
  - Phase 1: 43,030.00      Phase 2: 29,418.85      Tax: 6,158.15

**Total: \$ 78,607.00**

**ALTERNATIVES:** Research other alternatives to find a more cost effective solution.

**FISCAL IMPACT:** N/A

**RECOMMENDEATION:** Reject all bids.

**MOTION:**

Move to reject all bids.

- Attachments:
- A. Legal Ad
  - B. Premium Construction Bid Concrete
  - C. Premium Construction Bid - Metal
  - D. American Ramp Company Bid - Metal
- 

Council Action:

Date:

**INVITATION TO BID**  
**Sultan Skate Park**  
**Sultan Project No. 08-006**

The City of Sultan, is calling for Bids for the construction of a new Skate Park at: **101 Main Street, Sultan WA**. Bids must be submitted not later than **Tuesday June 9, 2008 at 2:00 pm**. Bids will be opened on that date at 2:00 pm. Bids must be hand delivered to the City of Sultan at 319 Main Street, Suite 200, Sultan, WA 98294 or sent by U.S. Mail to the City of Sultan. It is the sole responsibility of the Bidders to deliver bids by the date and time and in the manner indicated. Late bids will not be considered and will be returned to the Bidder unopened. City of Sultan reserves the right, as described in the Instructions to Bidders, to postpone the Bid opening, waive informalities or irregularities in the bidding, and to reject any or all Bids. No bidder may withdraw his bid after the hour set for the opening thereof or before award of contract, unless said award is delayed for a period exceeding sixty (60) days. Project will be awarded on **June 26, 2008, City Council meeting with Notice to Proceed on July 14, 2008**.

Briefly, the scope of the work includes:

This Contract provides for improvements at the Sultan Skate Park. The proposed improvements, all in accordance with the attached Contract Drawings, Contract Special Provisions, and the Standard Specifications, are generally described as follows:

Two phase scope of work on an existing concrete prepared slab consisting of:

**PHASE 1:**

- A. Install Fence around Perimeter, including 12' rolling gate
- B. Install Furnishings: Drinking Fountain, Bike Rack, and Bench
- C. Install Skating Appliances:
  - 1. Quarterpipe – 10'-8" x 8'-3" x 4'-0"
  - 2. Speedramp w/ Platform – 12'-6" x 8'-3" x 4'-0"
  - 3. Speedramp Volcano 30° - 8'-4" x 4'-2" x 4'-0"
  - 4. Bank Corner – 11'-4" x 4'-1" x 2'-0"
  - 5. Bank – 11'-4" x 4'-1" x 2'-0"
    - a. S.S. Coping
    - b. Transition Plate
    - c. 6" BMC Plating
    - d. Round S.S. Grind Rail
    - e. L Shaped Guard Rail
    - f. L Shaped Guard Rails Left Side
    - g. Trucks
- D. Finish Entrance - Gateway

**PHASE 2:**

- A. Install Skating Appliances:
  - 1. Quarterpipe – 10'-8" x 8'-3" x 4'-0"
  - 2. Hubba Ledge – 10'-6" x 1'-6" x 3'-3"
  - 3. Bank w/ Platform – 11'-5" x 9'-4" x 2'-0"
  - 4. Stair – 9'-4" x 4'-1" x 2'-0"
  - 5. Bank – 8'-0" x 8'-3" x 2'-0"
  - 6. Speedramp w/ Platform – 12'-6" x 8'-3" x 4'-0"
  - 7. Slante Ledge – 15'-0" x 3'-7" x 2'-8"

- a. S.S. Coping
- b. 2x2 S.S. Edge Protection
- c. Transition Plate
- d. 6" BMC Plating
- e. Square S.S. Grind Rail
- f. Round S.S. Grind Rail
- g. L Shaped Guard Rail
- h. L Shaped Guard Rails Left Side
- i. Trucks

**Bid Documents may be obtained on June 10, 2008 from:**

Sultan City Hall  
319 Main Street Suite 200  
P.O. Box 1199  
Sultan, WA 98294-1199

Plans and specifications will be available from the Engineering Department located at the above address. For all bidders, plans and specifications may be obtained upon request and payment of \$30.00 plus \$5.00 for mailing (both non-refundable).

Informational copies of plans and specifications are on file at the office of the City Engineer.

This park improvement project is funded by the City of Sultan. The City of Sultan is an Equal Opportunity Employer. Contractors/Subcontractors must comply with Executive Order 11246 as amended by Executive Order 11375 regarding affirmative action and equal opportunity.

Published: Daily Journal of Commerce, Everett Herald  
May 16, 2008 & May 23, 2008

Bid per spec

SECTION 00300 - BID PROPOSAL

SCHEDULE A

ITEM	DESCRIPTION	UNIT PRICE	TOTAL QTY.	TOTAL AMT.
------	-------------	------------	------------	------------

PHASE I:

1. Install Fence, including sliding gate
2. Install Furnishings
3. Install Skating Appliances
4. Finish Entrance - Gateway

SUBTOTAL PHASE I\*: \$ 123,887.30

PHASE II:

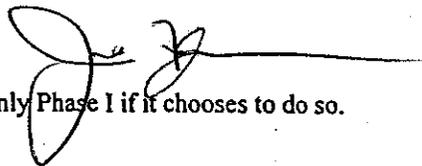
1. Install Skating Appliances

SUBTOTAL PHASE II\*: \$ 56,490.00

SCHEDULE A, TOTAL AMOUNT BID: \$180,377.30

WA STATE SALES TAX 8.5%: \$15,332.07

GRAND TOTAL AMOUNT: \$195,709.37



\*The City reserves its right to award only Phase I if it chooses to do so.

