

SEALED COMPETITIVE PROPOSALS

FOR

Hot Mix Asphalt Type D RFP 2022-006 PID: N/A

BIDDER'S NAME

(PLEASE PRINT CLEARLY)

CHECKLIST OF ITEMS TO BE RETURNED

The following items shall be returned in order for the bid submittal to be considered acceptable:

- | | |
|--|--|
| <input type="checkbox"/> Completed Bid Summary Sheet | <input type="checkbox"/> Bid Security |
| <input type="checkbox"/> Completed Unit Price Schedule | <input type="checkbox"/> Acknowledgment of Addenda |
| <input type="checkbox"/> Completed Bid Form | <input type="checkbox"/> Completed Bidder's Qualification Form |

PREPARED FOR:



1001 Buchanan Dr. Ste 4
Burnet, Tx 78611

**ADVERTISEMENT FOR COMPETITIVE PROPOSALS
RFP 2022-005**

Sealed competitive bids, in envelopes addressed to the City of Burnet, 1001 Buchanan Drive Suite 4, Burnet, Texas 78611, for the Hot Mix Asphalt Type D, PID: RFP 2022-006, in the City of Burnet, Texas, will be received at the above-mentioned address until **11:00 A.M., September 1, 2022**, and then publicly opened and read aloud. Bids may be opened via web; details will be made available on the City Website.

Submittals will be submitted in sealed envelopes and marked "Water Plant Emergency Power Expansion."

The Contract Documents and Specifications are available at the City of Burnet. Questions and requests for additional information shall be sent by email to: ebelaj@cityofburnet.com. For this project, all bidders will be **required** to accept Addenda and other pertinent information by email, as well as provide written acknowledgement of Addenda as prescribed in the Instructions to Bidders. **No questions or requests for additional information will be accepted later than 5:00 p.m., August 30, 2022.**

Bid packages will be available on the City of Burnet City Hall, located at 1001 Buchanan Drive Suite 4, Burnet, Texas 78611, Monday through Friday, 8:00 a.m. to 5:00 p.m. for viewing only. Project general conditions and standard specifications manual can be found on the City's website at www.cityofburnet.com

An optional pre-bid conference will be held on **August 30, 2022**, at 11:00 AM. However, due to COVID-19, the meeting will be held via web. Zoom meeting details are: Meeting ID: **842 5240 1964**. Passcode: **256460**

A bid security of 5% of the bid amount must accompany each bid or proposal. A certified check or bank draft payable to the City of Burnet may be submitted in lieu of the Bid Bond.

After contract is awarded, the contractor will be required to furnish insurance, performance bond, payment bond, and maintenance bond.

The City of reserves the right to waive any informality that is not detrimental to any other bidder or potential bidder or to reject all bids or to accept the lowest responsible bidder that in the judgment of the City Council will be in the best interest of the City.

No bidder may withdraw his bid within sixty (60) days after the actual date of opening thereof.

City of Burnet, Texas
Eric Belaj, City Engineer

Newspaper ad published twice:

Wednesday, August 17th, 2022
Wednesday, August 24th, 2022

CITY HAS COPY OF AFFIDAVIT OF PUBLICATION.

If you have any questions, please e-mail Eric Belaj at: ebelaj@cityofburnet.com.

PROPOSAL INSTRUCTIONS

Project supplements to general conditions and standard specifications manual can be found on the City's website at www.cityofburnet.com.

1. PROJECT

Objective of Request for Competitive Sealed Bids process is to competitively procure services with a qualified contractor whose Proposal provides best value for Owner for the project description below:

Material Bid for Hot Mix Asphalt Type D RFP: 2022-006, in the City of Burnet, Texas
Base Bid: Provide 1,100 Tons to 1,500 Tons Type D HMAC per TxDOT Item 340 along with the point of production of the material. The City is looking for HMAC Production plants within 50 miles from the Center of the City of Burnet.

Added Bid Alt1: NONE

2. PROPOSAL EVALUATION

Proposals will be received, publicly opened, and names and monetary Proposals of each Offeror read aloud. Subsequently, Proposals will be ranked according to criteria described in this Document. Both cost and non-cost factors will be evaluated according to section 252 of the local government code.

