

Consider extending existing contract on landscape and janitorial services until awarding of new contract.

Moved: Commissioner Hays

Seconded: Judge Doerfler

Motion: To extend existing landscape contract to Custom Lawn Care and existing janitorial services contract to D & H Cleaning for 30 days.

Vote: Motion carried 4 - 0

AGENDA ITEM # 35September 29, 1998\*

Consider authorizing advertising and setting date to open bids of landscape services and janitorial services.

Judge Doerfler requested Assistant County Auditor Bob Space contact Williamson County Sheriff Ed Richards regarding jail in-mates participation in janitorial and landscape services.

Moved: Judge Doerfler

Seconded: Commissioner Hays

Motion: To authorize County Auditor to advertise 10 o'clock a.m. on Tuesday, October 27, 1998, to open bids for landscape services and janitorial services.

Vote: Motion carried 4 - 0

AGENDA ITEM # 36September 29, 1998

Consider awarding Capital Metro bid.

Commissioner Boatright advised the bid will be paid from Capital Metro funds for overlaying, sidewalks and handicapped ramps.

Moved: Commissioner Boatright

Seconded: Commissioner Mehevec

Motion: To award Capital Metro bid to low bidder Wheeler Coatings Asphalt, Inc. of Round Rock in the amount of \$331,038.50.

Vote: Motion carried 4 - 0

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**JAY ENGINEERING COMPANY, INC.**

P.O. Box 10998-503 Austin, Texas 78766 (512) 259-3882  
Fax 259-8018

September 23, 1998

Greg Boatright, Commissioner  
Williamson County Precinct Two  
350 Discovery Blvd., Suite 201  
Cedar Park, Texas 78613

Re: 1998/1999 Paving & Sidewalk Improvements  
Capital Metro BGA Program

Dear Commissioner Boatright:

Bids were publicly opened and read on September 22, 1998 on the referenced project. As reflected on the attached Bid Tabulation, six (6) responsive bids were received. The lowest responsive, responsible bidder was **Wheeler Coatings Asphalt, Inc.** of Round Rock, Texas. We have contacted this bidder to confirm he wants the contract in the amount bid.

The low bid was more than ten percent below our estimate for the work. Funds are available in the BGA account to cover this contract, along with all associated costs.

As a result of our evaluation, we hereby recommend the Williamson County Commissioners Court award a construction contract to **Wheeler Coatings Asphalt, Inc.** in the amount of **\$331,038.50** for the Base and Alternate Bid work, with final amounts dependent on the actual installed quantities.

We will prepare a Notice of Award and Agreement for execution by Judge Doerfler in the event the Court votes to follow this recommendation. Please call if you should have any question in this regard.

Sincerely,

Frederick A. Jay, P.E.

FAJ/s  
Enclosures

pri: 118-010



**PROPOSAL**

TO

WILLIAMSON COUNTY, TEXAS

FOR

1998/1999 PAVING & SIDEWALK IMPROVEMENTS  
WILLIAMSON COUNTY, TEXAS - PRECINCT TWO

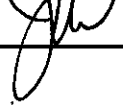
Date: SEPT 22, 1998

Proposal of WHEELER COATINGS ASPHALT INC. (hereinafter called "Bidder") a  
(proprietorship)(corporation) organized and doing business under the laws of the state of TEXAS  
to Williamson County, Texas (hereinafter called "County" or "Owner"):

**GENTLEMEN:**

The Bidder, in compliance with your advertisement and Instructions to Bidders for construction of the 1998/1999 Paving & Sidewalk Improvements ("Project"); having examined the drawings and technical specifications with related documents, the site of the proposed work, and being familiar with all the conditions and requirements for construction of the proposed Project, including the availability of labor, materials and equipment for proper prosecution of the work, hereby proposes to furnish all labor, materials, plant and equipment to construct the Project in strict accordance with the Contract Documents and Specifications, within the time set forth herein and at the price(s) stated in the following schedule. The stated prices are sufficient to cover all expenses incurred in performing the work required under the Contract Documents of which this Proposal is a part.

