

AN ORDINANCE

2009 - 10 - 29 - 0851

**AWARDING A CONSTRUCTION CONTRACT TO 3TI, INC. IN THE AMOUNT OF \$1,184,500.00 FOR IMPROVEMENTS TO FOUR PUBLIC SWIMMING POOL FACILITIES LOCATED IN COUNCIL DISTRICT 7, ALL AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECTS, FROM A TOTAL AUTHORIZED PROJECT AMOUNT OF \$1,460,192.00.**

\* \* \* \* \*

**WHEREAS**, this ordinance awards a construction contract for renovation to the group project of Council District 7 Swimming Facilities and Joe Ward Park; and

**WHEREAS**, the four Council District 7 swimming facilities to receive work include Gilbert Garza Park, Sunset Hills Park, Joe Ward Park and Woodlawn Lake Park; and

**WHEREAS**, this project was advertised for construction bids in the Commercial Recorder, The San Antonio Observer, and La Prensa in August 2009; and

**WHEREAS**, plans were also available for review by potential bidders at local plan rooms and available through Rialto Studio, 2425 Broadway, Suite 105; and

**WHEREAS**, Bids were opened for this project September 9, 2009 and four (4) bidders responded; and

**WHEREAS**, of these, 3TI, Inc., submitted the lowest responsive bid; and

**WHEREAS**, the Economic Development Department has reviewed and approved the Good Faith Effort Plan; **NOW THEREFORE**:

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The low qualified bid of \$1,184,500.00 including 14 additive alternates listed in **Attachment I** from 3TI, Inc. for capital improvements as part of the combined Council District 7 swimming facilities and Joe Ward Park Project is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of ninety (90) days from the effective date hereof, whichever occurs first. A copy of the contractor's executed Formal Invitation for Bids and Contract is attached hereto and incorporated herein for all purposes as **Attachment II**.

**SECTION 2.** The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00095, Joe Ward Park, shall be revised by increasing\decreasing the SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
40-00095-01-07	Project Capital Administrative Cost	5402010	Cap Prog Admin Cost	\$20,601.17	\$1,403.83	\$22,005.00
40-00095-05-02	Construction Costs	5201140	Construction Cost	\$256,581.38	-\$251,534.73	\$5,046.65
40-00095-05-02-01	Construction - City	5201140	Construction Cost	\$0.00	\$244,500.00	\$244,500.00
40-00095-05-02-02	Construction - Park Materials	5201040	Fees to Prof Contractors	\$0.00	\$500.00	\$500.00
40-00095-05-06	Material Testing	5201040	Fees to Prof Contractors	\$0.00	\$4,890.00	\$4,890.00
40-00095-05-07	Project Contingency	5201140	Construction Cost	\$24,209.10	\$240.90	\$24,450.00
			<b>TOTALS</b>	<b>\$301,391.65</b>	<b>\$0.00</b>	<b>\$301,391.65</b>

**SECTION 3.** The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00129, Swimming Facilities Improvements CD 7, shall be revised by increasing\decreasing the SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
40-00129-05-01	Advertise	5201150	Advertising	\$0.00	\$3,000.00	\$3,000.00
40-00129-05-02	Construction Costs	5201140	Construction Cost	\$1,175,584.35	-\$1,007,400.00	\$168,184.35
40-00129-05-02-01	Construction - City	5201140	Construction Cost	\$0.00	\$940,000.00	\$940,000.00
40-00129-05-02-02	Construction - Park Materials	5201040	Fees to Prof Contractors	\$0.00	\$1,000.00	\$1,000.00
40-00129-05-06	Material Testing	5201040	Fees to Prof Contractors	\$0.00	\$18,800.00	\$18,800.00
40-00129-05-08	Construction Capital Administration	5402010	Cap Prog Admin Cost	\$40,000.00	\$44,600.00	\$84,600.00
			<b>TOTALS</b>	<b>\$1,215,584.35</b>	<b>\$0.00</b>	<b>\$1,215,584.35</b>

**SECTION 4.** The amount of \$244,500.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00095, Joe Ward Park is authorized to be encumbered and made payable to 3TI, Inc. for construction services.

**SECTION 5.** The amount of \$940,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00129, Swimming Facilities Improvements CD 7 is authorized to be encumbered and made payable to 3TI, Inc. for construction services.

**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SW/mgc  
10/29/09  
Item #10

**SECTION 7.** This ordinance shall become effective immediately upon passage by eight (8) or more affirmative votes of the entire City Council; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

PASSED AND APPROVED this 29<sup>th</sup> day of October 2009.

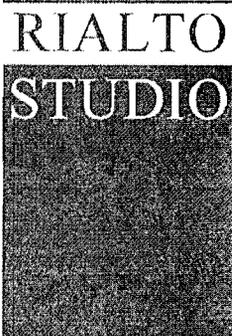


M A Y O R

ATTEST: *Lucinda M. Vance*  
City Clerk

APPROVED AS TO FORM: *Hollis Young*  
for City Attorney

<b>Agenda Item:</b>	<b>10</b>						
<b>Date:</b>	10/29/2009						
<b>Time:</b>	09:42:02 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance awarding a construction contract to 3TI, Inc. in the amount of \$1,184,500.00, from a total authorized project amount of \$1,460,192.00, for improvements to four public swimming pool facilities as well as improvements to Joe Ward Park, all authorized 2007-2012 General Obligation Bond Projects located in Council District 7. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x			x	
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				



September 22, 2009

Pat Schneider  
 Capital Improvements Management Services  
 City of San Antonio  
 P.O. Box 839966  
 San Antonio, Texas 78283

Re: Council District 7 Swim Facilities Improvements and Joe Ward Bath House - Bid Analysis

Dear Mr. Schneider:

I have reviewed the four contractor bids (3TI, Journeymen Construction, Wallace L. Boldt General Contracting and Merrel General Contracting) for the referenced project as received on September 9, 2009. 3TI, Inc. was the lowest responsive bidder including bonding. The project consists of a base bid and 18 alternates. Of those 18 alternates, fourteen alternates have been selected by the City of San Antonio Parks and Recreation Department for inclusion in the project:

Base Bid	\$ 1,027,000
Add/Alt GG1 (Convert Restrooms on West Side of Pool)	\$ 6,600
Add/Alt GG2 (Remove and Replace Millwork at Vending)	\$ 2,800
Add/Alt GG3 (Fill Kids Pool with San and Pavers)	Not Accepted
Add/Alt GG4 (Replace Life Guard Chairs)	\$ 5,500
Add/Alt GG5 ((2) 20 Amp Electrical Circuits)	\$ 3,600
Add/Alt GG6 (Provide and Install Picnic Tables/Chairs)	\$ 5,700
Add/Alt GG7 (Provide Single-Ply Prefab Roof in Lieu of Bit.)	Not Accepted
Add/Alt SH1 (Renovate Park Restrooms)	\$ 9,200
Add/Alt SH2 (Metal Roof in Lieu of Shingle Roof)	\$ 20,000
Add/Alt SH3 (Replace Life Guard Chairs)	\$ 5,100
Add/Alt JW1 (Shade Canopy around Bath House)	\$ 40,000
Add/Alt JW2 (Color Concrete at Pool Deck)	Not Accepted
Add/Alt JW3 (Finish Interior of Bath House w/ Glazed Block)	\$ 21,000
Add/Alt JW4 (Provide and Install Picnic Tables/Chairs)	\$ 2,000
Add/Alt JW5 (Provide Single-Ply Prefab Roof in Lieu of Bit.)	Not Accepted

**Rialto Studio, Inc.**  
 Landscape Architecture

2425 Broadway, Suite 105  
 San Antonio, Texas 78215

p. 210.828.1155  
 f. 210.828.1399

Add/Alt WL1 (Provide Shade Structures and Benches)	\$ 12,000
Add/Alt WL2 (Provide Shade Structures and Benches)	\$ 12,000
Add/Alt WL3 (Provide Shade Structures and Benches)	\$ 12,000

The total amount of the 14 accepted alternates is \$157,500 with the base bid of \$1,027,000 equaling a total project cost of \$1,184,500. I recommend proceeding in awarding the project to 3TI, Inc.

In review of the bids, a few errors have been identified. Merrel General Contracting has a total base bid of \$1,078,353 listed, however, when the four individual facilities amounts are summed, they total \$1,108,058. This is the number that has been included in the bid review process.

Secondly, Merrel General Contracting has utilized the original Unit Pricing Form which was issued. This form was revised, and re-issued in Addendum #2.

If you have any questions regarding information contained in this letter, please call me.

Cordially,



Danny Watson, ASLA  
Project Manager

## CITY OF SAN ANTONIO

Issued By: CIMS Department  
ID NO.: 40-00129

Date Issued: August 9th, 2009  
Page 1 of 1

**FORMAL INVITATION FOR BIDS (IFB) and CONTRACT**  
**Swimming Facilities Improvements CD 7 (Prj. No. 40-00129)**

Sealed bids, subject to the Terms and Conditions of this Invitation for Bids and other contract provisions, will be received at the Office of the City Clerk, City Hall, 100 Military Plaza, 2nd floor until 1:00 p.m. CST on Wednesday, September 9th, 2009. This is the *solicitation deadline*. Bids must be submitted in a sealed envelope and clearly marked with the due date of bid, bidder name, Project Name and ID NO. The City is not responsible for submissions not clearly and appropriately marked. Late submissions will be rejected and returned to bidder. A Non-Mandatory Pre-submittal conference will be held at Joe Ward Swim Facility, 435 East Sunshine Drive San Antonio, Tx 78228, on August 20th, 2009 at 9:00 A.M.

**TABLE A - This invitation includes the following Contract Documents:**

010 Invitation for Bids and Contract Signature Page	054 Change of Subs Form
020 Bid Form	060 Supplemental Conditions
025 Unit Pricing Form	075 Performance Bond
030 Contractor's Qualifications Statement	076 Payment Bond
040 Standard Instructions to Respondents	080 General Conditions (Building)
050 Small Business/Economic Development Advocacy (SBEDA) Guidelines	Plans, Specifications, Special Conditions
052 Good Faith Effort Plan (required for contracts \$200,000 or above)	
053 Letter of Intent	

Plans, Specifications and Special Conditions may be purchased at a cost of ~~\$175.00~~ per set (tax included) from the office of Rialto Studio, Inc, located at 2425 Broadway, Suite 105, San Antonio, Texas 78215 or by phone at (210) 828-1155. No refund will be made for plan sets that are returned. Addenda will be posted on the web at <http://epay.sanantonio.gov/rfp listings/> along with this solicitation. Changes to Plans, Specifications and Special Conditions will be included in an addendum and may be obtained from the office of Rialto Studio, Inc. Bidder understands and agrees that bidder is responsible for obtaining addenda and adhering to all requirements in addenda. City is not responsible for incorrect information obtained through other sources.

The following documents (fully completed and with original signatures) constitute the required information to be submitted as a part of the bid proposal clearly marked on the outside of the sealed envelope with the due date of bid, bidder name, Project Name and ID NO as follows:

- |  |   |
|--|---|
| 1) 010 Invitation for Bids                   | 6) 052 Good Faith Effort Plan (Projects \$200,000 and over) |
| 2) 020 Bid Form                              | 7) Signed Addenda Acknowledgement Forms (if applicable)     |
| 3) 025 Unit Pricing Form                     |   |
| 4) 030 Contractor's Qualifications Statement |   |
| 5) Bid bond or cashiers check                |   |

It is understood and agreed that the work is to be completed in full on or before 180 calendar days. This project does not include hazardous environmental work. This project requires 4 project sign(s).

This is a Public Works Contract and chapter 2258 of the Texas Government Code requires that not less than the prevailing wage rate for work of a similar character in this locality shall be paid all laborers, workmen, and mechanics employed in the construction thereof. The Wage Decision Number TX080003 07/24/2009 TX3 shall be used on this contract, which is available on the web at <http://www.wdol.gov/dba.aspx#0>.

