

**CONTRACT DOCUMENTS
FOR**



2019 Street Improvements

Mayor
Monty Parker

Mayor Pro Tem
Bill Goodwin

Council
Kara King
Marie Lowman
Jon Cobb
Andrew Clark

May 2019

Prepared by:



Solutions Today with a
Vision for Tomorrow

engineers | architects | surveyors

TBPE Firm No. F-366

***7500 Rialto Blvd, Bldg. 1, Suite 240
Austin, TX 78735
P 512-381-8333 F 361-883-1986
www.LNVINC.com***



00 42 23 BID FORM

ARTICLE 1: BID RECIPIENT

1.01 This Bid is submitted to:

City of Bee Cave
4000 Galleria Parkway
Bee Cave, TX 78738
Attention: Kaylynn Holloway, City Secretary

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2: BIDDER'S ACKNOWLEDGMENTS

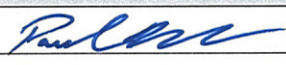
2.01 Bidder accepts all of the terms and conditions of the Invitation for Bids and Instructions to Bidders, including without limitation those dealing with the disposition of bid security. The Bid will remain subject to acceptance for **60 days** after the bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

2.02 Bidder accepts the provisions of the Agreement as to liquidated damages in the event of its failure to complete Work in accordance with the schedule set forth in the Agreement.

ARTICLE 3: BIDDER'S REPRESENTATIONS


3.01 In submitting this Bid, Bidder represents, as set forth in the Agreement, that:

A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of all of which is hereby acknowledged.

Addendum No.	Addendum Date	Signature Acknowledging Receipt
<u>1</u>	<u>5/29</u>	

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and the furnishing of Goods and Special Services.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except

ADDENDUM NUMBER 01

Project: <u>City of Bee Cave 2019 Street Improvements</u>	Project Number: <u>190050</u>
Owner: <u>City of Bee Cave</u>	
City	
Engineer: <u>Jay Campbell, P.E.</u>	
Designer: <u>LNV, Inc.</u>	
Addendum No. <u>1</u> Issue Date: <u>05/29/2019</u>	
<p>Acknowledge receipt of this Addendum in the Bid Acknowledgement Form submitted for this Project. Failure to acknowledge receipt of this addendum in the Bid Acknowledgement Form may render the Bid as non-responsive and serve as the basis for rejecting the Bid.</p> <p>Make the additions, modifications or deletions to the Contract Documents described in this Addendum.</p>	
<p>Approved by:</p> <p><u>Jay Campbell, P.E.</u> <u>05/29/2019</u></p> <p><i>Name</i> <i>Date</i></p>	 <p>engineers architects surveyors</p> <p>TBPE FIRM NO. F-366</p>
<p>Addendum Items:</p> <ul style="list-style-type: none">• MODIFICATION TO SPECIFICATIONS• CLARIFICATIONS	

ARTICLE 1 – MODIFICATIONS TO THE SPECIFICATIONS OR TECHNICAL SPECIFICATIONS

1.01 ADD, DELETE OR REPLACE SPECIFICATIONS (OR TECHNICAL SPECIFICATIONS)

MODIFY: Section 00 42 23.01 – Bid Form Exhibit A (Attachment 1) – Remove reference to 'TOM' for HMAC.

ADD: Section 340s – Hot Mix Asphaltic Concrete Pavement (Attachment 2)- The new specification is to be used in place of Section 347. Item 340s provides specifications for the Type F HMAC to be applied at the 0.75 inch required depth.

DELETE: Section 347 – Thin Overlay Mixtures – remove the specification entirely and replace with Section 340s.

ARTICLE 2 – CLARIFICATIONS

2.01 QUESTIONS & ANSWERS

Q1. Question: Will the contractor be responsible for providing public notification for the pavement schedule and notice to not park in the street on designated days.

A1. Answer: The City will provide notification to the public for the street improvement schedule. The contractor will be responsible for providing a schedule to the City and creating an agreement on specific streets to be worked on specific calendar days. Please note that the contractor will be responsible for coordinating schedule around trash service schedules and any other activities that could create conflict with work being performed.

END OF ADDENDUM NO. 01

00 42 23.01 "Bid Form Exhibit A"

City of Bee Cave

2019 Street Improvements

Basis of Bid

Item No.	Base BID	Unit	Estimated Quantity	Unit Price	Extended Amount
1	Mobilization, (Maximum 10% of Base Bid) as per TxDOT 500	LS	1	5832	5832.00
2	HMAC Type F (0.75 Inch Depth)	SY	150,075	5.02	753,376.50
3	Tack Coat	Gal	12,006	3.46	41,540.76
4	Milling (0.75 Inch Depth)	SY	150,075	1.74	261,130.50
5	Crosswalk	EA	9	3.24	29.16
6	Retroreflectorized Pavement Marking 4" Wide Solid (W)	LF	13,680	.36	4924.80
7	Retroreflectorized Pavement Marking 4" Wide Solid (Y)	LF	13,330	.55	7331.50
8	Retroreflectorized Pavement Marking (W) (Stop Bar)	EA	62	162	10,044.00
9	Retroreflectorized Pavement Marking (W) (Words "ONLY")	EA	2	324	648.00
10	Material Testing	EA	6	378	2268
TOTAL BASE BID AMOUNT					\$1,090,012.06

