

**NOTICE OF SPECIAL CITY COUNCIL MEETING  
CITY OF TOMBALL, TEXAS**



**MONDAY, SEPTEMBER 24, 2012**

**5:00 P.M.**

Notice is hereby given of a meeting of the Tomball City Council, to be held on Monday, September 24, 2012 at 5:00 P.M., City Hall, 401 Market Street, Tomball, Texas 77375, for the purpose of considering the following agenda items. All agenda items are subject to action. The Tomball City Council reserves the right to meet in a closed session for consultation with attorney on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

- 1.0 Call to Order
- 2.0 Public Comments and Receipt of Petitions *[At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed three minutes. No Council/Board discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law.]*
- 3.0 Reports and Announcements
  - **September 29, 2012 – Bugs, Brew & Barbecue, VW Show and MusicFest–** 9:00 a.m.-6:00 p.m.
  - **October 1, 2012 at 6 p.m. – Vote on Proposed Tax Rate**
  - **October 8, 2012 at 5 p.m. – Vote on Proposed Tax Rate**
  - **October 27, 2012 – Tomball Bluegrass Festival –** 11:30 a.m.-6:00 p.m.
  - **Walk Tomball!** – Every Saturday at 8:00 a.m. at the Depot
  - Reports by City staff and members of council about items of community interest on which no action will be taken

4.0 Old Business:

- 4.1 Conduct Second Public Hearing on the Proposed 2012 Tax Rate and Announce that the Vote on the Proposed 2012 Tax Rate will be held on October 1, 2012 at 6:00 p.m. and October 8, 2012 at 5:00 p.m.

5.0 New Business:

- 5.1 Award of Contract for Project No. 2012-10, North Wastewater Treatment Plant Digesters No. 1 and No. 2 Modifications, to N&S Construction Company, in the Amount of \$114,500.00.
- 5.2 Award Contract for Project No. 2012-11, Demolition and Asbestos Abatement for City-owned Buildings (221 W. Main and 105 S. Cherry), to Inland Environments, Ltd. in the Amount of \$83,919.00, and Authorize Renovation of One-Story Masonry Building for Use by City
- 5.3 Award Contract for Project No. 2012-13, Construction of Pine Street Water Plant Generator Addition, to C.F. McDonald Electric, Inc. in the Amount of \$296,969.00.

6.0 Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 20th day of September 2012 by 4:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer

Doris Speer

City Secretary, TRMC

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please feel free to contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information.

AGENDAS MAY ALSO BE VIEWED ONLINE AT [www.ci.tomball.tx.us](http://www.ci.tomball.tx.us).

# Special City Council

## Agenda Item

## Data Sheet

Meeting Date: September 24, 2012

### Topic:

- September 29, 2012 – *Bugs, Brew & Barbecue, VW Show and MusicFest*– 9:00 a.m.-6:00 p.m.
- October 1, 2012 at 6 p.m. – **Vote on Proposed Tax Rate**
- October 8, 2012 at 5 p.m. – **Vote on Proposed Tax Rate**
- October 27, 2012 – *Tomball Bluegrass Festival* – 11:30 a.m.-6:00 p.m.
- *Walk Tomball!* – Every Saturday at 8:00 a.m. at the Depot
- Reports by City staff and members of council about items of community interest on which no action will be taken

### Background:

### Origination:

Various

### Recommendation:

N/A

### Funding:

### Party(ies) responsible for placing this item on agenda:

City Secretary

| ACTION TAKEN                                             |                                                                                   |       |
|----------------------------------------------------------|-----------------------------------------------------------------------------------|-------|
| APPROVAL                                                 | READINGS PASSED                                                                   | OTHER |
| <input type="checkbox"/> YES <input type="checkbox"/> NO | <input type="checkbox"/> 1 <sup>ST</sup> <input type="checkbox"/> 2 <sup>ND</sup> |       |

### ATTACHMENTS:

Vote on Proposed Tax Rate

Bugs, Brew & Barbecue, VW Show and MusicFest

Tomball Bluegrass Festival

# Notice of Tax Revenue Increase

The **CITY OF TOMBALL**, TEXAS conducted public hearings on September 17, 2012 and September 24, 2012 on a proposal to increase the total tax revenues of the **CITY OF TOMBALL**, TEXAS from properties on the tax roll in the preceding year by 11.68 percent.

The total tax revenue raised last year at last year's tax rate of \$0.341455 for each \$100 of taxable value, excluding tax revenue to be raised from new property added to the tax roll this year, was \$ 4,004,076.

The total tax revenue proposed to be raised this year at the proposed tax rate of \$0.341455 for each \$100 of taxable value, excluding tax revenue to be raised from new property added to the tax roll this year, is \$ 4,471,882.

The total tax revenue proposed to be raised this year at the proposed tax rate of \$0.341455 for each \$100 of taxable value, including tax revenue to be raised from new property added to the tax roll this year, is \$ 4,561,041.

The **CITY OF TOMBALL** is scheduled to vote on the tax rate that will result in that tax increase at public meetings to be held on **October 1, 2012** at 6:00 p.m. and on **October 8, 2012** at 5:00 p.m. at **Tomball City Hall, 401 Market Street, Tomball, Texas**.

**The tax information above is published as a requirement of State Law. Your individual taxes will not increase unless Harris County Appraisal District has appraised your property at a higher value.**

# TOMBALL, TEXAS

## SEPTEMBER 29TH

## 2012

9A.M. - 6P.M.



# BUGS, BREW AND BARBECUE

VWs, Texas Craft Beer, Barbecue & Bands

# TOMBALL BLUEGRASS FESTIVAL



**OCTOBER 27, 2012**  
**11:30 A.M. TO 6 P.M.**

**BANDS, FOOD, VENDORS AND A KID'S PLAY ZONE!**  
**AT THE HISTORIC DOWNTOWN DEPOT. CALL 281-351-5484**

VISIT [WWW.FACEBOOK.COM/TOMBALLTEXANFORFUN](http://WWW.FACEBOOK.COM/TOMBALLTEXANFORFUN)

# Special City Council

## Agenda Item

### Data Sheet

Meeting Date: September 24, 2012

#### Topic:

Conduct Second Public Hearing on the Proposed 2012 Tax Rate and Announce that the Vote on the Proposed 2012 Tax Rate will be held on October 1, 2012 at 6:00 p.m. and October 8, 2012 at 5:00 p.m.

#### Background:

The proposed tax rate for 2012 is \$0.341455/\$100 of taxable value. Although the average taxable value of a residential homestead has declined slightly, the City may receive additional revenues, due in part to the addition of new property to the tax roll.

Under Truth-in-Taxation regulations, the City must conduct two public hearings after publishing the notice of the effective and rollback tax rates.

The Council will consider and vote on the proposed 2012 tax rate at the next regular Council meeting on October 1, 2012 at 6:00 p.m. and at a special meeting on October 8, 2012 at 5:00 p.m.

#### Origination:

City Secretary

#### Recommendation:

N/A

#### Funding:

#### Party(ies) responsible for placing this item on agenda:

City Secretary

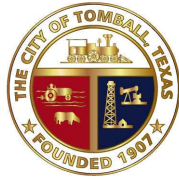
| ACTION TAKEN                                             |                                                                                   |       |
|----------------------------------------------------------|-----------------------------------------------------------------------------------|-------|
| APPROVAL                                                 | READINGS PASSED                                                                   | OTHER |
| <input type="checkbox"/> YES <input type="checkbox"/> NO | <input type="checkbox"/> 1 <sup>ST</sup> <input type="checkbox"/> 2 <sup>ND</sup> |       |

#### ATTACHMENTS:

Notice of Public Hearings

Notice of Tax Revenue Increase

**NOTICE OF PUBLIC HEARINGS AT  
SPECIAL AND REGULAR COUNCIL MEETINGS  
CITY OF TOMBALL, TEXAS**



**MONDAY, SEPTEMBER 17, 2012  
6:00 P.M.**

**and**

**MONDAY, SEPTEMBER 24, 2012  
5:00 P.M.**

Notice is hereby given that **PUBLIC HEARINGS** will be held by the Tomball City Council, as the Governing Body of the City of Tomball, at a Special Council Meeting on Monday, September 17, 2012 at 6:00 p.m., and at a Regular Council Meeting on Monday, September 24, 2012 at 5:00 p.m., at City Hall, 401 Market Street, Tomball, Texas 77375, for the purpose of considering the following:

Public Hearing on Tax Revenue Increase for  
Proposed 2012 Tax Rate of \$0.341455/\$100 Assessed Value  
for the City of Tomball, Texas.

Persons interested in the above-proposed 2012 Tax Rate for the City of Tomball, Texas will be given an opportunity to be heard.

**CERTIFICATION**

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 5th day of September 2012 by 4:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Doris Speer  
Doris Speer  
City Secretary, TRMC

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# Notice of Tax Revenue Increase

The **CITY OF TOMBALL**, TEXAS conducted public hearings on September 17, 2012 and September 24, 2012 on a proposal to increase the total tax revenues of the **CITY OF TOMBALL**, TEXAS from properties on the tax roll in the preceding year by 11.68 percent.

The total tax revenue raised last year at last year's tax rate of \$0.341455 for each \$100 of taxable value, excluding tax revenue to be raised from new property added to the tax roll this year, was \$ 4,004,076.

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The **CITY OF TOMBALL** is scheduled to vote on the tax rate that will result in that tax increase at public meetings to be held on **October 1, 2012** at 6:00 p.m. and on **October 8, 2012** at 5:00 p.m. at **Tomball City Hall, 401 Market Street, Tomball, Texas**.

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# Special City Council

## Agenda Item

### Data Sheet

Meeting Date: September 24, 2012

#### **Topic:**

Award of Contract for Project No. 2012-10, North Wastewater Treatment Plant Digesters No. 1 and No. 2 Modifications, to N&S Construction Company, in the Amount of \$114,500.00.

#### **Background:**

The purpose of this project is to replace an aged and failing aeration system for both digesters for the City's North Wastewater Treatment Plant. The new system will include stainless steel aeration air drops, valves and diffusers, as well as removing existing baffle walls that will provide additional capacity and improve flows in the digesters, thereby improving efficiency for this facility.

The City's engineer for this project, AEI Engineering has worked with the recommended bidder and recommends award of this project to N&S Construction Company.

Attached for your review are copies of the engineer's recommendation letter, bid tabulation, and bid form for the recommended bid.

The recommended bid is within the budget allocated for this project.

#### **Origination:**

Director of Public Works

#### **Recommendation:**

Staff recommends Award of Contract for Project No. 2012-10 NWWTP Digester No. 1 and No. 2 Modifications to N and S Construction Company, in the Amount of \$114,500.00.

