

## **RESOLUTION NO. 1494**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, AWARDDING A PUBLIC WORKS CONTRACT FOR THE WASTEWATER TREATMENT PLANT OUTFALL REPAIRS PROJECT TO NELSON CONSTRUCTION CORPORATION, INC.; AND AUTHORIZING THE MAYOR TO EXECUTE A PUBLIC WORKS CONSTRUCTION CONTRACT WITH NELSON CONSTRUCTION CORPORATION FOR SAID WORK.**

**WHEREAS**, repairs are needed to the City of Dayton's Wastewater Treatment Plant Outfall; and

**WHEREAS**, the City utilized a competitive bidding process to obtain bids for the Wastewater Treatment Plant Outfall Repair ; and

**WHEREAS**, after only one bid was received and opened, Anderson Perry & Associates, Inc., determined, as prescribed by RCW 39.04.010, that the lowest responsive and responsible bidder was Nelson Construction Corporation.; and

**WHEREAS**, Anderson Perry & Associates, Inc., and City staff analyzed the proposal and recommends that , Nelson Construction Corporation be awarded the contract as the lowest responsive and responsible bidder for the Wastewater in the amount of \$99,909.92, excluding applicable sales and use taxes, FEMA will cover 75 % of the project cost with the City of Dayton paying 25% of the project cost ; and

**WHEREAS**, the City Council constitutes the legislative authority of the City of Dayton and deems the Wastewater Treatment Plant Outfall Repair Project to be in the best interest of the city.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

**Section 1. Bid Award.** The City Council hereby awards the public works contract for Wastewater Treatment Plant Outfall Repair Project in the forms attached hereto as Exhibit A.

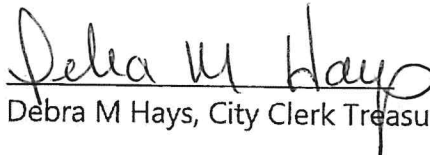
**Section 2. Authorization.** The Mayor is hereby authorized to execute the Public Works Construction Contract between the City of Dayton and Humbert Asphalt, Inc., in the amount not to exceed \$99,909.92, excluding applicable sales and use taxes, for the Wastewater Treatment Plant Outfall Repair Project.

**PASSED** by the City Council on the \_\_\_\_14th\_\_\_\_ day of \_\_\_\_June\_\_\_\_, 2022.

City of Dayton

  
Zac Weatherford, Mayor

Attested/Authenticated:

  
Debra M Hays, City Clerk Treasurer

Approved as to form:

  
Quinn Plant, City Attorney



214 E. Birch Street, P.O. Box 1687  
Walla Walla, WA 99362  
(509) 529-9260, Fax (509) 529-8102  
www.andersonperry.com

engineering • surveying • natural resources

June 8, 2022

City of Dayton  
111 South 1st Street  
Dayton, Washington 99328

ATTN: Zac Weatherford, Mayor

RE: Wastewater Treatment Plant Outfall Repairs (FEMA Project No. 151198)

Dear Mayor Weatherford:

This letter describes the bid results from May 24, 2022 for the Wastewater Treatment Plant Outfall Repairs project bid opening.

Bids for the project were received and opened at Dayton - City Hall on May 24, 2022 at 2:00 p.m. The City received one bid from Nelson Construction Corporation.

The bids were opened and read. After the bid opening, the bid was reviewed again, and the Bidder Responsibility Criteria pursuant to the Revised Code of Washington 39.04.010 was examined with respect to the apparent low bidder (see attached). No discrepancies were found.

After the bid opening, we entered the bid prices into a Microsoft Excel spreadsheet to check the price extensions and verify that the total bid amounts read matched the amounts written on the bid. No errors were found in the bid. A copy of the Bid Tabulation, which shows the bidders' prices and costs for each individual bid item, is attached.


The bid total was \$99,909.92. The Engineer's Estimate was \$95,121.00. The bid was approximately \$4,800 higher than the Engineer's Estimate and considering the current bidding climate, the bid price appears to be competitive. Seventy-five percent of the project costs will be covered by FEMA, and twenty-five percent by the City of Dayton.