Item No.	Alt. No. 1	Unit	Estimated Quantity	Unit Price	Extended Amount
1	Mobilization, (Maximum 10% of Base Bid) as per TxDOT 500	LS	1	5940	5940.00
2	HMAC Type F (0.75 Inch Depth)	SY	14,993	6.77	101,502.61
3	Tack Coat	Gal	1,199	3.52	4220.48
4	Milling (0.75 Inch Depth)	SY	14,993	3.42	51276.06
5	Crosswalk	EA	-	-	-
6	Retroreflectorized Pavement Marking 4" Wide Solid (W)	LF	-	-	-
7	Retroreflectorized Pavement Marking 4" Wide Solid (Y)	LF	-	-	-
8	Retroreflectorized Pavement Marking (W) (Stop Bar)	EA	5	165	825
9	Retroreflectorized Pavement Marking (W) (Words "ONLY")	EA	-	-	-
10	Material Testing	EA	2	385	770
TOTAL BASE BID AMOUNT					\$164,534.15

Item No.	Alt. No. 2	Unit	Estimated Quantity	Unit Price	Extended Amount
1	Mobilization, (Maximum 10% of Base Bid) as per TxDOT 500	LS	1	5940.00	5940.00
2	HMAC Type F (0.75 Inch Depth)	SY	44,473	6.09	270,840.57
3	Tack Coat	Gal	3,558	3.52	12,524.16
4	Milling (0.75 Inch Depth)	SY	44,473	2.45	108,958.85
5	Crosswalk	EA	1	330	330.00
6	Retroreflectorized Pavement Marking 4" Wide Solid (W)	LF	-	-	-
7	Retroreflectorized Pavement Marking 4" Wide Solid (Y)	LF	-	-	-
8	Retroreflectorized Pavement Marking (W) (Stop Bar)	EA	29	165	4785.00
9	Retroreflectorized Pavement Marking (W) (Words "ONLY")	EA	-	-	-
10	Material Testing	EA	4	378	1512.00
TOTAL BASE BID AMOUNT					\$404,890.58

Item No.	Alt. No. 3	Unit	Estimated Quantity	Unit Price	Extended Amount
1	Mobilization, (Maximum 10% of Base Bid) as per TxDOT 500	LS	1	5940	5940
2	HMAC Type F (0.75 Inch Depth)	SY	16,770	6.45	108166.50
3	Tack Coat	Gal	1,677	3.52	5903.04
4	Milling (0.75 Inch Depth)	SY	16,770	3.10	51987
5	Crosswalk	EA	5	330	1650
6	Retroreflectorized Pavement Marking 4" Wide Solid (W)	LF	-	-	-
7	Retroreflectorized Pavement Marking 4" Wide Solid (Y)	LF	-	-	-
8	Retroreflectorized Pavement Marking (W) (Stop Bar)	EA	11	165	1815
9	Retroreflectorized Pavement Marking (W) (Words "ONLY")	EA	-	-	-
10	Material Testing	EA	2	385	770
TOTAL BASE BID AMOUNT				\$176,231.54	

CNA SURETY

Bid Bond

Bond No. N/A

CONTRACTOR:

(Name, legal status and address)

Asphalt Inc, LLC dba Lone Star Paving
Company
11675 Jollyville Rd #150
Austin, Texas 78759

SURETY: Continental Casualty Company: Illinois Corporation

(Name, legal status and principal place
of business)

151 N. Franklin Street
17th Floor
Chicago, IL 60606

This document has important legal
consequences. Consultation with
an attorney is encouraged with
respect to its completion or
modification.

Any singular reference to
Contractor, Surety, Owner or
other party shall be considered
plural where applicable.

OWNER:

(Name, legal status and address)

City of Bee Cave
4000 Galleria Pkwy
Bee Cave TX 78735

BOND AMOUNT: Five percent of the greatest amount bid.

PROJECT:

(Name, location or address, and Project number, if any)

City of Bee Cave - 2019 Street Improvements

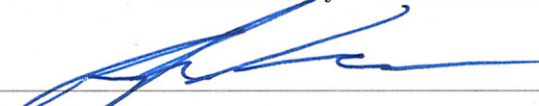
The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner 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. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 23rd day of May, 2019.