#### **Funding: Yes**

Account Number: 600-614-6207

#### **Party(ies) responsible for placing this item on agenda:**

Director of Public Works

| ACTION TAKEN                                             |                                                                                   |       |
|----------------------------------------------------------|-----------------------------------------------------------------------------------|-------|
| APPROVAL                                                 | READINGS PASSED                                                                   | OTHER |
| <input type="checkbox"/> YES <input type="checkbox"/> NO | <input type="checkbox"/> 1 <sup>ST</sup> <input type="checkbox"/> 2 <sup>ND</sup> |       |

#### **ATTACHMENTS:**

Project 2012-10 Engineer's Recommendation Letter

Project 2012-10 Bid Tabulation

Project 2012-10 Bid Form



September 19, 2012

City of Tomball  
Public Works Administration  
501 James Street  
Tomball, Texas 77375

ATTENTION: David B. Kauffman  
Director of Public Works

REFERENCE: Engineer's Review of Bids for Award of Contract  
Digesters No. 1 and 2 Modifications  
Project 2012-10  
AEI Project No. 082-002-001

Dear Mr. Kauffman:

This letter represents a summary of the bid results and clarifications for the referenced project that were received and publicly read in the offices of City of Tomball on Monday, September 17, 2012 at 2:00 p.m. A copy of the detailed bid tabulation and Bid Form for this project is enclosed for your review and consideration.

#### **BID RESULTS**

Eight (8) contractors submitted bids for this project. Their respective base bid amounts (from lowest to highest) and Alternate Bid are presented as follows:

| <u>Contractor</u>            | <u>Base Bid Amount</u> | <u>Alternate Bid Amount</u> | <u>Total Bid</u> |
|------------------------------|------------------------|-----------------------------|------------------|
| N&S Construction Company     | \$96,500.00            | \$18,000.00                 | \$114,500.00     |
| R&B Group, Inc.              | \$110,500.00           | \$40,000.00                 | \$150,500.00     |
| JSG Constructors, LLC        | \$116,000.00           | \$78,750.00                 | \$194,500.00     |
| J.S. Haren Company           | \$121,000.00           | \$35,000.00                 | \$156,000.00     |
| RJ Construction Co., Inc.    | \$130,000.00           | \$120,000.00                | \$250,000.00     |
| B-5 Construction Co., Inc.   | \$157,244.00           | \$46,814.00                 | \$204,058.00     |
| Quadvest Construction        | \$216,000.00           | \$93,550.00                 | \$309,550.00     |
| Liftwater Construction, Inc. | \$223,000.00           | \$100,000.00                | \$323,000.00     |

#### **BASE BID WORK**

The base bid for this project includes removal and disposal of the existing aeration equipment in Digester No. 1, including the air bridge, drop pipes, diffusers and supports; the removal of the existing aeration equipment in Digester No. 2, including the lateral air supply lines, valves, drop pipes, diffusers and supports; and the installation of new galvanized air headers, valves, stainless steel drop pipes, coarse air diffusers, and supports in both digesters.

#### **ALTERNATE BID CONSIDERED**

AEI recommends the award of the Alternate Bid for the removal of the serpentine walls within Digester No. 2 (the most eastern basin).

#### **AWARD OF CONTRACT**

As indicated herein, N&S Construction Company is the apparent low bidder for the Base Bid and Alternate Bid. We have previously worked with N&S Construction Company and believe they are capable of performing the specified work for this project in accordance with the plans and specifications. Therefore, we offer no objection to award the contract to N&S Construction Company for the Base Bid amount of \$96,500.00 for the total Base Bid with Alternate Bid Item in the amount of \$18,000.00 for the total amount of \$114,500.00.

Should there be any questions, or if additional information is needed, please contact the undersigned or Nancy C. Blackwell, P.E. at this office.

Sincerely,



Harry B. "Hal" Walker, P.E.  
Wastewater Design Manager

TBPE REGISTRATION No. F-1697

Attachments

City of Tomball  
 North WWTP Digester No. 1 2 Modifications  
 AEI Job No. 082-002-001  
 September 17, 2012 2:00 PM

| Item No.       | Qty | Unit | BASE BID                                                                                                                                                                                                                                       | BIDDER #1<br>N & S Construction Co. |             | BIDDER # 2<br>R & B Group, Inc. |              | BIDDER # 3<br>JSG Constructors, LLC |              | BIDDER # 4<br>J. S. Haren Company |              | BIDDER # 5<br>RJ Construction Company, Inc. |              | BIDDER # 6<br>B-5 Construction Co., Inc. |              | BIDDER # 7<br>Quadvest Construction |              | BIDDER # 8<br>Liftwater Construction, Inc. |              |
|----------------|-----|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|-------------|---------------------------------|--------------|-------------------------------------|--------------|-----------------------------------|--------------|---------------------------------------------|--------------|------------------------------------------|--------------|-------------------------------------|--------------|--------------------------------------------|--------------|
|                |     |      |                                                                                                                                                                                                                                                | Unit Cost                           | Total Price | Unit Cost                       | Total Price  | Unit Cost                           | Total Price  | Unit Cost                         | Total Price  | Unit Cost                                   | Total Price  | Unit Cost                                | Total Price  | Unit Cost                           | Total Price  | Unit Cost                                  | Total Price  |
| 1.             | 1   | LS   | Mobilize, demobilize and set-up, including all bonds, insurance and permits, complete as specified for                                                                                                                                         | \$3,000.00                          | \$3,000.00  | \$10,000.00                     | \$10,000.00  | \$16,000.00                         | \$16,000.00  | \$13,000.00                       | \$13,000.00  | \$15,000.00                                 | \$15,000.00  | \$5,548.00                               | \$5,548.00   | \$15,000.00                         | \$15,000.00  | \$50,000.00                                | \$50,000.00  |
| 2.             | 1   | LS   | Remove existing air bridge, airdrops and diffusers from Digester No. 1 and dispose of in a legal manner. Add galvanized air headers and laterals, stainless steel airdrops, valves, airdrop supports and diffusers, complete as specified for  | \$55,000.00                         | \$55,000.00 | \$50,000.00                     | \$50,000.00  | \$47,000.00                         | \$47,000.00  | \$72,000.00                       | \$72,000.00  | \$59,000.00                                 | \$59,000.00  | \$73,705.00                              | \$73,705.00  | \$95,750.00                         | \$95,750.00  | \$85,000.00                                | \$85,000.00  |
| 3.             | 1   | LS   | Remove existing air laterals, airdrops, valves, diffusers and supports from Digester No. 2 and dispose of in a legal manner. Replace with galvanized air laterals, stainless steel airdrops, supports and diffusers, complete as specified for | \$37,500.00                         | \$37,500.00 | \$50,000.00                     | \$50,000.00  | \$52,000.00                         | \$52,000.00  | \$35,000.00                       | \$35,000.00  | \$55,000.00                                 | \$55,000.00  | \$69,106.00                              | \$69,106.00  | \$102,750.00                        | \$102,750.00 | \$80,000.00                                | \$80,000.00  |
| 4.             | 1   | LS   | Install Digester No. 2, eight (8) air header valves as supplied by City of Tomball, complete as specified for                                                                                                                                  | \$1,000.00                          | \$1,000.00  | \$500.00                        | \$500.00     | \$1,000.00                          | \$1,000.00   | \$1,000.00                        | \$1,000.00   | \$1,000.00                                  | \$1,000.00   | \$8,885.00                               | \$8,885.00   | \$2,500.00                          | \$2,500.00   | \$8,000.00                                 | \$8,000.00   |
| BASE BID TOTAL |     |      |                                                                                                                                                                                                                                                |                                     | \$96,500.00 |                                 | \$110,500.00 |                                     | \$116,000.00 |                                   | \$121,000.00 |                                             | \$130,000.00 |                                          | \$157,244.00 |                                     | \$216,000.00 |                                            | \$223,000.00 |
| ALTNERNATE     |     |      |                                                                                                                                                                                                                                                |                                     |             |                                 |              |                                     |              |                                   |              |                                             |              |                                          |              |                                     |              |                                            |              |
| A1             | 1   | LS   | Remove baffle walls, including floor grout and legally dispose of. Resurface areas of concrete and grout removal in Digester No. 2, complete as specified for                                                                                  | \$18,000.00                         | \$18,000.00 | \$40,000.00                     | \$40,000.00  | \$78,500.00                         | \$78,500.00  | \$35,000.00                       | \$35,000.00  | \$120,000.00                                | \$120,000.00 | \$46,814.00                              | \$46,814.00  | \$93,550.00                         | \$93,550.00  | \$100,000.00                               | \$100,000.00 |
| Comments:      |     |      |                                                                                                                                                                                                                                                |                                     |             |                                 |              |                                     |              |                                   |              |                                             |              |                                          |              |                                     |              |                                            |              |

**SECTION 00310**

**PROPOSAL**

Proposal of N & S Construction Co., LP  
(hereinafter called "BIDDER"), organized and existing under the laws of the State of  
Texas doing business as a Partnership  
(a Corporation, a Partnership, or an  
Individual as applicable) to **CITY OF TOMBALL** (hereinafter called "OWNER").

In compliance with the Invitation for Bids, BIDDER hereby proposes to perform all WORK  
for the construction of:

**NORTH WASTEWATER TREATMENT PLANT  
DIGESTER NO. 1 AND NO. 2 MODIFICATIONS**

In strict accordance with the CONTRACT DOCUMENTS, within the time set forth therein,  
and at the prices stated below.

By submission of this BID, BIDDER certifies, and in the case of a joint BID each party  
thereto certifies as to his own organization, that this BID has been prepared independently,  
without consultation, communication, or agreement as to any matter relating to the BID with  
any other BIDDER or with any competitor.

BIDDER hereby agrees to commence WORK under this CONTRACT within 10 calendar  
days of the NOTICE TO PROCEED and to fully complete the PROJECT within **SIXTY (60)**  
consecutive calendar days thereafter.

