



**Whatcom
Transportation
Authority**

**HVAC Controls Upgrade
ITB 2025-038**

EXHIBIT A: BIDDER INFORMATION FORM

All fields must be completed if applicable. Failure to complete this form in its entirety may result in the Bid being rejected as non-responsive.

Bidder Business Name: MacDonald-Miller Facility Solutions, LLC		
Type of Business ☐ Sole Proprietorship ☐ Partnership ☒ LLC ☐ Corporation (State of Incorporation _____) ☐ Other		
Physical Business Address (Must NOT be a PO Box) 17930 International Blvd, Ste 120		
City Seatac	State WA	Zip Code 98188
Business Telephone # 206-763-9400	Business Fax # 206-767-6773	Business Email galen.jackson@macmiller.com
Business License# & State of Issue MACDOFS808OS WA	EIN# 68-0533726	Contractor's Registration # 602 254 260
Receipt is hereby acknowledged of Addenda No(s): <u>1</u> <u>2</u> <u>3</u> <u>4</u>		
NOTE: Failure to acknowledge receipt of addenda may be considered non-responsive to the Bid.		

OFFICIAL AUTHORIZED TO SIGN FOR BIDDER

"I declare under penalty of perjury under the laws of the State of Washington that the Bid submitted is genuine. This Bid is not fake or made on behalf of any person who has an interest in the award. No other Bidder has been solicited to put a false Bid, adjust their price lists, or coerced any other company to refrain from Bidding. I guarantee that my firm has not attempted to secure an advantage over any other Bidder through collusion. All statements and information contained in the submitted Bid are true, correct, and based on the requested scope of work. All employees and agents of the Bidder are skilled and experienced in the work proposed. In the event that the Project or any aspect of the project is found to be non-compliant, I understand my company will be held responsible to remedy all deficiencies at no additional cost. My signature below assures WTA that the firm acknowledges and will comply with all parts of this Solicitation."

The Bidder hereby certifies that, within the three-year period immediately preceding the Bid solicitation date August 23, 2023, the Bidder is not a "willful" violator, as defined in RCW 49.48.082, of any provision of chapters 49.46, 49.48, or 49.52 RCW, as determined by a final and binding citation and notice of assessment issued by the Department of Labor and Industries or through a civil judgement entered by a court of limited or general jurisdiction.

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signature of Authorized Officer/Agent

Christian Geismann

Date

9/21/2025

Print Name & Title

Christian Geismann

CFO

The individual named herein is duly authorized to obligate the firm to a contract.

Note: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

THIS FORM MUST ACCOMPANY BID.



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EXHIBIT B: BID FORM.

Date: 9/21/2025

TO: Whatcom Transportation Authority

This certifies that the Undersigned has examined the location of the project site(s) and the conditions of work; and has carefully read and thoroughly understands the contract documents entitled: **"HVAC Controls Upgrade 2025-038 ITB"** and the method by which payment will be made for said work. The Undersigned hereby proposes to undertake and complete the work in this project in accordance with said contract documents, and agrees to accept as payment for said work, the Schedule of Values as set forth in the Bid Form below.

The Undersigned acknowledges that payment will be based on the actual work performed and material used as measured or provided for in accordance with the said contract documents, and that the basis for payment will be the actual work performed and measured or provided for in accordance with the said contract documents.

Company Name: MacDonald-Miller Facility Solutions, LLC

This Project is Tax Exempt

Bid Total \$ 209,640.00

Two Hundred and Nine Thousand and Six Hundred and Forty Dollars

Bid Total Amount in Written Text

(must agree with figure above or Bid Total Amount in Written Text takes precedence).



EXHIBIT C: SUBCONTRACTOR LIST

To be submitted with, or as a supplement to, the Submission Package for ITB 2025-038 HVAC Controls Upgrade, as applicable, and in accordance with RCW 39.30.060:

Failure to submit the names of Subcontractors, as follows, will result in the Bid being rejected as non-responsive.

a) Within one (1) hour after the published Bid submittal time, the names of the Subcontractors with whom the Bidder, if awarded the contract, will subcontract for performance of the work of: HVAC (heating, ventilation, and air conditioning); plumbing as described in chapter 18.106 RCW; and electrical as described in chapter 19.28 RCW, or to name itself for the work; and

b) Within forty-eight hours (48) after the published Bid submittal time, the names of the subcontractors with whom the Bidder, if awarded the contract, will subcontract for performance of the work of structural steel installation and rebar installation.