(Witness)



Asphalt Inc, LLC dba Lone Star Paving Company

(Principal)

(Seal)

(Title)

Continental Casualty Company

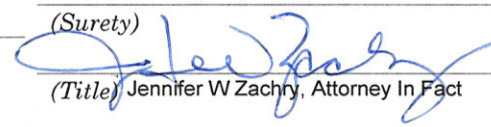
(Surety)

(Seal)

(Witness) Casey Knies



(Title) Jennifer W Zachry, Attorney In Fact



Bid Bond

Instructions

GENERAL INFORMATION

Purpose. AIA Document A310—2010 establishes the maximum penal amount that may be due the Owner if the Bidder fails to execute the contract and to provide the required performance and payment bonds, if any. It provides assurance that, if a bidder is offered a contract based on its tendered proposal but fails to enter into the contract, the Owner will be paid the difference in cost to award the contract to the next qualified bidder, so long as the difference does not exceed the maximum penal amount of the bond.

Related Documents. A310 is not incorporated by reference into other AIA documents. For further reference on bonding procedures, see AIA Document A701™—1997, Instructions to Bidders; and AIA Document G612™—2001, Owner's Instructions to Architect.

Use of Non-AIA Forms. AIA Document A310 may be used with any appropriate AIA or non-AIA document. CAUTION SHOULD BE EXERCISED BEFORE ITS USE TO VERIFY ITS COMPLIANCE WITH CURRENT LAWS AND REGULATIONS BY CONSULTING WITH AN ATTORNEY OR A BOND SPECIALIST.

USING A310—2010

Modifications. Particularly with respect to professional or contractor licensing laws, building codes, taxes, monetary and interest charges, arbitration, indemnification, format and font size, AIA Contract Documents may require modification to comply with state or local laws. Users are encouraged to consult an attorney before completing or modifying a document.

In a purchased paper AIA Contract Document, necessary modifications may be accomplished by writing or typing the appropriate terms in the blank spaces provided on the document, or by attaching Supplementary Conditions, special conditions or referenced amendments.

Modifications directly to purchased paper AIA Contract Documents may also be achieved by striking out language. However, care must be taken in making these kinds of deletions. Under NO circumstances should standard language be struck out to render it illegible. For example, users should not apply blocking tape, correction fluid or Xs that would completely obscure text. Such practices may raise suspicion of fraudulent concealment, or suggest that the completed and signed document has been tampered with. Both parties should initial handwritten changes.

Using AIA software, modifications to insert information and revise the standard AIA text may be made as the software permits.

By reviewing properly made modifications to a standard AIA Contract Document, parties familiar with that document can quickly understand the essence of the proposed relationship. Commercial exchanges are greatly simplified and expedited, good faith dealing is encouraged, and otherwise latent clauses are exposed for scrutiny.

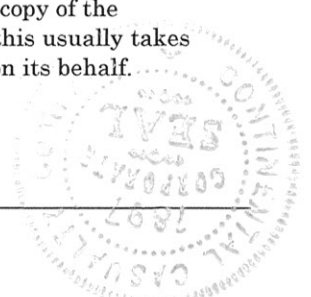
AIA Contract Documents may not be retyped or electronically scanned. Retyping can introduce typographic errors and cloud legal interpretation given to a standard clause. Furthermore, retyping and electronic scanning are not permitted under the user's limited license for use of the document, constitute the creation of a derivative work and violate the AIA's copyright.

Identification of the Parties. The Contractor, the Surety, and the Owner should be identified using their respective full names and addresses or legal titles under which the bond is to be executed. The state in which the Surety is incorporated also should be identified in the space provided.

Bond Amount. The dollar amount of the bond should be provided in both written and numerical form.

Project Description. The proposed project should be described in sufficient detail to identify (1) the official name or title of the facility; (2) the location of the site; (3) the proposed building type, size, scope or usage; and (4) the project number required by the owner, if any. A project number may be required by certain public owners to adequately identify the project to which the bond pertains.

Execution of the Bond. The bond must be signed by both the Contractor and the Surety. The parties executing (signing) the bond should print their title and impress their corporate seal, if any. Where appropriate, attach a copy of the resolution or bylaw authorizing the individual to act on behalf of the firm or entity. As to the Surety, this usually takes the form of a power of attorney issued by the Surety company to the bond producer (agent) who signs on its behalf.



POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company (herein called "the CNA Companies"), are duly organized and existing insurance companies having their principal offices in the City of Chicago, and State of Illinois, and that they do by virtue of the signatures and seals herein affixed hereby make, constitute and appoint

Jennifer W Zachry, Sammy K Paddy, Individually

of Austin, TX, their true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on their behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of their insurance companies and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Boards of Directors of the insurance companies.

In Witness Whereof, the CNA Companies have caused these presents to be signed by their Vice President and their corporate seals to be hereto affixed on this 31st day of May, 2018.