END OF SECTION 00300

BID PROPOSAL  
Capital Architects, Inc.

SECTION 00450 - STATEMENT OF SUBCONTRACTORS AND ITEMS OF WORK

The following listed bid item (listed in numerical sequence) for this project have been proposed for subcontracting to subcontractors as indicated

**SCHEDULE A - SKATE PARK**

Subcontractor Name: Mason Fence  
Item Numbers: 02225 FENCE SYSTEMS

Subcontractor Name: Northwest Recreation of WA / Spohn Ranch  
Item Numbers: 12500 SKATE PARK APPLIANCES

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

List below:

1. All subcontractors who will perform the work of plumbing as described in Chapter 18.106 RCW and electrical as described in chapter 19.28 RCW.
2. The work those subcontractors will perform on the contract.
3. Shall not list more than one subcontractor for each category of work identified, except, when subcontractors vary with bid alternate in which case the bidder shall identify which subcontractor will be used for which alternate.

If no subcontractor is listed, the bidder acknowledges that it does not intend to use any subcontractor to perform those items of work.

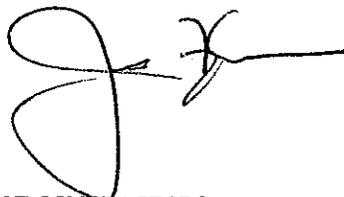
Subcontractor  
ELECTRICAL  
HVAC  
PIONEER MECHANICAL

Category of Work  
NONE  
NONE  
PLUMBING DRINKING FOUNTAIN

Bid item number(s) to be performed by the prime contractor: PREMIUM CONSTRUCTION GROUP, INC.

03300, 05500, 10431, 12930  
Prime contractor name

END OF SECTION 00450





# Premium Construction Group Inc.

◆ 12014 20th St. S.E. ◆ Everett, WA 98205 ◆ (425) 334-6918 ◆ Fax: (425) 397-9240 ◆ Contr. Lic. # PREMIGG107MK ◆

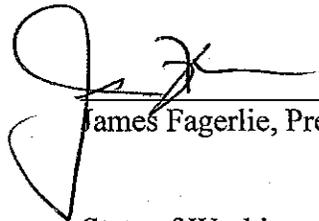
June 9, 2008

Jon Stack, City Engineer  
City of Sultan  
319 Main Street, Suite 200  
Sultan, WA 98294

Re: City of Sultan – Skate Park  
Project 91807

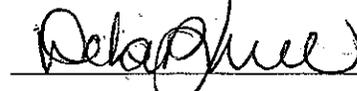
The attached bid proposal for the City of Sultan Skate Park is hereby submitted by:

Premium Construction Group, Inc. (a Washington Corporation)  
James Fagerlie, President  
12014 20<sup>th</sup> Street SE  
Everett, WA 98205  
(425) 334-6918  
(425) 397-9240 fax

  
\_\_\_\_\_  
James Fagerlie, President

State of Washington  
County of Snohomish

On this 9<sup>th</sup> day of June, 2008 before me, the undersigned, a notary public in and for the State of Washington, duly commissioned and sworn, personally appeared Jim Fagerlie, President known to me to be the individual(s) described in and who executed the within instrument and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes herein mentioned.

  
\_\_\_\_\_

Notary, Residing at: Everett

My Commission Expires on: 12/29/09



**BID BOND**

Conforms with The American Institute of Architects, A.I.A. Document No. A-310

KNOW ALL BY THESE PRESENTS, That we, Premium Construction Group, Inc.

12014 20th Street S.E., Everett, WA 98205

\_\_\_\_\_ as Principal, hereinafter called the Principal,

and the Travelers Casualty and Surety Company of America,

of Seattle, Washington, a corporation duly organized under

the laws of the State of Connecticut, as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Sultan as Obligee, hereinafter called the Obligee,

in the sum of Five Percent (5%) of Bid Amount

Dollars (\$ Five Percent (5%) of Bid ), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for City of Sultan Skate Park, 08-006

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 9th day of June, 2008

[Signature]  
\_\_\_\_\_  
Witness

[Signature]  
\_\_\_\_\_  
Witness

Premium Construction Group, Inc. (Seal)  
[Signature] Principal  
\_\_\_\_\_  
Title

Travelers Casualty and Surety Company of America  
By [Signature]  
Anne E. Strieby Attorney-in-Fact



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 219642

Certificate No. 002208010

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Eric Zimmerman, Karen Swanson, Kip W. Vandeventer, Brent E. Heilesen, Anne E. Strieby, James B. Binder, Peter J. Comfort, Jennifer L. Snyder, Lisa Kerstetter, Julie R. McGee, Kami C. Allen, Peggy A. Firth, A. Noreen Jacobsen, Tamarie Ellingsen, and Steve Marinkovich

of the City of Tacoma, State of Washington, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, 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 13th day of February, 2008

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 13th day of February, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty 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, 2011.



