

**QUINTANILLA, HEADLEY AND ASSOCIATES, INC.**

**Consulting Engineers ★ Land Surveyors**

Alfonso Quintanilla, P.E. # 95534 R.P.L.S #4856 Eulalio Ramirez, P.E. # 77062  
Engineering Firm Registration No. F-1513  
Surveying Firm Registration No. 100411-00  
Municipal & County Projects ★ Subdivisions ★ Surveys

August 4, 2014

AUG 13 2014

Diana R. Serna, Director  
Urban County Program  
427 E. Duranta Ave., Suite 107  
Alamo, Texas 78516

OR

Re: Hidalgo County Precinct No. 1 GLO Flood & Drainage Improvements Project Known as "Delta Area Connector/East Lateral" Colonia Infrastructure Improvements II Puesta Del Sol & Mesquite Acres  
Bid No.: 6540-60-0309-5100-6200

Dear Ms. Serna:

Bids for the above mentioned project were received and opened on July 30, 2014. Six bids were received and are as follows:

1. Vanguard Engineering	\$ 229,447.35
2. Clore Construction, LLC	\$ 616,496.91
3. Pega Utilities	\$ 354,694.00
4. Texas Cordia Construction	\$ 313,223.00
5. Saenz Brothers Construction	\$ 218,163.00
6. The 5125 Company	\$ 398,765.43

We have reviewed and checked the bids. The low bid read at the bid opening was \$218,163.00 by Saenz Brothers Construction. However, in checking the bid submitted by them, there was an error done in their additions and the final bid should have been \$ 241,023.00. We contacted the contractor and informed them of their error and they said they would honor the amount that was read out loud at the bid opening of \$ 218,163.00.

Due to the fact that the contractor will honor the low bid amount read, we are recommending that this contract be awarded to Saenz Brothers Construction in the amount of \$218,163.00, subject to the County Attorney's approval.

Should the attorney not approve this recommendation, we would then recommend awarding to Vanguard Engineering in the amount of \$229,447.35.

Should you have any questions or require additional information, please let us know. Thank You.

Respectfully,

Eulalio Ramirez, P.E.  
Project Manager

**SAENZ BROTHERS CONSTRUCTION, LLC**

**3226 North Victoria Road**

**Donna, Texas 78537**

**(956) 464-3400**

**Fax (956) 464-3401**

**[rchavira@saenzbrothers.com](mailto:rchavira@saenzbrothers.com)**

Aug. 15, 2014

Project Engineer:

Mr. Eulalio Ramirez, P.E.  
Quintanilla, Headley & Associates  
124 E. Stubbs St.  
Edinburg, Texas 78539

Project/Owner:

Urban County Program/Hidalgo County

GLO - Flood & Drainage Improvements

"Delta Area Connector/East lateral" Colonia Infrastructure Improvements II,  
Puesta Del Sol and Mesquite Acres.

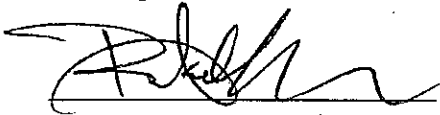
Mr. Ramirez,

Saenz Brothers Construction LLC, is hereby pleased to advise that we will honor proposed bid submitted on the 30<sup>th</sup> day of July 2014 for Puesta Del Sol and Mesquite Acres.

We will uphold and honor our low bid of \$218,163.00 as stated on bid opening date July 30, 2014 at approximately 9.30 am.

Should you have any questions or require additional information please advise.

Best Regards,



Rafael "Ralph" Chavira  
Director of Operations for,  
Saenz Brother Construction, LLC.

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**Fwd: Legal advice on Bid Opening Documents**

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**From :** Amanda Flores  
<amanda.flores@co.hidalgo.tx.us>

Mon, Aug 18, 2014 04:56 PM

 1 attachment

**Subject :** Fwd: Legal advice on Bid Opening Documents

**To :** Diana Serna <diana.serna@ucp.co.hidalgo.tx.us>

Ms. Serna,

I emailed Steve Crain to get his legal advice on the the bid Opening that was held on July 30, 2014. I will proceed with getting agenda item ready for Commissioners' Court.

Thank you,  
Amanda Flores

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**From:** "Steve Crain" <scrain@atlashall.com>  
**To:** "Amanda Flores" <amanda.flores@co.hidalgo.tx.us>  
**Sent:** Monday, August 18, 2014 4:50:54 PM  
**Subject:** RE: Legal advice on Bid Opening Documents

You may proceed with the Saenz Bothers bid.