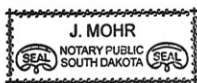


Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

Paul T. Bruflat Vice President

State of South Dakota, County of Minnehaha, ss:

On this 31st day of May, 2018, before me personally came Paul T. Bruflat to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company described in and which executed the above instrument; that he knows the seals of said insurance companies; that the seals affixed to the said instrument are such corporate seals; that they were so affixed pursuant to authority given by the Boards of Directors of said insurance companies and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance companies.



My Commission Expires June 23, 2021

J. Mohr Notary Public

CERTIFICATE

I, D. Johnson, Assistant Secretary of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Law and Resolution of the Board of Directors of the insurance companies printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said insurance companies this 23rd day of May, 2019.



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

D. Johnson Assistant Secretary

Form F6853-4/2012

Go to www.cnasurety.com > Owner / Oblige Services > Validate Bond Coverage, if you want to verify bond authenticity.

Figure: 28 TAC §1.601(a)(3)

1 IMPORTANT NOTICE

To obtain information or make a complaint:

2 You may contact Continental Casualty Company, National Fire Insurance Company of Hartford, American Casualty Company of Reading, PA and Continental Insurance Company at 312-822-5000.

3 You may call Continental Casualty Company, National Fire Insurance Company of Hartford, American Casualty Company of Reading, PA and Continental Insurance Company's toll-free telephone number for information or to make a complaint at:

1-877-672-6115

4 You may also write to Continental Casualty Company, National Fire Insurance Company of Hartford, American Casualty Company of Reading, PA and Continental Insurance Company at:

CNA Surety
151 North Franklin, 17th Floor
Chicago, IL 60606

5 You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

6 You may write the Texas Department of Insurance:

P.O. Box 149104
Austin, TX 78714-9104
Fax: (512) 490-1007
Web: www.tdi.texas.gov
E-Mail: ConsumerProtection@tdi.texas.gov

7 PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact Continental Casualty Company, National Fire Insurance Company of Hartford, American Casualty Company of Reading, PA and Continental Insurance Company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

8 ATTACH THIS NOTICE TO YOUR POLICY:

This notice is for information only and does not become a part or condition of the attached document.

Form F8277-6-2018

AVISO IMPORTANTE

Para obtener informacion o para someter una queja:

Puede comunicarse con Continental Casualty Company, National Fire Insurance Company de Hartford, American Casualty Company de Reading, PA y Continental Insurance Company al 312-822-5000.

Usted puede llamar al numero de telefono gratis de Continental Casualty Company, National Fire Insurance Company de Hartford, American Casualty Company de Reading, PA y Continental Insurance Company's para informacion o para someter una queja al:

1-877-672-6115

Usted tambien puede escribir a Continental Casualty Company, National Fire Insurance Company de Hartford, American Casualty Company de Reading, PA y Continental Insurance Company:

CNA Surety
151 North Franklin, 17th Floor
Chicago, IL 60606

Puede comunicarse con el Departamento de Seguros de Texas para obtener informacion acerca de companias, coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al Departamento de Seguros de Texas:

P.O. Box 149104
Austin, TX 78714-9104
Fax: (512) 490-1007
Web: www.tdi.texas.gov
E-Mail: ConsumerProtection@tdi.texas.gov

DISPUTAS SOBRE PRIMAS O RECLAMOS:

Si tiene una disputa concerniente a su prima o a un reclamo, debe comunicarse con el Continental Casualty Company, National Fire Insurance Company de Hartford, American Casualty Company de Reading, PA y Continental Insurance Company primero. Si no se resuelve la disputa, puede entonces comunicarse con el departamento (TDI).

UNA ESTE AVISO A SU POLIZA: Este aviso es solo para proposito de informacion y no se convierte en parte o condicion del documento adjunto.



State of Texas

Claim Notice Endorsement

To be attached to and form a part of Bond No. N/A.

In accordance with Section 2253.021(f) of the Texas Government Code and Section 53.202(6) of the Texas property Code any notice of claim to the named surety under this bond(s) should be sent to:

CNA Surety
151 North Franklin, 17th Floor
Chicago, IL 60606

Telephone: (312)822-5000



- 4.03 Bidder acknowledges that the estimated quantities are not guaranteed, and final payment for all Unit Price Bid items will be based on actual quantities provided, measured as provided in the Contract Documents
- 4.04 Unit Price and figures column will be used to compute the actual bid price.

ARTICLE 5: TIME OF COMPLETION

- 5.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.

ARTICLE 6: ATTACHMENTS TO THIS BID

- 6.01 The following documents are attached to and made a condition of this Bid:
- A. Section 00 42 23.01 "Bid Form Exhibit A."
 - B. Required Bid Security.
 - C. Section 00 42 23.02 "Contractor Compliance to State Law Certificate."
 - D. Section 00 42 23.03 "Contractor Compliance to Texas Sales Tax Code"
 - E. Section 00 42 23.04 "Conflict of Interest Questionnaire Form CIQ."

ARTICLE 7: DEFINED TERMS

- 7.01 The terms used in this Bid have the meanings indicated in the General Conditions and the Supplementary Conditions. The significance of terms with initial capital letters is described in the General Conditions.