[Signature]
Marie C. Tetreault, Notary Public

SECTION 00420 - STATEMENT OF BIDDER'S QUALIFICATIONS

Each Bidder submitting a proposal on work included in these specifications shall prepare and submit as part of his bid, the data requested in the following schedule:

1. Name of Bidder: PREMIUM CONSTRUCTION GROUP, INC.
2. Business Address: 12014 20TH STREET SE, EVERETT, WA 98205
3. Number of years said Bidder been engaged in the contracting business under the present firm name: 18
4. Contracts now in hand (Gross Amt.): \$ 7 MIL.
5. General Character of work performed by said company: GENERAL CONTRACTOR - PUBLIC  
AND COMMERCIAL AND PRIVATE PROJECTS - SPECIALIZING IN SITE SERVICES  
AND CARPENTRY.
6. List of more important projects constructed by said company within past 4 years, including approximate cost and dates: SEE ATTACHED LIST
7. List of company's major equipment: EXCAVATORS - 220 SIZE, 160 SIZE AND 150 SIZE  
SEVERAL BACKHOES, DOZERS, COMPACTORS, AND TRUCKS

END OF SECTION 00420

## City of Sultan - Skate Park

### Statement of Bidders Qualifications - Projects / Experience

<u>OWNER</u>	<u>PROJECT</u>	<u>DESCRIPTION</u>	<u>CONTRACT</u>	<u>COMPLETE</u>	<u>ARCHITECT</u>
Volunteers of America 2802 Broadway Everett, WA 98201 <b>Tom Robinson</b> 425-259-3191	Tenant Improvements Lombard / Broadway Everett, WA 98201	Food Bank; Site Services; Various TI	\$1,707,081	Oct-06	Capital Architects 1812 Hewitt Ave Ste A Everett, WA 98201 Sandra Alder 425-317-8017
Shin Nippon Biomedical Laboratories (SNBL USA) 6605 Merrill Creek Parkway Everett, WA 98203 <b>Ron Wren</b> 425-231-0335	6605 Merrill Creek Pkwy Everett, WA 98203	South End Addition Site Services	\$947,605	2006	
City of Marysville 1049 State Avenue Marysville, WA 98270 <b>360-651-5161</b> <b>Jeff Massie, P.E.</b>	Ebey Slough Park State Street Marysville, WA	New Park	\$2,683,551	Jun-05	Hammond Collier 4010 Stoneway North #300 Seattle, WA 98103
Snohomish Fire District 1 12310 Meridian Avenue S Everett, WA 98208 Ray Mattox 425-551-1229	New Fire Station 12 3525 108th Street SE Everett, WA 98208	New Bldg Site Services	\$2,245,842	Mar-05	TCA Architecture Planning 6211 Roosevelt Way NE Seattle, WA 98115 <b>Eric Schauer</b> 206-522-3830
City of Mill Creek 15728 Mill Creek Blvd Mill Creek, WA 98012 <b>Doug Jacobson</b> 425-745-1891	Trillium Park 13901 Heatherwood Dr Mill Creek, Wa 98012	New Skate Park	\$1,535,750	Jan-04	Hough Beck & Baird 215 Westlake Ave N Seattle, Wa 98109

CERTIFICATION OF NON-SEGREGATED FACILITIES

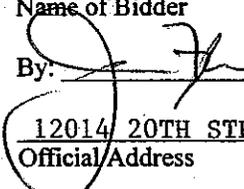
The bidder certifies that he/she does not maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and the he/she does not permit his/her employees to perform their services at any locations, under his/her control, where segregated facilities are maintained. The bidder certifies further that he/she will not maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and that he/she will not permit his/her employees to perform their services at any location under his/her control where segregated facilities are maintained. The bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, restrooms and washrooms, restaurants and other eating areas, times clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The bidder agrees that , except where he/she has obtained identical certification from proposed subcontractors prior to the award of subcontractors exceeding \$10,000, which are not exempt from the provisions of the Equal Opportunity clause, and that he/she will retain such certifications in his/her files.

NOTE: The penalty for making false statements in offers is prescribed in 18 USV 1001.

DATE: JUNE 9, 2008

PREMIUM CONSTRUCTION GRUOP, INC.

Name of Bidder

By: 

12014 20TH STREET SE.  
Official Address

PRESIDENT

Title

CITY OF SULTAN - SKATE PARK PROJECT 91807  
Name of Project

EVERETT WASHINGTON 98205  
City, State, Zip

**MUST BE INCLUDED WITHOUT ALTERATION**

SECTION 00660 - NONCOLLUSION AFFIDAVIT

STATE OF WASHINGTON )

COUNTY OF SNOHOMISH )

The undersigned, being first duly sworn, on oath says that the Bid herewith submitted is a genuine and not a sham or collusive Bid, or made in the interest or on behalf of any person not therein named; and he/she further says that the said Bidder has not directly or indirectly induced or solicited any bidder on the above work or supplies to put in a sham Bid, or any other person or corporation to refrain from bidding; and that said Bidder has not in any manner sought by collusion to secure to itself an advantage over any other bidder or bidders.