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with Contract Documents for the amount(s) shown on the accompanying bid sheet(s). The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the City. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final. The Bidder by submitting this bid and signing below, acknowledges that he/she has received & read the entire Bid and Contract document and agrees to be bound by the terms therein, has received all Addenda, and agrees to the terms, conditions, and requirements of the bidder's bid proposal and all documents listed in TABLE A above that form the entire Contract upon approval by the City Council.

Official Name of Company (legal):

3TI, Inc.

Original Signature of Person Authorized  
to Sign Bid/Contract

09/09/09

Date

Signer's Name: Mark Trinidad

(Please Print or Type)

CITY OF SAN ANTONIO

SWIMMING FACILITIES IMPROVEMENTS (CD7) (#40-00129) AND  
JOE WARD PARK POOL HOUSE IMPROVEMENTS (#40-00095)

020

BID FORM

Budget for this contract is \$1,125,425.00

I. BASE BID

Amount of Construction Base Bid for Gilbert Garza Swim Facility (Insert Amount in Words and Numbers):

Two Hundred sixty six thousand \$ 266,000

Amount of Construction Base Bid for Sunset Hills Swim Facility (Insert Amount in Words and Numbers):

One Hundred eighteen thousand \$ 118,000

Amount of Construction Base Bid for Joe Ward Swim Facility (Insert Amount in Words and Numbers):

One Hundred seventy eight thousand \$ 178,000

Amount of Construction Base Bid for Joe Ward Bath House (Insert Amount in Words and Numbers):

Four hundred thirty three thousand \$ 433,000

Amount of Construction Base Bid for Woodlawn Swim Facility (Insert Amount in Words and Numbers):

Thirty two thousand \$ 32,000

Total Amount of Base Bid (Insert Amount in Words and Numbers):

One million twenty seven thousand \$ 1,027,000

II. ALTERNATES

Amount of each Alternates (if applicable) insert in Numbers:

GILBERT GARZA SWIM FACILITY

Additive Alternate #GG1 - Convert restrooms at west side of pool to storage

Total Amount of Bid for Additive Alternate #GG1 (Insert Amount in Words and Numbers):

six thousand six hundred \$ 6,600

Additive Alternate #GG2 - Remove and replace millwork at vending area

Total Amount of Bid for Additive Alternate #GG2 (Insert Amount in Words and Numbers):

Two thousand eight hundred \$ 2,800

Additive Alternate #GG3 - Fill kids pool with sand and install pavers

Total Amount of Bid for Additive Alternate #GG3 (Insert Amount in Words and Numbers):

Five thousand \$ 5,000

Additive Alternate #GG4 - Replace life guard chairs

Total Amount of Bid for Additive Alternate #GG4 (Insert Amount in Words and Numbers):

Five thousand Five hundred \$ 5,500

SWIMMING FACILITIES IMPROVEMENTS (CD7) (#40-00129) AND  
JOE WARD PARK POOL HOUSE IMPROVEMENTS (#40-00095)

Additive Alternate #GG5 - Provide (2) new 20 amp electrical circuits

Total Amount of Bid for Additive Alternate #GG5 (Insert Amount in Words and Numbers):

Three thousand six hundred \$ 3,600

Additive Alternate #GG6 - Provide and install table and chair picnic tables

Total Amount of Bid for Additive Alternate #GG6 (Insert Amount in Words and Numbers):

Five thousand seven hundred \$ ~~4,700~~ 5,700

Additive Alternate #GG7 - Provide Single-Ply Prefabricated Roof in lieu of Modified Bituminous Roof

Total Amount of Bid for Additive Alternate #GG7 (Insert Amount in Words and Numbers):

two thousand eight hundred \$ 2,800

**SUNSET HILLS SWIM FACILITY**

Additive Alternate #SH1 - Renovate Park Restrooms

Total Amount of Bid for Additive Alternate #SH1 (Insert Amount in Words and Numbers):

Nine thousand two hundred \$ 9,200

Additive Alternate #SH2 - Metal Roof in lieu of Shingle Roof

Total Amount of Bid for Additive Alternate #SH2 (Insert Amount in Words and Numbers):

Twenty thousand \$ 20,000

Additive Alternate #SH3 - Replace life guard chairs

Total Amount of Bid for Additive Alternate #SH3 (Insert Amount in Words and Numbers):

Five thousand One hundred \$ 5,100

**JOE WARD SWIM FACILITY**

Additive Alternate #JW1 - Shade Canopy at bath house

Total Amount of Bid for Additive Alternate #JW1 (Insert Amount in Words and Numbers):

Forty thousand \$ 40,000

Additive Alternate #JW2 - Color concrete at pool deck

Total Amount of Bid for Additive Alternate #JW2 (Insert Amount in Words and Numbers):

seven teen thousand \$ 17,000

Additive Alternate #JW3 - Finish interior of bath house with glazed block

Total Amount of Bid for Additive Alternate #JW3 (Insert Amount in Words and Numbers):

Twenty One thousand \$ 21,000

Additive Alternate #JW4 - Provide and install table and chair picnic tables

Total Amount of Bid for Additive Alternate #JW4 (Insert Amount in Words and Numbers):

two thousand \$ 2,000

Additive Alternate #JW5 - Provide Single-Ply Prefabricated Roof in lieu of Modified Bituminous Roof

Total Amount of Bid for Additive Alternate #JW5 (Insert Amount in Words and Numbers):

One thousand three hundred \$ 1,300

**WOODLAWN SWIM FACILITY**

Additive Alternate #WL1 - Provide Shade Structure and Benches

Total Amount of Bid for Additive Alternate #WL1 (Insert Amount in Words and Numbers):

Twelve thousand \$ 12,000

Additive Alternate #WL2 - Provide Shade Structure and Benches

Total Amount of Bid for Additive Alternate #WL2 (Insert Amount in Words and Numbers):

twelve thousand \$ 12,000

Additive Alternate #WL3 - Provide Shade Structure and Benches

Total Amount of Bid for Additive Alternate #WL3 (Insert Amount in Words and Numbers):

twelve thousand \$ 12,000

**III. UNIT PRICES**

Bidders shall submit unit pricing on the 025 Unit Pricing form, and it shall be attached immediately following this sheet.

**IV. ALLOWANCES (if applicable)**

3TI, Inc.