From our review of the bids, we recommend the City of Dayton consider awarding the Wastewater Treatment Plant Outfall Repairs project to Nelson Construction Corporation contingent upon approval from the City's Attorney. We have discussed the project schedule with the Nelson Construction Corporation, and they are able to procure materials within 2 to 3 weeks after the contract is signed and will be able to complete the work during the 2022 in water work window.

Please contact me if you have any questions.

Sincerely,

ANDERSON PERRY & ASSOCIATES, INC.

By   
Adam Schmidt Gall, P.E.

AS/aw

Attachments

cc: File No. 918-170-02, w/attach

S:\Docs\Dayton\918-170 Flood Assistance-2020 (DR-WA-4539)\Outfall Repairs\Bid Results Letter.docx

## Mandatory Bidder Responsibility Checklist

The following checklist may be used by Owners in documenting that a Bidder meets the mandatory bidder responsibility criteria. It is suggested that Owners print a copy of documentation from the appropriate website to include with this checklist in the contract file.

<b>General Information</b>	
Project Name: City of Dayton, WA - Wastewater Treatment Plant Outfall Repairs	Project Number: 918-170
Bidder's Business Name: Moreno & Nelson Construction Corp. DBA Nelson Construction Corp.	Bid Submittal Deadline: May 24, 2022, 2:00 pm
<b>Contractor Registration –</b> <a href="https://secure.ini.wa.gov/verify/">https://secure.ini.wa.gov/verify/</a>	
License Number: MORENNC930BT	Status: Active: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Effective Date (must be effective on or before Bid Submittal Deadline): 02/14/2007	Expiration Date: 02/14/2023
<b>Current UBI Number –</b> <a href="https://secure.ini.wa.gov/verify/">https://secure.ini.wa.gov/verify/</a>	
UBI Number: 602-674-342	Account Closed: Open <input checked="" type="checkbox"/> Closed <input type="checkbox"/>
<b>Industrial Insurance Coverage –</b> <a href="https://secure.ini.wa.gov/verify/">https://secure.ini.wa.gov/verify/</a>	
Account Number: 673,156-00	Account Current: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Required Public Works Training –</b> Effective July 1, 2019 <a href="https://secure.ini.wa.gov/verify/">https://secure.ini.wa.gov/verify/</a>	
Per RCW 39.04.350 and RCW 39.06.020, has contractor had L & I training or meet exemption? <div style="text-align: right;">Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></div>	
<b>Wage Payment Status Compliance –</b> RCW 39.04.350 (1g)	
Sworn statement or verification form received acknowledging compliance? <div style="text-align: right;">Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></div>	
<b>Employment Security Department Number –</b> Obtain from contractor	
Employment Security Department Number: 357361-00-0	
<ul style="list-style-type: none"> <li>• Has Bidder provided account number on the Bid Form? <span style="float: right;">Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></span></li> <li>• And/or have you asked the Bidder for documentation from ESD on account number? <span style="float: right;">Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></span></li> </ul>	
<b>State Excise Tax Registration Number –</b> <a href="https://secure.dor.wa.gov/gteunauth/_/#2">https://secure.dor.wa.gov/gteunauth/_/#2</a>	
Tax Registration Number: A15651519	Account Closed: Open <input checked="" type="checkbox"/> Closed <input type="checkbox"/>
<b>Not Disqualified from Bidding – WA</b> <a href="https://secure.ini.wa.gov/debarandstrike/ContractorDebarList.aspx">https://secure.ini.wa.gov/debarandstrike/ContractorDebarList.aspx</a>	
Is the Bidder listed on the "Debarred Contractors List" of the Department of Labor and Industries? (Print the pertinent page showing where the Bidder's name does or would appear on the list) <span style="float: right;">Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></span>	
<b>Not Disqualified from Bidding – Federal (if applicable) –</b> <a href="http://www.sam.gov">www.sam.gov</a>	
Does Bidder have an "Active Exclusion Record" with the Federal Government (System for Award Management) <div style="text-align: right;">Yes <input type="checkbox"/> No <input type="checkbox"/></div>	
<b>Checked by:</b>	
Name: Amanda Wolford	Date: May 25, 2022

# Contractors

## MORENO & NELSON CONSTRUCTION

### Owner or tradesperson

#### Principals

NELSON, JOHN BRANDON, PRESIDENT

MORENO, DAX JSE, VICE PRESIDENT

(End: 01/11/2017)

PO BOX 794

WALLA WALLA, WA 99362

509-526-5249

WALLA WALLA County

Doing business as

MORENO & NELSON CONSTRUCTION

WA UBI No.