BIDDER acknowledges receipt of the following ADDENDA:

|                  |            |                  |            |
|------------------|------------|------------------|------------|
| Addendum No. ___ | Date _____ | Addendum No. ___ | Date _____ |
| Addendum No. ___ | Date _____ | Addendum No. ___ | Date _____ |
| Addendum No. ___ | Date _____ | Addendum No. ___ | Date _____ |
| Addendum No. ___ | Date _____ | Addendum No. ___ | Date _____ |

The undersigned BIDDER has carefully examined the INFORMATION FOR BIDDERS,  
GENERAL CONDITIONS OF AGREEMENT, SPECIAL CONDITIONS OF AGREEMENT,  
PLANS, SPECIFICATIONS, AND ADDENDA and has carefully examined the site, and  
agrees to provide all labor, superintendence, machinery, equipment, tools, materials and  
service as necessary to complete all the WORK as described therein, for the following unit  
prices:

**CITY OF TOMBALL  
NORTH WASTEWATER TREATMENT PLANT  
DIGESTER NO. 1 AND NO. 2 MODIFICATIONS**

| Item No. | Quantity | Unit | Description Of Item With Units in Words                                                                                                                                                                                                                                                                                                              | Unit Cost           | Total Price         |
|----------|----------|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|---------------------|
| 1.       | 1        | LS   | Mobilize, demobilize and set-up, including all bonds, insurance and permits, complete as specified for<br><u>Three Thousand Dollars</u><br><u>And No Cents</u><br>per Lump Sum                                                                                                                                                                       | \$ <u>3,000.00</u>  | \$ <u>3,000.00</u>  |
| 2.       | 1        | LS   | Remove existing air bridge, airdrops and diffusers from Digester No. 1 and dispose of in a legal manner. Add galvanized air headers and laterals, stainless steel airdrops, valves, airdrop supports and diffusers, complete as specified for<br><u>FIFTY FIVE THOUSAND DOLLARS</u><br><u>AND NO CENTS</u><br>per Lump Sum                           | \$ <u>55,000.-</u>  | \$ <u>55,000.-</u>  |
| 3.       | 1        | LS   | Remove existing air laterals, airdrops, valves, diffusers and supports from Digester No. 2 and dispose of in a legal manner. Replace with galvanized air laterals, stainless steel airdrops, supports and diffusers, complete as specified for<br><u>Thirty Seven Thousand</u><br><u>Five Hundred Dollars</u><br><u>And No Cents</u><br>per Lump Sum | \$ <u>37,500.00</u> | \$ <u>37,500.00</u> |

|    |   |    |                                                                                                               |             |             |
|----|---|----|---------------------------------------------------------------------------------------------------------------|-------------|-------------|
| 4. | 1 | LS | Install Digester No. 2, eight (8) air header valves as supplied by City of Tomball, complete as specified for | \$ 1,000.00 | \$ 1,000.00 |
|    |   |    | <u>One Thousand Dollars</u>                                                                                   |             |             |
|    |   |    | <u>And No Cents</u>                                                                                           |             |             |
|    |   |    | per Lump Sum                                                                                                  |             |             |

**TOTAL BASE BID: \$ 96,500.<sup>9-2</sup>**

**ALTERNATE:**

| Item No. | Quantity | Unit | Description Of Item With Units in Words                                                                                                                       | Unit Cost | Total Price |
|----------|----------|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-------------|
| A1.      | 1        | LS   | Remove baffle walls, including floor grout and legally dispose of. Resurface areas of concrete and grout removal in Digester No. 2, complete as specified for |           |             |
|          |          |      | <u>Eighteen Thousand Dollars</u>                                                                                                                              |           |             |
|          |          |      | <u>And No Cents</u>                                                                                                                                           |           |             |
|          |          |      | per Lump Sum                                                                                                                                                  |           |             |

If a contract is entered into which includes items of equipment of any other manufacturer which may require any modification or deviation from the plans, the undersigned agrees to prepare and submit detailed drawings to the ENGINEER showing all modifications in structures, piping, electrical and mechanical work, required to adapt the plans to the equipment selected. The BIDDER further understands that the ENGINEER will review said detailed drawings of modifications and either approve or disapprove them or indicate thereon changes necessary to comply with the project requirements and that all detailed drawings of said modifications which are not approved will be revised and resubmitted to the ENGINEER until approved as meeting the project requirements and design concept.

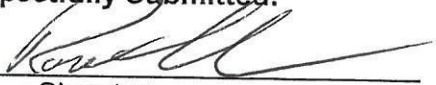
The undersigned certifies that the bid prices included in the bid have been carefully checked and are submitted as correct and final.

The BIDDER understands that the OWNER may use the Base Bid alone, or the Base Bid plus any chosen Alternates (if any are included in bid form), Supplementary Items (if any are included in bid form) or Substitutions (if any are offered by bidder) to determine the successful bidder.

The BIDDER understands and agrees that this BID is valid and irrevocable for a period of SIXTY (60) days from the date of bid opening.

**N & S Construction Co., LP**  
a Texas Limited Partnership  
**By: N&SCC, LLC**  
It's General Partner

Respectfully Submitted:

By:   
Signature

Robert L. Bush  
Printed Name

Manager  
Title

September 17, 2012  
Date

Mailing Address:

11918 Adel Road

Houston  
City

Texas  
State

77067  
Zip Code

281  
Area Code

440-1414  
Telephone Number

440-5050  
Fax Number

Attest:

By:   
Signature

Manager  
Title

(Seal if Bid by a Corporation)

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# Special City Council

## Agenda Item

Meeting Date: September 24, 2012

## Data Sheet

### **Topic:**

Award Contract for Project No. 2012-11, Demolition and Asbestos Abatement for City-owned Buildings (221 W. Main and 105 S. Cherry), to Inland Environments, Ltd. in the Amount of \$83,919.00, and Authorize Renovation of One-Story Masonry Building for Use by City

### **Background:**

The purpose of this item is to award a contract for the demolition and asbestos abatement for the City-owned building located at 221 W. Main St. in Tomball, and the asbestos abatement only for the City owned building located at 105 S. Cherry St. in Tomball.

The two recently purchased buildings were previously owned by the Tomball Independent School District. The main building, 221 W. Main St., was purchased by the City with the intent of demolition to develop additional parking for the Downtown area. The supplemental building at 105 S. Cherry will be remodeled and used by City staff for emergency operations and IT purposes. Following the required asbestos survey of both buildings, the two buildings were found with detectable amounts of asbestos. Therefore both buildings are being recommended for abatement of the asbestos prior to use or demolition.

The City's engineer for this project Fern Environmental, has worked with the recommended proposer and recommends award to Inland Environments Ltd., in the amount of \$83,919.00, which includes \$5,000.00 contingency.

Attached for your review are copies of the proposal tabulation and proposal for Project No. 2012-11.

As part of the improvement project, City staff requests Council approval for the renovation of the remaining one-story masonry building to provide a technology center, marketing offices close to the Depot area, and an emergency operations center for use during City-sponsored events in the downtown Tomball and Depot areas. Attached is an overview of the proposed uses for the one-story building and a spreadsheet describing the acquisition, asbestos abatement, demolition, and renovation expenses for the project.

### **Origination:**

Director of Public Works

### **Recommendation:**

Staff recommends Award Contract for Project No. 2012-11, Demolition and Asbestos Abatement for City Owned Buildings (221 W. Main and 105 S. Cherry), to Inland Environments, Ltd. in the Amount of \$83,919.00.

### **Funding: Yes**

Account Number:

### **Party(ies) responsible for placing this item on agenda:**

Director of Public Works

---

## **ACTION TAKEN**

---

|                                                                             |                                                                                                             |              |
|-----------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|--------------|
| <b>APPROVAL</b><br><input type="checkbox"/> YES <input type="checkbox"/> NO | <b>READINGS PASSED</b><br><input type="checkbox"/> 1 <sup>ST</sup> <input type="checkbox"/> 2 <sup>ND</sup> | <b>OTHER</b> |
|-----------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|--------------|

**ATTACHMENTS:**

Project 2012-11 Eng Rec Letter

Project 2012-11 Proposal Form

Project 2012-11 Bid Tab

Presentation regarding Proposed Use of Small Bank Building

TISD Buildings Project Budget



September 18, 2012

Mr. David B. Kauffman  
Director of Public Works  
City of Tomball  
501 James Street  
Tomball, TX 77375

Re: Asbestos Abatement & Demolition  
221 West Main Street  
Tomball, Texas 77375  
FERN Project No. 12-070-419

Dear Mr. Kauffman,

The bids for the above referenced project have been reviewed and are presented below.

| Contractor                | Abatement Cost | Demolition Cost | Total        |
|---------------------------|----------------|-----------------|--------------|
| AAR Inc.                  | \$49,860.00    | \$39,720.00     | \$89,580.00  |
| ARC Abatement, Inc.       | \$80,540.00    | \$63,954.00     | \$144,494.00 |
| Cherry Demolition         | \$33,667.50    | \$54,100.00     | \$87,767.50  |
| Inland Environments, Ltd. | \$42,392.00    | \$36,527.00     | \$78,919.00  |
| JTB Services, Inc.        | \$39,505.50    | \$76,150.00     | \$115,655.50 |

The apparent low-bidder, Inland Environments, Ltd. Is licensed in the State of Texas, has been providing abatement and demolition services for over ten years, and has proven to be a competent and reliable contractor. Our experience with them leads me to believe that they will provide the required services in a professional manner and to your complete satisfaction.

FERN appreciates the opportunity to provide our environmental consulting services. If there are any questions, please feel free to contact me at (832) 797-3059.

Sincerely,  
FERN Environmental, LLC

Gregory Lall  
DSHS Lic. Consultant #105216

## Project #2012-11 Bid Detail Items

### Asbestos Abatement

**\*\*\* Cost proposals for all asbestos abatement must be in accordance with specifications for City of Tomball Project #2012-11**

| Approx. QTY       | Material Description                           | Asbestos Content                          | Material Condition                             | Cost per Unit      | Total Unit Cost     |
|-------------------|------------------------------------------------|-------------------------------------------|------------------------------------------------|--------------------|---------------------|
| 1,000 square ft.  | Cream 12"x12' floor tile with black mastic     | 03% Chrysotile (mastic only)              | 5-ABCM with potential for damage. Non Friable  | \$ <u>1.60</u>     | \$ <u>1,600.00</u>  |
| 11,200 square ft. | Multi-layer floor tile with black mastic       | 03% Chrysotile (FT) & 02% Chrysotile (BM) | 5-ACBM with potential for damage Non Friable   | \$ <u>1.46</u>     | \$ <u>16,400.00</u> |
| 3,000 square ft.  | Black HVAC duct mastic                         | 04% Chrysotile                            | 5-ACBM with potential for damage. Non Friable  | \$ <u>2.62</u>     | \$ <u>7,880.00</u>  |
| 2,500 square ft.  | Acoustical ceiling texture above drop ceiling. | 02% Chrysotile                            | 2- Damaged friable surfacing ACM               | \$ <u>3.89</u>     | \$ <u>9,727.00</u>  |
| 1,000 square ft.  | Bottom layer lower roof parapet wall           | 15% Chrysotile                            | 5- ACBM with potential for damage. Non Friable | \$ <u>1.25</u>     | \$ <u>1,250.00</u>  |
| 450 square ft.    | Roof Flashing                                  | 04% Chrysotile                            | 5-ACBM with potential for damage. Non friable  | \$ <u>2.25</u>     | \$ <u>1,035.00</u>  |
| 400 linear ft.    | Pipe Run and Fitting Insulation Wrap           |                                           | 5-ACBM with potential for damage. Non Friable  | \$ <u>11.25</u>    | \$ <u>4,500.00</u>  |
|                   |                                                |                                           |                                                | <b>Total Cost:</b> | \$ <u>42,392.00</u> |

**\*\*Above indicated quantities are approximate and contractor is responsible for verification of all quantities**

### Demolition

**\*\*\* Cost proposals for demolition and disposal of all non-asbestos containing building materials must be in accordance with specifications for City of Tomball Project #2012-11**

Complete demolition of and disposal of all non ACM debris from building located at 221 West Main Street in Tomball, Texas.

**Total Cost for demolition and removal of all non ACM debris: \$ 36,527.00**

**Contingency cost to be used by the City of Tomball as deemed necessary for weatherization, or flashing repair of undue damage to adjoining Jewelry Story building \$ 5,000.00**

Company Submitting Proposal: Inland Environments Ltd.

Name and Title of Person Submitting Proposal: Jed Landrey, Vice President

Telephone Number: 281-354-7500

Jed Landrey  
Signature

Fax Number: 281-354-7540

Accepted and agreed to this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

By: \_\_\_\_\_  
George Shackelford, City Manager  
City of Tomball, Texas

# THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

**Bid Bond** # ZA38589

**KNOW ALL MEN BY THESE PRESENTS, that we**

INLAND ENVIRONMENTS LTD  
TEXAS

(Here insert full name and address or legal title of Contractor)

**as Principal, hereinafter called the Principal, and**

ARCH INSURANCE COMPANY

(Here insert full name and address or legal title of Surety)

3100 BROADWAY-KANSAS CITY, MO 64111

**a corporation duly organized under the laws of the State of** MISSOURI

**as Surety, hereinafter called the Surety, are held and firmly bound unto**

CITY OF TOMBALL  
TEXAS

(Here insert full name and address or legal title of Owner)

**as Obligee, hereinafter called the Obligee, in the sum of** FIVE PERCENT OF THE BID AMOUNT

Dollars (\$TBD ),

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**

ASBESTOS ABATEMENT & DEMOLITION  
221 W MAIN - TOMBALL, TX

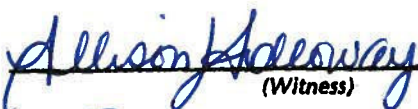
(Here insert full name, address and description of project)

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 11TH

day of SEPTEMBER

2012

  
(Witness)

INLAND ENVIRONMENTS LTD

(Principal)

(Seal)

Jed Landrey

(Title)

Vice President

ARCH INSURANCE COMPANY

(Surety)

(Seal)

MARIA A GONZALEZ

(Title)

Attorney-in-Fact

2A38589

AIC 0000046104

**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON BLUE BACKGROUND.**

***This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for Mortgage, Note, Loan, Letter of Credit, Bank Deposit, Currency Rate, Interest Rate or Residential Value Guarantees.***

## **POWER OF ATTORNEY**

Know All Persons By These Presents:

That the Arch Insurance Company, a corporation organized and existing under the laws of the State of Missouri, having its principal administrative office in Jersey City, New Jersey (hereinafter referred to as the "Company") does hereby appoint:

Anne M. Barber, Dana M. Kuber, Maria A. Gonzalez, Michael J. Friedrich and William A. Balay of Bridgeview, IL (EACH)

its true and lawful Attorney(s)-in-Fact, to make, execute, seal, and deliver from the date of issuance of this power for and on its behalf as surety, and as its act and deed:

Any and all bonds, undertakings, recognizances and other surety obligations, in the penal sum not exceeding Ninety Million Dollars (\$90,000,000.00).

This authority does not permit the same obligation to be split into two or more bonds in order to bring each such bond within the dollar limit of authority as set forth herein.

The execution of such bonds, undertakings, recognizances and other surety obligations in pursuance of these presents shall be as binding upon the said Company as fully and amply to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal administrative office in Jersey City, New Jersey.

This Power of Attorney is executed by authority of resolutions adopted by unanimous consent of the Board of Directors of the Company on September 15, 2011, true and accurate copies of which are hereinafter set forth and are hereby certified to by the undersigned Secretary as being in full force and effect:

"VOTED, That the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, or the Secretary shall have the power and authority to appoint agents and attorneys-in-fact, and to authorize them subject to the limitations set forth in their respective powers of attorney, to execute on behalf of the Company, and attach the seal of the Company thereto, bonds, undertakings, recognizances and other surety obligations obligatory in the nature thereof, and any such officers of the Company may appoint agents for acceptance of process."

This Power of Attorney is signed, sealed and certified by facsimile under and by authority of the following resolution adopted by the unanimous consent of the Board of Directors of the Company on September 15, 2011:

VOTED, That the signature of the Chairman of the Board, the President, or the Executive Vice President, or any Senior Vice President, of the Surety Business Division, or their appointees designated in writing and filed with the Secretary, and the signature of the Secretary, the seal of the Company, and certifications by the Secretary, may be affixed by facsimile on any power of attorney or bond executed pursuant to the resolution adopted by the Board of Directors on September 15, 2011, and any such power so executed, sealed and certified with respect to any bond or undertaking to which it is attached, shall continue to be valid and binding upon the Company.



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
06/05/2012

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

|                                                                                                                         |                                                                              |              |
|-------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|--------------|
| PRODUCER<br><br><b>THE WYATT AGENCY</b><br><b>1300 11TH STREET</b><br><b>SUITE 305-E</b><br><b>HUNTSVILLE, TX 77340</b> | CONTACT NAME<br><b>SHAWN WYATT</b>                                           |              |
|                                                                                                                         | PHONE (A/C, No, Ext): <b>936-291-3074</b> FAX (A/C, No): <b>936-291-1217</b> |              |
| INSURED<br><br><b>INLAND ENVIRONMENTS, LTD.</b><br><b>P.O. BOX 6751</b><br><b>KINGWOOD, TX 77325</b>                    | E-MAIL ADDRESS: <b>ARGO1@SBCGLOBAL.NET</b>                                   |              |
|                                                                                                                         | INSURER(S) AFFORDING COVERAGE                                                | NAIC #       |
|                                                                                                                         | INSURER A: <b>ARCH SPECIALTY INS. CO.</b>                                    | <b>21199</b> |
|                                                                                                                         | INSURER B:                                                                   |              |
|                                                                                                                         | INSURER C: <b>TEXAS MUTUAL INSURANCE CO.</b>                                 | <b>22945</b> |
|                                                                                                                         | INSURER D:                                                                   |              |
|                                                                                                                         | INSURER E:                                                                   |              |
|                                                                                                                         | INSURER F:                                                                   |              |

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE                                                                                        | ADDL INSR                                | SUBR WVD | POLICY NUMBER   | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS                                                                                 |
|----------|----------------------------------------------------------------------------------------------------------|------------------------------------------|----------|-----------------|-------------------------|-------------------------|----------------------------------------------------------------------------------------|
| A        | GENERAL LIABILITY                                                                                        |                                          |          | 12 EMP 43854 05 | 4/11/12                 | 4/11/13                 | EACH OCCURRENCE \$ 1,000,000                                                           |
|          | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY                                         |                                          |          |                 |                         |                         | DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000                                    |
|          | <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR                           |                                          |          |                 |                         |                         | MED EXP (Any one person) \$ 5,000                                                      |
|          | <input checked="" type="checkbox"/> ASBESTOS                                                             |                                          |          |                 |                         |                         | PERSONAL & ADV INJURY \$ 1,000,000                                                     |
|          | <input checked="" type="checkbox"/> POLLUTION LIABILITY                                                  |                                          |          |                 |                         |                         | GENERAL AGGREGATE \$ 2,000,000                                                         |
|          | GEN'L AGGREGATE LIMIT APPLIES PER:                                                                       |                                          |          |                 |                         |                         | PRODUCTS - COMP/OP AGG \$ 2,000,000                                                    |
|          | <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC |                                          |          |                 |                         |                         | CGL POLICY \$ 5,000,000                                                                |
|          | AUTOMOBILE LIABILITY                                                                                     |                                          |          |                 |                         |                         | COMBINED SINGLE LIMIT (Ea accident) \$                                                 |
|          | <input type="checkbox"/> ANY AUTO                                                                        |                                          |          |                 |                         |                         | BODILY INJURY (Per person) \$                                                          |
|          | <input type="checkbox"/> ALL OWNED AUTOS                                                                 | <input type="checkbox"/> SCHEDULED AUTOS |          |                 |                         |                         | BODILY INJURY (Per accident) \$                                                        |
|          | <input type="checkbox"/> HIRED AUTOS                                                                     | <input type="checkbox"/> NON-OWNED AUTOS |          |                 |                         |                         | PROPERTY DAMAGE (Per accident) \$                                                      |
|          | UMBRELLA LIAB                                                                                            | <input type="checkbox"/> OCCUR           |          |                 |                         |                         | EACH OCCURRENCE \$                                                                     |
|          | EXCESS LIAB                                                                                              | <input type="checkbox"/> CLAIMS-MADE     |          |                 |                         |                         | AGGREGATE \$                                                                           |
|          | DED                                                                                                      | RETENTION \$                             |          |                 |                         |                         | \$                                                                                     |
| C        | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY                                                            |                                          |          | 0001168896      | 6/5/12                  | 6/5/13                  | <input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER |
|          | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)                              | Y/N                                      | N/A      |                 |                         |                         | E.L. EACH ACCIDENT \$ 1,000,000                                                        |
|          | If yes, describe under DESCRIPTION OF OPERATIONS below                                                   |                                          |          |                 |                         |                         | E.L. DISEASE - EA EMPLOYEE \$ 1,000,000                                                |
|          |                                                                                                          |                                          |          |                 |                         |                         | E.L. DISEASE - POLICY LIMIT \$ 1,000,000                                               |
| A        | MOLD LIABILITY                                                                                           |                                          |          | 12 EMP 43854 05 | 4/11/12                 | 4/11/13                 | \$1,000,000 OCCURRENCE                                                                 |
|          | CLAIMS MADE                                                                                              |                                          |          |                 |                         |                         | \$1,000,000 AGGREGATE                                                                  |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

FOR INFORMATION AND BIDDING PURPOSES ONLY

## CERTIFICATE HOLDER

## CANCELLATION

FOR INFORMATION AND BIDDING PURPOSES ONLY

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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# TEXAS DEPARTMENT OF STATE HEALTH SERVICES

## INLAND ENVIRONMENTS LTD

is certified to perform as a

### Asbestos Abatement Contractor

in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.

A handwritten signature in dark ink, appearing to read "David Lakey MD".

DAVID LAKEY, M.D.  
COMMISSIONER OF HEALTH

Expiration Date: 2/3/2013

(Void After Expiration Date)

License Number: 800685

Control Number: 95691

VOID IF ALTERED      NON-TRANSFERABLE



# TEXAS DEPARTMENT OF STATE HEALTH SERVICES

## INLAND ENVIRONMENTS LTD

is certified to perform as a

### Asbestos Transporter

*in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.*

A handwritten signature in dark ink, appearing to read "David Lahey, M.D.", written over a horizontal line.

DAVID LAHEY, M.D.  
COMMISSIONER OF HEALTH

License Number: 400247

Control Number: 95738

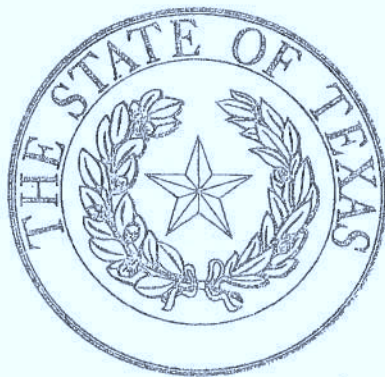
Expiration Date: 8/25/2013

(Void After Expiration Date)

VOID IF ALTERED      NON-TRANSFERABLE

# State of Texas

## Historically Underutilized Business Certification and Compliance Program



The Texas Comptroller of Public Accounts (CPA);  
hereby certifies that

### **INLAND ENVIRONMENTS, LTD.**

has successfully met the established requirements of the  
State of Texas Historically Underutilized Business (HUB) Program  
to be recognized as a HUB.

This certificate, printed 01-JUL-2011, supersedes any registration and certificate previously issued by the HUB Program. If there are any changes regarding the information (i.e., business structure, ownership, day-to-day management, operational control, addresses, phone and fax numbers or authorized signatures) provided in the submission of the business' application for registration/certification as a HUB, you must immediately (within 30 days of such changes) notify the HUB Program in writing. The CPA reserves the right to conduct a compliance review at any time to confirm HUB eligibility. HUB certification may be suspended or revoked upon findings of ineligibility.

Certificate/VID Number: 1760627195900  
File/Vendor Number: 24362  
Approval Date: 29-JUN-2011  
Expiration Date: 29-JUN-2015

Paul A. Gibson  
Statewide HUB Program Manager  
Texas Comptroller of Public Accounts  
Texas Procurement and Support Services Division

Note: In order for State agencies and institutions of higher education (universities) to be credited for utilizing this business as a HUB, they must award payment under the Certificate/VID Number identified above. Agencies and universities are encouraged to validate HUB certification prior to issuing a notice of award by accessing the Internet (<http://www.window.state.tx.us/procurement/cmb1/hubonly.html>) or by contacting the HUB Program at (888) 863-5881 or (512) 463-5872.



P.O. BOX 6751  
KINGWOOD, TX 77325-6751  
(281) 354-7500  
(281) 354-7540 / FAX

3801 25th STREET  
PORT ARTHUR, TX 77642  
(409) 983-4300  
(409) 983-4600 / FAX

## Various References

### MUNICIPALITIES

#### **City of Beaumont**

Pam Loiacano, Field Demo Mgr.  
801 Main Street, Ste. 315  
PO Box 3827  
Beaumont, TX 77704  
409-880-3729

#### **City of Houston**

Gabriel Mussio,  
Division Mgr., General Services  
900 Babgy, 2nd Floor  
Houston, TX 77002  
832-393-8079

#### **City of Port Arthur**

Darlene Thomas-Pierre,  
Environmental Health Supervisor  
444 - 4<sup>th</sup> Street  
Port Arthur, TX 77640  
409-983-8250

### SCHOOL DISTRICTS

#### **Beaumont ISD**

George Luke,  
Assistant Director  
of Maintenance  
1650 Caldwell Avenue  
Beaumont, TX 77703  
409-617-5659

#### **Conroe ISD**

Bobby Burns  
Facilities Maintenance Mgr.  
701 N 3rd Street  
Conroe, TX 77301  
936-760-7705

#### **Longview ISD**

Lynn Marshall  
Assistant Superintendent  
1301 E. Young  
Longview, TX 75606  
903-381-2301

#### **Port Arthur ISD**

Mark Rouly / Keith Morvant  
1100 Jefferson Drive  
Port Arthur, TX 77642-0638  
409-982-5225

#### **Splendora ISD**

Kenneth Lewis,  
Director of Maintenance  
26267 FM 2090  
Splendora, TX 77372  
281-659-6381

### COLLEGES

#### **Baylor College of Medicine**

Mike Stephens  
Plant/Maintenance Ops. Mgr.  
One Baylor Plaza  
Houston, TX 77030  
713-798-5201

#### **Lamar University**

Michael Hogan,  
Director of Facilities  
4301 Martin Luther King Jr. Pkwy.  
Beaumont, TX 77710  
409-880-8471

#### **University of Houston**

Megan Connel, Project Manager  
4211 Elgin, Room 122  
Houston, TX 77204-1011  
713-743-9611

### CORPORATIONS

#### **McDonalds Corporation**

Jack Hoover/Keith Botkin  
3707 FM 1960 West Ste 300  
Houston, TX 77068  
281-587-7341 / 7388

#### **Medical Towers**

Sally Cobb, Facilities Manager  
1709 Dryden  
Houston, TX 77030  
713-797-1113

### OTHER

#### **Construction Supervisors**

Austin Donoho  
4545 Bissonnet St # 110  
Bellaire, TX 77401  
713-667-0123

#### **Montgomery County Community Development**

Christopher Reeves  
501 N Thompson, Ste 200  
Conroe, TX 77301  
936-442-7758

#### **Hines**

Larry J. McCarty, LEED AP  
Construction Manager  
811 Main, Suite 4100  
Houston, Texas 77002  
713-237-5639

#### **Wulfe Management**

Lisa Veatch  
1800 Post Oak Blvd.  
6 BLVD Place, Suite 400  
Houston, Texas 77056

#### **Texas Department of Transportation**

Jerry McCloud - Lufkin District  
1805 N. Timberland Dr.  
Lufkin, TX 75901  
936-635-6023



### Various Project References – Past Five Years

| <b>Project Description</b>                                                                                                      | <b>Contract Amount</b> | <b>Owner Name/General Contractor, Address, Phone</b>                                                                | <b>Architect/Engineer Name, Address, Phone</b>                                                                                       |
|---------------------------------------------------------------------------------------------------------------------------------|------------------------|---------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| City of Houston, Asbestos Abatement & Demolition of Dangerous Buildings, including the Park Place Apartments (06/2010)          | \$1 Million +          | City of Houston<br>Gabriel Mussio, 832-393-8079<br>900 Bagby, 2 <sup>nd</sup> Floor<br>Houston, TX 77002            | Asbestos Consultant: Honesty Environmental, Kamal Hussein<br>713-856-5354                                                            |
| Galveston Housing Authority, Asbestos Abatement & Demolition of Palm Terrace Apts & Oleander Homes (03/2009)                    | \$ 1,018,673           | Galveston Houston Authority<br>John Williams<br>4700 Broadway, Galveston, TX 77551<br>409-771-3810 or 409-779-0101  | Asbestos Consultant: Honesty Environmental, Kamal Hussein<br>713-856-5354                                                            |
| Stephen F. Austin State University, Demolition of the Birdwell Building (2007)                                                  | \$138,812              | Stephen F. Austin, Procurement Services<br>Diana Boubel, 936-468-4037<br>2124 Wilson Drive<br>Nacogdoches, TX 75962 | N/A                                                                                                                                  |
| Demolition of Old Montgomery Jr. High, Montgomery, TX (04/2008)                                                                 | \$750,000              | Montgomery County ISD<br>Gene Boland, 936-672-5704<br>13159 Walden Road<br>Montgomery, TX 77356                     | VLK Architects<br>7915 FM 1960 Rd W # 214<br>Houston, TX 77070-5750<br>(281) 671-2300                                                |
| Texas Dept. of Trans. Asbestos Abatement & Demolition of Multiple Right of Way Parcels including Demo of Old Expo Inn (03/2011) | \$350,000+             | Texas Dept. of Transportation<br>Jerry McCloud, 936-635-6023<br>1805 N. Timberland Drive<br>Lufkin, TX 75901        | N/A                                                                                                                                  |
| Asbestos Abatement & Demolition of Rutledge Apartments (04/2011)                                                                | \$497,000              | Construction Supervisor<br>Austin Donoho, 713-667-0123<br>4545 Bissonnet, Ste. 110<br>Bellaire, TX 77401            | Asbestos Consultant:<br>Advanced Environmental Analysis<br>Lance Hendrix<br>25694 Nelson Road<br>Hempstead, TX 77445<br>979-826-8822 |
| Asbestos Abatement & Demolition of the Former Jack Tar Hotel (03/2011)                                                          | \$ 258,000             | City of Orange<br>Jay Trahan, 409-883-1077<br>Tammie Marcantel, 409-988-7394<br>803 W Green Ave, Orange 77630       | ICU Environmental<br>Dan Ward, 409-727-8227<br>2300 Highway 365, Ste. 370<br>Nederland, TX 77627                                     |
| Asbestos Abatement & Demolition of Jodie McClure, Pinewood Park & Country Place Apartments (2009 & 2010)                        | \$ 462,213             | Longview ISD<br>Lynn Marshall<br>1301 East Young<br>Longview, Texas 75606<br>(903) 381-2200                         | ICU Environmental<br>Dan Ward<br>2300 Highway 365, Ste. 370<br>Nederland, TX 77627<br>409-727-8227                                   |
| Demolition with Asbestos in place – 330 Liberty @ Pearl (Dangerous Structure) (2008)                                            | \$ 144,800             | City of Beaumont<br>Brenda Beedle<br>801 Main, Suite 215<br>Beaumont, Texas 77704<br>409-880-3759                   | N/A                                                                                                                                  |
| Demolition of San Jacinto Elementary (2008)                                                                                     | \$ 124,168             | Liberty ISD<br>Robert Ward, 936-336-2673<br>1600 Grand Avenue<br>Liberty, Texas 77575                               | N/A                                                                                                                                  |

City of Tomball, Texas  
Project 2012-11 Bid Opening  
Monday, September 17, 2012 10:00 am

| <u>Company Name</u>      | <u>Asbestos Abatement Bid</u> | <u>Demolition and Removal Bid</u> |
|--------------------------|-------------------------------|-----------------------------------|
| Inland Environments Ltd. | \$ 42,392.00                  | \$ 36,527.00                      |
| JTB Services, Inc.       | 39,505.50                     | 76,150.00                         |
| AAR Incorporated         | 49,860.00                     | 39,720.00                         |
| Cherry Demolition        | 33,667.50                     | 54,100.00                         |
| ARC Abatement, Inc.      | 80,540.00                     | 63,954.00                         |

Total Project Bid  
Amount

---

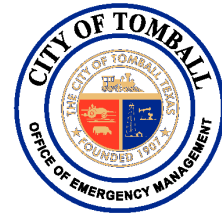
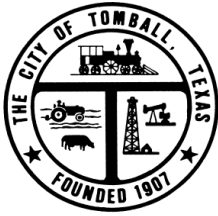
\$ 78,919.00

115,655.50

89,580.00

87,767.50

144,494.00



## **TOMBALL OFFICE OF EMERGENCY MANAGEMENT**

---

1200 Rudel, Tomball, Texas 77375  
(281) 351-7101 Fax: (281) 357-4714

**Date:** September 19, 2012  
**Memo to:** George Shackelford, City Manager  
**From:** Randall F. Parr, Fire Chief/Emergency Management Coordinator  
Rob Hauck, Chief of Police  
Brian Petrilla, Chief, Northwest EMS  
Doug Tippey, Director of IT Operations  
David Kauffman, Public Works Director  
**Re:** Use of small bank building recently acquired from TISD

The City of Tomball has recently acquired or been approved to acquire the properties formerly occupied as the administration buildings by the Tomball Independent School District. Included in this group of buildings is a one story masonry building located on the northeast corner of Cherry and Market.

A consortium of City departments and Northwest EMS has met to discuss the possible use of the small building for a number of purposes.

There are three major uses of this building which could provide significant value to the City. The first use would be as the technology center, the second use would be to create an emergency operations center and the third use could be to house the City's marketing director and staff.

The use of the building as the Technology Center would allow Doug Tippey to consolidate his staff into one area and provide each of them adequate work space. Additionally, space would be available to create a workshop in which to work on existing computers or set up and test new computers. Creating a co-located technology center would allow Doug to more efficiently manage his staff and the multiple projects on which they are working. This would free up an office and a cubicle at the Public Works Building creating much needed work space. It would also free up Monty Reddick's space at the police station allowing it to be used for either a volunteer work area or an informal interview room.

There is adequate space into which the City's Marketing Director and Assistant could be located which would free up space at City Hall.

A section of the building could be converted into the City's Emergency Operations Center. As there are at least nine events scheduled annually in which the EOC is at least minimally staffed, this would allow the EOC operations to be continually tested and improved without disrupting normal Police, Fire, EMS or Public Works operations. Almost all of these planned events occur in the downtown/Depot area and having a permanent (semi-permanent) facility in this area eliminates the need to move in, setup and take down the mobile command post. This would also

create a central mustering point for storing the EOC computers and radios, flat screen TVs and the Segways. The use of the facility, with the additional parking lot space created by the removal of the two story building, could also enhance establishment of donation collection and distribution points during disaster incidents.

It is understood there would be some costs associated with the renovation and use of the building, but these costs are anticipated to be minimal in relation to the expected return the City will receive in efficiency in the IT group and use of the building for Emergency Operations activities.

We would like to request consideration of the City Administration to use this building for these purposes until an ultimate decision on the use of the property has been made.

|                                                                                                                          |  |                |
|--------------------------------------------------------------------------------------------------------------------------|--|----------------|
| CITY OF TOMBALL                                                                                                          |  |                |
| TISD BUILDING ASBESTOS ABATEMENT/DEMOLITION/RENOVATION PROJECT                                                           |  |                |
|                                                                                                                          |  |                |
| ACQUISITION                                                                                                              |  |                |
| Price (Includes purchase price and all closing costs)                                                                    |  | \$ 302,000.00  |
|                                                                                                                          |  | \$ 302,000.00  |
|                                                                                                                          |  |                |
| ENVIRONMENTAL CONSULTANT                                                                                                 |  |                |
| Fern Environmental (includes specifications, proposal review, and recommendation, air quality monitoring during project) |  | \$ 15,000.00   |
|                                                                                                                          |  |                |
| 2 STORY ADMINISTRATION BUILDING                                                                                          |  |                |
| Asbestos abatement                                                                                                       |  | \$ 42,392.00   |
| Third party air quality monitoring (Included in Fern price above)                                                        |  | -              |
| Demolition                                                                                                               |  | 36,527.00      |
| Contingency                                                                                                              |  | 5,000.00       |
| Subtotal - Abatement/Demolition                                                                                          |  | \$ 98,919.00   |
|                                                                                                                          |  | \$ 400,919.00  |
|                                                                                                                          |  |                |
| 1 STORY ADMINISTRATION BUILDING                                                                                          |  |                |
| Asbestos abatement (included in bid costs above)                                                                         |  |                |
| Third party air quality monitoring (included in Fern price above)                                                        |  |                |
|                                                                                                                          |  |                |
|                                                                                                                          |  |                |
| Construct 2 ADA compliant bathrooms                                                                                      |  | \$ 12,440.00   |
| Paint & carpet                                                                                                           |  | 14,540.00      |
| Phone                                                                                                                    |  | 1,000.00       |
| Network cable                                                                                                            |  | 4,500.00       |
| Subtotal - 1-Story Administration Building                                                                               |  | \$ 32,480.00   |
| Total Cost                                                                                                               |  | \$ 433,399.00  |
|                                                                                                                          |  |                |
| Budget                                                                                                                   |  | \$ 450,000.00  |
|                                                                                                                          |  |                |
| Over (Under) Budget                                                                                                      |  | \$ (16,601.00) |

# Special City Council

## Agenda Item

Meeting Date: September 24, 2012

## Data Sheet

### Topic:

Award Contract for Project No. 2012-13, Construction of Pine Street Water Plant Generator Addition, to C.F. McDonald Electric, Inc. in the Amount of \$296,969.00.

### Background:

The City's Pine Street Water Plant consists of three wells (School, Pine #1, Pine #2), one ground storage tank (400,000 gal), one elevated storage tank (750,000 gal), three booster pumps, a disinfection system, and the necessary lighting and controls.

The existing emergency power system for this plant consists of a single diesel-powered gear-drive unit that only powers the Pine #2 water well. Therefore, during a power outage event, the City can only operate wells 5 & 6 (this plant has a backup generator), and Pine 2. The disinfection system for Pine 2 is operated with a portable generator.

The emergency generator selected for the Pine Street Water Plant consists of a 600KW diesel generator, sound-attenuated enclosure, 1,500-gallon fuel tank (36 hours), and an automatic transfer switch. The proposed system is sized to run the full load of Pine #1 and #2 water wells, all three booster pumps, the disinfection system, and all of the controls and lighting.

The City's engineer for this project, Jones & Carter has worked with the recommended bidder for this project, C.F. McDonald Electric, Inc., and recommends award to C.F. McDonald Electric, Inc. in the amount of \$296,969.00.

The bid amount specified for this award is within budget for this project.

Attached for your review is the engineer's recommendation letter, project bid tabulation, and project bid form for the recommended bidder.

### Origination:

Director of Public Works

### Recommendation:

Staff recommends Award of Contract for Project No. 2012-13, Construction of Pine Street Water Plant Generator Addition to C.F. McDonald Electric, Inc. in the Amount of \$296,969.00.

### Funding: Yes

Account Number: 600-613-6207

### Party(ies) responsible for placing this item on agenda:

Director of Public Works

| ACTION TAKEN |                 |       |
|--------------|-----------------|-------|
| APPROVAL     | READINGS PASSED | OTHER |
|              |                 |       |

☐ YES ☐ NO

☐ 1<sup>ST</sup> ☐ 2<sup>ND</sup>

**ATTACHMENTS:**

Project 2012-13 eng recommendation and tabulation

Project #2012-13 Bid Form

September 12, 2012

*Texas Board of Professional Engineers Registration No. F-439*

Mr. David Kauffman  
City of Tomball  
501 James Street  
Tomball, Texas 77375

Re: Construction of Pine Street Water Plant Generator Addition  
City of Tomball  
Operating Funds

Dear Mr. Kauffman :

We received bids for the referenced contract at the City of Tomball Public Works Building on September 4, 2012 at 2:00 PM. Bids were publicly opened and read at that time.

Four (4) contractors submitted proposals for this work. A summary tabulation of the bids is enclosed for your review. C.F. McDonald Electric, Inc. submitted the lowest Base Bid Plus Alternate Nos. 1 and 2 proposal in the amount of \$296,969.00.

We have worked with C.F. McDonald Electric, Inc. in the past and find it to be an acceptable contractor. We recommend the referenced contract be awarded to C.F. McDonald Electric, Inc. on the basis of its proposal in the amount of \$296,969.00.

If you agree with this award, please execute all copies of this letter and return them to our office for further processing.

Sincerely,



Gregory S. Baird, P.E.

Approved By: \_\_\_\_\_

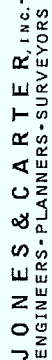
Date: \_\_\_\_\_

GSB:tm

P:\PROJECTS\W5422\101-00 \Construction\Contract Docs\ROA

Enclosure

cc: C.F. McDonald Electric, Inc.



BIDS WERE RECEIVED IN THE OFFICE OF

City of Tomball  
Construction of Pine Street Water Plant Generator Addition

9/4/2012

[illegible]

| OWNER: City of Tomball                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |      |               | TIME: 2:00PM |              | BID NO. 1                    |              | BID NO. 2               |              | BID NO. 3                         |              |
|-----------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|---------------|--------------|--------------|------------------------------|--------------|-------------------------|--------------|-----------------------------------|--------------|
| PROJECT: Pine Street Water Plant Generator Addition |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |      |               |              |              | C.F. McDonald Electric, Inc. |              | W.W. Payton Corporation |              | Gemini Contracting Services, Inc. |              |
| DATE: September 4, 2012                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |      |               |              |              | 5044 Timber Creek            |              | P.O. Box 1056           |              | P.O. Box 96408                    |              |
| ENGINEER: Jones & Carter, Inc.                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |      |               |              |              | Houston, Texas 77017         |              | Katy, Texas 77492       |              | Houston, Texas 77213              |              |
| JOB NO.: W5422-101                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |      |               |              |              | (713) 921-1368               |              | (281) 371-7068          |              | (713) 453-4691                    |              |
| ITEM NO.                                            | DESCRIPTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | UNIT | PLAN QUANTITY | UNIT PRICE   | TOTAL AMOUNT | UNIT PRICE                   | TOTAL AMOUNT | UNIT PRICE              | TOTAL AMOUNT | UNIT PRICE                        | TOTAL AMOUNT |
| 1                                                   | BASE BID<br>Construction of Pine Street Water Plant Generator Addition, including but not limited to, the removal of an existing right angle drive unit, procurement and installation of one (1) 600 kW diesel engine generator, 1500 gallon sub-base fuel tank, sound attenuated enclosure and all accessories, two (2) NEMA 3R 600A Main Breakers, two (2) NEMA 3R 600A Automatic Transfer Switches, electrical modifications and all else specified in the contract drawings. | L.S. | 1.0           | \$272,469.00 | \$272,469.00 | \$290,000.00                 | \$290,000.00 | \$299,000.00            | \$299,000.00 |                                   |              |
|                                                     | TOTAL BASE BID                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |      |               |              | \$272,469.00 |                              | \$290,000.00 |                         | \$299,000.00 |                                   |              |
| A1                                                  | ALTERNATE ITEMS<br>Construction of a Generator Catwalk and Concrete Support Structure                                                                                                                                                                                                                                                                                                                                                                                            | L.S. | 1.0           | \$22,000.00  | \$22,000.00  | \$17,000.00                  | \$17,000.00  | \$20,000.00             | \$20,000.00  |                                   |              |
| A2                                                  | Provide a 5 year extended warranty covering the proposed generator                                                                                                                                                                                                                                                                                                                                                                                                               | L.S. | 1.0           | \$2,500.00   | \$2,500.00   | \$2,000.00                   | \$2,000.00   | \$0.00                  | \$0.00       |                                   |              |
|                                                     | TOTAL BASE BID PLUS ALTERNATE ITEMS                                                                                                                                                                                                                                                                                                                                                                                                                                              |      |               |              | \$296,969.00 |                              | \$309,000.00 |                         | \$319,000.00 |                                   |              |

| <b>OWNER: City of Tomball</b>                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      | <b>BID NO. 4</b>                          |              |              |
|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-------------------------------------------|--------------|--------------|
| <b>PROJECT: Pine Street Water Plant Generator Addition</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      | <b>PMG, Project Management Group, LLC</b> |              |              |
| <b>DATE: September 4, 2012</b>                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      | <b>2723 Houston Avenue</b>                |              |              |
| <b>ENGINEER: Jones &amp; Carter, Inc.</b>                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      | <b>Houston, TX 77009</b>                  |              |              |
| <b>JOB NO. : W5422-101</b>                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      | <b>(713) 880-2626</b>                     |              |              |
| <b>TIME: 2:00PM</b>                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      |                                           |              |              |
| ITEM NO.                                                   | DESCRIPTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | UNIT | PLAN QUANTITY                             | UNIT PRICE   | TOTAL AMOUNT |
| 1                                                          | <b>BASE BID</b><br>Construction of Pine Street Water Plant Generator Addition, including but not limited to, the removal of an existing right angle drive unit, procurement and installation of one (1) 600 kW diesel engine generator, 1500 gallon sub-base fuel tank, sound attenuated enclosure and all accessories, two (2) NEMA 3R 600A Main Breakers, two (2) NEMA 3R 600A Automatic Transfer Switches, electrical modifications and all else specified in the contract drawings. | L.S. | 1.0                                       | \$289,280.00 | \$289,280.00 |
|                                                            | <b>TOTAL BASE BID</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |      |                                           |              | \$289,280.00 |
| A1                                                         | <b>ALTERNATE ITEMS</b><br>Construction of a Generator Catwalk and Concrete Support Structure                                                                                                                                                                                                                                                                                                                                                                                            | L.S. | 1.0                                       | \$35,840.00  | \$35,840.00  |
| A2                                                         | Provide a 5 year extended warranty covering the proposed generator                                                                                                                                                                                                                                                                                                                                                                                                                      | L.S. | 1.0                                       | \$2,560.00   | \$2,560.00   |
|                                                            | <b>TOTAL BASE BID PLUS ALTERNATE ITEMS</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              |      |                                           |              | \$327,680.00 |

Project No. 2012-03

Document 00410A

BID FORM – PART A

To: **The Honorable Mayor and City Council of the City of Tomball  
City Hall**

**Tomball, Texas**

Project: Pine Street Water Plant Generator Addition

Project No.: 2012-03

Bidder: C. F. McDonald Electric, Inc.

(Print or type full name of proprietorship, partnership, corporation, or joint  
venture.)

**1.0 OFFER**

- A. Total Bid Price:** Having examined the Project location and all matters referred to in Bid Documents for the Project, we, the undersigned, offer to enter into a Contract to perform the Work for the Total Bid Price shown on the signature page of this Document
- B. Security Deposit:** Included with the Bid is a Security Deposit in the amount of 5 percent of the Total Bid Price subject to terms described in Document 00200 – Instructions to Bidders.
- C. Period for Bid Acceptance:** This offer is open to acceptance and is irrevocable for 90 days from Bid Date. That period may be extended by mutual written agreement of the City and Bidder.
- D. Addenda:** All Addenda have been received. Modifications to Bid Documents have been considered and all related costs are included in the Total Bid Price.
- E. Bid Supplements:** The following documents are attached:
- ☒ Security Deposit *(as defined in Document 00200 – Instructions to Bidders)*
  - ☒ Document 00453 – Bidder's Statement of Residency
  - ☒ Document 00455 - Affidavit of Ownership or Control
  - ☐ Page 00809-63, Request for Contractor Clearance
  - ☐ Others as listed: \_\_\_\_\_

**2.0 CONTRACT TIME**

- A.** If offer is accepted, Contractor shall achieve Date of Substantial Completion within 150 calendar days after Date of Commencement of the Work, subject to adjustments of Contract Time as provided in the Contract.

Project No. 2012-03

Document 00410B

BID FORM – PART B

**1.0 TOTAL BID PRICE HAS BEEN CALCULATED BY BIDDER, USING THE FOLLOWING COMPONENT PRICES AND PROCESS (PRINT OR TYPE NUMERICAL AMOUNTS):**

**A. STIPULATED PRICE:**

**\$N/A**

(Total Bid Price; minus Base Unit Prices, Extra Unit Prices, Cash Allowances and All Alternates, if any)

**B. BASE UNIT PRICE TABLE:**

| Item No.                             | Control No. | Item Description                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Unit Measure | Unit Quantity | Unit Price    | Total in figures     |
|--------------------------------------|-------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------|---------------|----------------------|
| 1                                    |             | Construction of Pine Street Water Plant Generator Addition, including but not limited to, the removal of an existing right angle drive unit, procurement and installation of one (1) 600 kW diesel engine generator, 1500 gallon sub-base fuel tank, sound attenuated enclosure and all accessories, two (2) NEMA 3R 600A Main Breakers, two (2) NEMA 3R 600A Automatic Transfer Switches, electrical modifications and all else specified in the contract drawings. | L.S.         | 1             | \$ 272,469.00 | \$ 272,469.00        |
|                                      |             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |              |               |               |                      |
|                                      |             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |              |               |               |                      |
| <b><u>TOTAL BASE UNIT PRICES</u></b> |             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |              |               |               | <b>\$ 272,469.00</b> |

Project No. 2012-03

**C. EXTRA UNIT PRICE TABLE:**

| Item No.                              | Control No. | Item Description | Unit Measure | Unit Quantity | Unit Price | Total in figures |
|---------------------------------------|-------------|------------------|--------------|---------------|------------|------------------|
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
|                                       |             |                  |              |               |            |                  |
| <b><u>TOTAL EXTRA UNIT PRICES</u></b> |             |                  |              |               |            | \$ <u>0.00</u>   |

REST OF PAGE INTENTIONALLY LEFT BLANK

*Project No. 2012-03*

**D. CASH ALLOWANCE TABLE:**

| Cash Allowance No.                  | Cash Allowance Short Title | Cash Allowance in figures |
|-------------------------------------|----------------------------|---------------------------|
|                                     | N/A                        |                           |
|                                     |                            |                           |
|                                     |                            |                           |
| <b><u>TOTAL CASH ALLOWANCES</u></b> |                            | <b>0.00</b>               |

**E. ALTERNATES TABLE:**

| Alternate No.                  | Alternate Short Title                                              | Total Price for Alternate in figures |
|--------------------------------|--------------------------------------------------------------------|--------------------------------------|
| 1                              | Construction of a Generator Catwalk and Concrete Support Structure | \$ <u>22,000.00</u>                  |
| 2                              | Provide a 5 year extended warranty covering the proposed generator | \$ <u>2,500.00</u>                   |
|                                |                                                                    |                                      |
| <b><u>TOTAL ALTERNATES</u></b> |                                                                    | <b>\$ <u>24,500.00</u></b>           |

Project No. 2012-03

**F. TOTAL BID PRICE:**

(Add Totals for Items A., B., C., D., and E. above)

\$ 296,969.00

**2.0 SIGNATURES:** By signing this Document, I agree that I have received and reviewed all Addenda and considered all costs associated with the Addenda in calculating the Total Bid Price.

Bidder: C. F. McDonald Electric, Inc.

(Print or type full name of your proprietorship, partnership, corporation, or joint venture.)\*

**\*\*By:**

Signature

Date

09/04/12

Name:

Wayne Berkenmeier

Vice President Special Projects

(Print or type name)

Title

Address:

5044 Timber Creek Houston, TX 77017

(Mailing)

Same

(Street, if different)

Telephone and Fax Number:

713-921-1368

713-921-5109

(Print or type numbers)

\* If Bid is a joint venture, add additional Bid Form signature sheets for each member of the joint venture.

\*\* Bidder certifies that the only person or parties interested in this offer as principals are those named above. Bidder has not directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding.

Note: This document constitutes a government record, as defined by § 37.01 of the Texas Penal Code. Submission of a false government record is punishable as provided in § 37.10 of the Texas Penal Code.

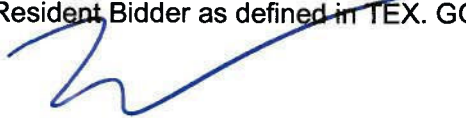
END OF DOCUMENT

Document 00453

**BIDDER'S STATEMENT OF RESIDENCY**

The City may not award a contract for general construction, services, or purchases to a Nonresident Bidder unless Nonresident's Bid is lower than the lowest Bid submitted by a responsible Texas Resident Bidder by the same amount that a Texas Resident bidder would be required to underbid the Nonresident Bidder to obtain a comparable contract in the state in which Nonresident's principle place of business is located.

1. This certifies that the Bidder, C. F. McDonald Electric, Inc., is a State of Texas Resident Bidder as defined in TEX. GOVT. CODE ANN. § 2252.001(4) (Vernon 1994).

  
Signature Wayne Berkenmeier

Vice President Special Projects  
Title

"Texas Resident Bidder" means a bidder whose principal place of business is in this State, and includes a Contractor whose ultimate parent company or majority owner has its principal place of business in this State. *When bidder cannot sign 1, above, proceed to 2.*

2. a. \_\_\_\_\_ is a resident of \_\_\_\_\_ and is a Nonresident Bidder as defined in TEX. GOVT. CODE ANN. § 2252.001(3) (Vernon 1994).

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

"Nonresident Bidder" means a bidder whose principal place of business is not in this State, but excludes a contractor whose ultimate parent company or majority owner has its principal place of business in this State.

- b. The State of \_\_\_\_\_ have a state statute giving preference to resident bidders.  
                                     Bidder's resident state                      Does or Does Not

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

*If the answer to 2.b is that your state does have a statute giving preference to resident bidders, then you must provide a copy and proceed to 3.*

3. A copy of the State of \_\_\_\_\_ statute is attached.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

**END OF DOCUMENT**

00453-1  
07-30-12

Orig. Dept.: \_\_\_\_\_

File/I.D. No.: \_\_\_\_\_

**INSTRUCTION:** Entities using an assumed name should disclose such fact to avoid rejection of the affidavit. The following format is recommended: Corporate/Legal Name d.b.a. Assumed Name.

Document 00455

**AFFIDAVIT OF OWNERSHIP OR CONTROL**

**BEFORE ME**, the undersigned authority, on this day personally appeared

Wayne Berkenmeier (Full Name, hereafter "Affiant"),  
Vice President Special Projects (state title/capacity with Contracting Entity) of  
C. F. McDonald Electric, Inc. (Contracting Entity's Corporate/Legal Name)  
("Contracting Entity"), who being by me duly sworn on oath stated as follows:

1. Affiant is authorized to give this affidavit and has personal knowledge of the facts and matters herein stated.

2. Contracting Entity seeks to do business with the City in connection with

Pine Street Water Plant Generator Addition  
(describe project or matter) which is expected to be in an amount that exceeds \$25,000.

3. The following information is submitted in connection with the proposal, submission or bid of Contracting Entity in connection with the above described project or matter.

4. Contracting Entity is organized as a business entity as noted below (check box as applicable):

**FOR PROFIT ENTITY:**

- ☐ SOLE PROPRIETORSHIP
- ☒ CORPORATION
- ☐ PARTNERSHIP
- ☐ LIMITED PARTNERSHIP
- ☐ JOINT VENTURE
- ☐ LIMITED LIABILITY COMPANY
- ☐ OTHER (Specify type in space below)

**NON-PROFIT ENTITY:**

- ☐ NON-PROFIT CORPORATION
- ☐ UNINCORPORATED ASSOCIATION

00455-1  
07-30-12

Orig. Dept.: \_\_\_\_\_

File/I.D. No.: \_\_\_\_\_

5. The information shown below is true and correct for the Contracting Entity and all owners of 5% or more of the Contracting Entity and, where the Contracting Entity is a non-profit entity, the required information has been shown for each officer. (NOTE: In all cases, use full names, local business and and residence addresses and telephone numbers. Do not use post office boxes for any address. Inclusion of e-mail addresses is optional, but recommended. Attach additional sheets as needed.)

**Contracting Entity**Name: C. F. McDonald Electric, Inc.

|                                |                               |
|--------------------------------|-------------------------------|
| Business Address (No./Street)  | <u>5044 Timber Creek</u>      |
| (City/State/Zip Code)          | <u>Houston, TX 77017</u>      |
| Telephone Number               | <u>( 713 ) 921-1368</u>       |
| Email Address (optional)       | <u>wayneb@mcdonaldinc.com</u> |
| Residence Address (No./Street) | _____                         |
| (City/State/Zip Code)          | _____                         |
| Telephone Number               | <u>( 713 ) 921-1368</u>       |
| Email Address (optional)       | _____                         |

**5% Owner(s)** (IF NONE, STATE "NONE.")Name: Larry Stephenson, 100% Owner

|                                |                              |
|--------------------------------|------------------------------|
| Business Address (No./Street)  | <u>5044 Timber Creek</u>     |
| (City/State/Zip Code)          | <u>Houston, TX 77017</u>     |
| Telephone Number               | <u>( 713 ) 921-1368</u>      |
| Email Address (optional)       | <u>diane@mcdonaldinc.com</u> |
| Residence Address (No./Street) | <u>711 Westfield</u>         |
| (City/State/Zip Code)          | <u>Friendswood, TX 77546</u> |
| Telephone Number               | <u>( 713 ) 921-1368</u>      |
| Email Address (optional)       | <u>diane@mcdonaldinc.com</u> |

**6. Optional Information**

Contracting Entity and/or \_\_\_\_\_ (Name of Owner or Non-Profit Officer) is actively protesting, challenging or appealing the accuracy and/or amount of taxes levied against \_\_\_\_\_ (Contracting Entity, Owner or Non-Profit Officer) as follows:

Orig. Dept.: \_\_\_\_\_

File/I.D. No.: \_\_\_\_\_

**Name of Debtor:** \_\_\_\_\_

Tax Account Nos. \_\_\_\_\_

Case or File Nos. \_\_\_\_\_

Attorney/Agent Name \_\_\_\_\_

Attorney/Agent Phone No. (\_\_\_\_\_) \_\_\_\_\_

Tax Years \_\_\_\_\_

Status of Appeal (Describe) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Affiant certifies that he or she is duly authorized to submit the above information on behalf of the Contracting Entity, that Affiant is associated with the Contracting Entity in the capacity noted above and has personal knowledge of the accuracy of the information provided herein, and that the information provided herein is true and correct to the best of Affiant's knowledge and belief.

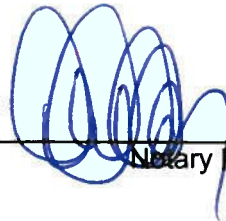


\_\_\_\_\_  
Affiant

Wayne Berkenmeier, Vice President Special Proj.

**SWORN TO AND SUBSCRIBED** before me this 4th day of September, 2012

(Seal)



\_\_\_\_\_  
Notary Public

**NOTE:**

This affidavit constitutes a **government record** as defined by Section 37.01 of the Texas Penal Code. Submission of a false government record is punishable as provided in Section 37.10 of the Texas Penal Code. Attach additional pages if needed to supply the required names and addresses.

END OF DOCUMENT

Document 00500

## FORM OF BUSINESS

Please mark the box describing your firm's form of business, fill in the requested information, and include the relevant attachments.

**[ x ] Corporation**Corporate Name: C. F. McDonald Electric, Inc.State of Incorporation: TexasMailing Address: 5044 Timber Creek Houston, TX 77017Type of Corporation: General Business

Certificate of Assumed Name, if operating under a name different than that on the corporate charter (the Certificate must have been issued within the past 10 years to be valid)

\*Certificate of Good Standing

\*Certificate of Existence (if non-Texas corporation, Certificate of Authority)

**[ ] Partnership/Joint Venture**

Partnership/Joint Venture Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Type of Partnership/Joint Venture: \_\_\_\_\_

Copy of the Partnership or Joint Venture Agreement, **or**  
Affidavit with the name of the partnership or joint venture, the names of the individual partners or participants in the joint venture, and a statement that the partnership or joint venture is in existence

Certificate of Assumed Name, (the Certificate must have been issued within the past 10 years to be valid)

If firm is a limited partnership, the Certificate of Limited Partnership

If any partner or joint venturer is a corporation, the above information relating to corporation must be included as to each sum partner or joint venturer.

**[ ] Sole Proprietorship**

Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Certificate of Assumed Name, if operating under a name different than that of the sole proprietor (the Certificate must have been issued within the past 10 years to be valid)

\* Must be furnished upon request of the Director and must be less than 90 days old.

END OF DOCUMENT

00500-1  
07-30-12

Document 00501

**RESOLUTION OF CORPORATION**

I hereby certify that it was RESOLVED by a quorum of the directors of  
C. F. McDonald Electric, Inc.

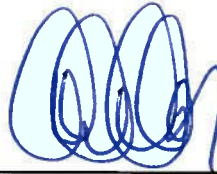
(Name of Corporation / Contractor)

on the 4th day of Sept, 2012, that Wayne Berkenmeier,  
(Corporate Representative)

be, and hereby is, authorized to act on behalf of the Corporation, as its representative,  
in all business transactions conducted in the State of Texas, and

That the above resolution was unanimously ratified by the Board of Directors at  
said meeting and that the resolution has not been rescinded or amended and is now in  
full force and effect; and

In authentication of the adoption of this resolution, I subscribe my name on this  
4th day of September, 2012.



Secretary/Assistant Secretary

END OF DOCUMENT

00501-1  
07-30-12

Document 00607

**CERTIFICATION REGARDING DEBARMENT,  
SUSPENSION, AND OTHER RESPONSIBILITY MATTERS**

Contractor certifies to the best of its knowledge and belief that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal, State, or local department or agency;
2. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction: violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph 2 of this certification; and
4. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Section 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to five years, or both.

Company:

Wayne Berkenmeier, Vice President Special Projects

Typed Name & Title of Authorized Representative

  
\_\_\_\_\_  
Signature of Authorized Representative

09/04/12

\_\_\_\_\_  
Date

☐ I am unable to certify the above statements. My explanation is attached.

**END OF DOCUMENT**

00607-1  
07-30-12

Document 00620

**AFFIDAVIT OF INSURANCE**

**BEFORE ME**, the undersigned authority, on this day personally appeared

Wayne Berkenmeier

Affiant

, who

being by me duly sworn on his oath stated that he is Vice President Special Projects, of

Title

C. F. McDonald Electric, Inc.

Contractor's Company Name

the Contractor named and referred to within the Contract documents; that he is fully competent and authorized to give this affidavit and that the attached original insurance certificate truly and accurately reflects the insurance coverage that is now available and will be available during the term of the Contract.



Affiant's Signature

SWORN AND SUBSCRIBED before me on 09/04/12

Date



Notary Public in and for the State of TEXAS

Diana Dollar

Print or type Notary Public name

My Commission Expires: 11/10/14

Expiration Date

**END OF DOCUMENT**

00620-1  
07-30-12

**CONFLICT OF INTEREST QUESTIONNAIRE****FORM CIQ****For vendor or other person doing business with local governmental entity**

This questionnaire reflects changes made to the law by H.B. 1491, 80th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code by a person who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the person meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the person becomes aware of facts that require the statement to be filed. See Section 176.006, Local Government Code.

A person commits an offense if the person knowingly violates Section 176.006, Local Government Code. An offense under this section is a Class C misdemeanor.

**OFFICE USE ONLY**

Date Received

**1 Name of person who has a business relationship with local governmental entity.**

C. F. McDonald Electric, Inc.

**2** ☐ Check this box if you are filing an update to a previously filed questionnaire.

(The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date the originally filed questionnaire becomes incomplete or inaccurate.)

**3 Name of local government officer with whom filer has employment or business relationship.**

None

Name of Officer

This section (item 3 including subparts A, B, C & D) must be completed for each officer with whom the filer has an employment or other business relationship as defined by Section 176.001(1-a), Local Government Code. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable income, other than investment income, from the filer of the questionnaire?

☐ Yes☐ No

B. Is the filer of the questionnaire receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer named in this section AND the taxable income is not received from the local governmental entity?

☐ Yes☐ No

C. Is the filer of this questionnaire employed by a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership of 10 percent or more?

☐ Yes☐ No

D. Describe each employment or business relationship with the local government officer named in this section.

**4**

Signature of person doing business with the governmental entity

Wayne Berkenmeier, Vice President Special Projects

09/04/12

Date

Adopted 06/29/2007