SIGNED this 9TH day of JUNE, 20 08.

PREMIUM CONSTRUCTION GROUP, INC.

Name of Bidder

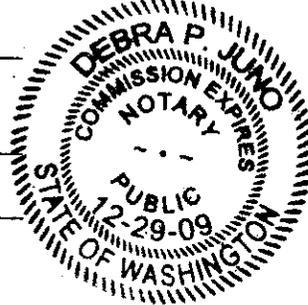
By: [Signature]  
Title: PRESIDENT

SUBSCRIBED and SWORN to before me this 9TH day of JUNE, 20 08.

[Signature]  
NOTARY PUBLIC in and for the State of Washington,

Residing at EVERETT

My appointment expires: 12/29/09



End of Section 00660

SECTION 00650 – NON-DISCRIMINATION CLAUSE FOR PUBLIC CONTRACTS

Except to the extent permitted by a bona fide occupational qualification, the Contractor agrees as follows:

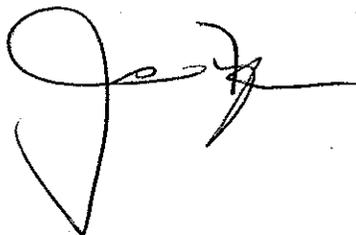
1. The Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, or age. The Contractor will ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, national origin, sex, or age.

Such action shall include, but not be limited to, the following: employment; upgrading; demotion or transfer; recruitment advertising; layoff or termination; rates of pay of other forms of compensation; and selection for training.

2. The Contractor will, in all solicitations for employees or job orders for employees placed with any employment agency, union or other firm or agency, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, national origin, sex, or age. The words "equal opportunity employer" in advertisements shall constitute compliance with this section.
3. The Contractor will send to each labor union or representative of workers with which he had a collective bargaining agreement or other contract or understanding, a notice advising said labor union or worker's representative of the Contractor's commitments under this section.
4. The Contractor will include the provisions of the foregoing paragraphs 1, 2, and 3 in every subcontract or purchase order for the goods or services which are the subject matter of this contract.

In the event of noncompliance by the Contractor with any of the non-discrimination provisions of the contract, the contracting agency shall have the right, at its option, to cancel the contract in whole or in part. If the contract is canceled after part performance, the contracting agency shall be obligated to pay the fair market value of the contract price, whichever is lower, for goods or services which have been received and accepted.

END OF SECTION 00650

A handwritten signature in black ink, consisting of a large, stylized initial 'J' followed by a horizontal line and a small flourish.

SECTION 00350 – BIDDER'S CHECKLIST

1.1 The Bidder's attention is especially called to the following forms that must be executed in full as required and submitted with their bid.

A. Proposal

1. A notarized Bid Proposal.....Section 00300
2. The unit prices must be shown in the space provided. Show unit prices in both words and figures. Final sheets of proposal must be fill in and signed by Bidder.
3. Bid Guarantee Bond is required.....Section 00410
4. Statement of Bidder's Qualifications and Items of Work.....Section 00420
5. Statement of Proposed Subcontractors and Items of Work.....Section 00450
6. Certification of Non-Segregated Facilities.....Section 01720
7. Non Collusion Certification.....Section 00660
8. Non-Discrimination Clause for Public Contracts.....Section 00650

B. The following forms are to be executed and returned to the City within 10 days after the date of contract award:

1. Contract. To be executed by successful Bidder.....Section 00510
2. Indemnification Addendum.....Section 01720
3. Performance Bond. To be executed by successful Bidder and his Surety Company.....Section 01720
4. Labor and Material Payment Bond. To be executed by successful Bidder and his Surety Company.....Section 01720
5. Insurance Coverage Questionnaire. Form to be completed by Contractor's Insurance Company and attached to a completed Certification of Insurance form.....Section 01720

C. The following forms are to be executed after the contract is signed:

1. Contractor's and subcontractor's certification concerning labor standards and prevailing wage requirements. To be completed by successful Contractor and all subcontractors.
2. Contractor's Declaration of Option for Management of Statutory Retained Percentage.....Section 01720

END OF SECTION 00300

Alternate bid

SECTION 00300 - BID PROPOSAL

SCHEDULE A

ITEM	DESCRIPTION	UNIT PRICE	TOTAL QTY.	TOTAL AMT.
------	-------------	------------	------------	------------

PHASE I:

1. Install Fence, including sliding gate
2. Install Furnishings
3. Install Skating Appliances
4. Finish Entrance - Gateway

SUBTOTAL PHASE I\*: \$ 99,887.30

PHASE II:

1. Install Skating Appliances

SUBTOTAL PHASE II\*: \$ 55,112.70

97

SCHEDULE A, TOTAL AMOUNT BID: \$ 155,000.00 97

WA STATE SALES TAX 8.5%: 13,175.00

GRAND TOTAL AMOUNT: \$ 168,175.00

\*The City reserves its right to award only Phase I if it chooses to do so.

