

Sumas Transport, Inc.

2340 East Sunset Drive
P.O. Box 32177
Bellingham, Washington 98228-4177
Phone (360) 733-3015 – FAX (360) 671-5982

July 21, 2004

Washington Utilities and Transportation Commission
Chandler Plaza Building
1300 South Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, Washington 98504

REF: Operating Authority GA079289 TG-041186
Russell VanderVeen dba VanderVeen Family Transport

As outlined in WAC-480-07-370, Sumas Transport, Inc., P.O. Box 32177, Bellingham, Washington 98228 wishes to file a written protest for the issuance of operating authority for Russell VanderVeen, dba VanderVeen Family Transport, 5446 Allison Road, Bellingham, Washington 98226.

We wish to oppose granting authority to the above for the following reasons:

- 1) We are of the belief that there are adequate numbers of companies within Whatcom County to handle the hauling for such services.
- 2) As listed, Mr. VanderVeen wishes to be permitted to haul Leachate from the Cedarville Landfill to the City of Ferndale Waste Water Treatment Plant in Whatcom County. Sumas Transport, Inc. has previously held the contract for this service since December 15, 1998. When the contract was re-bid on November 18, 2003 the low bidder was Sumas Transport, Inc. A copy of the bid opening results is enclosed as well as a copy of Mr. Vanderveen's actual bid form. He obviously made an error in writing the bid, as you will see the placement of the decimal is incorrect. However, when Sumas questioned this, Whatcom County advised us that they would award the bid on the basis of "Costs Per Gallon below 1,000,000" and correct Mr. VanderVeen's placement of the decimal.

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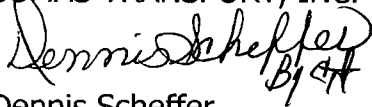
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- 3) We would further like to point out that at the time of the bid, and the date of the award of that bid; the other two bidders already did hold operating authority. They were experienced and ready to do the work. There are also other companies in Whatcom County that hold operating authority. Since there are others who already have this authority, we do not feel new applications should be granted at this time.

We would like to request that the Commission review our letter of protest, and deny the application for Permanent Authority to Mr. VanderVeen.

Sincerely,

SUMAS TRANSPORT, INC.

A handwritten signature in cursive script that reads "Dennis Scheffer". To the right of the signature, there are initials "B/ST" written in a smaller, less legible script.

Dennis Scheffer
President

Encls. 4

CC: Russell VanderVeen dba VanderVeen Family Trucking (Certified Mail)
CC: Doug Robertson, Attorney at Law

Whatcom County Bid #03-87
HAULING OF LEACHATE
BID RESPONSE FORM

Submit Sealed Bid Before: 2:30p.m. Tuesday, November 18, 2003
Administrative Services Finance/Purchasing
311 Grand Avenue Suite 503, Bellingham WA 98225

1.89 Per gallon for leachate hauled and discharged as per bid specifications

1.91 Per gallon for leachate hauled and discharged should the annual volume fall below 1,000,000 gallons

Company Name VanderVeen Family Transport

Address 5446 Allison Rd
Bellingham, Washington 98226

Submitted by Russell Jay VanderVeen Owner
(Print Name & Title)

Signature Russell J VanderVeen Phone 360-592-5446

Contractor's Number 535-82-2108 cell 360-410-7171
601537052

**WHATCOM COUNTY
ADMINISTRATIVE SERVICES**

Whatcom County Courthouse
311 Grand Avenue, Suite 108
Bellingham, WA 98225-4083
DDesler@co.whatcom.wa.us

DEWEY G. DESLER
Director



FINANCE/ACCOUNTING

Whatcom County Courthouse
311 Grand Avenue, Suite 503
Bellingham, WA 98225-4038
Finance@co.whatcom.wa.us

BRAD BENNETT
Manager

DATE: 12 December 2003

TO: Pete Kremen, County Executive
FROM: Brad Bennett, AS Finance Manger
SUBJECT: Award of Bid #03-85 – Hauling of Leachate from Cedarville Landfill

▪ **Background & Purpose**

Bids were duly advertised for the hauling of leachate from the Cedarville Landfill site to the Ferndale treatment plant. Three bids were received and are noted below:

Vendor	Costs per Gallon below 1,000,000	Cost per Gallon above 1,000,000
Vanderveen Family Transport	\$ 0.0191	\$ 0.0189
LTI Inc	0.0197	0.0189
Sumas Transport	0.0197	0.0187

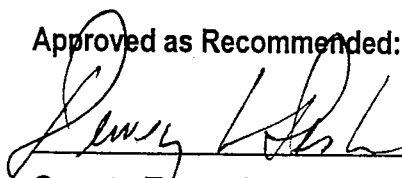
Public Works Solid Waste Division is requesting award to the low bidder, Vanderveen Family Transport based on the cost of less than 1,000,000 gallons of leachate hauled. It is anticipated that the cost for hauling leachate will be approximately \$25,000.00.

▪ **Funding**

This is a regularly budgeted activity and funds were approved in both the current and the 2004 budget. I concur with this recommendation.


AS Finance Manager

Approved as Recommended:


County Executive

12/16/03
Date

Date

Sealed bid proposals are hereby solicited and will be received only at the office of Whatcom County Administrative Services Finance/Purchasing on the fifth floor of the Whatcom County Courthouse, 311 Grand Avenue Suite 503, Bellingham WA 98225. Bids will be received at any time between 8:00 a.m. and 4:30 p.m. Mondays through Fridays, but no later than 2:30 p.m. on Tuesday, November 18, 2003 for the requirements specified herein.

All bids received will be opened in public at the time and place stated above. Bidders and any other interested persons are invited to be present. Late bids will not be accepted. Bids transmitted directly to Whatcom County government electronically or by fax machine will not be considered.

Whatcom County reserves the right to accept any bid that serves the best interest of the County and to reject any and/or all bids. Award of this bid will result in the two parties entering into a contract. Whatcom County reserves the right to the following:

- Accept the proposal of the lowest responsible bidder
- Reject any or all bids
- Republish the call for bids
- To wave any irregularities

AWARD OF CONTRACT

The award of the Contract, if awarded, shall be made within 30-calendar days after the opening of bids to the lowest Bidder deemed responsible by the County, as provided for hereunder. Except, upon mutual consent of the lowest responsible Bidder and the County, the 30-calendar day limit may be extended.

Any agreement made as a result of this bid will be for the period of one year from January 1, 2004 through December 31, 2004. Any agreement made as a result of this bid may be extended for up to three years by mutual agreement of both parties at least thirty days prior to expiration. Either party may terminate any agreement made as a result of this bid by 90 days written notice to the other party.

A Contract Bond in the amount of \$4,000.00 will be required of the lowest qualified bidder.

The Contractor will agree to comply with and conform to all applicable Federal, State, and County or Municipal laws and regulations relating to licensing, certification of facilities, equipment, and transportation, and accreditation and licensing of individuals covered by this contract.

Whatcom County is required to pay all applicable State and local taxes.

Upon request of Public Works, a Bidder whose proposal is under consideration for contract award shall promptly submit satisfactory evidence of financial resources, experience, organization and equipment that the Bidder has available for the performance of this Contract. This shall also apply for each proposed subcontractor. If in the opinion of Whatcom County the Bidder has not presented suitable evidence of qualifications, the bid will be rejected and the next lowest Bidder will be considered for contract award