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**From:** Amanda Flores [mailto:amanda.flores@co.hidalgo.tx.us]  
**Sent:** Monday, August 18, 2014 4:41 PM  
**To:** Steve Crain  
**Cc:** Tony Barco; Patricio Avila  
**Subject:** Legal advise on Bid Opening Documents

Mr. Crain,

A bid opening was held on July 30, 2014 at Hidalgo County Purchasing Department. Bids were accepted for the Delta Area Connector/ East Lateral Colonia Infrastructure Improvements Project, which includes Puesta del Sol & Mesquite Acres Subdivisions. The low bid that was read out loud by the Purchasing staff was Saenz Brothers Construction in the amount of \$218,163.00

Since the bid opening on July 30, 2014, the project engineer Quintanilla, Headley &

Associates reviewed all bid amounts and found a mathematical error in the low bid. The low bid of \$218,163.00 should have been \$241,023.00.

Please review all documents and advise if we can present to Commissioners' Court for their approval. The documents include the tabulation sheet, engineers recommendation letter and the low bidder's letter.

The engineer discussed the mathematical error with the low bidder, Saenz Brothers Construction and asked if they would do the construction for \$218,163.00. The low bidder indicated that they would honor the bid amount of \$218,163.00 and submitted a letter addressing what was discussed.

Best Regards,  
Antonio Barco  
Deputy Director

AB/avf

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 **PDF Saenz Construction.pdf**  
397 KB

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**From :** Steve Crain <scrain@atlashall.com>  
**Subject :** RE: Legal advise on Bid Opening Documents  
**To :** 'Amanda Flores'  
<amanda.flores@co.hidalgo.tx.us>

Mon, Aug 18, 2014 04:50 PM

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Antonio Barco  
Deputy Director

AB/avf

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<amanda.flores@co.hidalgo.tx.us> Mon, Aug 18, 2014 04:41 PM  
 1 attachment  
**Subject :** Legal advise on Bid Opening Documents  
**To :** Steve Crain <scrain@atlashall.com>  
**Cc :** Tony Barco  
<antonio.barco@ucp.co.hidalgo.tx.us>, Patricio  
Avila <patricio.avila@co.hidalgo.tx.us>

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Antonio Barco  
Deputy Director

AB/avf



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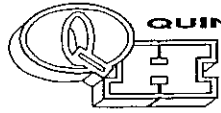
**QUINTANILLA, HEADLEY AND ASSOCIATES, INC.**

**Consulting Engineers \* Land Surveyors**  
 Alfonso Quintanilla, P.E. #95534 R.P.L.S. #4656 Eudalio Ramirez, P.E. #77052  
 Engineering Firm Registration No. F-1513  
 Surveying Firm Registration No. 100411-00  
 124 E. Stubbs St. Edinburg, Texas 78539  
 Phone: (959) 381-8480 Fax (959) 381-0527

Project Name: Hidalgo County Pct. No.1- GLO Flood & Drainage Improvements, "Puesta del Sol & Mesquite Acres"  
 Owner: Hidalgo County  
 Date: July 30, 2014 @ 9:30 a.m. @ Hidalgo County Purchasing Dept.

Bid Tabulation Sheet  
 Page 1 of 4

				VG Vanguard Engineering		Clore Construction, LLC		Pega JPS Utilities, LLC	
Item	Description	Unit	Quantity	Unit Cost	Subtotal	Unit Cost	Subtotal	Unit Cost	Subtotal
<b>I. Puesta del Sol Subdivision</b>									
1	18" R.C.P.	L.F.	306	37.00	11,322.00	67.10	20,532.60	40.00	12,240.00
2	24" R.C.P.	L.F.	432	41.25	17,820.00	105.05	45,381.60	45.00	19,440.00
3	36" R.C.P.	L.F.	272	73.00	19,856.00	173.10	47,083.20	75.00	20,400.00
4	Type "CC" Inlet	Ea.	10	2,475.00	24,750.00	3,709.17	37,091.70	3,200.00	32,000.00
5	Gate Structure	Ea.	1	12,350.00	12,350.00	54,969.01	54,969.01	55,000.00	55,000.00
6	Cut & Repair Asphalt	L.F.	608	14.50	8,816.00	57.46	34,935.68	40.00	24,320.00
7	Safety End Treatment	Ea.	8	721.00	5,768.00	1,261.48	10,091.84	1,200.00	9,600.00
8	Trench Protection	L.F.	1,417	1.55	2,196.35	7.65	10,840.05	2.00	2,834.00
9	Concrete Rip-Rap (Headwall)	Ea.	1	3,350.00	3,350.00	2,639.61	2,639.61	3,500.00	3,500.00
10	Remove Existing Culvert Pipes	L.F.	200	4.65	930.00	53.20	10,640.00	10.00	2,000.00
11	Traffic Control	L.S.	1	6,700.00	6,700.00	6,000.00	6,000.00	6,000.00	6,000.00
12	Erosion Control	L.S.	1	6,700.00	6,700.00	1,120.97	1,120.97	3,000.00	3,000.00
13	Regrade Road Ditch	L.F.	14,510	1.75	25,392.50	4.13	59,926.30	3.00	43,530.00
14	Clean & Grub Drain Ditch	L.F.	400	5.25	2,100.00	75.07	30,028.00	20.00	8,000.00
<b>II. Driveways:</b>									
1	15" ADS	L.F.	200	20.50	4,100.00	35.27	7,054.00	25.00	5,000.00
2	6" Caliche Base	S.Y.	400	6.75	2,700.00	29.34	11,736.00	15.00	6,000.00
3	1 1/2" Hot Mix	S.Y.	100	7.75	775.00	97.88	9,788.00	25.00	2,500.00
				Subtotal- I:	\$ 155,625.85		\$ 399,858.56		\$ 255,364.00