602 674 342

Business type

Corporation

## License

Verify the contractor's active registration / license / certification (depending on trade) and any past violations.

### Construction Contractor

Active

Meets current requirements.

License specialties

GENERAL

License no.

MORENNC930BT

Effective — expiration

02/14/2007— 02/14/2023

### Bond

Guarantee Company of North America USA,

The

\$12,000.00

Bond account no.

21175194

Received by L&I

06/12/2019

Effective date

03/20/2019

Expiration date

Until Canceled

### Bond history

### Insurance

Cincinnati Indemnity Company

\$1,000,000.00

Policy no.

EPP 0429721

Received by L&I

03/17/2022

Effective date

03/20/2021

Expiration date

03/20/2023

### Insurance history

### Savings

No savings accounts during the previous 6 year period.

### Lawsuits against the bond or savings

No lawsuits against the bond or savings accounts during the previous 6 year period.

### L&I Tax debts

No L&I tax debts are recorded for this contractor license during the previous 6 year period, but some debts may be recorded by other agencies.

### License Violations

Infraction no.

EFEE00269

Issue date

02/26/2020

Violation city

WALLA WALLA

Type of violation

ELECTRICAL CITATION

Description

Employing an individual for the purposes of chapter 19.28 RCW who does not possess a valid certificate of competency or training certificate to do electrical work.

Satisfied

RCW/WAC

19.28.271 RCW

Violation amount

\$250.00

Infraction no.

EFEE00268

Issue date

02/26/2020

Violation city

WALLA WALLA

Type of violation

ELECTRICAL CITATION

Description

Offering to perform, submitting a bid for, advertising, installing or maintaining cables, conductors or equipment that convey or utilize electrical current without having a valid electrical contractor license.

Satisfied

RCW/WAC

19.28.041 RCW

Violation amount

\$1,000.00

## Certifications & Endorsements

### OMWBE Certifications

No active certifications exist for this business.

### Apprentice Training Agent

Registered training agent. Check their eligible programs and occupations.

## Workers' Comp

Do you know if the business has employees? If so, verify the business is up-to-date on workers' comp premiums.

This company has multiple workers' comp accounts.

### Active accounts

L&I Account ID

673,156-00

Account is current.

Doing business as


NELSON CONSTRUCTION CORP

Estimated workers reported

Quarter 1 of Year 2022 "76 to 100 Workers"

L&I account contact

TO / JULIE SUR (360)902-4715 - Email: SURJ235@lni.wa.gov

Track this contractor 

## Public Works Requirements

Verify the contractor is eligible to perform work on public works projects.

Required Training- Effective July 1, 2019

Exempt from this requirement.

### Contractor Strikes

No strikes have been issued against this contractor.

Contractors not allowed to bid

No debarments have been issued against this contractor.

## Workplace Safety & Health

Check for any past safety and health violations found on jobsites this business was responsible for.

Inspection results date

01/06/2022

No violations

Inspection no.

317966470

Location

Plaza Way and W. Tieton Street

Walla Walla, WA 99362

Inspection results date

09/03/2020

Violations

Inspection no.

317960550

Location

417 Wellington Ave

Walla Walla, WA 99362

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STATE OF WASHINGTON

Department of Labor & Industries

## Certificate of Workers' Compensation Coverage

May 25, 2022

WA UBI No.	602 674 342
L&I Account ID	673,156-00
Legal Business Name	MORENO & NELSON CONSTRUCTION CORP
Doing Business As	NELSON CONSTRUCTION CORP
Workers' Comp Premium Status:	Account is current.
Estimated Workers Reported (See Description Below)	Quarter 1 of Year 2022 "76 to 100 Workers"
Account Representative	Employer Services Help Line, (360) 902-4817
Licensed Contractor?	Yes
License No.	MORENNC930BT
License Expiration	02/14/2023

### **What does "Estimated Workers Reported" mean?**

Estimated workers reported represents the number of full time position requiring at least 480 hours of work per calendar quarter. A single 480 hour position may be filled by one person, or several part time workers.

### **Industrial Insurance Information**

Employers report and pay premiums each quarter based on hours of employee work already performed, and are liable for premiums found later to be due. Industrial insurance accounts have no policy periods, cancellation dates, limitations of coverage or waiver of subrogation (See RCW 51.12.050 and 51.16.190).



[Business Lookup](#)

## Tax Information

[New search](#) [Back to results](#)

**Entity name:** MORENO & NELSON CONSTRUCTION CORP.

**Entity type:** Profit Corporation

**DBA name:** NELSON CONSTRUCTION CORP

**Excise tax account ID #:** 602-674-342

**UBI #:** 602-674-342

**Opened:** January 1, 2007

**Closed:**

**Mailing address:** PO BOX 794  
WALLA WALLA WA 99362-0250

**NAICS:** 238110 - Paired Concrete Foundation and Structure Contractors

## Reseller Permit(s)

Reseller permit #	Status	Effective date	Expiration date
A15657523	Active	Jan-01-2022	Dec-31-2023
A15657521	Expired	Jan-01-2020	Dec-31-2021
A15657519	Expired	Jan-01-2018	Dec-31-2019
A15657517	Expired	Jan-01-2016	Dec-31-2017
A15657515	Expired	Jan-01-2014	Dec-31-2015
A15657513	Expired	Jan-01-2012	Dec-31-2013

## Business License Locations

Business name	License account ID #	Location address
NELSON CONSTRUCTION CORP.	602674342-001-0001	665 STINSEN WALLA WALLA WA 99362
MORENO & NELSON CONST.	602674342-001-0002	665 STINSON AVE WALLA WALLA WA 99362

The Business Lookup information is updated nightly. Search date and time: 5/25/2022 8:02:21 AM

## Contact us

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Anderson Perry & Associates, Inc.  
PO Box 1687  
Walla Walla, WA 99362

**BID TABULATION**  
**City of Dayton, Washington**  
**Wastewater Treatment Plant Outfall Repairs**

Owner: City of Dayton  
111 S First Street  
Dayton, WA 99328

Bid Opening: 2:00 p.m., May 24, 2022				Engineer's Estimate			Nelson Construction Corp. (1/1)	
Item	Description	Unit	Quantity	Unit Price	Total	Unit Price	Total	
1	Mobilization	LS	All Req'd	\$5,000.00	\$5,000.00	\$3,578.63	\$3,578.63	
2	Clearing and Grubbing	LS	All Req'd	2,000.00	2,000.00	19,584.30	19,584.30	
3	Outfall Pipe Cleaning	LS	All Req'd	5,000.00	5,000.00	4,515.10	4,515.10	
4	Channel Excavation	LS	All Req'd	10,000.00	10,000.00	11,191.03	11,191.03	
5	Pressure Sewer Diffuser Repair	LS	All Req'd	3,000.00	3,000.00	6,345.82	6,345.82	
6	Connect to Existing Sewer Main	EA	1	1,000.00	1,000.00	2,855.64	2,855.64	
7	Ductile Iron Sewer Pipe, 10-In Diameter	LF	90	200.00	18,000.00	140.19	12,617.10	
8	Ductile Iron Sewer Pipe, 8-In Diameter	LF	20	200.00	4,000.00	238.89	4,777.80	
9	Ductile Iron Fitting, 10-x8-In Tee	EA	2	2,000.00	4,000.00	1,725.72	3,451.44	
10	Ductile Iron Fitting, 8-In 90 Degree Bend	EA	2	1,000.00	2,000.00	756.97	1,513.94	
11	Ductile Iron Fitting, 8-In Blind Flange	EA	2	500.00	1,000.00	328.58	657.16	
12	Ductile Iron Fitting, 10-In Cap	EA	1	500.00	500.00	325.81	325.81	
13	Erosion Control and Water Pollution Prevention	LS	All Req'd	5,000.00	5,000.00	6,405.45	6,405.45	
14	Plant Selection - Live Willow Stakes	EA	750	15.00	11,250.00	9.70	7,275.00	
15	Heavy Loose Riprap	TON	160	100.00	16,000.00	44.21	7,073.60	
				Subtotal				
				Sales Tax (8.4%)				
				BID TOTAL				
				Total Shown on Bid Schedule				
				Difference				
						</		