Complete sets of Bid Documents must be used in preparing Proposals; neither Owner nor Engineer assumes any responsibility for errors or misinterpretations resulting from use of incomplete sets of Bid Documents. Dates, locations, and times of the proposal submittal are outlined in the Advertisement for Proposal.

Owner and Engineer, in making copies of Bid Documents available on above noted terms, do so only for purpose of obtaining Proposals for Work and do not confer a license or grant for any other use.

3. SELECTION CRITERIA

Owner will consider several factors in selecting a winning bidder as noted in the section 252.043 of the of State of Texas Government Code, and other applicable state codes which allow and will provide best value to Owner. Bids will be evaluated using the following criteria and weighting:

1. Proposed Project Cost: Offeror's Proposed Cost of Performing Work shall be indicated in the Bid or Proposal Form.
2. The reputation of the bidder and of the bidder's goods or services: Provide general information about Organization and a Statement of Qualifications. Include information on Projects on similar which Offeror has had significant involvement in the last five (5) years, or that demonstrate experience with similar Projects. This list is to include name and a current telephone number of references for each of these Project assignments. Offerors are to include a list of current Project assignments for each of individuals proposed, anticipated completion date for this assignment and percentage of time they will have available to devote to this Project.
3. Experience/Qualifications of Sub-Contractor(s): Provide information on Sub-Contractor(s) who are to complete 25% of more of the project in terms of cost, qualifications including information on Projects of similar which Sub-Contractor(s) has been in charge of in the last five (5) years, or that demonstrate experience with similar Projects. This list is to include name and a current telephone number of references for each of these assignments. Subcontractor shall name a Superintendent who must be dedicated to this Project full time for duration of Project and may not be changed without written approval by Engineer. In the event that Contractor does not intend to outsource any work over 25%, then the evaluations criteria for the Contractor will be utilized to complete this portion of the evaluation.

4. Other Factors: Owner will consider other factors in evaluating Bids, including but not limited to the following:
 - a. The bidder's past relationship with the municipality.
 - b. Any relevant criteria specifically listed in the request for bids as noted herein.
 - c. Ability to Meet Proposed Time for Construction: Provide information to demonstrate ability of Organization to complete Projects within budget and on time.
 - d. Quality of Work: Demonstrated quality of Work on completed Projects as determined by site visits or discussions with references for Projects. Quality considerations may include appearance of completed Work, amount of warranty or rework required, durability and maintainability of completed Project, and quality of documentation provided.
 - e. Safety: Demonstrated success in implementation of a site safety program.
 - f. Claims Experience and Litigation History: Provide a list all claims or litigation involving construction Projects that have been filed by Offeror or Owner within last five (5) years, or that are currently outstanding.
 - g. Other factors submitted such as Financial Standing, Superintendent Experience, proposals for changes to reduce cost, or any other factors the Contractor submits for consideration.
 - h. For projects over \$1.5MM the municipality will attempt to award project to lowest responsible bidder.

In order to determine the Contractors ability to perform the work, the Owner may consider the qualifications and experience of Subcontractors, Suppliers, and other persons and organizations proposed for those portions of Work as to which identity of Subcontractors, Suppliers, and other persons and organizations must be submitted as provided in General Conditions. Owner may also consider the operating costs, maintenance requirements, performance data and guarantees of major items of materials and equipment proposed for incorporation in Work when such data is required to be submitted prior to recommendation of award.

Owner may consider qualifications (Statement of Qualifications) of Offerors and Offeror's subcontractors and consultants, in addition to proposed cost(s) (Proposal Form) when evaluating Proposals to determine which Proposal offers best value to Owner. Owner will rank each of Offeror's Proposals based on criteria and criteria weighting described herein.

Evaluation and ranking of Proposals will be completed no later than 45th calendar day from date of Proposal opening. Offerors are requested not to withdraw their Proposals within 60 calendar days from date on which Proposals are opened. Proposal Security of highest-ranking firms will be held by Owner until contract negotiations are finalized.