END OF SECTION 00300

SECTION 00450 - STATEMENT OF SUBCONTRACTORS AND ITEMS OF WORK

The following listed bid item (listed in numerical sequence) for this project have been proposed for subcontracting to subcontractors as indicated

**SCHEDULE A - SKATE PARK**

Subcontractor Name: Moran Fence  
Item Numbers: 02825 FENCE SYSTEMS

Subcontractor Name: American Ramp Company - Pro Series  
Item Numbers: 12500 SKATE PARK APPLIANCES

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

Subcontractor Name: \_\_\_\_\_  
Item Numbers: \_\_\_\_\_

List below:

1. All subcontractors who will perform the work of plumbing as described in Chapter 18.106 RCW and electrical as described in chapter 19.28 RCW.
2. The work those subcontractors will perform on the contract.
3. Shall not list more than one subcontractor for each category of work identified, except, when subcontractors vary with bid alternate in which case the bidder shall identify which subcontractor will be used for which alternate.

If no subcontractor is listed, the bidder acknowledges that it does not intend to use any subcontractor to perform those items of work.

Subcontractor	Category of Work
<u>ELECTRICAL</u>	<u>NONE</u>
<u>HVAC</u>	<u>NONE</u>
<u>PIONEER MECHANICAL</u>	<u>PLUMBING DRINKING FOUNTAIN</u>

Bid item number(s) to be performed by the prime contractor: PREMIUM CONSTRUCTION GROUP, INC.

03300, 05500, 10431, 12930  
Prime contractor name

END OF SECTION 00450

601 McKinley  
Joplin, MO 64801  
Toll-free 877-RAMP-778  
Local 417-206-6816  
Fax 417-206-6888  
sales@americanrampcompany.com



# Fax

<b>To:</b> Adam	<b>From:</b> Kyleen O'erman
<b>Fax:</b> 425-397-9240	<b>Pages:</b> 2 including cover
<b>Phone:</b>	<b>Date:</b> 06-09-08
<b>Re:</b> Sultan Skate Park	<b>CC:</b>

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Jim, This quote was based on our Pro Series  
The other design/quote I sent you first actually  
has our quote for the X series as well.  
If you would like to see submittals for Pro  
& X series, I'd be happy to email or fax  
them. If you have any questions, please  
let me know.

Thanks  
Kyleen

601 McKinley  
 Joplin, MO 64801  
 Toll-free 877-RAMP-778  
 Local 417-206-6816  
 Fax 417-206-6888  
 sales@americanrampcompany.com



Design	Ready to Ship	FOB	Discount
1794	30-60 Days	Location	/2% HALF DOWN, 1% FULL PREPAY

### Phase 1

#### Install Skating Appliances:

1. Quarterpipe	\$5,480.08
2. Speedramp w/ Platform	\$5,435.90
3. Speedramp Volcano 30	\$664.92
4. Bank Corner	\$3,259.34
5. Bank	\$3,259.34
a. S.S. Coping	Included
b. Transition Plate	Included
c. 6" BMC Plating	Included
d. Round S.S. Grind Rail	\$240.00
e. L Shaped Guard Rail	Included
f. L Shaped Guard Rails Left Side	Included
g. Trucks	Free
<b>Total</b>	<b>\$18,339.58</b>

### Phase 2

#### A. Install Skating Appliances:

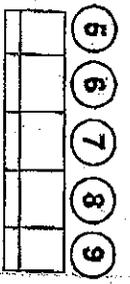
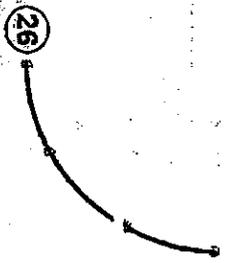
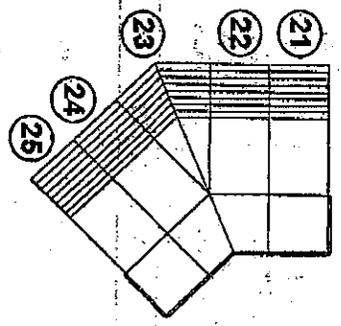
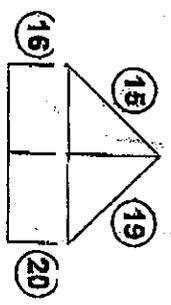
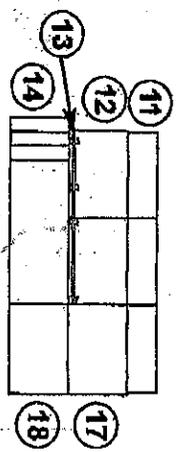
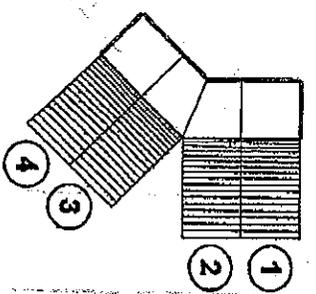
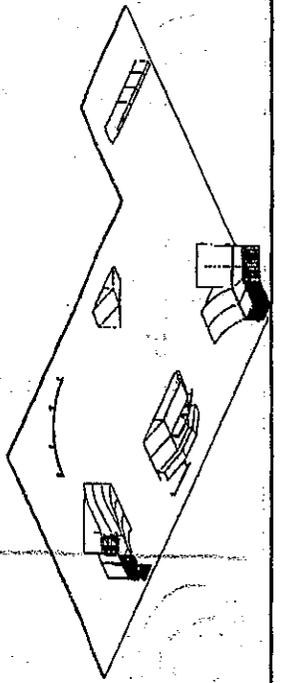
1. Quarterpipe	\$5,480.08
2. Hubba Ledge	\$5,275.56
3. Bank w/ Platform	\$4,311.16
4. Stair	\$1,935.86
5. Bank	\$801.08
6. Speedramp w/ Platform	\$5,435.90
7. Slanted Ledge	\$2,625.00
a. S.S. Coping	Included
b. 2x2 S.S. Edge Protection	Included
c. Transition Plate	Included
d. 6" BMC Plating	Included
e. Square S.S. Grind Rail	\$480.00
f. Round S.S. Grind Rail	\$800.00
g. L Shaped Guard Rail	Included
h. L Shaped Guard Rails Left Side	Included
i. Trucks	Free
<b>Total</b>	<b>\$27,144.64</b>