210-930-2923

Official Name of Company (legal)

Telephone No.

5523 Dietrich Rd. #2

210-821-5524

Address

Fax No.

San Antonio, Tx. 78219

jt3ti@aol.com

City, State and Zip Code

E-mail Address

CITY OF SAN ANTONIO

025 UNIT PRICING FORM

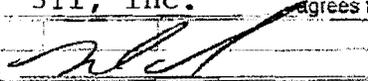
PROJECT NAME: Swimming Facilities Improvements (CD7) and Joe Ward Bath House

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE
	02110	<b>FILTER FABRIC FENCE</b>			
		Filter Fabric Fence	LF		1.88
	02122	<b>TREE PROTECTION AND TRIMMING</b>			
		Mesh Tree Protection Fence	LF		3.02
		Tree Mulch	CY		46.00
	02211	<b>ROUGH GRADING</b>			
		Soil Excavation Removal	CY		20.00
	02231	<b>AGGREGATE BASE COURSE</b>			
		Flexible Base	CY		<del>23.00</del> 35.00
	02520	<b>LANDSCAPE CONCRETE PAVING</b>			
		Concrete Pool Deck	SF		8.5
		Integral Color Concrete Pool Deck	SF		15.00
		Concrete Flatwork	SF		5.5
	02800	<b>SITE FURNISHINGS</b>			
		Benches (Installed) - CBF-96, 8' length w/ metal horizontal slats	EA		1447
		Table / Chairs (Installed) - Web Style Octagon, Model T46WEBOCT-3SMADA	EA		880
		Table / Chairs (Installed) - Web Style Octagon, Model T46WEBOCT-PSM	EA		880
		Trash Receptacle. ES-342 w/ Rain Bonnet Lid	EA		865
	02826	<b>ORNAMENTAL METAL FENCES AND GATES</b>			
		Wrought Iron Fence	LF		45
	2900	<b>LANDSCAPE WORK</b>			
		Topsoil	CY		46.00
		Sod	SY		5.00

CITY OF SAN ANTONIO

025 UNIT PRICING FORM

PROJECT NAME: Swimming Facilities Improvements (CD7) and Joe Ward Bath House

06100	ROUGH CARPENTRY			
	Plywood Roof Decking	SF		3.00
	Tongue and Groove Deck	SF		2.50
	Wood Fascia	LF		4.90
13900	SHADE STRUCTURE SPECIFICATION			
	Shade Structure (installed) - SC152510 - 15' x 25' Single Cantilever Shade Structure	EA	18,000	18,000
<p>3TI, Inc. hereby certifies that the unit prices shown on this form in this bid proposal are the unit prices intended for this project. These unit prices are 'complete and in place', and include but are not limited to: necessary superintendence, labor, machinery, equipment, tools, materials, mobilization, insurance, overhead and other miscellaneous items and cost to complete the proposed work. It is further understood that these unit prices will be used by the City of San Antonio to adjust the final bid or contract amount through additions to or deletions from the scope and amount of work for the project, at the sole discretion of the City of San Antonio.</p>				
<p>3TI, Inc. agrees to the terms, conditions, and requirements of the bidder's bid proposal.</p>				
Signed:		Date:	09/09/09	
Title:	President			

**Section 030**  
**CONTRACTOR'S QUALIFICATION STATEMENT**

**1. Respondent Information:** Provide the following information regarding the Respondent.

(NOTE: Co-Respondents are two or more entities proposing as a team or joint venture with each signing the contract, if awarded. Sub-contractors are not Co-Respondents and should not be identified here. If this proposal includes Co-Respondents, provide the required information in this Item #1 for each Co-Respondent by copying and inserting an additional block(s) before Item #1.2. If Joint Venture or Partnership, attach Joint Venture or Partnership Agreement.)

Respondent Name: 3TI, Inc.

(NOTE: Give exact legal name as it will appear on the contract, if awarded.)

Principal Address: 5523 Dietrich Rd. #2

City: San Antonio State: Texas Zip Code: 78219

Telephone No. 210-930-2923 Fax No: 210-821-5524

e-mail address: JT3TI@aol.com

List here, any other names under which Respondent has operated within the last 10 years. (add space as needed)

N/A

**1.2 Business Structure:** Check the box that indicates the business structure of the Respondent.

- Individual or Sole Proprietorship If checked, list Assumed Name, if any: \_\_\_\_\_
- Partnership
- Corporation If checked, check one:  For-Profit  Nonprofit
- Also, check one:  Domestic  Foreign
- Other If checked, list business structure: \_\_\_\_\_

**1.3 Ownership:** Does Respondent anticipate any mergers, transfer of organization ownership, management reorganization, or departure of key personnel within the next twelve (12) months?

Yes  No

**1.4** Is Respondent authorized and/or licensed to do business in Texas?

Yes  No  If "Yes", list authorizations/licenses.

General Contracor SCTRCA-#201031990

**1.5** Where is the Respondent's corporate headquarters located? San Antonio, Tx.

**1.6 Local Operation:** Does the Respondent have an office located in San Antonio, Texas?

Yes  No  If "Yes", respond to a. and b. below:

a. How long has the Respondent conducted business from its San Antonio office?

Years 9 Months 1

b. State the number of full-time employees at the San Antonio office. 10

1.7 **County Operation:** If the Respondent does not have a San Antonio office, does the Respondent have an office located in Bexar County, Texas?

Yes  No  If "Yes", respond to a. and b. below:

a. How long has the Respondent conducted business from its Bexar County office?

Years \_\_\_\_\_ Months \_\_\_\_\_

b. State the number of full-time employees at the Bexar County office. \_\_\_\_\_

1.8 **Organizational Chart:** Attach a one page copy of your business organizational chart for the portion of your business that will be involved with this project, complete with names and titles, identify as Attachment 1.8.

See attached

1.9 **Debarment/Suspension Information:** Has the Respondent or any of its principals been debarred or suspended from contracting with any public entity?

Yes  No  If "Yes", identify the public entity and the name and current phone number of a representative of the public entity familiar with the debarment or suspension, and state the reason for or circumstances surrounding the debarment or suspension, including but not limited to the period of time for such debarment or suspension.