4. OTHER PROCEDURES

Owner may conduct such investigations as Owner deems necessary to assist in evaluation of any Proposal and to establish the responsibility, qualifications and financial ability of Offerors, proposed Subcontractors, Suppliers and other persons and organizations to perform and furnish Work in accordance with Contract Documents to Owner's satisfaction within prescribed time.

Owner reserves right to adopt most advantageous interpretation of Proposals submitted in case of ambiguity or lack of clearness in stating Proposal Prices, to reject any or all Proposals, and/or waive informalities.

SECTION 003

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003 ACKNOWLEDGMENT OF ADDENDA

Acknowledgement of Addenda:

All Addenda must be acknowledged below in the space provided. Alternatively, Addenda may be acknowledged on the outside of the sealed envelope submitted for bid next to the project name. Inclusion of the full text of any Addendum in this bid packet will also constitute the bidder's acknowledgement of that Addendum.

Bidder's Name: _____

(Fill in Bidder's Name exactly as it appears on pages 2 and 3 of the Bid Form)

I have received, acknowledge, and accept all of the following Addenda:

ADDENDUM NO.	SIGNATURE

Total Bid Amount in numbers:

Total bid in numbers (as tabulated on the Unit Price Schedule): \$ _____

The total bid in numbers above will be used to determine the apparent low bidder. The contract award will be based on bid amounts tabulated and verified by the Engineer.

004 CONFLICT OF INTEREST QUESTIONNAIRE

004.1 INSTRUCTIONS

CONFLICT OF INTEREST
DISCLOSURE

IMPORTANT NOTICE TO VENDORS AND BIDDERS- NEW STATE LAW

Beginning January 1, 2006 a new state law (Chapter 176 of the Local Government Code) requires the filing of Conflict of Interest Questionnaires (CIQ) by certain individuals and businesses.

The questionnaires require disclosures describing certain business and gift giving relationships, if any, the filers may have with Local Government Officers or a member of a governing body of a local government entity.

The new law applies to:

- Businesses and individuals who contract with the city,
- Businesses and individuals who seek to contract with the City (regardless of whether a bidder is awarded the contract), and
- Agents who represent such businesses in their business dealing with the City

A copy of the required reporting form is attached. Form CIQ

As part of the contracting process with governmental entities, Section 2252.908 of the Texas Government Code requires that for certain types of contracts, you must fill out a conflict of interest form ("Disclosure of Interested Parties") at the time you submit your signed contract to the District. For further information please go to the Texas Ethics Commission website via the following link.

https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm

If you have any questions about compliance, please consult your own legal counsel. Compliance is the individual responsibility of each individual, business and agent who is subject to the law's filing requirement.

If you are required to file a Conflict of Interest Questionnaire, you should file it with the City's Secretary at 1001 Buchanan Dr. Suite 4, Burnet, Tx 78611.

004.2 CIQ FORM SAMPLE

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.

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.

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

Date

004.3 FORM TGC 2270

Form TGC 2270

VERIFICATION REQUIRED BY TEXAS GOVERNMENT CODE CHAPTER 2270

Contract identifier: _____

Department: _____

By signing below, Company hereby verifies the following:

1. Company does not boycott Israel; and
2. Company will not boycott Israel during the term of the contract.

SIGNED BY: _____

Print Name of Person: _____
Signing, Title, and Company _____

Date signed: _____

STATE OF TEXAS §
COUNTY OF _____ §

BEFORE ME, the undersigned Notary Public on this day personally appeared _____ (Name), on behalf of _____ (Company) who being duly sworn, stated under oath that he/she has read the foregoing verification required by Texas Government Code Section 2270.002 and said statements contained therein are true and correct..

SWORN AND SUBSCRIBED TO before me, this _____ day of _____, 20____.

NOTARY OF PUBLIC,
FOR THE STATE OF TEXAS

My Commission Expires:

Government Code § 2270.002. Provision Required in Contract
Effective: September 1, 2017

A governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it:

- (1) does not boycott Israel; and
- (2) will not boycott Israel during the term of the contract.

The following definitions apply:

(1) "Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes.

