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JEH/mls
12/9/94

Waive Bidding Irregularity
Project 93-ST-12

RESOLUTION NO. 995

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, WAIVING AN IRREGULARITY IN THE LOW BID RECEIVED FOR THE TRAFFIC SIGNAL INSTALLATION AT FIRE STATION NO. 12 AND MISCELLANEOUS LIGHTING AND SIGNAL MODIFICATIONS, PROJECT NUMBER 93-ST-12, AND AWARDDING THE CONTRACT TO MT ELECTRIC, INC.

WHEREAS, the City of Redmond advertised for and received bids for the public works project known as Traffic Signal Installation at Fire Station No. 12 and Miscellaneous Lighting Signal Modifications Project No. 93-ST-12, and,

WHEREAS, the bid proposal sheet of the low bidder, MT Electric, Inc., was not signed as required by the Instructions to Bidders, and

WHEREAS, the City Council has been advised that in Farmer Construction v. State, 98 Wn.2d 600, 659 Pac.2nd 1086 (1983), the Washington Supreme Court held that the failure to sign a bid proposal did not invalidate the bid and could be waived as an immaterial variance as long as a signed bid bond was submitted with the bid and the bid bond and bid proposal each referred to the other, and

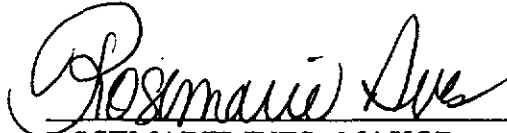
WHEREAS, the bid proposal and bid bond received from MT Electric, Inc., satisfy these requirements and the Council therefore desires to waive the failure to sign the bid proposal and to accept the low bid for the project, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON,
HEREBY RESOLVES AS FOLLOWS:

Section 1. The failure of MT Electric, Inc., to sign the bid proposal for the Traffic Signal Installation at Fire Station No. 12 and Miscellaneous Lighting Signal Modifications Project No. 93-ST-12, is hereby waived as an immaterial variance from the Instructions to Bidders. The contract for the project is awarded to MT Electric, Inc., as provided in its bid and the Mayor is hereby authorized to enter into a contract with MT Electric, Inc., for the work.

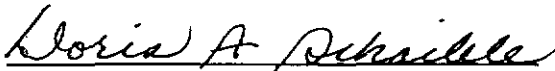
RESOLVED this 3rd day of ~~December, 1994~~ January 1995.

CITY OF REDMOND



ROSEMARIE IVES, MAYOR

ATTEST/AUTHENTICATED:



DORIS SCHAIBLE, CITY CLERK

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
RESOLUTION NO. 995

December 27, 1994
January 3, 1995