Installation

\$4,548.42

**Total**

**\$50,032.64**



601 MCKINLEY  
 JOPLIN, MO 64801  
 TEL: (800) 949-2024  
 TEL: (417) 208-6816  
 FAX: (417) 208-6888

sales@americanrampcompany.com

DRAWN BY A. KAFTON  
 DATE 6/11/2007

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REP. AGENCY

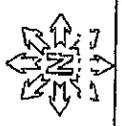
AMERICAN RAMP COMPANY

REP. NAME

DAMAN SCHUBER

REP. PHONE

(800) 949-2024



CUSTOMER APPROVAL DATE

PARK ENCLOSED?

PRO SERIES

X SERIES

STEALTH SERIES

PROJECT NAME

SKATE PARK

DESIGN NO. 1799

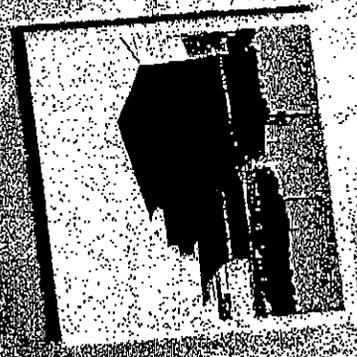
601 McKinley  
Joplin, MO 64801  
Toll-free 877-RAMP-778  
Local 417-206-6816  
Fax 417-206-6888  
sales@americanrampcompany.com



# Fax

<b>To:</b> Adam	<b>From:</b> Kyleen Overman
<b>Fax:</b> 425-397-9240	<b>Pages:</b> 4 including cover
<b>Phone:</b>	<b>Date:</b> 06-09-08
<b>Re:</b> Sultan Skate Park	<b>CC:</b>

Urgent     For Review     Please Comment     Please Reply     Please Recycle



3/8" STEEL ROLLER SURFACE  
 MAGNETIC POLYESTER POWDER COAT  
 FASTENER FREE ROLLING SURFACE  
 20 YEAR WARRANTY



1784

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## BID LETTER FOR SULTAN SKATE PARK

Jon Stack  
City Engineer  
319 Main Street  
Sultan, WA  
360.793.2231

Greetings from American Ramp Company:

The included design/quote 1794 is comprised of all the obstacles requested in the bid documents. ARC is the leader in skate park installations (150 in the last year alone), and hope to be a part of your project as well.

We are offering free freight and factory direct pricing for this project. We are able to offer this because:

1. We have no 20-30% rep commissions to include.
2. We have our own semis and can pick up back hauls to offset freight.
3. We have factory trained installers that can help assemble our parks quickly.

ARC offers free design, specifications, construction documents, stamped drawings for our equipment, concrete pad specifications, and consultation for the various skate park lines we offer.

ARC engineers, designs, manufacturers, and installs 3 main lines of equipment with in-house staff. Although we offer 3 different series, 80% of our municipal customers see our popular Pro Series as by far the best value for outdoor usage due to its minimal maintenance requirements and industry leading 20-year warranty on the entire system.

We are not limited to "cookie cutter" parks with a limited ramp selection. We can build whatever a customer can imagine with our equipment including bowls, plaza-type parks, street-type parks, etc. We build totally custom parks with the peace of mind that everything is prefabricated in a quality-controlled environment in our facility.

We are not a playground equipment company, but are a skater owned/operated organization that builds skate parks with a passion to provide the best equipment on the market.

We look forward to adding you to our reference list!