ARTICLE 8: STATEMENT OF MATERIALS AND OTHER CHARGES

- 8.01 Provide the following information with this Bid:

Statement of Materials and Other Charges	
Materials Incorporated into the Project	\$ 728,685.75
All Other Charges	\$ 1,106,982.58
Total Contract Amount	\$ 1,835,668.33

ARTICLE 9: VENUE

- 9.01 Bidder agrees that venue shall lie exclusively in Travis County, Texas for any legal action.

ARTICLE 10: BID SUBMITTAL

- 10.01 This Bid submitted by:

If Bidder is an Individual

Name: _____
(typed or printed)

By: _____
(Individual's Signature)

Doing business as: _____

Business Address: _____

Phone: _____ Email: _____

Bid submitted on the following date: _____

A Partnership

Partnership Name: _____
(typed or printed)

Name of General Partner: _____
(typed or printed)

By: _____
(signature of general partner -- attach evidence of authority to sign)

Doing business as: _____

Business Address: _____

Phone: _____ Email: _____

Bid submitted on the following date: _____

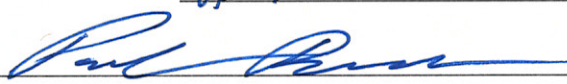
A Corporation

Corporation Name: Lone Star Paving
(typed or printed)

State of Incorporation: Texas


Type: LLC
(general business, professional, service, limited liability)

Date of qualification to do business in Texas is: 2015

By: 
(signature -- attach evidence of authority to sign)

Name: Paul Brown
(typed or printed)

Title: Estimator

Attest: 
(Signature of Corporate Secretary)

Business Address: 11675 Jollyville Rd, Ste 150

Phone: 512-428-5778 Email: Pbrown@kspaving.com

Bid submitted on the following date: 5/31/19

Joint Venture

Joint Venturer Name: _____
(typed or printed)

By: _____
(signature of joint venture partner -- attach evidence of authority to sign)

Name: _____
(typed or printed)

Title: _____

Business Address: _____

Phone: _____ Email: _____

Bid submitted on the following date: _____

Joint Venturer Name: _____
(typed or printed)

By: _____
(signature of joint venture partner -- attach evidence of authority to sign)

Name: _____
(typed or printed)

Title: _____

Business Address: _____

Phone: _____ Email: _____

Bid submitted on the following date: _____

Contact for receipt of official communications

Name: _____
(typed or printed)

Business Address: _____

Phone: _____ Email: _____

Each joint venturer must sign. The manner of signing for each individual, partnership, and corporation that is a party to the joint venture should be in the manner indicated above.

END OF SECTION

00 42 23.02 CONTRACTOR COMPLIANCE TO STATE LAW

Chapter 2252 of the Texas Government Code applies to the award of government contract to nonresident Bidders. This law provides that:

"A governmental entity may not award a governmental contract to a nonresident bidder unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the amount by which a resident bidder would be required to underbid the nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located."

"Nonresident bidder" refers to a person who is not a resident of Texas

"Resident bidder" refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state.

Check the statement that is correct for Bidder.

- ☐ Nonresident bidders in _____ (give state), our principal place of business, are required to be _____ percent lower than resident bidders by State law. A copy of the statute is attached.
- ☐ Nonresident bidders in _____ (give state), our principal place of business, are not required to underbid resident bidders.
- ☒ Our principal place of business or corporate offices are in the State of Texas.

Contractor Name:

Lone Star Paving

(typed or printed)

By:



(signature -- attach evidence of authority to sign)

Name:

Paul Brown

(typed or printed)

Title:

Estimator

(typed or printed)

Business address:

11675 Jollyville Rd, Ste 150, Austin, TX 78759

Phone:

512-428-5778

Email:

Pbrown@lspaving.com

END OF SECTION

00 42 23.03 CONTRACTOR COMPLIANCE TO TEXAS SALES TAX CODE

Comply with all requirements of the Texas Sales Tax Code. The Contractor hereby certifies that the Contract Amount is divided as follows:

Material permanently incorporated into the Project and resold to the Owner as defined in Tax Code.

\$ 728,685.75

All other charges and costs

\$ 1,106,982.58

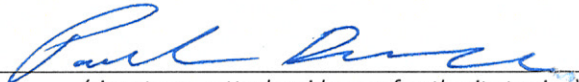
Total (Total must equal the Contract Price)

\$ 1,835,668.33

Contractor Name:

Lone Star Paving
(typed or printed)

By:


(signature -- attach evidence of authority to sign)

Name:

Paul Brown
(typed or printed)

Title:

Estimator
(typed or printed)

Business address:

11675 Jollyville Rd, Ste 150, Austin, TX 78759

Phone:

512-428-5778


Email:

Pbrown@lspaving.com

Notes:

1. The Total Amount of Bid for Materials and Services must equal the sum of the Total Amount Bid for Materials and the Total Amount Bid for Services as well as the sum of all individual bid items.
2. Materials are those items which are tax exempt and are physically incorporated into the facilities constructed for the Owner. Materials include, but are not limited to, purchased items such as pipe, embedment, concrete, manholes, asphalt, road base, machinery, and equipment, etc.
3. Services are those items which are not tax exempt and are used by the Contractor but are not physically incorporated into the Owner's facilities and/or items that are consumed by construction. Services include, but are not limited to, supplies, tools, concrete forms, scaffolding, temporary buildings, the rental of equipment, skill, and labor, etc.