If a Subcontractors List is submitted as a supplement after the Bid submittal time as described above, the list must be delivered to:

WTA
Procurement & Contracts Manager
4011 Bakerview Spur
Bellingham, WA, 98226
procurement@ridewta.com
(360)788-9339

To the extent the Project includes one (1) or more categories of work referenced in RCW 39.30.060, and no subcontractor is listed below to perform such work, the Bidder certifies that the work will either (i) be performed by the Bidder itself, or (ii) be performed by a lower tier subcontractor who will not contract directly with the Bidder.

Category of Work	Subcontractor Name
HVAC	
Plumbing	
Electrical	Datsky Electric
Structural Steel Installation	
Rebar Installation	

* Bidders are notified that PVC or metal conduit, junction boxes, etc., are considered electrical equipment and therefore considered part of electrical work, even if the installation is for future use and no wiring or electrical current is connected during the project.



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EXHIBIT D: BID SECURITY FORM

A Bid guaranty in the amount of five percent (5%) of the total Bid, based upon the approximate estimate of quantities at the above process and in the form as indicated below, is attached hereto:

☒ BID BOND

IN THE AMOUNT OF 5% OF THE BID

☐ CASHIER'S CHECK

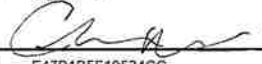
\$ _____ dollars

☐ CERTIFIED CHECK

\$ _____ dollars

Date: 9/21/2025

Signature:

Signed by: 
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BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, MacDonald-Miller Facility Solutions, LLC
of SeaTac, WA, as PRINCIPAL, and Liberty Mutual Insurance Company
a corporation duly organized under the laws of the State of
Massachusetts, and authorized to do business in the State of Washington, as SURETY, are
held and firmly bound unto the WHATCOM TRANSPORTATION AUTHORITY, as OBLIGEE, in the
full and penal sum of five percent (5%) of the total amount of the Bid of said PRINCIPAL for the work
hereinafter described, for the payment of which, well and truly to be made, we bind our heirs,
executors, administrators and assigns, and successors and assigns, jointly and severally by these
presents.

The condition of this bond is such that whereas the PRINCIPAL is herewith submitting its sealed Bid
for **2025-038 HVAC Controls Upgrade** said Bid, by reference thereto, being made a part hereof.

NOW, THEREFORE, If the said Bid by the PRINCIPAL be accepted, and the contract be awarded to
said PRINCIPAL, and if said PRINCIPAL shall duly make and enter into and execute said contract and
shall furnish bonds as required by the OBLIGEE within a period of twenty (20) days from and after
said award, exclusive of the day of such award, then this bond shall be null and void, otherwise it shall
remain and be in full force and effect. Alternatively, if the PRINCIPAL, after submitting a Bid for the
above-named project, is awarded the contract and fails to provide bonds acceptable to the OBLIGEE,
the PRINCIPAL shall forfeit the OBLIGEE and pay the penal amount of the Bid Deposit.

IN TESTIMONY WHEREOF, The PRINCIPAL and SURETY have caused these presents to be signed
and sealed this 23rd day of September, 2025.

MacDonald-Miller Facility Solutions, LLC

By

Principal

Liberty Mutual Insurance Company

By

Roger Kaltenbach, Attorney-in-Fact

Surety

MacDonald-Miller Facility Solutions, LLC

Contractor Name



Seal No. 5690



POWER OF ATTORNEY

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8213403 – 023001**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Guy Armfield; Janteane Blyton; Abbie A. Bonney; Sandy L. Boswell; John Claeys; Katelyn Cooper; Michael S. Cranston; Kyle Dozier; Scott Fisher; Nicholas Fredrickson; Deanna M. French; Scott Garcia; Alex Giannini; Alec Gumpfer; Elizabeth R. Hahn; Roger Kaltenbach; Andrew Kerslake; Greg Lagreid; Ronald J. Lange; Chris Larson; Susan B. Larson; Janie P. Ma; Scott McGilvray; Drew D. Neessen; Brenda S. Nolin; Sharon Pope; Mindee L. Rankin; Jana M. Roy; Gregory C. Ryerson; Rebecca Sarmiento; William Smith; Nicholas Warren all of the city of Bellevue state of WA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 19th day of March, 2025.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: Nathan J. Zangerle
Nathan J. Zangerle, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 19th day of March, 2025 before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute 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 have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2029
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 23rd day of September, 2025.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary



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EXHIBIT E: DEBARMENT AND COMPLIANCE STATEMENT

By submitting a signed Submission Package, each Bidder is assuring WTA of the following:

1. Bidder is not on the current list of Washington State debarment lists.
2. Bidder is registered with SAM.gov and is not restricted or prohibited from proposing or doing business with a government agency.
3. Bidder agrees to adhere to ADA requirements.
4. Bidder will work to promote employment and opportunity among Disadvantaged Business Enterprises (DBE) as well as small, veteran, and women/minority owned businesses. The Bidder, sub-recipient, or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. Bidder shall carry out applicable requirements of 49 CFR part 26 in the award and administration of DOT assisted contracts. Failure by the Bidder to carry out these requirements is a material breach of any contract, which may result in the termination of any contract or such other remedy as the recipient deems appropriate.
5. Bidder certifies that he/she/it does not maintain or provide for his/her/its employees any segregated facilities at any of its establishments, and that it does not permit its employees to perform their services at any location, under its control, where segregated facilities are maintained.
6. Bidder assures that the he/she/it is fully licensed, bonded, and insured. A copy of the successful Bidder's certificate of insurance and a W9 will be required prior to the issuance of a Notice to Proceed or a Purchase order. Business licenses and/or professional certifications will be used to establish Bidder's responsibility as part of the evaluation process.

Date: 9/21/2025

Signature:

Signed by:

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EXHIBIT F : NON-COLLUSION AFFIDAVIT

I, the Undersigned, an authorized representative of MacDonald-Miller Facility Solutions, LLC, being first duly sworn on oath do hereby certify that said person(s) firm, association or corporation has (have) not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive Bidding in connection with the project for which this Bid is submitted.

I further acknowledge that by signing the Bid, I am deemed to have signed and have agreed to the provisions of this non-collusion affidavit.

(Seal or Stamp)

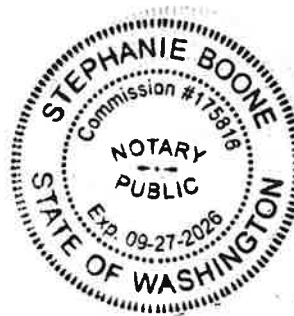
9/27/2025
DATED

[Signature]
SIGNATURE OF NOTARY PUBLIC

Stephanie Boone
PRINTED NAME

Service Accounting Manager
TITLE

9/27/2026
MY APPOINTMENT EXPIRES





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**EXHIBIT G
BIDDER CERTIFICATION REGARDING ORGANIZATIONAL CONFLICT OF INTEREST**

Bidder is required to certify that submission of a Bid to any WTA Invitation to Bid, or other request for services/goods, or the awarding of a contract to Bidder will not create any actual or potential conflicts of interest with WTA, based on previous or concurrent work with WTA (or any other related third- party work), or arising from any relationships or contacts with WTA employees, staff or WTA Board members.

For example, a conflict of interest would arise if Proposer or associated staff:

- Assists in creation of the scope of work. This includes, but is not limited to, reviewing or commenting on the preliminary scope in whole or part, assisting WTA in specification writing, or recommending the use of a particular brand or supplier/distributor in the specification or evaluation of proposals.
- Has access to nonpublic information during the performance of an earlier contract or has been provided with information other contractors have not during procurement.
- Assists in the creation of a project budget.
- Has a personal or professional relationship or affiliation (past or present) with a member of the evaluation or project team.
- Has a financial gain from the recommendation and/or purchase of a particular good, service or sub-contractor relating to a contract or potential contract. (e.g. distributor/manufacturer relationship, or receipt of commission from a sub-contractor).

Bidder should **check one of the boxes below and sign at the bottom of this form. Submit only the first page of this form plus other documents as required with your Proposal.**

I. Proposer is Unaware of Any Conflicts

- ☒ Bidder is unaware of any potential conflict of interest, including any potential conflict as set out above. To the best of its/his/her knowledge and belief, Bidder has determined that submission of the proposal or entry into a contract with WTA will not create any conflict of interest for the Bidder, any affiliates, or any proposed subconsultants, including any key personnel for these organizations.

II. Proposer's Disclosure of Potential Conflict

- ☐ Bidder is aware of a potential conflict of interest, which is based upon the following:

Bidder shall provide, as part of its/his/her proposal, an explanation of the procedures it/he/she has followed or will follow to eliminate the actual or potential conflict, or the proposed actions and procedures for WTA to take to eliminate the actual or potential conflict. Before any award to Bidder, WTA must determine that there is no conflict as reported by Bidder or identify the actions that Bidder and/or WTA has taken or must take to eliminate the conflict or the impacts of the conflict.

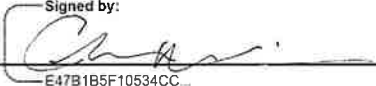


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[Bidder Certification Regarding Organizational Conflict of Interest Continued]

Bidder: MacDonald-Miller Facility Solutions

Signed by:
By:  _____
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Title: CFO

Dated: 9/21/2025