

RELATING TO OPENING OF BIDS AND AWARD OF CONTRACT FOR LEVEE WORK

MINUTES OF A CALLED MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD IN THE DISTRICT OFFICE, IN FORT WORTH, TEXAS, ON THE
3RD DAY OF DECEMBER, 1935, AT 10 A. M.

This meeting was held pursuant to a call issued by Dr. C. A. Hickman, as President of the Board of Directors of this District, which notice, in words, figures and symbols was as follows:

" Fort Worth, Texas, December 2, 1935.
"You hereby are notified to attend a called meeting of the
"Board of Directors of this District to be held at the Dis-
"trict's office, at 10 A. M., on tomorrow. The object of
"this meeting is to receive and open sealed bids for the levee
"improvements desired to be provided by Tarrant County Water
"Control and Improvement District Number One, and to make an
"award of a contract thereunder, if any bid be found to be
"acceptable to the District. The meeting must be convened
"promptly at the hour named, so that the procedures may be in
"conformity to the published notice to bidders heretofore ef-
"fected by the district, in keeping with the appropriate law,
"and the requirements of the Federal Emergency Administration
"of Public Works.
" (Signed) C. A. Hickman,
" As President of:
" TARRANT COUNTY WATER CONTROL AND
" IMPROVEMENT DISTRICT NUMBER ONE."

W. K. Stripling, E. E. Bewley, Joe B. Hogsett and W. S. Cooke, who together with Dr. C. A. Hickman, wholly constitute the Board of Directors of the District, accepted service of the notice; and, in pursuance thereof, at the time and place above designated, there were present and participating in the meeting Directors as follows:

C. A. Hickman
W. K. Stripling
E. E. Bewley
Joe B. Hogsett
W. S. Cooke

There were also present: Representatives of bidders for Construction Work, as follows:

Charles Barker, representing Barker Brothers, of Fort Worth, Texas;
J. W. Higgs, representing Gifford-Hill & Co., Inc., of Dallas, Texas;
Charles Henning, representing Womack-Henning Const. Co. of Abilene, Texas;
L. J. Miles, of Fort Worth, representing himself;
D. C. Bell, representing J. Lee & E. A. Vilbig, Inc., Dallas, Texas;
A. W. Terrell, Jr., representing Brown & Root of Fort Worth, Texas;
Dewey Spencer, representing Jas. Spencer & Son, of Sabinal, Texas;
No one was present for Allhands & Davis, of Dallas, Texas, who had filed a bid.

President Hickman presided and Director Stripling acted in his capacity as Secretary of the District.

At this time and place proceedings were had and done as follows, viz:

1.

Precisely at 10 o'clock A. M. President Hickman held in his possession eight sealed bids, which were successively opened and audibly read in the presence of all persons attending the meeting. It was found that all of said bids were in due and lawful form and that each of same was accompanied by a good and sufficient Cashier's Check, or in certain cases, by Bidder's Bonds, which were deemed to be good and sufficient good faith security. A schedule of the participating bidders in the order in which their bids were opened, was as follows:

1. Barker Bros., 712 Houston Street, Fort Worth, Texas.
2. Allhands & Davis, 501 Southwestern Life Bldg., Dallas, Texas.
3. Gifford-Hill & Co., Inc., 412 Mercantile Building, Dallas, Texas.
4. Womack-Henning Const. Co., Abilene, Texas.
5. L. J. Miles, 1809 Clover Lane, Fort Worth, Texas.
6. J. Lee & E. A. Vilbig, Inc., 2517 Eakin St., Dallas, Texas.
7. Brown & Root, 502 Capps Building, Fort Worth, Texas.
8. Jas. Spencer & Son. Const. Co., Sabinal, Texas.

Other than the above designated bids, no bids were received. The original of each of said bids is now on file in the records of this District, as a public record,

and reference here is made thereto as part hereof.

2.

Attached to these Minutes as "Exhibit A," is a publisher's affidavit furnished by The Fort Worth Star Telegram, a newspaper having general circulation in Tarrant County, Texas, and in the state of Texas, to which is attached an original of the notice to bidders, in conformity to which the foregoing bids were received and opened. Reference here is made to said affidavit and the published notice thereto attached, as part hereof.