END OF SECTION

CONFLICT OF INTEREST QUESTIONNAIRE For vendor doing business with local governmental entity		FORM CIQ
<p>This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.</p> <p>This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).</p> <p>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 vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.</p> <p>A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.</p>		OFFICE USE ONLY <div style="border: 1px solid black; height: 100px; width: 100%;"></div>
1	Name of vendor who has a business relationship with local governmental entity. <div style="text-align: center; font-size: 1.2em; color: blue;">N/A</div>	
2	<input type="checkbox"/> 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 on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)	
3	Name of local government officer about whom the information is being disclosed. <div style="text-align: center; font-size: 1.2em; color: blue;">N/A</div> <div style="text-align: center; font-size: 0.8em;">Name of Officer</div>	
4	Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.	
<div style="margin-bottom: 20px;"> <p>A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?</p> <div style="display: flex; justify-content: center; gap: 50px;"> <div><input type="checkbox"/> Yes</div> <div><input checked="" type="checkbox"/> No</div> </div> </div> <div> <p>B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?</p> <div style="display: flex; justify-content: center; gap: 50px;"> <div><input type="checkbox"/> Yes</div> <div><input checked="" type="checkbox"/> No</div> </div> </div>		
5	Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more. <div style="text-align: center; font-size: 1.2em; color: blue;">N/A</div>	
6	<input type="checkbox"/> Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).	
7	<div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center;"> <div style="font-size: 1.5em; color: blue; margin-bottom: 5px;">  </div> <div style="font-size: 0.8em;">Signature of vendor doing business with the governmental entity</div> </div> <div style="text-align: center;"> <div style="font-size: 1.2em; color: blue; margin-bottom: 5px;">5/30/19</div> <div style="font-size: 0.8em;">Date</div> </div> </div>	

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

A complete copy of Chapter 176 of the Local Government Code may be found at <http://www.statutes.legis.state.tx.us/Docs/LG/htm/LG.176.htm>. For easy reference, below are some of the sections cited on this form.

Local Government Code § 176.001(1-a): "Business relationship" means a connection between two or more parties based on commercial activity of one of the parties. The term does not include a connection based on:

- (A) a transaction that is subject to rate or fee regulation by a federal, state, or local governmental entity or an agency of a federal, state, or local governmental entity;
- (B) a transaction conducted at a price and subject to terms available to the public; or
- (C) a purchase or lease of goods or services from a person that is chartered by a state or federal agency and that is subject to regular examination by, and reporting to, that agency.

Local Government Code § 176.003(a)(2)(A) and (B):

- (a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

- (2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that

(i) a contract between the local governmental entity and vendor has been executed;

or

(ii) the local governmental entity is considering entering into a contract with the vendor;

(B) has given to the local government officer or a family member of the officer one or more gifts that have an aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:

(i) a contract between the local governmental entity and vendor has been executed; or

(ii) the local governmental entity is considering entering into a contract with the vendor.

Local Government Code § 176.006(a) and (a-1)

- (a) A vendor shall file a completed conflict of interest questionnaire if the vendor has a business relationship with a local governmental entity and:

(1) has an employment or other business relationship with a local government officer of that local governmental entity, or a family member of the officer, described by Section 176.003(a)(2)(A);

(2) has given a local government officer of that local governmental entity, or a family member of the officer, one or more gifts with the aggregate value specified by Section 176.003(a)(2)(B), excluding any gift described by Section 176.003(a-1); or

(3) has a family relationship with a local government officer of that local governmental entity.

- (a-1) The completed conflict of interest questionnaire must be filed with the appropriate records administrator not later than the seventh business day after the later of:

- (1) the date that the vendor:

(A) begins discussions or negotiations to enter into a contract with the local governmental entity; or

(B) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential contract with the local governmental entity; or

- (2) the date the vendor becomes aware:

(A) of an employment or other business relationship with a local government officer, or a family member of the officer, described by Subsection (a);

(B) that the vendor has given one or more gifts described by Subsection (a); or

(C) of a family relationship with a local government officer.