Respectfully Submitted,



Nathan Bemo  
President/Owner/Skateboarder/Designer  
American Ramp Company

601 McKinley  
 Joplin, MO 64801  
 Toll-free 877-RAMP-778  
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City of Sultan -- Skate Park  
 Project 91807

00300  
 BID PROPOSAL

**SECTION 00300 - BID PROPOSAL**

**SCHEDULE A**

ITEM	DESCRIPTION	UNIT PRICE	TOTAL QTY.	TOTAL AMT.
------	-------------	------------	------------	------------

**PHASE I:**

1. Install Fence, including sliding gate
2. Install Furnishings
3. Install Skating Appliances
4. Finish Entrance - Gateway

**SUBTOTAL PHASE I\*: \$** 43,030.00

**PHASE II:**

- I. Install Skating Appliances

**SUBTOTAL PHASE II\*: \$** 29,418.85

**SCHEDULE A, TOTAL AMOUNT BID:** 72,448.85

**WA STATE SALES TAX 8.5%:** 6,158.15

**GRAND TOTAL AMOUNT:** 78,607.00

\*The City reserves its right to award only Phase I if it chooses to do so.

END OF SECTION 00300

BID PROPOSAL

00100 1

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City of Sultan - Skato Park  
Project 91807

00420  
STATEMENT OF BIDDER'S QUALIFICATIONS

**SECTION 00420 - STATEMENT OF BIDDER'S QUALIFICATIONS**

Each Bidder submitting a proposal on work included in these specifications shall prepare and submit as part of his bid, the data requested in the following schedule:

1. Name of Bidder: American Ramp Company
2. Business Address: 601 S McKinley Avenue, Joplin MO 64801
3. Number of years said Bidder been engaged in the contracting business under the present firm name: 9.5
4. Contracts now in hand (Gross Amt.): \$ 1.3 million
5. General Character of work performed by said company: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_ \*Please see Page 14 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. List of more important projects constructed by said company within past 4 years, including approximate cost and dates: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_ \*Please see list of References, Page 13 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. List of company's major equipment: \_\_\_\_\_

\_\_\_\_ CNC Machine, Laser Machine, etc \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

END OF SECTION 00420

601 McKinley  
 Joplin, MO 64801  
 Toll-free 877-RAMP-778  
 Local 417-206-6816  
 Fax 417-206-6888  
 sales@americanrampcompany.com



City of Sullan – Skato Park  
 Project 81807

00450  
 STATEMENT OF PROPOSED  
 SUBCONTRACTORS AND ITEMS OF WORK

**SECTION 00450 – STATEMENT OF SUBCONTRACTORS AND ITEMS OF WORK**

The following listed bid item (listed in numerical sequence) for this project have been proposed for subcontracting to subcontractors as indicated

**SCHEDULE A – SKATE PARK**

Subcontractor Name: Economy Fence Center  
 Item Numbers: Item 1 on Proposal Form

Subcontractor Name: N/A  
 Item Numbers:

List below:

1. All subcontractors who will perform the work of plumbing as described in Chapter 18.106 RCW and electrical as described in chapter 19.28 RCW.
2. The work those subcontractors will perform on the contract.
3. Shall not list more than one subcontractor for each category of work identified, except, when subcontractors vary with bid alternate in which case the bidder shall identify which subcontractor will be used for which alternate.

If no subcontractor is listed, the bidder acknowledges that it does not intend to use any subcontractor to perform those items of work.

Subcontractor	Category of Work
SME of Seattle	Electrical
South County Plumbing	Plumbing

Bid item number(s) to be performed by the prime contractor:

Phase 1: Items 2,3,4 & Phase 2: Items 1 American Ramp Company

Prime contractor name

END OF SECTION 00450

601 McKinley  
Joplin, MO 64801  
Toll-free 877-RAMP-778  
Local 417-206-6816  
Fax 417-206-6888  
sales@americanrampcompany.com



City of Sultan – Skate Park  
Project 91807

00660  
NONCOLLUSION CONDITIONS

SECTION 00660 - NONCOLLUSION AFFIDAVIT

STATE OF Missouri

COUNTY OF Jasper

The undersigned, being first duly sworn, on oath says that the Bid herewith submitted is a genuine and not a sham or collusive Bid, or made in the interest or on behalf of any person not therein named; and he/she further says that the said Bidder has not directly or indirectly induced or solicited any bidder on the above work or supplies to put in a sham Bid, or any other person or corporation to refrain from bidding; and that said Bidder has not in any manner sought by collusion to secure to itself an advantage over any other bidder or bidders.

SIGNED this 6th day of June, 2008

American Ramp Company

Name of Bidder

By: [Signature]

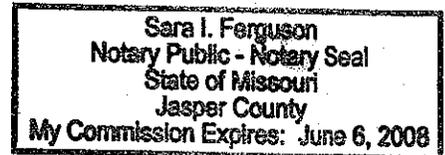
Title: Nathan Bemo, President

SUBSCRIBED and SWORN to before me this 6th day of June, 2008

Sara I. Ferguson  
NOTARY PUBLIC in and for the State of ~~Washington~~, Missouri

Residing at Jasper County

My appointment expires: June 6, 2008



End of Section 00660

601 McKinley  
Joplin, MO 64801  
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Local 417-206-6816  
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City of Sultan – Skate Park  
Project 91807