3.

It was the sense of the Directors that this meeting should be recessed until 3 P. M. of this day, in order that Hawley and Freese, as Engineers of the District, might tabulate the bids received, analyze the same, and make their recommendation for the awarding of a contract: It was so ordered.

4.

AT 3 P. M. OF THIS SAME DAY, in the District's office, the Directors hereinabove named reconvened to receive the report of the District's Engineers, at which time and place Mr. S. W. Freese of the District's Engineers, presented to the Directors the tabulation and analysis of the bids received by the District, and the written recommendation of the Engineers that the contract be awarded to Messrs. Barker Bros. of Fort Worth, as it appeared that their bid was the lowest and best bid and the bid most advantageous to the District. From said tabulation it appeared that extension of the unit prices embraced in the bid of Barker Bros. would give \$98,466.37, as the completed cost of the improvement. Said written recommendation, together with the tabulation of bids, are attached to these Minutes as "Exhibit B," and here are referred to as part hereof.

There was full consideration of these matters, whereupon Director Bewley moved the adoption of a resolution which was in words, figures and symbols as follows, i. e.:

Be it ordained as the act and deed of this District that the bid of \$98,466.37, submitted by Barker Bros. of Fort Worth, Texas, for the construction of the levee improvements now proposed to be provided by this District, do be declared to be the lowest and best bid for said work, and to constitute the bid most advantageous to the District.

However, due to the requirements of the Federal Emergency Administration of Public Works, it is necessary that final award of the contract be not made by this District until it has certified unto the State Director of P. W. A. for the State of Texas, the three low bids received by this District; by reason whereof be it ordered that this District do certify to said Federal authority the three bids deemed more advantageous to the District than any of the other bids received, which bids are as follows:

Barker Bros.	\$98,466.37
J. Lee & E. A. Vilbig, Inc.	101,722.00
Gifford-Hill & Co.	108,528.35

Reference here is made to the schedule attached to these Minutes as Exhibit B, as part of this resolution, and for verification of the respective amounts of the bids received. Further be it ordered that:

- (1) This District do endeavor to procure from the State Director of P. W. A. approval of award of contract in the following order of preference, i. e.:

1. Barker Bros. 2. J. Lee & E. A. Vilbig, Inc. 3. Gifford-Hill & Co.

- (2) This District shall cause to be furnished to the State Director of P. W. A., a certified copy of the minutes of this meeting, together with "Ex-

hibits thereto, and to be accompanied by the three original bids filed by the low bidders hereinbefore designated:

- (3) That the bidders bonds filed by each of said low bidders be retained by the District until a final award may be made by the District, under approval of the State Director of P. W. A.:
- (4) The respective bids of Allhands & Davis, Womack-Henning Const. Co. L. J. Miles, Brown & Root and Jas. Spencer & Son Const. Co. hereby are rejected and it is ordered that each of them do immediately have delivered the good faith check, or bidder's bond, filed by him or them.

Adoption of the resolution was seconded by Director Hogsett. Upon a vote being taken Directors Hickman, Stripling, Bewley, Hogsett and Cooke voted for the motion, the motion was declared to have been adopted and it was so ordered.

No further business was presented and the meeting was adjourned.

APPROVED:

C. H. Hickman
As President

W. K. Stripling
As Secretary

THE STATE OF TEXAS,
County of Tarrant

Before me, a Notary Public in and for said County and State, this

day personally appeared Bertie Whitworth, bookkeeper for The Fort Worth Star-Telegram, ~~Evening~~ published by the Carter Publications, Inc., at Fort Worth, in Tarrant County, Texas; and who, after being duly sworn, did depose and say that the following clipping

of an advertisement referring to Notice
for bids for the construction of
improvements to levee system along
Clear Fork and West Fork of the
Trinity River
was published in the above named paper on
November 11, 18 and 25, 1935