Bidder acknowledges receipt of the following Addenda, as evidenced by the authorized signature(s) following:

ADDENDUM NO. <u>1</u>	BY: <u></u>
ADDENDUM NO. _____	BY: _____
ADDENDUM NO. _____	BY: _____

1998/1999 Paving & Sidewalk Improvements  
Williamson County, Texas - Precinct Two

**BID SCHEDULE**

<u>Item No.</u>	<u>Estimated Quantity</u>	<u>Unit</u>	<u>Description of Item and Unit Price of Item in Words</u>	<u>Unit Price</u>	<u>Total Item Cost</u>
<b><u>BASE BID ITEMS</u></b>					
1.	94,750	SY	1-1/2-inch Hot Mix Asphaltic Concrete Overlay, complete and in place per Square Yard.  at TWO Dollars and THIRTY NINE Cents.	\$ 2.39	\$ 226,452.50
2.	180	LF	Remove & Replace Concrete Curb & Gutter, complete and in place per Linear Foot.  at THIRTEEN Dollars and FIFTY Cents.	\$ 13.50	\$ 2,430.00
3.	29,375	SF	Concrete Sidewalk, complete and in place per Square Foot.  at TWO Dollars and EIGHTY Cents.	\$ 2.80	\$ 82,250.00
4.	17	EA	Concrete Curb Ramps, complete and in place per Each.  at <del>EIGHT HUNDRED FIFTY DOLLARS</del> Dollars and NO Cents.	\$ 850.00	\$ 14,450.00
<b>TOTAL BASE BID AMOUNT</b>				\$ 326,382.50	
5.	4	EA	PROJECT SIGNS PER DRAWING COMPLETE AND IN PLACE PER EACH AT TWO HUNDRED DOLLARS AND NO CENTS	200.00	800.00

Item No.	Estimated Quantity	Unit	Description of Item and Unit Price of Item in Words	Unit Price	Total Item Cost
<b>ALTERNATE BID ITEMS</b>					
1A.	3,400	LF	Four (4) inch wide, solid white stripe Type 1, complete and in place per Linear Foot.  at NO Dollars and THIRTY FIVE Cents.	\$ .35	\$ 1,190.00
2A.	2,620	LF	Four (4) inch wide, solid yellow stripe (double), Type 1, complete and in place per Linear Foot.  at NO Dollars and EIGHTY Cents.	\$ .80	\$ 2,096.00
3A.	1,200	LF	Four (4) inch wide, broken white stripe Type 1, complete and in place per Linear Foot.  at NO Dollars and THIRTY FIVE Cents.	\$ .35	\$ 420.00
4A.	1	LS	Miscellaneous Traffic Control striping Type 1, (turn arrows, stop lines, etc.) complete and in place per Lump Sum.  at NINE HUNDRED FIFTY Dollars and NO Cents.	\$ 950.00	\$ 950.00
TOTAL ALTERNATE BID AMOUNT				\$ 4,656.00	
TOTAL BASE BID AMOUNT				\$ 326,382.50	
TOTAL BASE BID AND ALTERNATE BID AMOUNT				\$ 331,038.50	

1998/1999 Paving & Sidewalk Improvements  
Williamson County, Texas - Precinct Two

**PROPOSAL (cont'd)**

Bidder hereby agrees to commence work under this contract on or before a date to be specified in a written "Notice to Proceed" from the Owner and to fully complete the project within forty five (45) calendar days, BASE BID AND ALTERNATE BID work, as awarded.

Upon receipt of a written notice to the acceptance of this bid, Bidder will execute the formal contract Agreement within three (3) days and shall deliver the Surety Bonds and Insurance Certificate as required by the Instructions to Bidders.

Bid security as required by the Instructions to Bidders in the sum of BID BOND ATTACHED  
(\$ \_\_\_\_\_) is hereto attached.

The bid security is to become the property of the Owner in the event the Proposal is accepted by the Owner and the Agreement and bond are not executed within the time above set forth, as liquidated damages for the delay and additional expense to the Owner caused thereby.

Respectfully Submitted,

By *Jack Wheeler*  
Title PRESIDENT

WHEELER COATINGS ASPHALT INC.  
Business Name

3099 N. IH 35

ROUND ROCK, TX. 78664  
Address

512-346-3839  
Telephone



UNIVERSAL SURETY OF AMERICA  
BID BONDBond No. TX479117500

KNOW ALL MEN BY THESE PRESENTS, that we Wheeler Coatings Asphalt, Inc.  
as Principal,  
hereinafter called the Principal, and UNIVERSAL SURETY OF AMERICA, 950 Echo Lane, Suite 250,  
Houston, Texas 77024, as Surety, hereinafter called the Surety, are held and firmly bound unto  
Williamson County

as Oblige, hereinafter called the Oblige, in the sum of 5 % of the amount of this bid not to exceed  
5% OF THE GREATEST AMOUNT BID\*\*\*\*\* Dollars (\$ 5% GAB\*\*\*\*\*)  
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind  
ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these  
presents.