\_\_\_\_\_  
\_\_\_\_\_

1.10 **Surety Information:** Has the Respondent ever had a bond or surety canceled or forfeited?

Yes  No  If "Yes", state the name of the bonding company, date, amount of bond and reason for such cancellation or forfeiture.

\_\_\_\_\_  
\_\_\_\_\_

1.11 **Bankruptcy Information:** Has the Respondent ever been declared bankrupt or filed for protection from creditors under state or federal proceedings?

Yes  No  If "Yes", state the date, court, jurisdiction, cause number, amount of liabilities and amount of assets.

\_\_\_\_\_  
\_\_\_\_\_

1.12 **LITIGATION DISCLOSURE - Failure to fully and truthfully disclose the information required by this Litigation Disclosure may result in the disqualification of your bid/proposal from consideration or termination of the contract, once awarded.**

A. Have you or any member of your Firm or Team to be assigned to this engagement ever been indicted or convicted of a felony or misdemeanor greater than a Class C in the last five (5) years?

Yes  No

B. Have you or any member of your Firm or Team been terminated (for cause or otherwise) from any work being performed for the City of San Antonio or any other Federal, State or Local Government, or Private Entity? Yes  No

C. Have you or any member of your Firm or Team been involved in any claim or litigation with the City of San Antonio or any other Federal, State or Local Government, or Private Entity during the last ten (10) years? Yes  No

If you have answered "Yes" to any of the above questions, please indicate the name(s) of the person(s), the nature, and the status and/or outcome of the information, indictment, conviction, termination, claim or litigation, as applicable. Any such information should be provided on a separate page and submitted with your bid/proposal as Attachment 1.12.

**2. EXPERIENCE**

2.1 How many years has your current organization been doing business as a construction general contractor? 9 years.

2.2 How many years have you been doing construction-contracting work under previous business name(s)? 14 years. (employed by other company)

2.3 Type of work provided by your firm directly or through subcontractors with your firm acting as prime (mark with an "X" all that apply):

CSI Division		X	Division		X
1	General Requirements	X	Excavation	X	
2	Existing site conditions	X	Underground drain	X	
3	Concrete	X	Concrete flat work	X	
4	Masonry	X	Asphalt Road Work	X	
5	Metals	X	Sanitary Sewer	X	
6	Wood, plastic, & composite	X	Water system	X	
7	Thermal & moisture protect	X	Gas Line	X	
8	Openings(windows/doors)	X	Underground Electric	X	
9	Finishes	X	Bridges	X	
10	Specialties	X			
11	Equipment	X	<b>List Others Below</b>		
12	Furnishings	X			
13	Special construction	X			
14	Conveying Equipment	X			
22	Plumbing	X			
23	HVAC	X			
26	Electrical	X			
28	Electronic Safety/security	X			
31	Earthwork	X			
32	Exterior Improvements	X			
33	Utilities	X			

See Construction Specification Institute (CSI) Division Library for full explanation of Divisions.

**2.4 STATEMENT ON PRESIDENT'S EXECUTIVE ORDERS**

Has your firm previously performed work subject to the President's Executive Orders Numbers 11246 and 11375 or any preceding similar executive orders (Numbers 10925 and 11114)? Yes  No

Contractors/Consultants/Vendors on work paid by federal funds will be required to comply with the president's executive order no. 11246, "Equal Employment Opportunity," as amended by executive order no. 11375, "amending executive order 11246 relating to equal employment opportunity," and as supplemented by regulations at 41 CFR part 60, Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department Of Labor.

**2.5 Equipment & Facilities:** List any special equipment or facilities available to do the required work accurately and expeditiously.

See attached

**2.6 Complete RELEVANT EXPERIENCE LIST** (You may add lines to this form and provide explanations, as necessary)

See attached

**RELEVANT EXPERIENCE LIST**

Name of Respondent: 3TI, Inc.

Date of Project	Name of Project	Type of Design (Arch. Or Eng.)	Project Type *	Original Contract Amount (in dollars)	Final Contract Amount (in dollars)	Number Change Orders/ Amendments	Location of Project (City/State)	Owner Name	Owner Contact Name	Owner Contact Phone #

List no more than 10 projects.

\* Project Types are: Design-Bid-Build (DBB), Design-Build (DB), Construction Manager at-risk GMP (CM@risk GMP), Construction Manager at-risk Lump Sum (CM@risk LS)

**2.7 SITE SUPERINTENDENT:**

- 2.7.1 Name of the proposed site superintendent: Tracy Trinidad
- 2.7.2 Number of years of superintendent experience (including previous employment) 20
- 2.7.3 Number of years employed with this organization

2.7.4 Names of similar projects of this organization where employed as superintendent and name of owner (add space as necessary) List no more than 5 relevant projects.

District 6 Swimming Pool, Owner: City of S.A., Phase II Library Improvements, Owner: City of S.A., Olmos Basin Renovation, Owner: City of S.A., Great N.W. Library Addition, Owner: City of S.A., O.P. Schnabell Park, Owner: City of S.A.

2.8.1 **PROJECT MANAGER:**

2.8.2 Name of the proposed project manager Mark Trinidad

2.8.3 Number of years of project management experience (including previous employment) 20

2.8.4 Number of years employed with this organization 8

2.8.5 Names of similar projects of this organization where employed as project manager and name of owner (add space as necessary) List no more than 5 relevant projects.

District 6 Swimming Pool, Owner: City of S.A., Phase II Library Improvements, Owner: City of S.A., Olmos Basin Renovation, Owner: City of S.A., Great N.W. Library, Owner: City of S.A.

2.9 **LETTERS OF REFERENCE** may be included as attachment 2.12. Letters of reference should be relevant to this project. Letters of reference are optional.