Signed Bertie

Subscribed and sworn to before me, this th

G. E. Va.

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1. LEVEE IMPROVEMENTS NOTICE TO BIDDERS—Sealed proposals will be received at the office of the Tarrant County Water Control and Improvement District Number One, 408 Capps Building, Fort Worth, Texas, up to 10:00 A. M. December 3rd, 1935, for the construction of improvements to the levee system along the Clear Fork and West Fork of the Trinity River in the City of Fort Worth, including the furnishing of all materials, apparatus, appliances, tools, equipment and labor necessary to the construction and completion of the work in accordance with the plans, specifications, and instructions to bidders. At the hour mentioned all bids will be publicly opened, read and considered by the Board of Directors. The successful bidder will be required to enter into a contract with the Tarrant County Water Control and Improvement District Number One, which contract will contain provisions conforming with requirements of the Federal Emergency Administration of Public Works, as set forth in its Bulletin No. 2, Revised, and the construction provisions of the Loan and or Grant Agreement. A Cashier's or Certified Check, payable without recourse to the order of C. A. Hickman, President, or acceptable proposal bond, in an amount not less than five (5%) per cent of the largest possible total bid must accompany each bid as a guarantee that, if awarded the contract, the bidder will promptly enter into a contract and execute bonds in the forms provided, as outlined in the specifications and instructions to bidders. A performance bond, in the amount of one hundred (100%) per cent of the contract price, and a separate and distinct labor bond, in an amount equal to the estimated largest aggregate payroll in any one month, will be required. Attention is called to the fact that not less than the prevailing minimum wage rates approved by the Federal Emergency Administration of Public Works, namely for skilled workers, \$0.80 to \$1.00 per hour; for semi-skilled workers, \$0.35 to \$0.70 per hour; for unskilled workers, \$0.30 per hour, as more fully set forth in the specifications hereinbefore described and which are made a part hereof, must be paid on this project. All "lump sum" and unit prices must be stated in both script and figures. (Omission of this will be cause for rejection of the bid.) In case of ambiguity or lack of clearness in stating prices in the proposals, the Board reserves the right to adopt the most advantageous construction thereof, or to reject the proposal. Contract will be awarded subject to the approval of the Acting State Director, P. W. A. The Owner reserves the right to reject any and-or all bids and-or waive any and-or all formalities. No bid may be withdrawn within 30 days after the date on which bids are opened. The "Standard Form of Agreement Between Owner and Contractor" as adopted by the Texas Section of the American Society of Civil Engineers and as modified to conform to requirements of the Public Works Administration will be substantially followed as to Form of Agreement and as to General Conditions of Agreement. Plans and specifications may be obtained from Hawley and Freese, Consulting Engineers, 407 Capps Building, Fort Worth, Texas, upon deposit of \$25.00 as a guarantee of the safe return of the same. Upon return of the plans and specifications in good condition, \$12.50 of the deposit will be refunded. Tarrant County Water Control and Improvement District Number One.

C. A. HICKMAN, President.
W. K. STRIPLING, Secretary.
HAWLEY and FEESE, Engineers.
Fort Worth, Texas, Nov. 8th, 1935.

JOHN B. HAWLEY
S. W. FREESE
M. C. NICHOLS
H. A. HUNTER

"EXHIBIT B"
(In Folio)
HAWLEY, FREESE AND NICHOLS
CONSULTING ENGINEERS
407-410 CAPPS BUILDING
FORT WORTH, TEXAS

WATER SUPPLY
WATER PURIFICATION
SEWERAGE
SEWAGE TREATMENT
FLOOD CONTROL
APPRAISALS

December 3, 1935

Dr. C. A. Hickman, President
and Board of Directors,
Tarrant County Water Control and
Improvement District Number One,
406 Capps Building,
Fort Worth, Texas.

Re: Bids received for Levee
Improvements,
PWA Docket No. 5984
Eng. Ref. No. 696

Gentlemen:

We have tabulated the bids which were received
at 10:00 A.M. December 3, 1935, for the construction of cer-
tain improvements to the levee system on the Clear Fork and
West Fork of the Trinity River. We are submitting a copy of
the tabulation.

It is the recommendation of the Engineers that
the bid of \$98,466.37 submitted by Barker Bros. be accepted,
and the contract awarded to them. Barker Bros. submitted the
lowest of eight (8) bids and their experience record and finan-
cial statement indicate that they are well qualified and finan-
cially able to carry on the work.

Yours very truly,

HAWLEY and FREESE
Consulting Engineers

BY

John B. Hawley