(2) "Company" means a for-profit sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or business associations that exists to make a profit.

(3) "Governmental entity" means a state agency or political subdivision of this state.

State law requires verification from a Company for contracts involving goods or services (regardless of the amount) before the City can enter into the contract.

005 BID FORM

BID SHORT FORM

Project name: **Type D HMAC per TxDOT Item 340, PID: RFP 2022-006**

Construction Description: Provide a proposal along with a statement of qualifications (SOQ) including the items laid out in the Scope of Work attached hereto.

We, the undersigned, propose to furnish all materials, labor, and equipment for the completion of this project and guarantee that if we are awarded the bid, we will furnish the goods in accordance with the attached specification. THIS FORM MAY BE COPIED

TOTAL LUMP SUM PRICE: \$ _____ for 1,100 Tons of Asphalt Ty-D. A 5% Bid Bond of the Lump Sum Price will be required with the bid.

UNIT PRICE: \$ _____ for 1,100 Tons of Asphalt Ty-D.

By submitting this proposal, the submitter understands that they must enter into an agreement with the City for the award of this contract.

EXCEPTIONS:

BID PRICE IS GUARANTEED FOR 90 (NINETY) DAYS AFTER BID OPENING BY CITY

MINIMUM BID SPECIFICATIONS BID FORM: Construction of the project title noted above for the City of Burnet.

We, the undersigned, propose to furnish the item listed below and guarantee that if we are awarded the bid, we will furnish the goods in accordance with the attached documents and the City’s Technical Construction Standard Manual.

Authorized Signature Name of Firm: _____
Signature Date

Printed Name of Signee: _____

Firm Address: _____
Street No & Suite, City, State, Zip Code

Telephone Number: _____, Fax Number: _____

All Bids shall be submitted on forms supplied by the City.

Bid documents shall be submitted via mail or in person. It is the sole responsibility of the bidder to see that his bid is received on time.

BIDDERS (SUBMITTERS) QUALIFICATIONS:

The City shall have the right to take such steps as it deems necessary to determine the ability of the bidder, to perform his obligations under the Contract and the bidder shall furnish the City all such information and data for this purpose, as the City of may request it. The right is reserved to reject any bid where an investigation of the available evidence or information does not satisfy the City, whereas the bidder is qualified to carry out properly the terms of the contract.

AWARD OF CONTRACT: REJECTION OF BIDS:

The Contract will be awarded to the responsible bidder submitting the best value evaluated bid complying with the specifications. Asphalt Plant or distribution location must be within 50-miles of the City of burnet. The award of the Contract will be based upon consideration of not only cost, but other factors as noted in Section 252 of the Local government Code. The City, however, reserves the right to reject any and all bids and to waive any formality in bids received whenever such rejection or waiver is in the City's interest. The Bidder to whom the award is made will be notified at the earliest possible. Please see proposal instructions for further guidance.

BID BOND

KNOW ALL BY THESE PRESENTS: that the undersigned Principal and Surety are firmly bound to the City of Burnet ("City") in the penal sum of _____ Dollars (\$_____).

Now the condition of this bond is this: that, whereas the undersigned principal has submitted to the City a bid to enter into a certain contract whereupon principal undertakes to perform the following-described work of construction, alteration or repair:

City of Burnet Woodlands Street Rehab Overlay Project

NOW, THEREFORE, if the principal shall, within ____ () days following acceptance by the City Council of the City of Burnet of such bid and award by said Council to said principal of said contract, execute and return such further contract documents, together with such bonds and insurance documents as may be required by the terms of the bids accepted, then this obligation shall be null and void, otherwise it shall remain in full force and the amount hereof shall be paid to and retained by the City as liquidated damages for principal's failure to do so.

IN WITNESS WHEREOF, the above bound parties have executed this instrument under their several seals this the ___ day of _____, 20__, the name and corporate seal of each corporate party being hereto affixed and by these presents duly signed by its undersigned representative, pursuant to the authority of its governing body.