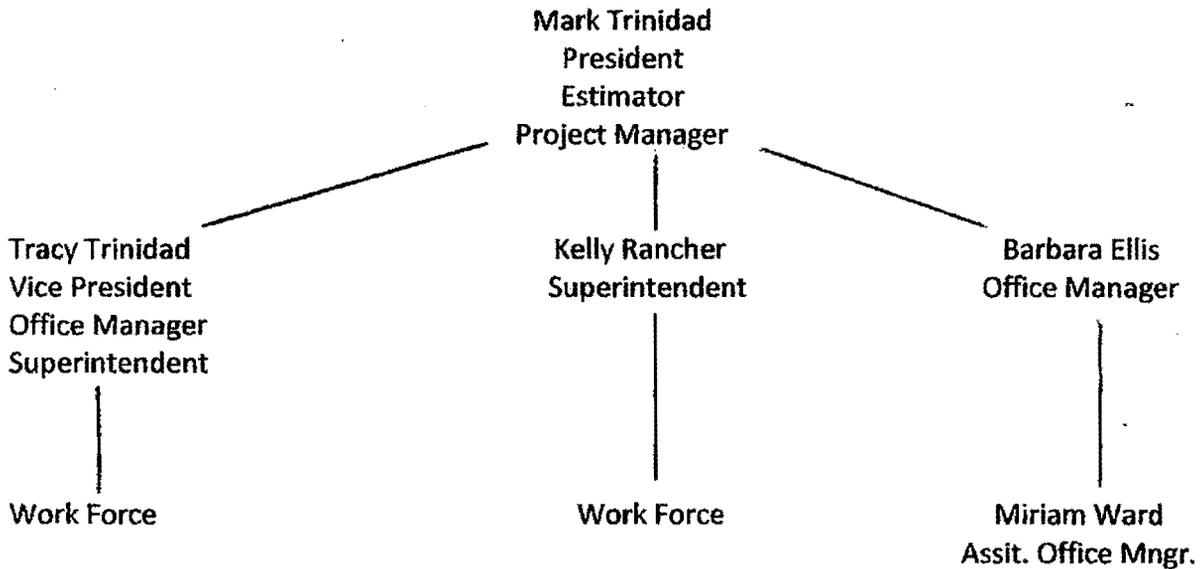
3. **FINANCIAL**

3.1 Please indicate the current limit of your **BONDING CAPACITY:**  
\$ 4,000,000.00. This limit indication reduces your risk of forfeiting a bid bond. Properly informing the CITY of your current capacity for BONDED work allows the determination of awards in cases where a CONTRACTOR has the low bids for multiple projects and that total amount exceeds the capacity for bonding. If this section is left blank, CONTRACTOR agrees to be fully responsible for all active bid submissions to the limit of their respective bid bonds.

3.2 How much work is your firm currently contracted to provide? I.E. current total amount of work in dollars from all sources.

\$ 2.5 million

**3TI, Inc.**  
1.8



Using previous work history and input from sub-contractors, a basic bar chart is developed to understand the sub-contractors work capability and strength of manpower. All information is used to develop a job schedule using Sure-Trak project managing software. Weekly job sub-contractors meetings are a part of the procedures to identify possible delays of materials and/or identify possible co-ordination problems that may arise. All sub-contractors are required to submit daily logs to the superintendent to insure manpower is adequate enough to push the job forward.

3TI, Inc.

## Equipment and Facilities

2.5

Job Site Trailers

Material Trailers

Tool Trailers

Generator

Dumpster

Earth Moving Equipment

Material Moving Equipment

Managing Software

## RELEVANT EXPERIENCE LIST

### 2.6

Project: Converse Elementary  
Contact Person: Charlie Lloyd  
Company Name: Kencon Construction  
Telephone Number: 210-669-0327  
Fax Number: N/A E-Mail Address: [Charlie@kenconltd.com](mailto:Charlie@kenconltd.com)

Project: Downtown Restrooms  
Contact Person: Guillermo Moya  
Company Name: City of San Antonio Public Works  
Telephone Number: 210-207-2147  
Fax Number: 210-207-2197 E-Mail Address: [Guillermo.Moya@sanantonio.gov](mailto:Guillermo.Moya@sanantonio.gov)

Project: Hill Country Bakery Addition  
Contact Person: Fabian Castillo  
Company Name: Fabian Painting & General Contracting  
Telephone Number: 210-738-8835

Project: Jewish Family & Children Counseling Center  
Contact Person: Chris Kimm  
Company Name: Westeast Designs Group, LLC  
Telephone Number: 210-530-0755  
Fax Number: 210-530-9427 E-Mail Address: [ChrisK@westeastdesign.com](mailto:ChrisK@westeastdesign.com)

Project: Great Northwest Library Addition and Renovation  
Contact Person: Dale Lange  
Company Name: City of San Antonio Public Works  
Telephone Number: 210-207-6042  
Fax Number: 210-207-2197 E-Mail Address: [dale.lange@sanantonio.gov](mailto:dale.lange@sanantonio.gov)

Project: VMC Site Improvements  
Contact Person: Mr. Hearn  
Company Name: Via Metropolitan Transit  
Telephone Number: 210-362-2416  
Fax Number: 210-362-2588 E-Mail Address: N/A

## RELEVANT EXPERIENCE LIST

### 2.6

Project: Phase 2, Library Improvements

Contact Person: Dale Lange

Company Name: City of San Antonio Public Works

Telephone Number: 210-207-6042

Fax Number: 210-207-2197 E-Mail Address: [dale.lange@sanantonio.gov](mailto:dale.lange@sanantonio.gov)

Project: Tenant Improvement Project

Contact Person: Wendy Applewhite

Company Name: Port San Antonio

Telephone Number: 210-362-7800

Project: Elevator Replacements

Contact Person: Louis Kreusel

Company Name: ACCD

Telephone Number: 210-733-2246

**052**  
**GOOD FAITH EFFORT PLAN**  
**(FOR CONTRACTS \$200,000 OR GREATER)**

**NAME OF PROJECT:** Swimming Facilities Improvements CD7 & Joe Ward Park Improvements

**BIDDER/PROPOSER INFORMATION:**

Name of Bidder/Proposer: 3TI, Inc.

Address: 5523 Dietrich Rd. #2

City: San Antonio State: Texas Zip Code: 78219

Telephone: 210-930-2923 E-mail Address: jt3ti@aol.com

Is your firm certified?  Yes  No (If yes, please submit Certification Certificate.)

