



FULCRUM

CONSULTING SERVICES

PLANNERS * ENGINEERS * ARCHITECTS

February 20, 2018

Mrs. Monica Leal
UCP Project Coordinator
Urban County Program
427 E. Duranta, Suite 107
Alamo, TX 78516

Re: City of La Villa - 100,000 gal. Elevated Tank Project
Hidalgo County-Urban County Program (UCP)
Project No. 5014/15/16-45-0310-5000-4500-UCP-ML
Recommendation Letter – Phoenix Fabricators & Erectors, LLC

Mrs. Leal,

On Wednesday, February 14, 2018 three (3) bids were received and opened for the above referenced project at the publicly advertised time of 9:30 am. The base bid page submitted by the low bidder Phoenix Fabricators & Erectors, LLC (Phoenix) totaled to \$907,619.00.

The remaining two (2) base bids received are broken down below for your review:

- Maguire Iron, Inc. Base Bid: \$1,064,000.00.
- Caldwell Tanks, Inc. Base Bid: \$1,150,000.00.

Our office has had a positive work experience with Phoenix on previous projects with the contractor finishing work within contract time, no change orders and superior quality work. Based on this experience, the City through this letter is requesting the Hidalgo Commissioners Court consideration and approval in allowing the City to proceed with Phoenix bid of \$907,619.00 for the above referenced project provided there are funds to allow the project to move forward.

I appreciate your time and consideration regarding this request and if you should have any questions or require further information, please feel free to contact me at your convenience.

HIDALGO COUNTY PURCHASING DEPARTMENT BID TABULATION SHEET

DEPARTMENT NAME: HIDALGO COUNTY – URBAN COUNTY PROGRAM

BID OPENING DATE: February 14, 2018 **BID OPENING TIME: 9:30 A.M.**

DESCRIPTION OF BID: City of La Villa – 100,000 Gallon Elevated Water Storage Tank

BID NO: 5014/15/16-45-0310-5000-4500-UCP-ML

PROCUREMENT SPECIALIST:

BID # RFB#	NAME OF COMPANY	BASE BID	ALTERNATE #1	ALTERNATE #2	BID BOND OR CHECK INCLUDED
#1	Maguire Iron, Inc. (S. Dakota)	\$1,064,000	\$14,000.00	\$60,000.00	✓
#2	Caldwell Tanks, Inc. (L. Kentucky)	\$1,150,000.00	\$15,589.00	\$47,040.00	✓
#3	Phoenix Fabricators & Erectors (Indiana)	\$907,619.00	\$11,800.00	\$81,898.00	✓
#4					
#5					
#6					
#7					
#8					

TYPED AS READ AT BID OPENING, AMOUNTS NOT VERIFIED/CALCULATED

**CONSTRUCTION
CONTRACT**

This Agreement entered into this May 8, 2018 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 **Phoenix Fabricators and Erectors, LLC (a limited liability company)** (a partnership) (an individual) of **Avon**, State of Indiana, 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:

PROJECT NAME: **City of La Villa – 100,000 Gallon Elevated Water Storage Tank**
PROJECT No.: **504/15/16-45-0310-5000-4500-UCP-ML**
PROJECT DESCRIPTION: **Construction of a 100,000 gallon elevated water storage tank**

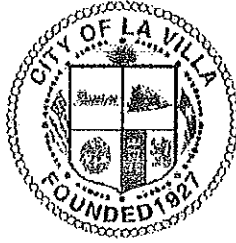
heinafter called the project, for the sum of **(\$907,619.00) Nine Hundred Seven Thousand Six Hundred Nineteen dollars and zero cents** and all extra work in connection therewith, under the terms as stated in the General and Special Conditions of the Contract; and at his (its or their) own proper cost 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 **LAZCAMREA dba Fulcrum Consulting Services** 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 **(180) One Hundred Eighty** consecutive calendar days thereafter. The CONTRACTOR further agrees to pay, as liquidated damages, the sum of **(\$500.00) Five 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.

Alma Moron
Mayor
Joe Contreras
Mayor Pro-Tem
Jorge Lopez Jr.
Alderman Pl. 1



Arnie Amaro
City Administrator

Manuel Hinojosa
Alderman Pl. 2
Mario Lopez
Alderman Pl. 3
David Palomin
Alderman Pl. 5

March 27, 2018

Attention: Diana R. Serna
Director Urban County Program

On behalf of the City of La Villa, I am writing this letter to inform you that based off of our recent recommendation from Fulcrum Consulting Services; we understand that the final project price related to our elevated water storage tank project will exceed our budgeted amount of \$595,098.31.

We understand that this project is close to the construction phase and would like to move forward with this project, with the understanding that original project budget funds will be exceeded; therefore the City of La Villa will commit to \$312,520.69 in order to complete this project. There will be a check in this amount made out to Urban County in the very near future.

We appreciate the assistance that we continue to receive from Urban County to help us move The City of La Villa forward in the right direction for a brighter tomorrow.

Respectfully,

Arnie Amaro
City Administrator/City of La Villa
956/262-2122-Office
956/332-7102-Cell
aamaro@cityoflavilla.org

CITY OF LA VILLA
BOARD OF ALDERMEN
SPECIAL MEETING
WEDNESDAY, MARCH 21, 2018

THE BOARD OF ALDERMEN OF THE CITY OF LA VILLA, TEXAS MET FOR A SPECIAL MEETING ON WEDNESDAY, MARCH 21, 2018 AT 6:30 P.M. AT CITY HALL LOCATED AT 916 S. MIKE CHAPA BLVD., LA VILLA, TEXAS. THE FOLLOWING ARE THE MINUTES OF THAT MEETING.

ITEM 1. Call Meeting to Order

Mayor Moron called the meeting to order at 6:30 p.m.

ITEM 2. Roll Call

Mayor Moron conducted roll call, the following members and staff were present:

Present: Mayor Alma Moron
Mayor Pro-Tem Joe Contreras
Alderman Manuel Hinojosa
Alderman Jorge Lopez
Alderman David Palomin

Absent: Alderman Mario Lopez

Staff Members: Arnie Amaro, City Administrator, Robert Salinas, City Attorney, Lupita Suarez, City Secretary and Kirby Flores, Asst. Police Chief.

ITEM 3. Mayor Moron led the Board in the Pledge of Allegiance

ITEM 4. Mr. Amaro prayed a short prayer

ITEM 10. Discussion and Appropriate Action on Approving Excess Funding for Urban County Elevated Storage Tank Project

Mr. Dan Campos informed the Board that the bids for the elevated storage tank were opened February 14, 2018 and the lowest bids came in at \$907,619. Mr. Campos informed the Board that in the last meeting they approved to apply for a loan with Communities Unlimited for the excess funding for the storage tank in case the bids were high and we didn't have all the funding from UCP. Mr. Campos informed the Board that UCP was requesting a letter of commitment from the City that we would cover the difference in order to continue with the project. The difference the City would need to pay is \$312,520.69. After a brief discussion, Mayor Moron entertained a motion to approve excess funding for Urban County Elevated Storage Tank Project to be paid out of Certificate of Obligations. Alderman Manuel Hinojosa moved and was seconded by Alderman Jorge Lopez. All in favor, motion carried.

ALERT: If you are registering a new entity in SAM.gov, you must provide an original, signed [notarized letter](#) stating that you are the authorized Entity Administrator before your registration will be activated. Read [our FAQs](#) to learn more about this process change.

Entity Dashboard

[Entity Overview](#)

Entity Registration

Core Data

Assertions

Reps & Certs

POCs

Exclusions

Active Exclusions

Inactive Exclusions

Excluded Family Members

RETURN TO SEARCH

PHOENIX FABRICATORS AND ERECTORS INC

182 S COUNTY RD 900 E
AVON, IN, 46123-8973 ,
UNITED STATES

DUNS: 155134398 CAGE Code: 1H8N3

Status: Active

Expiration Date: 08/24/2018

Purpose of Registration: All Awards

Entity Overview

Entity Registration Summary

Name: PHOENIX FABRICATORS AND ERECTORS INC
Business Type: Business or Organization
Last Updated By: Tammy Schaub
Registration Status: Active
Activation Date: 08/28/2017
Expiration Date: 08/24/2018

Exclusion Summary

Active Exclusion Records? No



CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
 2018-333675

Date Filed:
 04/03/2018

Date Acknowledged:
 04/27/2018

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Phoenix Fabricators & Erectors, LLC
 Avon, IN United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

City La Villa

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

5014/15/16-45-0310-5000-4500-
 100,000 Gallon Elevated Water Storage Tank Project

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.

6 UNSWORN DECLARATION

My name is _____, and my date of birth is _____.

My address is _____, _____, _____, _____, _____.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.
(month) (year)

 Signature of authorized agent of contracting business entity
 (Declarant)

HOLD TO LIGHT TO VIEW WATERMARK IN PAPER. HEAT SENSITIVE RED IMAGE DISAPPEARS WITH HEAT. DETECTION CIRCLE REVEALS A LOCK WHEN TESTED.

3807



CITY OF LA VILLA
LA VILLA WATER/SEWER FUND
P.O. BOX 60 • (956) 262-2122
LA VILLA, TX 78562-0060

PlainsCapital Bank
Lubbock, Texas 79408-0271

88-2299/1113

ESB 140® Check Fraud
Protection for Business

3/28/2018

PAY TO THE ORDER OF Urban County Program

\$ **312,520.69

Three Hundred Twelve Thousand Five Hundred Twenty and 69/100 ***** DOLLARS

Urban County Program
427 E. Duranta Ave. #107
Alamoa, TX. 78516

David [Signature]
AUTHORIZED SIGNATURE

MEMO Exceeded Funds for Elevated Storage Tank

⑈003807⑈ ⑆111322994⑆0020006357⑈

CITY OF LA VILLA

3807

Urban County Program

3/28/2018

Exceeded Funds for Elevated Storage Tank

312,520.69

RECEIVED

Mar 29 2018 ml

Urban County
Program

Water/Sewer Fund Exceeded Funds for Elevated Storage Tank

312,520.69

Security features. Details on back.