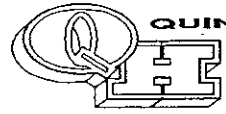
**QUINTANILLA, HEADLEY AND ASSOCIATES, INC.**

**Consulting Engineers ★ Land Surveyors**  
 Alfonso Quintanilla, P.E. # 95334 R.P.L.S. # 4058 Eulalia Ramirez, P.E. # 77062  
 Engineering Firm Registration No. F-1513  
 Surveying Firm Registration No. 100411-00  
 124 E. Stubbs St. Edinburg, Texas 79539  
 Phone: (958) 381-6480 Fax (958) 381-8527

Project Name: Hidalgo County Pct. No.1- GLO Flood & Drainage Improvements, "Puesta del Sol & Mesquite Acres"  
 Owner: Hidalgo County  
 Date: July 30, 2014 @ 9:30 a.m. @ Hidalgo County Purchasing Dept.

Bid Tabulation Sheet  
 Page 2 of 4

				VG Vanguard Engineering		Clore Construction, LLC		Pega JPS Utilities, LLC	
Item	Description	Unit	Quantity	Unit Cost	Subtotal	Unit Cost	Subtotal	Unit Cost	Subtotal
<b>III. Mesquite Acres</b>									
1	18" R.C.P.	L.F.	442	37.00	16,354.00	64.41	28,469.22	40.00	17,680.00
2	24" R.C.P.	L.F.	178	43.25	7,698.50	100.83	17,947.74	45.00	8,010.00
3	Type "CC" Inlet	Ea.	4	2,475.00	9,900.00	3,709.17	14,836.68	3,200.00	12,800.00
4	Gate Structure	Ea.	1	12,350.00	12,350.00	54,969.01	54,969.01	5,500.00	5,500.00
5	Cut & Repair Asphalt	L.F.	120	14.50	1,740.00	57.46	6,895.20	40.00	4,800.00
6	Safety End Treatment	Ea.	2	725.00	1,450.00	1,261.63	2,523.26	1,200.00	2,400.00
7	Trench Protection	L.F.	620	1.50	930.00	6.69	4,147.80	2.00	1,240.00
8	Concrete Rip-Rap (Headwall)	Ea.	1	3,350.00	3,350.00	2,639.61	2,639.61	3,500.00	3,500.00
9	Remove Existing Culvert Pipes	L.F.	240	4.50	1,080.00	39.92	9,580.80	10.00	2,400.00
10	Traffic Control	L.S.	1	2,100.00	2,100.00	6,000.00	6,000.00	5,000.00	5,000.00
11	Erosion Control	L.S.	1	2,600.00	2,600.00	373.67	373.67	4,000.00	4,000.00
12	Regrade Road Ditch	L.F.	2,600	1.75	4,550.00	4.13	10,738.00	3.00	7,800.00
13	Clean & Grub Drain Ditch	L.F.	400	5.00	2,000.00	75.07	30,028.00	20.00	8,000.00
				<b>Subtotal - I:</b>	<b>\$ 66,102.50</b>		<b>\$ 189,148.99</b>		<b>\$ 83,130.00</b>
<b>IV. Driveways:</b>									
1	15" ADS	L.F.	208	20.50	4,264.00	35.27	7,336.16	25.00	5,200.00
2	6" Caliche Base	S.Y.	420	6.75	2,835.00	29.34	12,322.80	10.00	4,200.00
3	1 1/2" Hot Mix	S.Y.	80	7.75	620.00	97.88	7,830.40	85.00	6,800.00
				<b>Subtotal - I:</b>	<b>\$ 7,719.00</b>		<b>\$ 27,489.36</b>		<b>\$ 16,200.00</b>
				<b>Total (I &amp; II):</b>	<b>\$ 229,447.35</b>		<b>\$ 616,496.91</b>		<b>\$ 354,694.00</b>