1. List all subcontractors/suppliers that will be used for this contract. (Indicate all MBEs-WBEs-AABEs-SBEs. Use additional sheets as needed.)

NAME, ADDRESS AND E-MAIL OF SUBCONTRACTOR'S/SUPPLIER'S COMPANY	CONTRACT AMOUNT	% LEVEL OF PARTICIPATION	MBE-WBE-AABE-SBE CERTIFICATION NUMBER
HSC Electric		5%	209048835
R.P Plumbing		4%	207077145
Texas Tile & Stone		13%	
Holt Door Systems		1%	

Only companies certified as MBE, WBE, AABE or SBE by the City of San Antonio or its certifying organization can be applied toward the contracting goals. All MBE-WBE-AABE-SBE subcontractors or suppliers must submit a copy of their certification certificate through the Prime Contractor. Proof of certification must be attached to this form. If a business is not certified, please call the Small Business Program Office at (210) 207-3900 for information and details on how subcontractors may obtain certification.

It is understood and agreed that, if awarded a contract by the City of San Antonio, the Contractor will not make additions, deletions, or substitutions to this certified list without consent of the Director of Economic Development and Director of the appropriate contracting department (through the submittal of the Request for Approval of Change to Original Affirmed List of Subcontractors/Suppliers form).

**NOTE: If MBE-WBE-AABE-SBE contracting goals were met, skip to #9.**

2. If MBE-WBE-AABE-SBE contracting goals were not achieved in a percentage that equals or exceeds the City's goals, please give explanation.

No bids from MBE-WBE-AABE-SBE and not low if any.

---

---

---

3. List all MBE-WBE-AABE-SBE Listings or Directories utilized to solicit participation.

Builders Exchange

---

---

---

4. List all contractor associations and other associations solicited for MBE-WBE-AABE-SBE referrals.

Builders Exchange

---

---

---

5. Discuss all efforts aimed at utilizing MBE-WBE-AABE-SBE's.

We will use any MBE-WBE-AABE-SBE bid that is low and has all items covered in the spec's and plans.

---

---

---

6. Indicate advertisement mediums used for soliciting bids from MBE-WBE-AABE-SBE's.

Builders Exchange

---

---

---

7. List all MBE-WBE-AABE-SBE bids received but rejected. (Use additional sheets as needed.)

COMPANY NAME	MBE-WBE-AABE-SBE CERTIFICATION NUMBER	REASON FOR REJECTION
South Texas Powerwash		Bid too high
M+M Striping + Powerwash	208020029	Bid too high
Cima Construction	1742709963900	Bid too high
Architectural Division 8	209012794	Bid too high

8. Please attach a copy of your company's MBE-WBE-AABE-SBE policy.

N/A

9. Name and phone number of person appointed to coordinate and administer the Good Faith Efforts of your company on this project.

Mark Trinidad 210-930-2923

10. This Good Faith Effort Plan is subject to the Economic Development Department's approval.

### AFFIRMATION

I HEREBY AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER UNDERSTAND AND AGREE THAT, IF AWARDED THE CONTRACT, THIS DOCUMENT SHALL BE ATTACHED THERETO AND BECOME A BINDING PART OF THE CONTRACT.



SIGNATURE OF AUTHORIZED OFFICIAL

President

TITLE OF OFFICIAL

09/09/09

210-930-2923

DATE

PHONE

\*\*\*\*\*

#### FOR CITY USE

Plan Reviewed By: \_\_\_\_\_

Recommendation:      Approval \_\_\_\_\_      Denial \_\_\_\_\_

Action Taken:          Approved \_\_\_\_\_      Denied \_\_\_\_\_

\_\_\_\_\_  
DIRECTOR OF ECONOMIC DEVELOPMENT

**CITY OF SAN ANTONIO**  
**DEPARTMENT OF CAPITAL IMPROVEMENTS MANAGEMENT SERVICES**  
**CONTRACT SERVICES DIVISION**

**RECEIPT OF ADDENDUM NUMBER(S) 1 IS HEREBY ACKNOWLEDGED FOR PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF:**

**SWIMMING FACILITIES IMPROVEMENTS CD7 and JOE WARD 40-00129 & 40-00095**

**FOR WHICH BIDS WILL BE OPENED ON September 9, 2009**

**THIS ACKNOWLEDGEMENT MUST BE SIGNED AND ORIGINAL RETURNED WITH THE BID PACKAGE.**

Company Name: 3 TI, Inc

Address: 5523 Diederich Rd #2

City/State/Zip Code: San Antonio, Tx. 78219

DATE: 8/21/09

SIGNED: [Signature]

BY: Mark Williams President  
 Print Name Title

- In addition to returning a fully executed original with the bid package - Please Fax this form back to Rialto Studios at (210) 828-1399 to verify receipt.**

**NOTICE TO PLANHOLDERS:**

**Please insert this Addendum into your copy of the project Construction Documents.**

**CITY OF SAN ANTONIO**  
**DEPARTMENT OF CAPITAL IMPROVEMENTS MANAGEMENT SERVICES**  
**CONTRACT SERVICES DIVISION**

**RECEIPT OF ADDENDUM NUMBER(S) 2** IS HEREBY ACKNOWLEDGED FOR PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF:

**SWIMMING FACILITIES IMPROVEMENTS CD7 and JOE WARD 40-00129 & 40-00095**

FOR WHICH BIDS WILL BE OPENED ON September 9, 2009

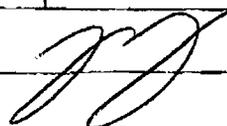
**THIS ACKNOWLEDGEMENT MUST BE SIGNED AND ORIGINAL RETURNED WITH THE BID PACKAGE.**

Company Name: 3TI, Inc.

Address: 5523 Dietrich Rd #2

City/State/Zip Code: San Antonio, Tx 78219

DATE: 9/4/09

SIGNED: 

BY: Tracy Trinidad - Vice President  
Print Name Title

1. In addition to returning a fully executed original with the bid package - Please Fax this form back to Rialto Studios at (210) 828-1399 to verify receipt.

**NOTICE TO PLANHOLDERS:**

Please insert this Addendum into your copy of the project Construction Documents.