Principal: _____

By: _____

Title: _____ Date: _____

Surety: _____

By: _____

Title: _____ Date: _____

(Attach Power of Attorney)

007 BIDDER QUALIFICATION FORM

Bidder Qualification Form - Construction

(Firm must prepare this statement in the form shown)

The undersigned bidder certifies that the information herein is true, correct, complete and accurate. Elaboration on the following information or additional information deemed to be useful for evaluation of bidder's capabilities or to prevent misleading representations may be attached to this form. With exception to material and equipment suppliers, any subcontractor completing 25% or more of the project in terms of cost, is required to fill out this form.

Date: _____ Texas License Number: _____ Federal ID No.: _____

Bidder (Legal Name of Firm): _____

Address: _____ Phone Number: _____

_____ Fax Number: _____

City: _____ State: _____ Zip Code: _____ Email: _____

President (or Managing Partner, etc.): _____

Dun and Bradstreet Number (if any): _____

Years in Business Under Present Name: _____

List all other names under which your business has operated in the last 10 years:

Work Presently Under Contract (\$): _____

Work in place last year (\$): _____

Total Bonding Capacity (\$): _____

(Attach a letter from Bonding Co. evidencing bonding capacity)

Value of Work Presently Bonded (\$): _____

Bonding Company: _____

Bonding Agent: _____

Insurance Company: _____

Insurance Agent: _____ Phone: _____

Total Staff Employed by Firm (Break down by Managers and Trades on separate sheet): _____

Contracting Specialty (Indicate trades in which bidder performs): _____

Union Affiliations: Local National

Years Performing Work Specialty: _____ Percentage of Work Performed by Firm's Own Forces: _____

Is the Bidder in compliance with all applicable EEO requirements? Yes No
(If the answer is no, please attach summary of details on a separate sheet)

Bank References

Address: _____ Contact Name: _____

City: _____ State: _____ Zip Code: _____ Phone Number: _____

Has the firm or predecessor firm been involved in a bankruptcy or reorganization? Yes No
(If the answer is yes, please attach summary of details on a separate sheet)

Relevant Experience

Bidder should have successfully completed (substantially on-schedule, on-budget) at least three projects of similar size and nature for which they are submitting qualifications. List projects on a separate sheet with the following information on each and attach hereto:

- Project (Name, Location and Contact)
- Architect (N/A if not applicable)
- Engineer
- Contract Amount
- Date Completed (Month/Year)
- Scope of Work

List below any/all Contract(s) awarded to Bidder which it has failed to complete (If applicable, attach a separate sheet):

Project (Name and Location): _____

Contract with: _____

Brief Explanation of Cause and Resolution: _____

List on a sheet attached hereto all judgments, claims, arbitration proceedings, or suits pending or outstanding against bidder over the last five (5) years with amount of claim and brief description.

List on a sheet attached hereto all lawsuits or requested arbitration with regard to construction contracts which bidder has initiated within the last five (5) years and brief explanation of claim and outcome.

Attach to this form Bidder's current Financial Statement (assets/Liabilities), preferably audited.

Signature: _____

Name (Officer or Partner): _____

Title: _____

Date: _____

AFFIDAVIT OF AUTHENTICITY
Must be included with Bidder's Qualifications

STATE OF TEXAS :

COUNTY OF :

ON THIS, the _____ day of _____, _____, before me, a Notary Public, the undersigned officer,
personally appeared _____, who acknowledged her/himself to be the
_____ of _____
[title] *[Contractor's full name]*

being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the
name of the said contractor by her/himself as such _____, executed the
[title]
foregoing instrument for the purposes therein contained by signing her/his name.

STATE OF TEXAS :

COUNTY OF :

Sworn to and subscribed before me on the _____ day of _____, _____ (year), by _____
(name of signer)

Notary Public's Signature

008 CONTRACT

STANDARD CONSTRUCTION CONTRACT

STATE OF TEXAS

§

§

KNOW ALL MEN BY THESE PRESENTS:

§

COUNTIES OF TRAVIS

THIS CONTRACT is made and entered into on this the _____ day of _____, 20__ by and between the CITY OF BURNET (hereinafter referred to as “**OWNER**”) and _____ (hereinafter referred to as “**CONTRACTOR**”). In consideration of the mutual covenants set forth, the **OWNER** and **CONTRACTOR** agree as follows:

Article I. Work

The **CONTRACTOR** shall perform all of the work as specified in the Contract Documents pertaining to this project. The work is generally described as follows:

Hot Mix Asphalt Type D Material

ATTACHED ADDENDUM

Addenda numbers **0** to **0** , inclusive.