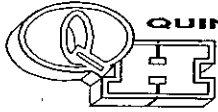
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 124 E. Stubbs St, Edinburg, Texas 78539  
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Project Name: Hidalgo County Pct. No.1- GLO Flood & Drainage Improvements, "Puesta del Sol & Mesquite Acres"  
 Owner: Hidalgo County  
 Date: July 30, 2014 @ 9:30 a.m. @ Hidalgo County Purchasing Dept.

Bid Tabulation Sheet  
 Page 3 of 4

				Texas Cordia Construction		Saenz Brothers Construction, LLC			
Item	Description	Unit	Quantity	Unit Cost	Subtotal	Unit Cost	Subtotal	Unit Cost	Subtotal
<b>I. Puesta del Sol Subdivision</b>									
1	18" R.C.P.	L.F.	306	64.00	19,584.00	32.00	9,792.00		-
2	24" R.C.P.	L.F.	432	69.00	29,808.00	42.00	18,144.00		-
3	36" R.C.P.	L.F.	272	90.00	24,480.00	59.00	16,048.00		-
4	Type "CC" Inlet	Ea.	10	1,900.00	19,000.00	2,500.00	25,000.00		-
5	Gate Structure	Ea.	1	14,000.00	14,000.00	15,000.00	15,000.00		-
6	Cut & Repair Asphalt	L.F.	608	40.00	24,320.00	9.00	5,472.00		-
7	Safety End Treatment	Ea.	8	600.00	4,800.00	950.00	7,600.00		-
8	Trench Protection	L.F.	1,417	1.00	1,417.00	1.00	1,417.00		-
9	Concrete Rip-Rap (Headwall)	Ea.	1	6,000.00	6,000.00	6,500.00	6,500.00		-
10	Remove Existing Culvert Pipes	L.F.	200	12.00	2,400.00	9.00	1,800.00		-
11	Traffic Control	L.S.	1	5,000.00	5,000.00	1,500.00	1,500.00		-
12	Erosion Control	L.S.	1	4,004.00	4,004.00	2,500.00	2,500.00		-
13	Regrade Road Ditch	L.F.	14,510	2.00	29,020.00	3.00	43,530.00		-
14	Clean & Grub Drain Ditch	L.F.	400	12.00	4,800.00	6.00	2,400.00		-
<b>II. Driveways:</b>									
1	15" ADS	L.F.	200	20.00	4,000.00	25.00	5,000.00		-
2	6" Caliche Base	S.Y.	400	12.00	4,800.00	9.00	3,600.00		-
3	1 1/2" Hot Mix	S.Y.	100	40.00	4,000.00	12.00	1,200.00		-
				<b>Subtotal- I:</b>	<b>\$ 201,433.00</b>		<b>\$ 166,503.00</b>		<b>\$ -</b>



**QUINTANILLA, HEADLEY AND ASSOCIATES, INC.**

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Bid Tabulation Sheet  
 Page 4 of 4