WHEREAS, the principal has submitted a bid for 1998-99 Paving & Sidewalk Improvements  
for Williamson County, Texas  
Precinct 2

NOW, THEREFORE, If the contract be timely awarded to the Principal and the Principal shall within such  
time as specified in the bid, enter into a contract in writing or, in the event of the failure of the Principal to  
enter into such Contract; If the Principal shall pay to the Oblige the difference not to exceed the penalty  
hereof between the amount specified in said bid and such larger amount for which the Oblige may in good  
faith contract with another party to perform the work covered by said bid, then this obligation shall be null  
and void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, neither Principal nor Surety shall be bound hereunder unless Oblige prior to  
execution of the final contract shall furnish evidence of financing in a manner and form acceptable to  
Principal and Surety that financing has been firmly committed to cover the entire cost of the project.

Signed and sealed this 17th day of September, 19 98.

Wheeler Coatings Asphalt, Inc.

(Principal)

By: [Signature]Title: President

UNIVERSAL SURETY OF AMERICA

By: [Signature]Lonnie LongAttorney-in-fact

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**UNIVERSAL SURETY OF AMERICA**

P.O. BOX 1068 •Houston, Texas 77251-1068

**GENERAL POWER OF ATTORNEY - CERTIFIED COPY**

## Agency Information

8002021

Nieman, Hanks, Puryear, Page &amp; Brya

## GPA#

TX 4791175 00

Know All Men by These Presents, That UNIVERSAL SURETY OF AMERICA, a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Texas, does by these presents make, constitute and appoint

**Kathy Bridges**  
**Lonnie Long**

**Andre P. Juneau**  
**Robert E. Bryant**  
**Deborah A. Madison**

**Curtis W. Page**  
**William Holland Page**

of Austin and State of Texas its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver

Bonds not to exceed \$250,000.00 unless such is accompanied by letter of authority signed by the President, Secretary or Executive Vice President of Universal Surety of America.

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do within the stated limitations, and such authority is to continue in force until 12/31/1998. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of Universal Surety of America at a meeting held on the 11th day of July, 1984.

"Be It Resolved, that the President, and any Vice President, Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company."

"RESOLVED that the signature of any officer of the corporation, and the seal of the corporation may be affixed or printed by facsimile to any power of attorney of the corporation, and that such printed facsimile signature and seal shall be valid and binding upon the corporation."

In Witness Whereof, Universal Surety of America has caused these presents to be signed by its President, John Knox, Jr. and its corporate seal to be hereto affixed this 30th day of September, A.D., 1996.

State of Texas

ss:

County of Harris



UNIVERSAL SURETY OF AMERICA

John Knox, Jr.

President

On this 30th day of September, in the year 1996, before me, Rhonda Kay Wilke, a notary public, personally appeared John Knox, Jr., personally known to me to be the person who executed the within instrument as President, on behalf of the corporation herein named and acknowledged to me that the corporation executed it.



Rhonda Kay Wilke

Notary Public

I, the undersigned Secretary of Universal Surety of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in effect.

GIVEN under my hand and the seal of said company, at Houston, Texas, this 17th day of September, 1998.

Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity.

For verification of the authority of this power you may telephone (713) 722-4600.

1151-1175/025

AGENDA ITEM # 37September 29, 1998\*Consider re-awarding proposal for vehicle insurance for coming year.

Assistant County Auditor Bob Space recommended re-awarding vehicle insurance proposal for coming year to Texas Association of Counties.

Moved: Commissioner Boatright

Seconded: Commissioner Hays

Motion: To re-award proposal for vehicle insurance for coming year to Texas Association of Counties.

Vote: Motion carried 4 - 0

AGENDA ITEM # 38September 29, 1998\*Consider authorizing advertising and setting date to open bids for pharmaceutical services for Liberty Hill/Leander area.

Moved: Commissioner Boatright

Seconded: Judge Doerfler

Motion: To authorize County Auditor to advertise 10 o'clock a.m. October 20, 1998, to open bids for pharmaceutical services for Liberty Hill/Leander area.

Vote: Motion carried 4 - 0

AGENDA ITEM # 39September 29, 1998Consider approving order authorizing early delivery of ballots on November 3, 1998.

Moved: Commissioner Hays

Seconded: Commissioner Boatright

Motion: To approve order authorizing early delivery of ballots on November 3, 1998.

Vote: Motion carried 4 - 0

AGENDA ITEM # 40September 29, 1998Consider approving changes in early voting locations.

Moved: Commissioner Hays

Seconded: Judge Doerfler

Motion: To approve changes in early voting locations.

Vote: Motion carried 4 - 0

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**ORDER ADOPTING EARLY VOTING LOCATIONS  
AND HOURS FOR NOVEMBER 3, 1998 ELECTION**

On this the 29th day of September, 1998, the Commissioners' Court of Williamson County, Texas, does hereby adopt the attached locations and hours for the November 3, 1998, General Election.

*John C. Doerfler 9-29-98*  
John C. Doerfler, Judge