Plans and Specification prepared by: The City of Burnet

CITY OF BURNET

All extra work shall be performed as specified or indicated in the Contract Documents; and, at the **CONTRACTOR**’s own cost and expense, the **CONTRACTOR** shall furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services as may be necessary in order to complete the construction, as described above and in accordance with the Contract Documents unless otherwise agreed to by the **OWNER**.

Article II. Contract Documents

The Contract Documents may only be altered, amended or modified as provided in the General Conditions. The Contract Documents consist of: this written agreement setting forth the work to be performed; advertisement, if any; instructions to bidders, if any; proposal; addendum; specifications, including the general, special, and technical conditions, provisions, plans, or working drawings; any supplemental changes or agreements pertaining to the work or materials therefore (Change Orders); maintenance, performance and payment bonds; insurance certificate the Construction Standard Specifications as provided for in the contract documents, or if not, then as published by the City of Burnet Vista, as amended, and, any additional documents incorporated by reference. These form the Contract Documents and all are as fully a part of the Contract as if attached to this agreement or repeated herein.

Article III. Contract Time

The CONTRACTOR shall perform and complete all the items or work listed and referred to in the Contract Documents within _____ calendar days. All limitations of time set forth herein are material and are of the essence of this Contract.

Article IV. Contract Price

The OWNER shall pay the CONTRACTOR for completion of the work in accordance with the Contract Documents using current funds. Such payments shall be subject to the General and Special Conditions to the Contract, as contained in the Contract Documents. The Contract is a Unit Price Contract. Should CONTRACTOR need to exceed the price stated herein, CONTRACTOR shall submit a Change Order with proper documentation for written approval by the OWNER. Undertaking any work prior to receiving the approval on a Change Order shall be at CONTRACTOR'S risk and OWNER shall not be required to pay for any work undertaken unless and until such Change Order is approved by the OWNER.

Article V. Debts

The OWNER may, at its option, offset any amounts due and payable under this Contract against and debt (including taxes) lawfully due to OWNER from CONTRACTOR, regardless of whether the amount due arises pursuant to the terms of this Contract or otherwise and regardless of whether or not the debt due to OWNER has been reduced to judgment by a court.

Article VI. Miscellaneous Provisions

The terms used in this Contract shall have the same meaning as designated in the General Provisions of the Standard Specifications aforementioned, as amended. The Contract Documents, which constitute the entire agreement between the OWNER and CONTRACTOR, are listed in Article II. No assignment by either party hereto of any rights under or interests in the Contract Documents will be binding on the other party hereto without the written consent of the party sought to be bound. The OWNER reserves the right to select to build the project herein in whole or in part as needed to meet budget constraints, coordination with other project, or to better align with the needs of the OWNER. The OWNER and CONTRACTOR each binds itself, its partners, successors, assigns, and legal representatives hereto to the covenants, agreements, and obligations contained in the Contract Documents.

IN WITNESS WHEREOF, the OWNER and CONTRACTOR have executed this Contract in duplicate and on the date aforementioned. All portions of the Contract Documents have been signed or identified by the OWNER and CONTRACTOR.

CONTRACTOR: NAME

CITY OF BURNET

Signature By: _____

David Vaughn

Name: _____

ATTEST:

ATTEST:

Name:

City Secretary, Kelly Dix

Address for giving notices:

Address for giving notices:

1001 Buchanan Dr. Suite 4
Burnet, Tx 78611

009 REQUEST FOR INFORMATION

Communications concerning this Bid shall be addressed to:

Eric Belaj, PE, CFM
City Engineer
CITY OF BURNET
1001 Buchanan Dr. Ste 4
Burnet, Tx 78611
ebelaj@cityofburnet.com