

CAMINO REAL REGIONAL MOBILITY AUTHORITY BOARD RESOLUTION

WHEREAS, the Camino Real Regional Mobility Authority (CRRMA) has partnered with the City of El Paso (City) whereby the CRRMA agreed to manage the design and construction of the Zaragoza POE, Pan American Drive & Winn Road Build/Improvements Project (Project); and

WHEREAS, the CRRMA and the Texas Department of Transportation (TxDOT) entered into a Local Transportation Project Advance Funding Agreement (LPAFA), which provides the CRRMA with certain construction funds for the Project; and

WHEREAS, the CRRMA had previously advertised a construction letting for the Project, has since opened bids and now desires to select the lowest responsible bidder to begin construction activities for the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CAMINO REAL REGIONAL MOBILITY AUTHORITY:

THAT the CRRMA hereby selects J.D. Abrams, L.P. as the lowest responsible bidder in response to the CRRMA's procurement for the Zaragoza POE, Pan American Drive & Winn Road Build/Improvements Project; and **THAT** the CRRMA's Executive Director is authorized to execute a construction contract with J.D. Abrams, L.P. for construction of such project.

PASSED AND APPROVED THIS 14TH DAY OF NOVEMBER 2018.

**CAMINO REAL REGIONAL
MOBILITY AUTHORITY**

ATTEST:

Susan A. Melendez, Chair

Joe R. Fernandez, Board Secretary

APPROVED AS TO CONTENT:

Raymond L. Telles
Executive Director

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONTRACT

This **CONTRACT** is made this ____ day of _____, 2018 by and between the **CAMINO REAL REGIONAL MOBILITY AUTHORITY (CRRMA)**, hereinafter called "Owner," and **J.D. ABRAMS, L.P.**, a limited partnership company located in the City of Austin, County of Travis and State of Texas, hereinafter called "Contractor."

WITNESSETH:

That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the Owner, the Contractor hereby agrees with the Owner to commence and complete the construction of the project described as follows:

**ZARAGOZA POE, PAN AMERICAN DRIVE
& WINN ROAD BUILD/IMPROVEMENTS PROJECT**

hereinafter called the "Project" for the sum of **NINE MILLION EIGHT HUNDRED SIXTY THOUSAND SIX HUNDRED ELEVEN DOLLARS AND THIRTY FOUR CENTS (\$9,860,611.34)**, and all extra work in connection therewith, under the terms as stated in the contract documents; and at Contractor(s) own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the Project, in accordance with the conditions and prices stated in the Proposal, the Contract Documents as defined by Item 1L, Addenda, Specifications, General Notes, and Special Provisions of this Contract, the plans, which include all maps, plats, blueprints and other drawings and printed or written explanatory matter thereof, the contract documents thereof as furnished by the Owner or designated representative, all of which are made a part hereof and collectively evidence and constitute the Contract.

The Contractor agrees to commence work on a date to be specified in a written "Notice to Proceed" issued by the Owner. The Contract Time shall begin on the date to commence work specified in the "Notice to Proceed." Contractor shall Substantially Complete the Project within **FOUR HUNDRED AND ONE (401) WORKING DAYS** after the date to commence work in the "Notice to Proceed." Contractor agrees to pay, as liquidated damages, the sum of **THREE THOUSAND ONE HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$3,150.00)** for each working day after the expiration of the Contract Time for any remaining work, as provided in Item 8L of the Specifications. The unit price quantities of this contract are estimated.

Base Bid I	\$9,367,636.34
Base Bid II	\$280,607.00
Base Bid III	\$212,368.00
Total Bid	\$9,860,611.34

IN WITNESS, WHEREOF, the parties to these presents have executed this Contract on the date first noted above in two (2) counterparts, each of which shall be deemed an original.

**OWNER:
CAMINO REAL
REGIONAL MOBILITY AUTHORITY**

By: _____
Raymond L. Telles
Executive Director

**CONTRACTOR:
J.D. ABRAMS, L.P.**

By: _____
Name: _____
Title: _____

Address, City, State, Zip Code,
Telephone and Fax:

If the Contractor be a corporation, the following certificate should be executed:

I, _____, certify that I am the _____ of the corporation named as Contractor above; and that _____, who signed the foregoing Contract on behalf of the Contractor was then _____ of said corporation; and that the Contractor's original proposal for the Project was duly signed for and on behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

Corporate Secretary Signature and Corporate Seal