

RESOLUTION NO. 25-1119

RESOLUTION REJECTING ALL BIDS FOR THE STAGE 2 PREP – WASTEWATER TREATMENT PLANT DEMOLITION PROJECT

WHEREAS, the City of Lynden properly solicited bids for the Stage 2 Prep – Wastewater Treatment Plant (WWTP) Demolition Project No. 2024-11, and

WHEREAS, four bids were received and opened at 10:00 a.m. on March 19, 2025, and

WHEREAS Boss Construction was announced as the apparent low bidder for Schedule A, Schedule B, and the Bid Alternate for a total cost of \$1,490,734.09, and

WHEREAS, the bids were subsequently reviewed for accuracy, responsiveness and responsibility by the City's engineer and the City's Attorney, and

WHEREAS, none of the bidders who submitted responsive bids satisfy the required supplemental bidder responsibility criteria, and

WHEREAS, the City reserved the right to reject any and all bids in the Solicitation for Bids for the Project and now exercises that right pursuant to its authority under RCW 35.23.352(1), and

WHEREAS, the City has determined that it is in the public interest to revise the supplemental bidder responsibility criteria for this project to better align with current market conditions.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Lynden, Washington, as follows:

Section 1: That all bids received for the Stage 2 Prep – Wastewater Treatment Plant Demolition Project on March 19, 2025, are hereby rejected and the project will be readvertised for Bid.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 3: If any section, subsection, sentence, clause, or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for

any reason, this Resolution should be declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 4: This resolution shall be in full force and effect on April 22, 2025.

PASSED BY THE CITY COUNCIL of the City of Lynden, Whatcom County, Washington, on the 21st day of April 2025 and signed and approved by the Mayor on the same date.

MAYOR SCOTT KORTHUIS

ATTEST:

CITY CLERK PAM BROWN

APPROVED AS TO FORM:

CITY ATTORNEY BOB CARMICHAEL