Item	Description	Unit	Quantity	Texas Cordia Construction		Saenz Brothers Construction, LLC		Unit Cost	Subtotal
				Unit Cost	Subtotal	Unit Cost	Subtotal		
<b>III. Mesquite Acres</b>									
1	18" R.C.P.	L.F.	442	64.00	28,288.00	32.00	14,144.00		-
2	24" R.C.P.	L.F.	178	69.00	12,282.00	42.00	7,476.00		-
3	Type "CC" Inlet	Ea.	4	2,000.00	8,000.00	2,500.00	10,000.00		-
4	Gate Structure	Ea.	1	12,000.00	12,000.00	6,500.00	6,500.00		-
5	Cut & Repair Asphalt	L.F.	120	60.00	7,200.00	9.00	1,080.00		-
6	Safety End Treatment	Ea.	2	600.00	1,200.00	950.00	1,900.00		-
7	Trench Protection	L.F.	620	1.00	620.00	1.00	620.00		-
8	Concrete Rip-Rap (Headwall)	Ea.	1	5,800.00	5,800.00	6,500.00	6,500.00		-
9	Remove Existing Culvert Pipes	L.F.	240	12.00	2,880.00	9.00	2,160.00		-
10	Traffic Control	L.S.	1	6,000.00	6,000.00	1,500.00	1,500.00		-
11	Erosion Control	L.S.	1	4,000.00	4,000.00	2,500.00	2,500.00		-
12	Regrade Road Ditch	L.F.	2,600	2.00	5,200.00	3.00	7,800.00		-
13	Clean & Grub Drain Ditch	L.F.	400	14.00	5,600.00	6.00	2,400.00		-
					<b>Subtotal - I: \$ 99,070.00</b>		<b>\$ 64,580.00</b>		<b>\$ -</b>
<b>IV. Driveways:</b>									
1	15" ADS	L.F.	208	20.00	4,160.00	25.00	5,200.00		-
2	6" Caliche Base	S.Y.	420	12.00	5,040.00	9.00	3,780.00		-
3	1 1/2" Hot Mix	S.Y.	80	44.00	3,520.00	12.00	960.00		-
					<b>Subtotal - I: \$ 12,720.00</b>		<b>\$ 9,940.00</b>		<b>\$ -</b>
					<b>Total ( I &amp; II ): \$ 313,223.00</b>		<b>\$ 241,023.00</b>		



**CONSTRUCTION  
CONTRACT**

This Agreement entered into this 9<sup>th</sup> Day of September, 2014 by and between Hidalgo County acting by and through Hidalgo County Urban County Program, hereinafter called the "OWNER", acting herein through its County Judge and Saenz Brothers Construction, LLC (a corporation) (a partnership) (an individual) of Donna 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 described as follows:

<b>PROJECT NAME:</b>	<b>GLO FLOOD &amp; DRAINAGE IMPROVEMENTS PROJECT KNOWN AS "DELTA AREA CONNECTOR/ EAST LATERAL" COLONIA INFRASTRUCTURE IMPROVEMENTS II Puesta del Sol &amp; Mesquite Acres</b>
<b>PROJECT No.:</b>	<b>6540-60-0309-5100-6200</b>
<b>PROJECT DESCRIPTION:</b>	<b>FLOOD &amp; DRAINAGE IMPROVEMENTS</b>

hereinafter called the project, for the sum of (\$218,163.00) – two hundred eighteen thousand one hundred and sixty three dollars and zero cents and all extra work in connection therewith, under the terms as stated in the General and Special Conditions of the Contract; and at his (its or their) 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 said project in accordance with the conditions and prices stated in the Proposal, the General Conditions, Supplemental General Conditions and Special Conditions of the contract, the plans, which include all maps, plats, blue prints, and other drawings and printed or written explanatory matter thereof, the specifications and contract documents therefore as prepared by Quintanilla, Headley & Associates and as enumerated in Paragraph 1 of the Supplemental General Conditions, all of which are made a part hereof and collectively evidence and constitute the contract.

The CONTRACTOR hereby agrees to commence work under this contract on or after a date to be specified in a written "Notice to Proceed" of the OWNER and to fully complete the project within (120) One Hundred Twenty consecutive calendar days thereafter. The CONTRACTOR further agrees to pay, as liquidated damages, the sum of (\$300.00) three hundred dollars and zero cents for each consecutive calendar day thereafter as hereinafter provided in Paragraph 19 of the General Conditions.

The OWNER agrees to pay the CONTRACTOR in current funds for the performance of the contract, subject to additions and deductions, as provided in the General Conditions of the contract, and to make payments on account thereof as provided in Paragraph 25, "Payments to Contractor", of the General Conditions.

IN WITNESS WHEREOF, the parties to these presents have executed this contract in four (4) counterparts,

each of which shall be deemed an original, in year and day first above mentioned.

\_\_\_\_\_  
Name of Signatory  
Name of Firm

Name of Firm: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Federal I.D./S.S.: \_\_\_\_\_

**STATE OF TEXAS**        '

**COUNTY OF HIDALGO**   '

This instrument was acknowledged before me on this the \_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

by \_\_\_\_\_, \_\_\_\_\_ of and on behalf of \_\_\_\_\_.  
(title) (a corporation) (a partnership) (an individual)

\_\_\_\_\_  
Notary Public - Signature

**WITNESS:**

**URBAN COUNTY PROGRAM**

\_\_\_\_\_  
**Diana R. Serna , Director  
Urban County Program**

**APPROVED AS TO FORM**  
Atlas, Hall & Rodriguez  
By: Stephen L. Crain  
Date: July 12, 2012