

JEFFERSON COUNTY FIRE PROTECTION DISTRICT NO. 3
Board of Commissioners Special Meeting
April 26, 2001

A G E N D A

CALL to ORDER

4:00 p.m.

STATE the PURPOSE of the SPECIAL MEETING to be the BID AWARD

CALL for a MOTION to AWARD the construction BID for the Jefferson County Fire Protection District No. 3 PORT LUDLOW FIRE STATION PROJECT NO. 9905.

CALL for DISCUSSION of the MOTION

possible EXECUTIVE SESSION to Consult Legal Counsel

CALL for the VOTE on the MOTION

CALL for ADJOURNMENT

JEFFERSON COUNTY FIRE PROTECTION DISTRICT NO. 3
a.k.a. Port Ludlow Fire and Rescue
BOARD of COMMISSIONERS
Special Meeting Minutes
April 26, 2001

CALL to ORDER:

Chairman Commissioner David Wheeler called the Special Meeting of April 26, 2001, of the Board of Commissioners of Jefferson County Fire Protection District No. 3, a.k.a., Port Ludlow Fire and Rescue, to order at 4:00 p.m. at Station 33 located at 101 South Point Road, Port Ludlow, Washington.

Commissioners present were Commissioner David Wheeler, Commissioner Roy Raudebaugh, Commissioner Robert Pontius, Commissioner Gene Carmody, and Commissioner Howard Morse entered the meeting at 4:08 p.m. Also present were Chief Wayne Kler and District Secretary Arlene Obtinario.

PURPOSE of the SPECIAL MEETING:

Chair Wheeler stated the purpose of the Special Meeting is to award the bid for the construction of Jefferson County Fire District 3 Port Ludlow Fire Station Project No. 9905.

Chair Wheeler called for a motion to award the bid. **MOTION:** Commissioner Carmody moved to award the bid. Commissioner Raudebaugh seconded the motion. Chair Wheeler called for discussion of the motion.

Chair Wheeler read a letter from Ms. Kathy Cleveland, President of TEC Construction, Inc. (included with these Minutes) explaining why the Board should consider her bid as responsive. Chair Wheeler stated both the District's Attorney and Architect have advised that not disqualifying TEC Construction would be going against the RCW. Chair Wheeler stated 1999 is the current legislative revision of RCW 39.30.060 (a copy is included with these Minutes) and the Board does acknowledge a typographical error on the Subcontractor List form from the Project Manual ("199" s/b 1999) (a copy is included with these Minutes). Chair Wheeler stated it is the bidder's responsibility to ask questions ahead of time if there is any confusion.

Ms. Cleveland asked to have the scratching out of the Kelly Company, as a subcontractor, as an irregularity and TEC Construction would use Kelly Company as a subcontractor (a copy of TEC's sub list is included with these Minutes).

Commissioner Morse entered the meeting at 4:08 p.m.

Ms. Cleveland stated the subcontractor format was confusing to her and asked if the District's attorney was specifically asked if the Board could overlook the scratching out of Kelly Company. District Secretary Obtinario reported to the Board that she had not specifically asked Attorney Harris about the scratched out subcontractor, but she had submitted a copy of TEC Construction's subcontractor list to the Attorney for his review. Chair Wheeler stated he needs to go by the RCW and the recommendations of the Attorney and the Architect.

Commissioner Pontius stated the RCW is really clear. Ms. Cleveland stated the Board has the right to waive irregularities in the bid and asked again for consideration that her scratching Kelly Company be viewed as an unintentional and minor irregularity.

Commissioner Morse called for the question. District Secretary Obtinario advised that Commissioner Carmody's motion only stated the desire to award the bid, and did not specify a successful bidder. Commissioner Raudebaugh withdrew his second of the motion. Commissioner Carmody withdrew his motion.

MOTION: Commissioner Morse moved, to follow the Attorney and Architect's advice, that TEC Corporation, Inc. is a nonresponsive bidder. Commissioner Carmody seconded the motion. Chair Wheeler called for discussion of the motion. Commissioner Morse stated he believes the Board has tried everything to be fair; the current 1999 RCW is very specific; and the Board should take the advice of their Attorney and Architect. Commissioner Pontius stated all the Commissioners are obligated to look out for the public, but the RCW is really clear. Question was called. Chair Wheeler called for individual votes on the motion. Commissioner Morse voted in favor of the motion. Commissioner Raudebaugh voted in favor of the motion. Commissioner Wheeler voted in favor of the motion. Commissioner Pontius voted in favor of the motion. Commissioner Carmody voted in favor of the motion. The motion carried unanimously.

MOTION: Commissioner Carmody moved to award the bid to the lowest responsive bidder who is Primo Construction, Inc. Commissioner Raudebaugh seconded the motion. Chair Wheeler called for discussion of the motion. There was no discussion of the motion. Question was called. Chair Wheeler called for a vote on the motion. The motion carried unanimously.

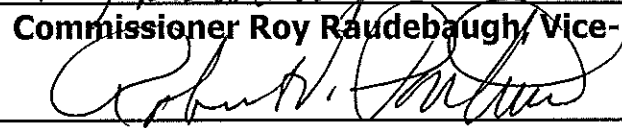
ADJOURNMENT:

Chair Wheeler called for adjournment at 4:35 p.m.

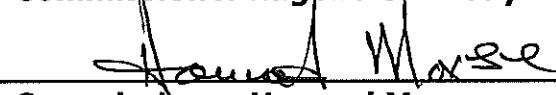
JEFFERSON COUNTY FIRE PROTECTION DISTRICT NO. 3



Signed: BY: 
Commissioner David L. Wheeler, Chairman

BY: 
Commissioner Roy Raudebaugh, Vice-Chairman

BY: 
Commissioner Robert Pontius

BY: _____
Commissioner Eugene Carmody

BY: 
Commissioner Howard Morse

ATTEST: 
By: 
Arlene F. Obtinario, District Secretary