Contractor's General Information

Organization doing business as	Lone Star Paving		
Business address of principle office	11673 Jollyville Rd, Ste 150 Austin, TX 78759		
Telephone numbers			
Main number	512-428-5778		
Fax number	512-233-0628		
Website address	www.lonestarpavingtx.com		
Form of business (check one)	<input checked="" type="checkbox"/> A corporation	<input type="checkbox"/> A partnership	<input type="checkbox"/> An individual
If a corporation			
Date of incorporation	Jan 2015		
State of incorporation	Texas		
Chief Executive Manager's name	Steve Spinn		
President's name	Jack Wheeler		
Vice President's name(s)	Allen Knox		
	Dean Lundquist		
	Reydon Kurio		
Secretary's name			
Treasurer's name			
If a Partnership			
Date of organization			
State whether partnership is general or limited			
If an Individual			
Name			
Business address			
Identify all individuals not previously named which exert a significant amount of business control over the organization			
Indicators of organization size			
Average number of current full time employees		Average estimate of revenue for the current year	

Contractor's Organizational Experience

Organization doing business as	LONESTAR PAVING		
Business address of regional office	11675 Jollyville Rd. STE. 150 Austin, TX 78759		
Name of regional office manager	STEVE SPION		
Telephone numbers	512-428-5778		
Main number	512-428-5778		
Fax number	N/A		
Website address	LONESTARPAVINGTX.COM		
Organization History			
List of names that this organization currently, has or anticipates operating under over the history of the organization, including the names of related companies presently doing business:			
Names of organization	From date	To date	
N/A	—	—	
List of companies, firms or organizations that own any part of the organization.			
Name of companies, firms or organization.	Percent ownership		
N/A	—		
Construction Experience			
Years experience in projects similar to the proposed project:			
As a general contractor	5 yrs	As a joint venture partner	0
Has this or a predecessor organization ever defaulted on a project or failed to complete any work awarded to it?			NO
If yes provide full details in a separate attachment. See attachment No.			1
Has this or a predecessor organization been released from a bid or proposal in the past ten years?			NO
If yes provide full details in a separate attachment. See attachment No.			1
Has this or a predecessor organization ever been disqualification as a bidder or proposer by any local, state, or federal agency within the last 5 years?			NO
If yes provide full details in a separate attachment. See attachment No.			1
Is this organization or your proposed surety currently in any litigation or contemplating litigation?			NO
If yes provide full details in a separate attachment. See attachment No.			1
Has this or a predecessor organization ever refused to construct or refused to provide materials defined in the contract documents?			NO
If yes provide full details in a separate attachment. See attachment No.			1

Contractor's Proposed Key Personnel

Organization doing business as:	Lone Star Paving	
Proposed project organization		
Provide a brief description of the managerial structure of the organization and illustrate with an organizational chart. Include the title and names of key personnel. Include this chart as an attachment to this description. See attachment No.		
Provide a brief description of the managerial structure proposed for this project and illustrate with an organizational chart. Include the title and names of proposed key personnel and alternates. Include this chart as an attachment to this description. See attachment No.		
Experience of Key Personnel		
Provide information on the key personnel proposed for this project that will provide the following key functions. Provide information for candidates for each of these positions on the pages for each of these key personnel. Also provide biographical information for each primary and alternate candidate as an attachment. The biographical information must include the following as a minimum: technical experience, managerial experience, education and formal training, work history which describes project experience, including the roles and responsibilities for each assignment, and primary language. Additional information highlighting experience which makes them the best candidate for the assignment should also be included.		
Role	Primary candidate	Alternate candidate
Project manager		
Project superintendent		
Project safety manager		
Quality control manager		
If key personnel are to fulfill more than one of the roles listed above, provide a written narrative describing how much time will be devoted to each function, their qualifications to fulfill each role and the percentage of their time that will be devoted to each role. If the individual is not to be devoted solely to this project, indicate how time it to be divided between this project and their other assignments.		

Proposed Project Managers

Organization doing business as	Love Star Paving		
Primary candidate			
Name of individual	Tracy Crainey		
Years of experience as project manager	20 +		
Years of experience with this organization	Since 2014		
Number of similar projects as project manager	50 +		
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidates role on project	
Alternate candidate			
Name of individual			
Years of experience as project manager			
Years of experience with this organization			
Number of similar projects as project manager			
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	

Proposed Project Superintendent

Organization doing business as		Lone Star Paving	
Primary candidate			
Name of individual		Brian Swift	
Years of experience as project superintendent		20+	
Years of experience with this organization		8	
Number of similar projects as superintendent		50+	
Number of similar projects in other positions			
Current project assignments			
Name of assignment		Percent of time used for this project	Estimated project completion date
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	
Alternate candidate			
Name of individual			
Years of experience as project superintendent			
Years of experience with this organization			
Number of similar projects as superintendent			
Number of similar projects in other positions			
Current project assignments			
Name of assignment		Percent of time used for this project	Estimated project completion date
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	

