

**ID**

**3085**

**Department:**  
Purchasing for Streets

**Vendor Name:**  
Reynolds Asphalt & Construction Co.

**Project Name:**  
11099 R2 Pavement Resurfacing Service - Reynolds Asphalt - amendment

**Work Order Number(s):**

**Account Number:**  
258111-63030

**Contract Amount:**  
\$2,780,213.00

**Implementation Date:**  
10/1/2013

**Termination Date:**  
9/30/2014

**City Council Appr. Date:**  
9/6/2011

**Insurer A Name:**  
Continental Ins Co.

**Insurer A Expiration:**  
5/8/2014

**Insurer B Name:**  
Continental Casualty Co

**Insurer B Expiration:**  
5/8/2014

**Insurer C Name:**  
Commerce & Industry Ins. Co.

**Insurer C Expiration:**  
5/8/2014

**Insurer D Name:**  
National Fire Ins Co of Hartford

**Insurer D Expiration:**  
5/8/2014

**Insurer E Name:**

**Insurer E Expiration:**

**Return Executed Copy To:**  
purchasing interoffice mail

*MP*

**Department Manager Signature:**

**Date:**

*6-7-13*

**City Attorney Signature:**

**Date:**

*6/7*

**City Manager/Deputy City Manager Signature:**

**Date:**

*06/10/13*

**City Secretary Signature:**

**Date:**

*6/10/2013*

AMENDMENT TO PRICE AGREEMENT CONTRACT  
NON MONETARY CHANGE  
CITY OF GRAND PRAIRIE

STATE OF TEXAS           §  
  §           KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF DALLAS       §

**THIS AMENDMENT** is made and entered into this date by and between the **CITY OF GRAND PRAIRIE**, a Texas municipal corporation (hereinafter referred to as the "CITY", and **REYNOLDS ASPHALT & CONSTRUCTION CO** (hereinafter referred to as "VENDOR").

WHEREAS, the CITY and VENDOR have entered into a price agreement to provide pavement resurfacing service per bid award resulting from vendor's response to RFB #11099, submitted by Ned Tankersley on August 22, 2011; and

WHEREAS, the above referenced agreement was for an initial term of one year with the option to renew for four additional one year periods, totaling \$13,901,065.00 if all extensions were exercised. This Contract was effective as of October 1, 2011, and was to terminate at midnight on September 30, 2012, unless the parties mutually agreed in writing to extend the term of the Contract through an allowable renewal option, or, unless otherwise terminated as provided in provided in paragraph XVI of the original contract; and

WHEREAS, the first of four available renewal options was executed on June 26, 2012 and extended the term of the contract through September 30, 2013; and

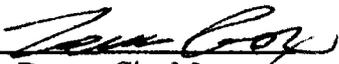
NOW, THEREFORE, for and in consideration of the mutual acts and covenants set out herein, the parties agree as follows:

1. The parties mutually agree to extend the term of the contract and execute the second of the four available renewal options and extend the contract expiration to midnight on September 30, 2014 at which time all of the work called for under this Contract must be completed unless the parties mutually agree in writing to extend the term of the Contract through an additional allowable renewal option, or, unless otherwise terminated as provided in paragraph XVI of the original contract; and
2. The estimated annual amount to be paid to VENDOR under such contract shall remain the sum of \$2,780,213.00, to reflect the contract renewal; and
3. This shall constitute an Authorization for extension of price agreement as set out in the agreement between the parties, and an amendment to such contract. All of the terms and conditions of the original contract shall remain in full force and effect, as amended hereto, unless set out otherwise herein.

EXECUTED this the 10<sup>th</sup> day of June, 20  .