**CITY OF SAN ANTONIO  
DEPARTMENT OF CAPITAL IMPROVEMENTS MANAGEMENT SERVICES  
CONTRACT SERVICES DIVISION**

**RECEIPT OF ADDENDUM NUMBER(S) 3 IS HEREBY ACKNOWLEDGED FOR PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF:**

**SWIMMING FACILITIES IMPROVEMENTS CD7 and JOE WARD 40-00129 & 40-00095**

**FOR WHICH BIDS WILL BE OPENED ON September 9, 2009**

**THIS ACKNOWLEDGEMENT MUST BE SIGNED AND ORIGINAL RETURNED WITH THE BID PACKAGE.**

Company Name: BTI, Inc.  
Address: 5523 Dietrich Rd # 2  
City/State/Zip Code: San Antonio, Tx 78219

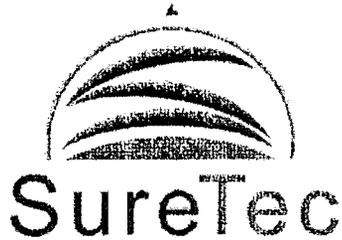
DATE: 9/4/09

SIGNED: [Signature]

BY: Tracy Trinidad - Vice President  
Print Name Title

- 1. **In addition to returning a fully executed original with the bid package - Please Fax this form back to Rialto Studios at (210) 828-1399 to verify receipt.**

**NOTICE TO PLANHOLDERS:**  
**Please insert this Addendum into your copy of the project Construction Documents.**



**BID BOND**

**KNOW ALL MEN BY THESE PRESENTS**, that we 3TI, Inc. as principal, hereinafter called the "Principal," and **SURETEC INSURANCE COMPANY**, 9737 Great Hills Trail, Suite 320, Austin, Tx 78759, as surety, hereinafter called the "Surety," are held and firmly bound unto City of San Antonio, Texas as obligee, hereinafter called the Obligee, in the sum of Five Percent (5%) of the Amount Bid by Principal 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 Swimming Facilities Improvements (CD7) #40-00129 and Joe Ward Park Pool House Improvements #40-00095.

**NOW, THEREFORE**, if the contract be timely awarded to the Principal and the Principal shall within such time as specified in the bid, enter into a contract in writing or, in the event of the failure of the Principal to enter into such Contract, 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.

**PROVIDED, HOWEVER**, neither Principal nor Surety shall be bound hereunder unless Obligee prior to execution of the final contract shall furnish evidence of financing in a manner and form acceptable to Principal and Surety that financing has been firmly committed to cover the entire cost of the project.

SIGNED, sealed and dated this 9th day of September, 2009.

3TI, Inc.  
(Principal)

BY: [Signature]

TITLE: [Signature]

SureTec Insurance Company

BY: [Signature]

Steven C. Buffkin, Attorney-in-Fact

# SureTec Insurance Company

## LIMITED POWER OF ATTORNEY

**Know All Men by These Presents**, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Donald N. Jordan, Billy Ray Jinks, Richard D. Wagner, Gregory M. LeJune,  
Steven C. Buffkin, Mary F. Orr, Cathryn McLeod

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety, providing the bond penalty does not exceed

Five Million Dollars and no/100 (\$5,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment shall continue in force until 12/31/11 and is made under and by authority of the following resolutions of the Board of Directors of the SureTec Insurance Company:

*Be it Resolved*, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

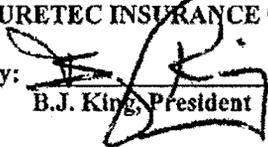
*Attorney-in-Fact* may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

*Be it Resolved*, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached. *(Adopted at a meeting held on 20<sup>th</sup> of April, 1999.)*

**In Witness Whereof**, SURETEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 28th day of October, A.D. 2008.



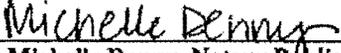
SURETEC INSURANCE COMPANY

By:   
B.J. King, President

State of Texas                      ss:  
County of Harris

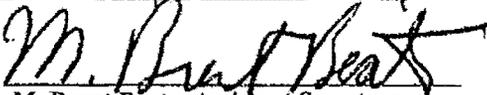
On this 28th day of October, 2008 before me personally came B.J. King, to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.



  
Michelle Denny, Notary Public  
My commission expires August 27, 2012

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

Given under my hand and the seal of said Company at Houston, Texas this 9<sup>th</sup> day of September, 2009, A.D.

  
M. Brent Beaty, Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity.  
For verification of the authority of this power you may call (713) 812-0800 any business day between 8:00 am and 5:00 pm CST.

**SureTec Insurance Company**  
**THIS BOND RIDER CONTAINS IMPORTANT COVERAGE INFORMATION**

**Statutory Complaint Notice**

To obtain information or make a complaint: You may call the Surety's toll free telephone number for information or to make a complaint at: 1-866-732-0099. You may also write to the Surety at:

SureTec Insurance Company  
9737 Great Hills Trail, Suite 320  
Austin, Tx 78759

You may contact the Texas Department of Insurance to obtain information on companies, coverage, rights or complaints at 1-800-252-3439. You may write the Texas Department of Insurance at

PO Box 149104  
Austin, TX 78714-9104  
Fax#: 512-475-1771

PREMIUM OR CLAIM DISPUTES: Should you have a dispute concerning your premium or about a claim, you should contact the Surety first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

---

**Terrorism Risks Exclusion**

The Bond to which this Rider is attached does not provide coverage for, and the surety shall not be liable for, losses caused by acts of terrorism, riot, civil insurrection, or acts of war.

---

**Exclusion of Liability for  
Mold, Mycotoxins, Fungi & Environmental Hazards**

The Bond to which this Rider is attached does not provide coverage for, and the surety thereon shall not be liable for, molds, living or dead fungi, bacteria, allergens, histamines, spores, hyphae, or mycotoxins, or their related products or parts, nor for any environmental hazards, bio-hazards, hazardous materials, environmental spills, contamination, or cleanup, nor the remediation thereof, nor the consequences to persons, property, or the performance of the bonded obligations, of the occurrence, existence, or appearance thereof.