01720  
FORMS

**CERTIFICATION OF NON-SEGREGATED FACILITIES**

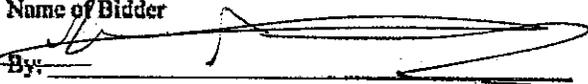
The bidder certifies that he/she does not maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and the he/she does not permit his/her employees to perform their services at any locations, under his/her control, where segregated facilities are maintained. The bidder certifies further that he/she will not maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and that he/she will not permit his/her employees to perform their services at any location under his/her control where segregated facilities are maintained. The bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, restrooms and washrooms, restaurants and other eating areas, times clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The bidder agrees that, except where he/she has obtained identical certification from proposed subcontractors prior to the award of subcontractors exceeding \$10,000, which are not exempt from the provisions of the Equal Opportunity clause, and that he/she will retain such certifications in his/her files.

NOTE: The penalty for making false statements in offers is prescribed in 18 USV 1001.

DATE: 06-06, 2008

American Ramp Company

Name of Bidder

By: 

601 S McKinley Ave. Joplin MO 64801

Official Address

President

Title

Sultan Skate Park

Name of Project

Sultan, WA 98294

City, State, Zip

**MUST BE INCLUDED WITHOUT ALTERATION**

601 McKinley  
 Joplin, MO 64801  
 Toll-free 877-RAMP-778  
 Local 417-206-6816  
 Fax 417-206-6888  
 sales@americanrampcompany.com



## QUOTE 1794

Design #	Ready to Ship	FOB	Discount
1794	30-60 Days	Location	1/2% HALF DOWN, 1% FULL PREPAY

### Phase 1

A. Install Fence around Perimeter, including 12' rolling gate	\$15,358.25
B. Install Furnishings: Drinking Fountain, Bike Rack, and Bench	\$3,557.96
C. Install Skating Appliances:	
1. Quarterpipe	\$5,480.08
2. Speedramp w/ Platform	\$5,435.90
3. Speedramp Volcano 30	\$664.92
4. Bank Corner	\$3,259.34
5. Bank	\$3,259.34
a. S.S. Coping	Included
b. Transition Plate	Included
c. 6" BMC Plating	Included
d. Round S.S. Grind Rail	\$240.00
e. L Shaped Guard Rail	Included
f. L Shaped Guard Rails Left Side	Included
g. Trucks	Free
D. Finish Entrance Gateway	\$3,500.00

### Phase 2

A. Install Skating Appliances:	
1. Quarterpipe	\$5,480.08
2. Hubba Ledge	\$5,275.56
3. Bank w/ Platform	\$4,311.16
4. Stair	\$1,935.86
5. Bank	\$801.08
6. Speedramp w/ Platform	\$5,435.90
7. Slanted Ledge	\$2,625.00
a. S.S. Coping	Included
b. 2x2 S.S. Edge Protection	Included
c. Transition Plate	Included
d. 6" BMC Plating	Included
e. Square S.S. Grind Rail	\$480.00
f. Round S.S. Grind Rail	\$800.00
g. L Shaped Guard Rail	Included
h. L Shaped Guard Rails Left Side	Included
i. Trucks	Free

Installation \$4,548.42

Total \$72,448.84

City of Sultan - Skate Park  
Project 91807

00410  
BID GUARANTEE BOND

*AIA Document A310 - Electronic Format*

**Bid Bond**

**THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES; CONSULTATION WITH AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION. AUTHENTICATION OF THIS ELECTRONICALLY DRAFTED AIA DOCUMENT MAY BE MADE BY USING AIA DOCUMENT D-801.**

KNOW ALL MEN BY THESE PRESENTS, that we American Ramp Company, 601 McKinley, Joplin, Missouri 64801

*(Here insert full name and address or legal title of Contractor)*

as Principal, hereinafter called the Principal, and Western Surety Company

P.O. Box 5077, Sioux Falls, South Dakota

*(Here insert full name and address or legal title of Surety)*

a corporation duly organized under the laws of the State of as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Sultan, 319 Main Street, Sultan, Washington 98294

*(Here insert full name and address or legal title of Owner)*

as Oblige, hereinafter called the Oblige, in the sum of Dollars (\$ ), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Sultan Skate Park

*(Here insert full name, address and description of project)*

NOW, THEREFORE, if the Oblige shall accept the bid of the Principal and the Principal shall enter into a Contract with the Oblige in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Oblige the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Oblige may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this ~~day of xxx~~ 9th day of June, 2008

American Ramp Company

*(Principal)*

*(Seal)*

*(Witness)*

*(Title)* Nathan Bemo, President

Western Surety Company

*(Surety)*

*(Seal)*

*(Witness)* Cristi Becker

*(Title)* Dawn Oney, Attorney-in-fact

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# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Scott Brothers, Diana L Turnbull, Randy Hiatt, Dawn Oney, Individually**

of Joplin, MO, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of October, 2006.



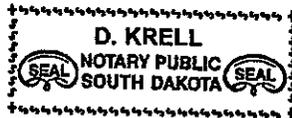
WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 19th day of October, 2006, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
November 30, 2012



D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 9th day of June, 2008.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary