

# CITY OF LYNDEN



## PUBLIC WORKS DEPARTMENT

Jon Hutchings, Public Works Director  
(360) 354 - 3446

April 30, 2024

Alysha Ritter  
Ritter Dirt & Asphalt, LLC  
PO Box 1006  
Lynden, WA 98264

RE: Jim Kaemingk Sr. Trail - Depot to 8th - Phase 3  
**Notice of Irregular bid**

Dear Ms. Ritter,

Thank you for your interest and bid for the City's Jim Kaemingk Sr. Trail, Depot to 8<sup>th</sup> – Phase 3 Project ("Phase 3 Trail Project"). This letter is to notify you that the bid documents submitted by Ritter Dirt & Asphalt for this project are irregular, and therefore have been rejected by the City of Lynden.

Ritter Dirt & Asphalt provided the lowest bid proposal for the project at \$308,697.02. However, the following irregularities were observed on the bid proposal from Ritter Dirt and Asphalt:

1. Bid Item unit prices for items 2, 26, and 39 were crossed out and altered, with no initials present. Per the Contract Special Provisions section 1-02.6, item 5 "Any correction to a bid made by interlineation, alteration, or erasure, shall be initialed by the signer of the bid."
2. Unit prices and totals for bid items 1,2,4,5,6,11,14,18,23,24,34,35,36, and 40 did not include cents. Per the WSDOT Standard specifications section 1-02.6, second paragraph, "All prices shall be in legible figures (not words) written in ink or typed and expressed in U.S. dollars and cents."

A bid must comply with the bid specifications provided in the notice requesting proposals. Ritter Dirt & Asphalt's bid is not in compliance with requirements as stated in the WSDOT Standard Specifications and the Project Special Provisions. The WSDOT Standard Specification 1-02.6 specifies that only properly executed proposals will be accepted, and Section 1-02.13 of the Contract Special Provisions reiterates that a proposal will be deemed irregular and rejected if the proposal form is not properly executed. Ritter Dirt and Asphalt's bid is irregular due to its failure to conform to the above cited bid requirements and is therefore rejected for the Phase 3 Trail Project.

We appreciate your interest in the project and hope for an opportunity to work with Ritter Dirt & Asphalt in the future.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Mark Sandal".

Mark Sandal  
Programs Manager

cc: Jon Hutchings, City of Lynden Public Works Director  
Brent DeRuyter, City of Lynden Parks Director  
Tyler Buys, P.E., Reichhardt & Ebe Engineering, Inc.  
Barbara Burke, Reichhardt & Ebe Engineering, Inc.  
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