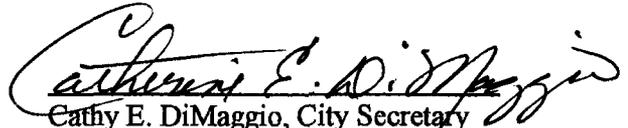
**CITY OF GRAND PRAIRIE, TEXAS**

**REYNOLDS ASPHALT &  
CONSTRUCTION CO.**

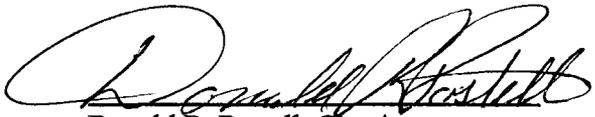
By:   
Tom Cox, Deputy City Manager

By:   
Printed  
Name: Ned Tankersley  
Title: Vice President

ATTEST:

  
Cathy E. DiMaggio, City Secretary

APPROVED AS TO FORM:

  
Donald R. Postell, City Attorney



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
5/2/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER  
The Sweeney Company  
1121 E. Loop 820 South  
P O Box 8720  
Fort Worth TX 76124-0720

CONTACT NAME:  
PHONE (A/C, No. Ext): (817) 457-6700 FAX (A/C, No.): (817) 457-7246  
E-MAIL ADDRESS:

INSURED  
Reynolds Asphalt & Construction Company  
P.O. Box 370  
Euless TX 76039

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Continental Insurance Co	
INSURER B: Continental Casualty Co	
INSURER C: Commerce & Industry Ins Co	
INSURER D: Nat'l Fire Ins Co of Hartford	
INSURER E:	
INSURER F:	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			INS 4028760229	5/8/2013	5/8/2014	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 5,000
	<input checked="" type="checkbox"/> CONTRACTUAL, KCU						PERSONAL & ADV INJURY \$ 1,000,000
	<input checked="" type="checkbox"/> CROSS LIAB, BFPD						GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PRODUCTS - COMP/OP AGG \$ 2,000,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						\$
B	AUTOMOBILE LIABILITY			BUA 4028760232	5/8/2013	5/8/2014	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> NON-OWNED AUTOS					PROPERTY DAMAGE (Per accident) \$
	<input checked="" type="checkbox"/> MCS90						Uninsured motorist combined \$
C	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR			BE 16015394	5/8/2013	5/8/2014	EACH OCCURRENCE \$ 10,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE \$ 10,000,000
	DED <input checked="" type="checkbox"/> RETENTION \$ 10,000						\$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC 4028760215	5/8/2013	5/8/2014	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y/N	N/A				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
RENEWAL OF PRICE AGREEMENT CONTRACT FOR HOT MIX ASPHALTIC CONCRETE, CITY OF ARLINGTON RFB #09-0045, CITY OF GRAND PRAIRIE PURCHASE NO 12090. ALL POLICIES INCLUDE A BLANKET AUTOMATIC WAIVER OF SUBROGATION ENDORSEMENT & THE GL, AUTO & UMB POLICIES INCLUDE A BLANKET AUTOMATIC ADDITIONAL INSD ENDORSEMENT PROVIDING ADDITIONAL INSD & WAIVER OF SUBROGATION STATUS TO CERTIFICATE HOLDER ONLY WHEN THERE IS A WRITTEN CONTRACT BETWEEN NAMED INSURED & CERTIFICATE HOLDER THAT REQUIRES SUCH STATUS. GL ADDITIONAL INSD ENDORSEMENT CONTAINS SPECIAL PRIMARY & NONCONTRIBUTORY WORDING. POLICIES INCLUDE AN ENDORSEMENT PROVIDING 30 DAYS NOTICE (10 DAYS FOR NONPAYMENT OF PREMIUM) OF CANCELLATION TO CERTIFICATE HOLDER.

CERTIFICATE HOLDER  
CITY OF GRAND PRAIRIE  
PURCHASING DIVISION  
P O BOX 534045  
GRAND PRAIRIE, TX 75053-4045

CANCELLATION  
**RECEIVED**  
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. MAY 07 2013  
AUTHORIZED REPRESENTATIVE  
City of Grand Prairie  
Purchasing  
Charles Sweeney/JOYCE *Charles Sweeney*