Proposed Project Safety Officer

Organization doing business as	Low Star Paving		
Primary candidate			
Name of individual	James White		
Years of experience as project safety manager	5		
Years of experience with this organization	5		
Number of similar projects as safety manager	50+		
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	
Alternate candidate			
Name of individual			
Years of experience as project safety manager			
Years of experience with this organization			
Number of similar projects as safety manager			
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	

Proposed Project Quality Control Manager

Organization doing business as	Lone Star Paving		
Primary candidate			
Name of individual	Josh Bolden		
Years of experience as quality control manager	10		
Years of experience with this organization	5		
Number of similar projects as quality manager	50+		
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ position		Title/ position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on project		Candidate role on project	
Alternate candidate			
Name of individual			
Years of experience as quality control manager			
Years of experience with this organization			
Number of similar projects as quality manager			
Number of similar projects in other positions			
Current project assignments			
Name of assignment	Percent of time used for this project	Estimated project completion date	
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
Name		Name	
Title/ Position		Title/ Position	
Organization		Organization	
Telephone		Telephone	
Email		Email	
Project		Project	
Candidate role on Project		Candidate role on Project	

Contractor's Project Experience and Resources

[illegible]

Contractor's Subcontractors and Suppliers

[illegible]

Current Projects and Project Completed within the last 10 Years

Project owner	SH 130 CONCESSIONS	Project name	SH 130 ROAD REPAIRS
General description of project: Mill & Overlay Roadway			
Project cost	\$ 8,000,000.00	Date project completed	JUNE 2019
Key project personnel	Project manager	Project superintendent	Safety manager
Name	TRACY GAINEY	BRIAN SWIFT	JAMES WHITE
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
	Name	Title/ position	Organization
Owner	JASON KURBY	PM	SH 130 CONCESSIONS
Designer	—	—	—
Construction manager	—	—	—
Project owner	CITY OF LAKEWAY	Project name	LAKEWAY BLVD. OVERLAY
General description of project: Mill & Overlay 1" T.Y.F HMA			
Project cost	\$ 1,000,000.00	Date project completed	NOVEMBER 2016
Key project personnel	Project manager	Project superintendent	Safety manager
Name	PAUL BRUNS	BRIAN SWIFT	JAMES WHITE
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
	Name	Title/ position	Organization
Owner	CITY OF LAKEWAY	DALE DELONG	MANAGER
Designer	—	—	—
Construction manager	—	—	—
Project owner	TRAVIS COUNTY	Project name	2018 TRAVIS COUNTY OVERLAY
General description of project: Mill & PAVE 1.5" T.Y.D HMA			
Project cost	\$ 5,000,000.00	Date project completed	MARCH 2018
Key project personnel	Project manager	Project superintendent	Safety manager
Name	TRACY GAINEY	BRIAN SWIFT	JAMES WHITE
Reference contact information (listing names indicates approval to contacting the named individuals as a reference)			
	Name	Title/ position	Organization
Owner	SCOTT LANGBERT	PM	TRAVIS COUNTY
Designer	—	—	—
Construction manager	—	—	—

Project Information

Project owner	CITY OF DEER CREEK	2019 STREET IMPROVEMENTS
General description of project	MILL 7/4" HMA, TACK & PAVE 3/4" TYP	

Project Budget and Schedule Performance			
Budget history		Schedule performance	
	Amount	% of Bid Amount	Days
Bid			
Change orders			
Owner enhancements			
Unforeseen conditions			
Design issues			
Total			
Final cost			

Key Project Personnel			
	Project Manager	Project Superintendent	Quality Control Manager
Name	TEALY GARVEY	BRIAN SWIFT	JOSHI GOLDEN
Percentage of time devoted to the project.			
Proposed for this project.			
Did Individual start and complete the project?			
If not, who started or completed the project in their place.			
Reason for change.			

Reference contact information (listing names indicates approval to contacting the named individuals as a reference)				
	Name	Title/ position	Organization	Email
Owner	SEE NEXT PAGE			
Designer				
Construction Manager				
Surety				
Issues / disputes resolved or pending resolution by arbitration, litigation or dispute review boards				
Number of issues resolved:	Total amount involved in resolved issues:	Number of issues pending:	Total amount involved in resolved issues:	
N/A	N/A	N/A	N/A	N/A

Affidavits

One of the following four affidavits shall be executed and provided with this information. The individual signing the affidavit shall attach evidence of their authority to bind the organization to an agreement.

AFFIDAVIT FOR CORPORATION

State Texas) §

County of Travis) §

Paul Brown , _____, being duly sworn deposes and says
(Name)

that they are Estimator of the
(Title)

Lone Star Paving dba Asphalt Inc corporation submitting the foregoing qualification form and related information; have read such documents; and that such documents are true and correct and contain no material misrepresentations; and that they are authorized to make this affidavit on behalf of the Corporation.

Paul Brown
(Signature)

Signed and sworn to me before this 31st day of May, 2019

Lindsay Rose Bucher
(Notary Public)

My commission expires:

