

**Award Documentation for
BID 2020-03
North Jail Roof and Wall Improvements
for Gregg County, Texas**



HAYES ENGINEERING, INC.

Texas Registered Engineering Firm F-1465 www.hayesengineering.net
2126 ALPINE ST. LONGVIEW, TX 75601-3401
V 903.758.2010 F 903.758.2099

January 13, 2020

Mr. Matt Jones, General Manager
LMK Roofing & Construction, LLC
188 Lamb Rd.
Gilmer, TX 75644

RE: Gregg County Bid No. 2020-03
 North Jail Roof and North Wall Improvements

Dear Mr. Jones:

Please accept this correspondence as Notice of Award of your Base Bid plus Additive Alternate No. 1 in the amount of \$278,450.00 for the referenced project. Enclosed are four sets of contract documents to be executed. In each book, please execute the Standard Form of Agreement, complete the Separation of Materials Form, and furnish the required four sets of Performance Bonds, Payment Bonds, Maintenance Bonds, and Certificates of Insurance within 15 calendar days from the date of this Notice. **All Bonds and Powers of Attorney must be signed and dated.** Bond numbers should appear on the front page of each bond. Return all executed contracts to this office.

Also, if you have not already provided the County a Form 1295, please go online to complete the form and email it to purchasing@co.gregg.tx.us (referencing Bid No. and Project Title) then mail the original to this office with all the executed contracts.

If you have any questions, please feel free to call.

Thank you,
HAYES ENGINEERING, INC.

Stanley R. Hayes, P.E.
Principal

SRH/sbc

cc: The Honorable Bill Stoudt, County Judge
 Kelli Davis, Gregg County Purchasing Agent

STANDARD FORM OF AGREEMENT

Approved as to Legal Form by
Legal Counsel

STATE OF TEXAS }
COUNTY OF GREGG }

THIS AGREEMENT, made and entered into this 13th day of January, A.D. 2020, by and between the County of Gregg, and State of Texas, acting through its County Judge, thereunto duly authorized so to do, Party of the First Part, hereinafter termed OWNER, and LMK Roofing & Construction, LLC of the City of Gilmer, County of Upshur, and State of Texas, Party of the Second Part, hereinafter termed CONTRACTOR.

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the Party of the First Part (OWNER), and under the conditions expressed in the bond bearing even date herewith, the said Party of the Second Part (CONTRACTOR), hereby agrees with the said Party of the First Part (OWNER) to commence and complete the construction of certain improvements described as follows:

Gregg County Bid No. 2020-03
North Jail Roof and North Wall Improvements,
Base Bid plus Additive Alternate No. 1

and all extra work in connection therewith, under the terms as stated in this Standard Form of Agreement; all of the documents attached to this Standard Form of Agreement; all Plans, Specifications and drawings for the project as prepared by the OWNER's engineer Hayes Engineering, Inc. (herein entitled "ENGINEER"); and all printed or written explanatory materials of said Plans, Specifications and drawings. The CONTRACTOR hereby agrees with the OWNER that the CONTRACTOR shall commence and complete all such construction and work at the CONTRACTOR's own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services necessary to complete the said construction and work.

The documents that are attached to and for all purposes made part of this Standard Form of Agreement include Addendum No. 1, Gregg County Invitation to Bid No. 2020-03, Gregg County Instructions to Bidders, Conflict of Interest Form (CIQ) information, Statement of Qualifications, Certification of Eligibility, CONTRACTOR's Bid Proposal, Bid Signature Form, Bid Bond, Form 1295, Construction Performance Bond, Construction Payment Bond, Maintenance Bond, Certificate of Insurance, Separation of Materials Form, Certificate of Final Completion form, Gregg County, Texas Standard Terms and Conditions, Special Conditions, Wage Rates, and Technical Specifications. This agreement shall also include all Plans, Specifications and drawings for the project, as prepared by the ENGINEER, and all printed or written explanatory materials of said Plans, Specifications and drawings. This Standard Form of Agreement and the documents listed herein shall collectively evidence and constitute the entire contract between the parties hereto regarding the subject matter hereof.

The CONTRACTOR hereby agrees to commence work within ten (10) days after the date written notice to do so shall have been given to him, and to complete the same within one hundred twenty (120) calendar days after the date of the written notice to commence work, subject to such extensions of time as are provided by the General and Special Conditions.

CONTRACTOR's failure to timely commence work or diligently pursue completion of the work within the time limitations set out herein shall constitute a material breach of this contract. **TIME IS OF THE ESSENCE IN THE PERFORMANCE OF THIS CONTRACT.**

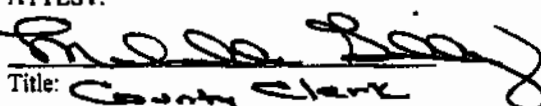
The OWNER agrees to pay the CONTRACTOR in current funds the price or prices shown in the Proposal, which forms a part of this contract, such payments to be subject to the terms and conditions of this contract, including without limitation the General and Special Conditions of Agreement.

Without regard to and notwithstanding any rules on conflicts of law, this contract shall be subject to and interpreted in conformance with the laws of the State of Texas, unless expressly required otherwise by federal law or regulations.

IN WITNESS WHEREOF, the parties to these presents have executed this Agreement in the year and day first above written.

GREGG COUNTY, TEXAS
Party of the First Part (OWNER)

By: 
The Hon. Bill Stoudt, County Judge

ATTEST:

Title: County Clerk

(Seal)

LMK Roofing & Construction, LLC
Party of the Second Part (CONTRACTOR)

By: 
Name, Title: General Manager

ATTEST: Jisa Jones
President
Title: _____

(Seal)

**GREGG COUNTY
COMMISSIONERS' COURT AGENDA
REGULAR MEETING**

Thursday, February 27, 2020 @ 10:00 a.m.
Commissioners' Courtroom – 3rd Floor – Courthouse
101 East Methvin Street – Longview, Texas

PRESENTATION OF EMPLOYEE SERVICE AWARDS

1. Approve payroll and transfer of funds.
2. Approve bills payable, budget amendments, and budget transfer requests.
3. Approve health plan claims payments.
4. PUBLIC COMMENTS
5. COMMISSIONERS
 - a. Precinct 1 – request approval to transfer funds in the amount of \$2,050.00 from 730200 Supplies to 754000 Non-Capital Furnishings and Equipment for the purchase of a storage container. Budget Transfer Request is included.
6. PURCHASING
 - a. Consider approval of contract with LMK Roofing and Construction LLC, for the North Jail Roof and North Jail Wall Improvements: Bid 2020-03 (Consultant: Hayes Engineering, Inc.)
7. NORTH AND EAST TEXAS COUNTY JUDGES AND COMMISSIONERS ASSOCIATION
 - a. Consider approval of annual membership fee in the amount of \$175.00.
8. ADJOURN