

**AGENDA ITEM 24**

**Discuss and take appropriate action on bids received for Lake Creek Tributary 2.**

Bids were received from the following:

*Austin Filter Systems, Inc., Austin, Texas*  
*Bland/Schroeder/Archer, L.P., Austin, Texas*  
*FT WOODS, Georgetown, Texas*  
*Heyl Construction, Ltd., Leander, Texas*  
*Rogers Construction, Georgetown, Texas*

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Boatright**

Motion: To award the bid for Lake Creek Tributary 2 to Heyl Construction in the amount of \$1,467,182.00.

Vote: **4 - 0**

< Attachment >

**WILLIAMSON COUNTY COMMISSIONER'S COURT  
NOVEMBER 5, 2002**

21. Discuss and take appropriate action on canceling award for item #4 on uniforms for law enforcement departments awarded to Miller Uniforms for fiscal year 2003.
22. Discuss and take appropriate action on awarding item #4 with increase on uniforms for law enforcement departments awarded to Miller Uniforms for fiscal year 2003.

THE AWARDED VENDOR, MILLER UNIFORMS & EMBLEMS, CONTACTED THE COUNTY IN REGARDS TO AN ERROR THEY MADE IN FIGURING THE COST OF THE PANTS LISTED BELOW. THEY NEGLECTED TO INCLUDE THE \$6.00 COST FOR APPLYING THE REQUIRED STRIPES ON THE PANTS.  
BOB MILLER RESPECTFULLY REQUESTED THAT THE COUNTY ALLOW THIS INCREASE.

THE SHERIFF'S DEPARTMENT RECOMMENDS THE COUNTY APPROVE THE INCREASE.  
MILLER UNIFORMS WILL STILL BE THE LOWEST QUALIFIED VENDOR.

ITEM # 4 PANTS Brand: Martin's - Style 21248 (men's) and 21448 (ladies)  
Cost of one pair Pants:

	SIZE	AWARDED COST	COST WITH \$6.00 INCREASE
MEN'S	28 - 42	37.50	43.50
	44 - 50	41.25	47.25
	52 & 54	45.00	51.00
	56 & UP	48.75	54.75
LADIES	4 - 20	37.50	43.50
	22 & 24	41.25	47.25
	26	45.00	51.00

23. Discuss and take appropriate action on bids received for one or more vehicles for law enforcement departments.

Recommend award to the following:

Philpott Motors -

Lawrence Marshall -

Henna Chevrolet -

Marked Patrol with options  
Unmarked Patrol with options  
Marked Executive with options  
Impala with options  
Jail vehicle  
Ext. Cab Truck  
Tahoe

*approved 11-5-02*  
*John C. Daifler*

	Henna Chevrolet	Lawrence Marshall	Mac Halk	Philpott Motors	Red McCombs Dodge
Marked Patrol Base	No Bid	\$20,480.00	No Bid	\$20,413.00	No Bid
Marked Patrol Options	No Bid	\$29,924.00	No Bid	\$29,450.00	No Bid
Unmarked Executive Base	No Bid	\$20,480.00	No Bid	\$20,478.00	No Bid
Unmarked Executive Options	No Bid	\$23,344.00	No Bid	\$22,800.00	No Bid
Marked Executive Base	No Bid	\$20,480.00	No Bid	\$20,413.00	No Bid
Marked Executive Options	No Bid	\$28,982.00	No Bid	\$27,700.00	No Bid
Impala or Equal Base	\$16,931.00	\$16,282.00	No Bid	\$20,478.00	\$17,843.00
Impala or Equal Options	\$17,318.00	\$16,972.00	No Bid	\$21,900.00	\$18,580.00
Ext. Cab Truck Base	\$16,702.00	\$15,746.00	\$20,480.75	\$16,979.00	\$18,493.00
Ext. Cab Truck Options	No Bid	No Bid	No Bid	No Bid	No Bid
Tahoe or Equal Base	\$25,747.00	\$24,822.00	No Bid	\$23,129.00	No Bid
Tahoe or Equal Options	\$29,118.00	\$33,590.00	No Bid	\$29,500.00	No Bid
Jail Vehicle	\$17,612.00	\$17,366.00	No Bid	\$22,250.00	\$19,077.00

24. Discuss and take appropriate action on bids received for Lake Creek Tributary 2.

Recommend award to Heyl Construction - \$1,467,182.00

See attached letter and bid tabulation

25. Consider authorizing advertising and setting date to receive proposals for temporary shuttle services.

Request November 26, 2002 at 2:00 pm in the Auditor's Office.



BAKER-AICKLEN  
& ASSOCIATES, INC.  
Engineers/Surveyors

October 31, 2002

The Honorable Judge John Doerfler and  
Williamson County Commissioners  
710 Main Street  
Suite 201  
Georgetown, TX 78626

RE: Lake Creek, Tributary #2

Dear Judge Doerfler and Commissioners,

As you are aware, bids were opened at 2:00 p.m., Wednesday, October 23, 2002, for the "Lake Creek, Tributary #2" project.

A total of five (5) bids were received, with the lowest bid submitted being from Heyl Construction, Ltd of Leander, Texas with a base bid of \$1,467,182.00. A complete bid tabulation is attached for your review.

Based upon their past experience record from information supplied by references and submission of the lowest and best bid, we recommend award of this contract to Heyl Construction in the amount of \$1,467,182.00.

Sincerely,

Garrett J. Tuttle, P.E.

attachment  
file: 0445-2-005

cc: Joe England, P.E., Williamson County Engineer  
Ginny Atkinson, Assistant Purchaser, Williamson County

Project: Lake Creek, Tributary No. 2 - Channel Improvements  
 Owner: Williamson County  
 Project Location: Austin, Williamson County, Texas  
 Bid Date: October 23, 2002  
 Job Number: 0445-2-005

Bid Item	Quantity	Unit	Heyl Construction, Ltd. Leander, TX				Bland/Schroeder/Archer, L.P. Austin, TX				Austin Filter Systems, Inc. Austin, TX			
			Bid Bond? Addendums?	Yes	Yes	Cost	Bid Bond? Addendums?	Yes	Yes	Cost	Bid Bond? Addendums?	Yes	Yes	Cost
1 Mobilization, (no more than 1% of total bid), complete in place	1	LS				\$ 14,000.00				\$ 141,293.28				\$ 14,500.00
2 Limits of Construction Fencing, complete in place	6,640.0	LP				\$ 2.00				\$ 13,280.00				\$ 15,996.00
3 Clearing and Grubbing, including tree trimming, complete in place	6.7	AC				\$ 5,000.00				\$ 33,500.00				\$ 67,000.00
4 Unclassified Excavation and Haul-Off, including existing retaining wall, wastewater line, tree removal, complete in place	1	LS				\$ 1,000.00				\$ 8,445.49				\$ 6,800.00
5 Remove and Replace Existing Wooden Privacy Fence within Easement, complete in place	1,556	LP				\$ 15.00				\$ 23,340.00				\$ 29,097.20
6 Remove and Replace Existing Chain Link Fence within Easement, complete in place	845	LP				\$ 10.00				\$ 8,450.00				\$ 8,450.00
7 Tree Protection Fencing, complete in place	585	LP				\$ 3.00				\$ 1,755.00				\$ 1,404.00
8 Prior to Channel Construction, Field Verify Number and Limits of Existing Septic Systems, complete in place	20	EA				\$ 1,000.00				\$ 20,000.00				\$ 7,800.00
9 Contractors are to include \$150,000 as part of their bid to cover any problems and solutions to the existing septic systems. Any unused portion shall be credited to the Owner.	1	LS				\$ 150,000.00				\$ 150,000.00				\$ 150,000.00
10 Rough Cut Excavation, to within 4" of final grade, including haul-off, complete in place	35,675	CY				\$ 16.00				\$ 570,800.00				\$ 620,745.00
11 Final Cut Excavation, to final grade, including haul-off, complete in place	23,765	SY				\$ 3.00				\$ 71,295.00				\$ 99,813.00
12 Pilot channel within channel, including shallow "ponds", complete	3,241	LP				\$ 6.00				\$ 19,446.00				\$ 25,765.95

Bid Item	Quantity	Unit	Heyl Construction, Ltd. Leander, TX				Bland/Schroeder/Archer, L.P. Austin, TX				Austin Filter Systems, Inc. Austin, TX			
			Addendum?		Yes		Addendum?		Yes		Addendum?		Yes	
			Unit Price	Cost	Unit Price	Cost	Unit Price	Cost	Unit Price	Cost	Unit Price	Cost	Unit Price	Cost
13 Fill, compacted, complete in place	105	CY	\$ 20.00	\$ 2,100.00	\$ 31.00	\$ 3,255.00	\$ 31.00	\$ 3,255.00	\$ 5.00	\$ 525.00				
14 3' x 3' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	1,600	LF	\$ 28.00	\$ 44,800.00	\$ 48.32	\$ 77,312.00	\$ 48.32	\$ 77,312.00	\$ 30.30	\$ 48,480.00				
15 3' x 3' x 12' & 1.5' x 4.5' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	1,600	LF	\$ 63.00	\$ 100,800.00	\$ 79.11	\$ 126,576.00	\$ 79.11	\$ 126,576.00	\$ 51.90	\$ 83,040.00				
16 3' x 3' x 12' & 3' x 4.5' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	3,100	LF	\$ 74.00	\$ 229,400.00	\$ 112.69	\$ 349,339.00	\$ 112.69	\$ 349,339.00	\$ 75.10	\$ 232,810.00				
17 Retaining Wall, complete in place	373	LF	\$ 346.00	\$ 129,058.00	\$ 250.00	\$ 93,250.00	\$ 250.00	\$ 93,250.00	\$ 365.00	\$ 136,145.00				
18 Wastewater Manhole, complete in place	1	EA	\$ 3,500.00	\$ 3,500.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 5,500.00	\$ 5,500.00				
19 12" Wastewater Line, complete in place	123	LF	\$ 80.00	\$ 9,840.00	\$ 100.00	\$ 12,300.00	\$ 100.00	\$ 12,300.00	\$ 81.40	\$ 10,012.20				
20 Stabilized Construction Entrance/Exit, complete in place	4	EA	\$ 1,000.00	\$ 4,000.00	\$ 1,500.00	\$ 6,000.00	\$ 1,500.00	\$ 6,000.00	\$ 800.00	\$ 3,200.00				
21 Temporary Rock Berms, complete in place	438	LF	\$ 11.00	\$ 4,818.00	\$ 20.00	\$ 8,760.00	\$ 20.00	\$ 8,760.00	\$ 18.70	\$ 8,190.60				
22 Traffic Control, complete in place	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00	\$ 7,257.35	\$ 7,257.35				
23 Plan Sheet 18, Contractors are to include \$2,000 as part of their bid. To be used to expedite a solution unforeseen in the field. Any unused portion shall be credited to the Owner.	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00				
24 Hydromulch Restoration of Channel, in non-rock areas, complete in place	8,000	SY	\$ 0.50	\$ 4,000.00	\$ 0.25	\$ 2,000.00	\$ 0.25	\$ 2,000.00	\$ 0.70	\$ 5,600.00				
Total Base Bid (Items 1 through 24)				\$ 1,467,182.00		\$ 1,550,364.82		\$ 1,550,364.82		\$ 1,593,071.30				

Project: Lake Creek, Tributary No. 2 - Channel Improvements  
 Owner: Williamson County  
 Project Location: Austin, Williamson County, Texas  
 Bid Date: October 23, 2002  
 Job Number: 0445-2-005

*Rogers Construction*

Bid Item	Quantity	Unit	FT Woods Georgetown, TX				Hand-Served/Asbury, TX Austin, TX			
			Addendum?	Unit Price	Cost	Yes	Addendum?	Unit Price	Cost	Yes
1 Mobilization, (no more than 1% of total bid), complete in place	1	LS	\$ 13,737.42	\$ 13,737.42	\$ 20,000.00		\$ 20,000.00	\$ 20,000.00		\$ -
2 Limits of Construction Fencing, complete in place	6,640.0	LF	\$ 1.80	\$ 11,952.00	\$ 2.80		\$ 18,592.00	\$ 18,592.00		\$ -
3 Clearing and Grubbing, including tree trimming, complete in place	6.7	AC	\$ 5,237.22	\$ 35,223.37	\$ 4,000.00		\$ 26,800.00	\$ 26,800.00		\$ -
4 Unclassified Excavation and Haul-Off, including existing retaining wall, wastewater line, tree removal, complete in place	1	LS	\$ 35,063.42	\$ 35,063.42	\$ 6,800.00		\$ 6,800.00	\$ 6,800.00		\$ -
5 Remove and Replace Existing Wooden Privacy Fence within Easement, complete in place	1,556	LF	\$ 12.72	\$ 19,792.32	\$ 18.00		\$ 28,008.00	\$ 28,008.00		\$ -
6 Remove and Replace Existing Chain Link Fence within Easement, complete in place	845	LF	\$ 11.42	\$ 9,649.90	\$ 12.00		\$ 10,140.00	\$ 10,140.00		\$ -
7 Tree Protection Fencing, complete in place	585	LF	\$ 4.44	\$ 2,597.40	\$ 3.50		\$ 2,047.50	\$ 2,047.50		\$ -
8 Prior to Channel Construction, Field Verify Number and Limits of Existing Septic Systems, complete in place	20	EA	\$ 1,104.73	\$ 22,094.60	\$ 650.00		\$ 13,000.00	\$ 13,000.00		\$ -
9 Contractors are to include \$150,000 as part of their bid to cover any problems and solutions to the existing septic systems. Any unused portion shall be credited to the Owner.	1	LS	\$ 150,000.00	\$ 150,000.00	\$ 150,000.00		\$ 150,000.00	\$ 150,000.00		\$ -
10 Rough Cut Excavation, to within 4" of final grade, including haul-off, complete in place	35,675	CY	\$ 16.20	\$ 577,935.00	\$ 22.80		\$ 813,390.00	\$ 813,390.00		\$ -
11 Final Cut Excavation, to final grade, including haul-off, complete in place	23,765	SY	\$ 4.11	\$ 97,674.15	\$ 3.50		\$ 83,177.50	\$ 83,177.50		\$ -
12 Plot channel within channel, including shallow "pools", complete	3,241	LF	\$ 12.62	\$ 40,901.42	\$ 7.00		\$ 22,687.00	\$ 22,687.00		\$ -

## ROZEAS CONSTRUCTION

Bid Item	Quantity	Unit	FT Woods Georgetown, TX				Blount Submerged Aqueduct, Inc. Austin, TX			
			Bid Bond? Addendum?	Yes	Yes	Cost	Bid Bond? Addendum?	Yes	Yes	Cost
			Unit Price				Unit Price			
13 Fill, compacted, complete in place	105	CY	\$ 12.65	\$ 1,328.25	\$ 6.00	\$ 630.00				\$ -
3' x 3' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	1,600	LF	\$ 50.65	\$ 81,040.00	\$ 46.00	\$ 73,600.00				\$ -
3' x 3' x 12' & 1.5' x 4.5' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	1,600	LF	\$ 82.64	\$ 132,224.00	\$ 90.00	\$ 144,000.00				\$ -
3' x 3' x 12' & 3' x 4.5' x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric and fasteners, complete in place	3,100	LF	\$ 112.56	\$ 348,936.00	\$ 124.00	\$ 384,400.00				\$ -
17 Retaining Wall, complete in place	373	LF	\$ 328.63	\$ 122,578.99	\$ 430.00	\$ 160,390.00				\$ -
18 Wastewater Manhole, complete in place	1	EA	\$ 6,335.56	\$ 6,335.56	\$ 4,500.00	\$ 4,500.00				\$ -
19 12" Wastewater Line, complete in place	123	LF	\$ 71.14	\$ 8,750.22	\$ 180.00	\$ 22,140.00				\$ -
20 Stabilized Construction Entrance/Exit, complete in place	4	EA	\$ 1,238.45	\$ 5,033.80	\$ 1,200.00	\$ 4,800.00				\$ -
21 Temporary Rock Berms, complete in place	438	LF	\$ 11.35	\$ 4,971.30	\$ 22.00	\$ 9,636.00				\$ -
22 Traffic Control, complete in place	1	LS	\$ 8,765.86	\$ 8,765.86	\$ 4,000.00	\$ 4,000.00				\$ -
23 Plan Sheet 18, Contractors are to include \$5,000 as part of their bid. To be used to expedite a solution unforeseen in the field. Any unused portion shall be credited to the Owner	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00				\$ -
24 Hydro-mulch Restoration of Channel, in non-rock areas, complete in place	8,000	SY	\$ 0.33	\$ 2,640.00	\$ 1.50	\$ 12,000.00				\$ -
Total Base Bid (Items 1 through 24)				\$ 1,744,224.98		\$ 2,019,738.00				\$ -

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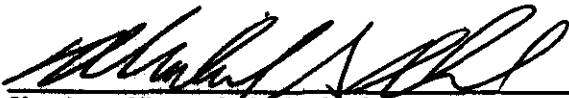
## WILLIAMSON COUNTY BID FORM

## CONSTRUCTION OF LAKE CREEK - TRIBUTARY 2

BID NUMBER: 02WC437

BID OPENING DATE &amp; TIME: OCTOBER 23, 2002 - 2:00 PM

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with the terms and conditions of the attached Invitation for Bid, Specifications, and Special Provisions for the amount(s) shown on the accompanying bid sheet(s). By signing below, you have read the entire document and agreed to the terms therein.

NAME OF BIDDER: Heyl Construction, Ltd.Mailing Address: 1820 CR 269City: LeanderState: TX Zip: 78641Email Address: mhey1@hey1-ltd.comTelephone: (512) 259-7770Fax: (512) 259-7753

Signature of Person Authorized to Sign BID

Date of BID: 10/23/02Name and Title of Signer: Michael S. Heyl

(Please Print or Type)

Manager, MS Heyl, LLC, General Partner

**DO NOT SIGN OR SUBMIT THIS FORM**  
**WITHOUT READING ENTIRE DOCUMENT**

**THIS FORM MUST BE COMPLETED, SIGNED AND RETURNED WITH BID**

**Bid Bond  
SURETY DEPARTMENT**

**Conforms with the American Institute of  
Architects, A.I.A Documents No. A-310**

KNOW ALL MEN BY THESE PRESENTS,

That we,  
as Principal

**HEYL CONSTRUCTION, LTD.**

hereinafter called the Principal, and **OHIO FARMERS INSURANCE COMPANY** a corporation created and existing under the laws of the State of **OHIO** whose principal office is in **WESTFIELD CENTER** as Surety, hereinafter called the Surety, are held and firmly bound unto **WILLIAMSON COUNTY** as obligee hereinafter called the Obligee,

in the sum of **FIVE PERCENT 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 **LAKE CREEK - TRIBUTARY II CHANNEL IMPROVEMENTS**

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents with good and sufficient surety for the faithful performance of such contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee 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

Signed and sealed this 23rd day of OCTOBER, 2002

**HEYL CONSTRUCTION, LTD.**

(Principal)

By

(SEAL)

**OHIO FARMERS INSURANCE COMPANY**

By

**RICHARD W. DAIKER**

(SEAL)

Attorney-in-fact

General  
Power  
of Attorney

POWER NO. 4220012 00

# Ohio Farmers Insurance Co.

CERTIFIED COPY

Westfield Center, Ohio

Know All Men by These Presents, That OHIO FARMERS INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, does by these presents make, constitute and appoint

RICHARD W. DAIKER, JAMES W. LEEKER, FRED C. SMITH, WILLIAM P. RUTHERFORD, TONY FIERO, MARILYN REIGLE, CAGAN MORGAN, JOINTLY OR SEVERALLY

of ROCKWALL and State of TX 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 any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship -

**LIMITATION:** THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

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 in the premises. Said appointment is made under and by authority of the following resolutions adopted by the Board of Directors of the Ohio Farmers Insurance Company:

"Be It Resolved, that the President, any Vice-President, any 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 subject to the following provisions:

"Section 1. Attorney-in-Fact. Attorney-in-fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary." (Adopted at a meeting held on the 3<sup>rd</sup> day of July, 1957.)

"Be It Resolved, that the power and authority to appoint Attorney(s)-in-Fact granted to certain officers by a resolution of this Board on the 3<sup>rd</sup> day of July, 1957, is hereby also granted to any Assistant Vice-President." (Adopted at a meeting held on the 13<sup>th</sup> day of July, 1976.) This power of attorney and certificate is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Ohio Farmers Insurance Company at a meeting duly called and held on the 9<sup>th</sup> day of June 1970:

"Be It Resolved, that the signature of any authorized officer and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

In Witness Whereof, OHIO FARMERS INSURANCE COMPANY has caused these presents to be signed by its Vice President, and its corporate seal to be hereto affixed this 26<sup>TH</sup> day of FEBRUARY A.D., 2001

Corporate  
Seal  
Affixed



OHIO FARMERS INSURANCE COMPANY

*Richard L. Kinnaird, Jr.*  
By

Richard L. Kinnaird, Jr.

Vice President

State of Ohio  
County of Medina

ss.:

On this 26<sup>TH</sup> day of FEBRUARY A.D., 2001, before me personally came Richard L. Kinnaird, Jr., to me known, who being by me duly sworn, did depose and say, that he resides in Medina, Ohio; that he is Vice President of OHIO FARMERS INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.

Notarial  
Seal  
Affixed



*James M. Walker*

James M. Walker

Notary Public

State of Ohio  
County of Medina

ss.:

My Commission does not expire  
Sec. 147.03 Ohio Revised Code

## CERTIFICATE

I, Richard A. Waller, Assistant Secretary of the OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Company at Westfield Center, Ohio, this 23<sup>rd</sup> day of October 2002 A.D.



*Richard A. Waller*

Richard A. Waller

Assistant Secretary

BPOA02 (03-99)

## PROPOSAL BIDDING SHEET

JOB NAME: Lake Creek, Tributary No. 2

JOB LOCATION: Williamson County, Texas

OWNER: Williamson County

DATE: October 23, 2002

Gentlemen:

Pursuant to the foregoing Notice to Bidders and Instructions to Bidders, the undersigned bidder hereby proposes to do all the work, to furnish all necessary superintendence, labor, machinery, equipment, tools, materials, insurance and miscellaneous items, to complete all the work on which he bids as provided by the attached supplemental specifications, and as shown on the plans for the construction of Lake Creek, Tributary No. 2 and binds himself on acceptance of this proposal to execute a contract and bond for completing said project within the time stated, for the following prices, to wit:

### BASE BID

<u>Bid Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item Description and Written Unit Price</u>	<u>Unit Price</u>	<u>Amount</u>
1.	1	LS	Mobilization, (no more than 1% of total bid), complete in place  for <u>Fourteen Thousand</u> dollars and <u>No</u> cents.	<u>\$ 14,000.<sup>00</sup></u>	<u>\$ 14,000.<sup>00</sup></u>
2.	6,640	LF	Limits of Construction Fencing, complete in place  for <u>Two</u> dollars and <u>No</u> cents.	<u>\$ 2.<sup>00</sup></u>	<u>\$ 13,280.<sup>00</sup></u>
3.	6.7	AC	Clearing and Grubbing, including tree trimming, complete in place  for <u>Five Thousand</u> dollars and <u>No</u> cents.	<u>\$ 5000.<sup>00</sup></u>	<u>\$ 33,500.<sup>00</sup></u>

<u>Bid Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item Description and Written Unit Price</u>	<u>Price</u>	<u>Amount</u>
4.	1	LS	Unclassified Excavation and Haul-Off, including existing retaining wall, wastewater line, tree removal, complete in place		
			for <u>One Thousand</u> dollars and <u>No</u> cents.	<u>\$1,000.<sup>00</sup></u>	<u>\$1,000.<sup>00</sup></u>
5.	1,556	LF	Remove and Replace Existing Wooden Privacy Fence within easement, complete in place		
			for <u>Fifteen</u> dollars and <u>No</u> cents.	<u>\$15.<sup>00</sup></u>	<u>\$23,340.<sup>00</sup></u>
6.	845	LF	Remove and Replace Existing Chain Link Fence within easement, complete in place		
			for <u>Ten</u> dollars and <u>No</u> cents.	<u>\$10.<sup>00</sup></u>	<u>\$8,450.<sup>00</sup></u>
7.	585	LF	Tree Protection Fencing, complete in place		
			for <u>Three</u> dollars and <u>No</u> cents.	<u>\$3.<sup>00</sup></u>	<u>\$1,755.<sup>00</sup></u>
8.	20	EA	Prior to Channel Construction, Field Verify Number and Limits of Existing Septic Systems, complete in place		
			for <u>One Thousand</u> dollars and <u>No</u> cents.	<u>\$1,000.<sup>00</sup></u>	<u>\$20,000.<sup>00</sup></u>

<u>Bid Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item Description and Written Unit Price</u>	<u>Unit Price</u>	<u>Amount</u>
9.	1	LS	Contractors are to include \$150,000 as part of their bid to cover any problems and solutions to the existing septic systems. Any unused portion shall be credited to the Owner. See note below.		
			for <u>150,000</u> dollars		
			and <u>00</u> cents.	<u>\$150,000.00</u>	<u>\$150,000.00</u>

Note – According to City records, 20 of the 30 homes adjacent to the tributary are still on existing septic systems. Approximately 15 may be in conflict with the proposed channel improvements. The County has allotted \$10,000/residence to cover any construction, permitting, fees, etc. costs related to any existing septic systems interfering with the channel improvements. Once a resident's septic system is determined to be a problem with the construction of the proposed channel improvements, a solution will be formulated and agreed upon by the County and Engineer. The Contractor will prepare a cost estimate for that residence by itemizing each line item and unit price for review by the County. The County will review the cost estimate and will decide whether to accept or refuse the cost estimate on a lot by lot basis.

10.	35,675	CY	Rough Cut Channel Excavation, to within 4" of final grade, including haul-off, complete in place		
			for <u>Sixteen</u> dollars		
			and <u>16</u> cents.	<u>\$16.<sup>00</sup></u>	<u>\$570,800.<sup>00</sup></u>
11.	23,765	SY	Final Cut Excavation, to final grade, including haul-off, complete in place		
			for <u>Three</u> dollars		
			and <u>16</u> cents.	<u>\$3.<sup>00</sup></u>	<u>\$71,295.<sup>00</sup></u>

<u>Bid Item</u>	<u>Item Description</u>	<u>Unit</u>	<u>Unit</u>	<u>and Written Unit Price</u>	<u>Price</u>	<u>Amount</u>
12.	3,241	LF		Pilot channel within channel, including shallow "ponds" complete in place		
				for <u>Six</u> dollars		
				and <u>No</u> cents.	\$ <u>6.00</u>	\$ <u>19,446.00</u>
13.	105	CY		Fill, compacted, complete in place		
				for <u>Twenty</u> dollars		
				and <u>No</u> cents.	\$ <u>20.00</u>	\$ <u>2100.00</u>
14.	1,600	LF		3'x 3'x12' Gabions, PVC coated wire mesh, including backfill, filter fabric, anchors and fasteners, complete in place		
				for <u>Twenty Eight</u> dollars		
				and <u>No</u> cents.	\$ <u>28.00</u>	\$ <u>44800.00</u>
15.	1,600	LF		3'x 3'x12' & 1.5'x 4.5'x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric, anchors and fasteners, complete in place		
				for <u>Sixty Three</u> dollars		
				and <u>No</u> cents.	\$ <u>63.00</u>	\$ <u>100800.00</u>
16.	3,100	LF		3'x 3'x12' & 3'x 4.5'x 12' Gabions, PVC coated wire mesh, including backfill, filter fabric, anchors and fasteners, complete in place		
				for <u>Seventy Four</u> dollars		
				and <u>No</u> cents.	\$ <u>74.00</u>	\$ <u>229,400.00</u>

<u>Bid Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item Description and Written Unit Price</u>	<u>Price</u>	<u>Amount</u>
17.	373	LF	Retaining Wall, complete in place <i>Three Hundred</i> for <i>Forty Six</i> dollars and <i>No</i> cents.	\$ <u>346.<sup>00</sup></u>	\$ <u>129058.<sup>00</sup></u>
18.	1	EA	Wastewater Manhole, complete in place <i>for Thirty Five Hundred</i> and <i>No</i> cents.	\$ <u>3500.<sup>00</sup></u>	\$ <u>3500.<sup>00</sup></u>
19.	123	LF	12" Wastewater Line, complete in place <i>for Eighty</i> and <i>No</i> cents.	\$ <u>80.<sup>00</sup></u>	\$ <u>9840.<sup>00</sup></u>
20.	4	EA	Stabilized Construction Entrance/Exit, complete in place <i>for One Thousand</i> and <i>No</i> cents.	\$ <u>1,000.<sup>00</sup></u>	\$ <u>4,000.<sup>00</sup></u>
21.	438	LF	Temporary Rock Berms, complete in place <i>for Eleven</i> and <i>No</i> cents.	\$ <u>11.<sup>00</sup></u>	\$ <u>4818.<sup>00</sup></u>
22.	1	LS	Traffic Control, complete in place <i>for Three Thousand</i> and <i>No</i> cents.	\$ <u>3,000.<sup>00</sup></u>	\$ <u>3,000.<sup>00</sup></u>

<u>Bid Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item Description and Written Unit Price</u>	<u>Price</u>	<u>Amount</u>
23.	1	LS	Plan Sheet 18, Note 8, Contractors are to include \$5,000 as part of their bid. To be used to expedite a solution unforeseen in the field. Any unused portion shall be credited to the Owner.		
			for <u>\$5,000</u> dollars and <u>00</u> cents.	\$ <u>5,000.00</u>	\$ <u>5,000.00</u>

24.	8,000	SY	Hydromulch Restoration of Channel, in non-rock areas, complete in place		
			for <u>Zero</u> dollars and <u>R.F.R.</u> cents.	\$ <u>0.00</u>	\$ <u>4,000.00</u>

TOTAL BASE BID (Items 1 through 24):

\$ 1,467,182.00

## STATEMENT OF SEPARATE CHARGES:

Materials:

\$ 276,504.00

All Other Charges:

\$ 1,190,678.00

Total:

\$ 1,467,182.00

If this proposal is accepted, the undersigned agrees to execute the contract and provide necessary bonds and insurance certification as per the Instructions to Bidders and commence work within ten (10) days after written Notice to Proceed. The undersigned further agrees to complete the work in full within 240 calendar days after the date of the written Notice-to-Proceed. The bidder and the Owners agree that for each and every calendar day the work, or any portion thereof, remains incomplete after the 240 calendar-day period, the bidder shall pay the amount of **Five Hundred Dollars (\$500.00)** per calendar day as liquidated damages, not as a penalty but for delay damages to the Owners. Such amount shall be deducted by the Owners from any payment due to the bidders.


The undersigned certifies that the bid prices contained in the proposal have been carefully checked and are submitted as correct and final. The Owner reserves the right to reject any or all bids and may waive any informalities.

The undersigned acknowledges receipt of the following addenda:

Addendum No. 1 dated 10/21/02  
Addendum No. 2 dated \_\_\_\_\_  
Addendum No. 3 dated \_\_\_\_\_

Received   
Received \_\_\_\_\_  
Received \_\_\_\_\_

Respectfully Submitted,

  
Michael S. Heyl

Manager, MSHeyl, LLC, General Partner

Title

Heyl Construction, Ltd.

Name of Firm

10/23/02  
Date

1820 CR 269  
Address Leander, TX 78641  
512-259-7770  
Telephone

\_\_\_\_\_  
Secretary, if Contractor is a Corporation



BAKER-AICKLEN  
& ASSOCIATES, INC.  
Engineers/Surveyors

## Lake Creek, Tributary No. 2, Channel Improvements

Project No. 0445-2-005

October 21, 2002

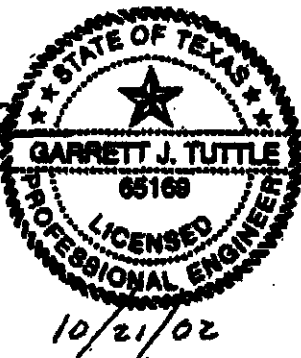
### ADDENDUM #1

- 1) Addition – Attached are the revised Bidding Sheets. Use these bid items when preparing your bid.
- 2) Addition – Attached are two details showing a typical expansion joint and a typical construction joint to be used for the retaining wall and are to be considered as part of the construction plans.
- 3) Addition – Any road/street repair needed due to haul-off of excavated materials shall be subsidiary to excavation.
- 4) Deletion – The pedestrian bridge has been deleted from this project.

All bidders shall acknowledge receipt of Addendum No. 1 on Page BD-12 of the proposal.

Sincerely,

Garrett J. Tuttle, P.E.



Heyl Construction, Ltd.  
List of more important completed contracts, and contracts on hand.  
10/04/02

OWNER / ENGINEER / CONTACT	CONTRACT AMOUNT	PROJECT NAME	DATE COMPLETE	PERCENT COMPLETE	ANT DATE COMPLETE
City of Austin - Public Works	\$ 1,505,898.29	US 183 Water & Wastewater Relocations	Dec-95		
Jay Uliary 512-499-7113					
City of Georgetown - Public Works	\$ 393,500.00	West Loop Water Line Improvements	Oct-94		
Camp Dresser McKee		6100 LF 24" DI WTM			
Allen Woelke 512-345-6651					
City of Austin - Public Works	\$ 2,378,476.00	Anderson Mill Water Transmission Main	Jan-96		
David Metzler 512-837-8815		20,000 LF 36" & 48" DI WTM			
Kingfisher Cove, Ltd.	\$ 1,252,725.35	Waterford on Lake Travis Water, Wastewater, Drainage & Streets	Dec-96		
Carter & Burgess		Subdivision			
Hank Smith 512-474-9445					
Harriel, Ltd.	\$ 87,000.00	Offsite Wastewater Line for Parmer Center	Jun-97		
Bury & Pittman		1200 LF 12" WWL			
Ken Delf 403-232-8339					
TXDOT & City of Austin	\$ 3,015,852.00	Utility Relocations & Storm Sewers for US 183	Mar-98		
Clayton Weber 512-918-1294		12,000 LF 18" - 48" RCP & 7' X 6' Box Culvert			
Jay Uliary 512-499-7113		10,000 LF 12" - 48" DI WL			
NBU- New Braunfels Utilities	\$ 356,048.00	Hwy 46 North Water Line Extension	Feb-98		
Wesley Hamff 830-829-8419		6,300 LF 14" DI WTM			
Texaco - Costa Rica	\$ 544,578.77	Oil Pipeline Improvements Project	Jan-98		
Steve Adams 281-531-2435		Port Limon Terminal, Costa Rica			
		3500 LF 8" HDPE Sliplined Through Ex. 8" Steel Line			
San Antonio Water System	\$ 734,298.54	Loop 1604 Water Transmission Main	Apr-98		
John Kaznowski 210-704-7110		8,500 LF 20" WTM			
City of Austin	\$ 4,185,100.00	Austin - Bergstrom International Airport	Feb-99		
H. B. Zachry Construction Co.		Parking Lot Phase II Drainage Construction			
Craig Patterson (210) 341-5189		28,000 LF 18" - 84" RCP Storm Sewer			
City of Lago Vista	\$ 394,725.00	12" Water Main Improvements	Apr-98		
T. E. Haynie & Assoc.		11,000 LF 12" WL			
Tim Haynie 512-837-2446					
City of Austin	\$ 260,000.00	Quarry Tract Wastewater Line Rehabilitation	Aug-98		
Larry Matl 512-837-8815		Rem & Rep 1,200 LF 12" WWL			
Riverside Resources					
Jeremy Smith 512-476-7806					
City of Austin	\$ 678,395.00	Tinnin Ford / Cameron Rd. / Chesterfield	Dec-98		
Rogello McGuinness 512-499-7234		Wastewater Line Rehabilitation			
		Rem & Rep 5,300 LF 12" - 18" WWL			

Heyl Construction, Ltd.  
List of more important contracts recently completed, and contracts on hand.  
10/4/2002

OWNER / ENGINEER / CONTACT	CONTRACT AMOUNT	PROJECT NAME	DATE COMPLETE	PERCENT COMPLETE	ANT DATE COMPLETE
City of Austin	\$ 458,355.00	Burnet Rd. / Colony Creek Water Line & Wastewater Line Rehabilitation	Jul-98		
Rogelio McGuiness 512-499-7234		Rem & Rep 1,400 LF 8" WL & 2,600 LF 15" WWL			
City of Cedar Park	\$ 367,488.00	FM 1431 Water & Wastewater Relocation	Aug-99		
Jim Tolles 512-784-7909		4,600 LF 12" WL & 1,500 LF 8" WWL			
San Antonio Water System	\$ 1,564,015.00	O'Connor Rd-Nacogdoches to Higgins	Dec-99		
Bill Mater 210-704-7110		42" Water Main Extension			
		8,000 LF 42" DI WL			
San Antonio Water System	\$ 1,364,269.25	Green Mountain Road Water Transmission Main Project	Feb-00		
Bill Mater 210-704-7110		10,000 LF 30" DI WTM			
San Antonio Water System	\$ 875,034.20	Salado Reservoir Pipeline Phase I -	Feb-00		
Bill Mater 210-704-7110		Blanco to Huebner Road			
		6,500 LF 24" DI WL			
Plum Creek Development	\$ 473,636.00	Plum Creek Ranch, Phase I	Apr-99		
Howard Engineers		Off-site Wastewater Line Construction			
Charles Howard 512-448-0881		15,000 LF 10"-21" WWL			
City of Austin	\$ 477,567.60	Johnny Morris Road 16" Water Line	Sep-99		
Lucy Stan 512-499-7120		5,000 LF 16" DI WL			
City of Georgetown - Public Works	\$ 1,147,508.75	FM 2243 16" Water Line	Dec-99		
Don Randell 512-930-3555		28,000 LF 16" WTM			
LCRA - James King 473-3567	\$ 4,016,471.00	Chandler Creek Wastewater Improvements	May-00		
		8,200 LF 48" WWL, 6,500 LF 24" RWL, 5,000 LF 18" WL			
Canyon Lake WSC	\$ 1,907,415.00	Water System Improvements	Jul-00		
Dale Yates (830) 964-3854		90,000 LF 12" WTM			
City of Leander	\$ 1,933,310.00	1999 Water Distribution System Improvements	Apr-00		
Fred Jay 512-259-3882		26,000 LF 6"-16" WL			
City of Austin	\$ 555,278.00	Motorola North Water Transmission Main	May-00		
David Metzler 512-865-1838		3,200 LF 24" WTM			
San Antonio Water System	\$ 875,034.20	Salado Reservoir Supply Pipeline - Phase 2 Project	Oct-00		
Bill Mater 210-704-7110		8,000 LF 30" DI WL			
City of San Marcos	\$ 1,681,204.46	Eastside Interceptor Phase II & IH 35 Relief Sewer Extension	Aug-01		
Kevin Koeller 512-472-4519		16,000 LF 18"-33" WWL			

Heyl Construction, Ltd.  
List of more important contracts recently completed, and contracts on hand.  
10/4/2002

OWNER / ENGINEER / CONTACT	CONTRACT AMOUNT	PROJECT NAME	DATE COMPLETE	PERCENT COMPLETE	ANT DATE COMPLETE
LCRA - James King 473-3567	\$ 2,154,867.00	Chandler Creek Wastewater Improvements - Phase II 4,500 LF 48" WWL & 4,700 LF 24" CSC RWL	Sep-01		
City of Austin Rick Miller 512-899-0801	\$ 794,223.14	Avery Ranch 30" Water Transmission Main 4,100 LF 30" WTM	Dec-00		
LCRA - James King 473-3567	\$ 2,808,265.00	N Hays & SW Travis Water Transmission Main - Phase II 30,000 LF 24" WTM	Dec-01		
LCRA - James King 473-3567	\$ 1,086,857.00	N Hays & SW Travis Water Transmission Main - Phase I 10,000 LF 24" WTM	Sep-01		
City of Austin Rip Hirsch (512) 441-8785	\$ 950,454.76	Water Main in Fallwell Lane to serve Sand Hill Energy Center 10,000 LF 24" & 16" WTM	Apr-01		
Canyon Lake WSC Dale Yates (830) 984-3854	\$ 1,361,677.00	US HWY 281 Water System Improvements 32,000 LF 16" WTM	Aug-01		
City of Cedar Park Eric Rauschuber (512) 258-4121	\$ 1,874,860.00	Cross Town Main Phase I 36" Water Main	Oct-01		
LCRA - James King 473-3567	\$ 3,212,098.95	Brushy Creek Regional Interceptor - Contract I 9600 LF 42" & 36" WWL		95%	Oct-02
City of Austin Dedurie Kirk (512) 972-0260	\$ 1,460,606.89	US HWY 290 E Water Line Replacement Project 17,800 LF 16" WL		95%	Oct-02
City of Houston Chetan Vyas (713) 266-6900	\$ 3,355,959.00	60" Water Line Along Dolly Wright 13,200 LF 60" WL, WWL, & Stm Sew		95%	Oct-02
City of Houston Chetan Vyas (713) 266-6900	\$ 3,885,920.00	54" Water Line Along West Tidwell 8500 LF 54" WL, WWL, & Stm Sew		95%	Oct-02
City of Cedar Park Eric Rauschuber (512) 258-4121	\$ 1,174,288.00	Silverado Offsite W&WW 11,200 LF 24" WL, 16" WL, & 8" WWL	Sep-02		
City of Austin Jim Huffcutt (512) 454-8711	\$ 1,048,572.00	Canyon Creek 24" WL Phase B 9,300 LF 24", 16", & 12" WL		95%	Oct-02
City of Houston Chetan Vyas (713) 266-6900	\$ 4,278,335.00	54" Water Line Along Ella Blvd. 8,500 LF 54" WL, WWL, & Stm Sew		25%	Dec-02

**AGENDA ITEM 25**

Consider authorizing advertising and setting date to receive proposals for temporary shuttle services.

Moved: **Judge Doerfler**

Seconded: **Commissioner Hays**

Motion: To authorize advertising and to set the date to receive proposals for temporary shuttle services for November 26, 2002 at 2:00 p.m. in the Auditor's office.

Vote: 4 - 0

**AGENDA ITEM 26**

Discuss and take appropriate action on a resolution to support City of Hutto's grant application for the Safe Routes to School Program.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Hays**

Motion: To approve a resolution to support the City of Hutto's grant application for the Safe Routes to School Program to be funded out of Precinct 4 discretionary funds for safety programs.\*

Vote: 4 - 0

*\*corrected on November 12, 2002 Agenda Item 2*

< Attachment >