



**DeWight Dopslauf, C.P.M., CPPO
Harris County Purchasing Agent**

March 17, 2021

Commissioners Court
Harris County, Texas

RE: Job No. 200165

Members of Commissioners Court:

Please approve the Payment and Performance bonds received from the vendor for the following:

Description: Culvert and Storm Sewer Cleaning and Closed-Circuit Television Inspection Services in the South Zone of Harris County Precinct 2 – UPIN 21102MF1QP01

Vendor: Clarkson Refinery Municipal Cleaning Service Inc

Amount: \$300,000

Reviewed by: Office of the County Engineer Harris County Purchasing
 Precinct 2

The award was approved by Commissioners Court on August 11, 2020.

Sincerely,

DeWight Dopslauf
Purchasing Agent

JAA

Attachments

cc: Office of the County Engineer
Precinct 2
Vendor

FOR INCLUSION ON COMMISSIONERS COURT AGENDA MARCH 30, 2021

PAYMENT BOND

Pursuant to Tex. Gov't Code §§ 2253.001, et. seq, as amended

STATE OF TEXAS §

COUNTY OF HARRIS § KNOW ALL MEN BY THESE PRESENTS:

That Clarkson Refinery Municipal Cleaning Service Inc, address: 8920 Lawndale Suite G, Houston, TX 77012, phone: (806) 626-1227, hereinafter called the Principal; and WESTERN SURETY COMPANY, mailing address: 151 N. Franklin, 17th Floor, Chicago, IL 60606, physical address: 151 N. Franklin, 17th Floor, Chicago, IL 60606, phone: (605) 336-0850, a corporation; existing under and by virtue of the laws of the State of South Dakota and authorized to do an indemnifying business in the State of Texas, and whose principal office is located in the City of Chicago, State of Illinois, whose registered agent residing in the State of Texas, authorized to accept service in all suits and actions brought within said State, is (individual's name): Joel R. Olvera, mailing address: 7807 Long Point Rd., Ste. 329, Houston, TX 77055, physical address: 2021 W. Governors Cir, Ste. 103, Houston, TX 77092, phone: [redacted], hereinafter called Surety, are held and firmly bound unto the County of Harris, State of Texas, in the full sum of Three Hundred Thousand Dollars and No Cents Dollars (\$300,000.00) for the payment whereof, the said Principal and Surety bind themselves, and their heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has entered into a certain written contract with the Obligee, dated the 11th day of August, 2020, for:

Job No. 20/0165 Culvert and Storm Sewer Cleaning and Closed-Circuit Television Inspection Services in the South Zone of Harris County Precinct 2 - UPIN 21102MF1QP01

which contract is hereby referred to and made a part hereof as fully and to the same extent as if copied at length herein.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall pay all claimants supplying labor and material to him or a subcontractor in the prosecution of the work provided for in said contract, then, this obligation shall be void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that this bond is executed pursuant to the provisions of, Texas Gov't Code §§ 2253.001, et. seq, as amended, and all liabilities of this bond shall be determined in accordance with the provisions of said article to the same extent as if it were copied at length herein.

IN WITNESS WHEREOF, the said Principal and Surety have signed and sealed this instrument this 27th day of August, 2020.

Accepted and Approved on behalf of Harris County _____

on _____, 20 _____

Print Principal Name: Clarkson Refinery Municipal Cleaning Service Inc
Authorized Signature By: [Signature] (Principal)

WESTERN SURETY COMPANY
(Corporate Surety)

Countersignature: NOT NEEDED

By: [Signature] (Attorney-in-fact)

Agency Name: PH Town Insurance
Address: 2021 W. Governors Cir, Ste. 103
Houston, TX 77092

License No: 1520608

Phone: (713) 370-1313

Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 65194528

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint Joel R. Olvera

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: Clarkson Refinery Municipal Cleaning Service Inc

Obligee: County of Harris

Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

"Section 7. All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

If Bond No. 65194528 is not issued on or before midnight of December 31, 2020, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 27th day of August, 2020.

WESTERN SURETY COMPANY
STATE OF SOUTH DAKOTA
COUNTY OF MINNEAPOLIS
} ss

WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

On this 27th day of August, in the year 2020, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



M. Bent
Notary Public - South Dakota

My Commission Expires March 2, 2026

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore, that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 27th day of August, 2020.

WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

To validate bond authenticity, go to www.cnasurety.com > Owner/Obligee Services > Validate Bond Coverage.

PERFORMANCE BOND

Pursuant to Texas Gov't Code §§ 2253.001, et seq, as amended

STATE OF TEXAS
COUNTY OF HARRIS

KNOW ALL MEN BY THE PRESENTS:

That Clarkson Refinery Municipal Cleaning Service Inc, address: 8920 Lawndale Suite G, Houston, TX 77012, phone: (806) 626-1227, hereinafter called the Principal; and WESTERN SURETY COMPANY address: 151 N. Franklin, 17th Floor Chicago, IL 60606 phone: (605) 336-0850, a corporation; existing under and by virtue of the laws of the State of South Dakota and authorized to do an indemnifying business in the State of Texas, and whose principal office is located in the City of Chicago State of Illinois, whose registered agent residing in the State of Texas, authorized to accept service in all suits and actions brought within said State, is (name): Joel R. Olvera address: 2021 W. Governors Cir, Ste 103, Houston, TX 77099 Hereinafter called Surety, are held and firmly bound unto the County of Harris, State of Texas, in the full sum of Three Hundred Thousand Dollars and No Cents Dollars (\$300,000.00) for the payment whereof, the said Principal and Surety bind themselves, and their heirs, administrators executors successors and assigns, jointly and severally, firmly by these presents. WHEREAS, the Principal has entered into a certain written contract with the Obligee, dated the 11th day of August, 2020 to:

Job No. 20/0165 Culvert and Storm Sewer Cleaning and Closed-Circuit Television Inspection Services in the South Zone of Harris County Precinct 2 - UPIN 21102MF1QP01

which contract is hereby referred to and made a part hereof as fully and to the same extent as fully and to the same extent as if copied at length herein.

The Principal and the Surety hereon each agree, bind and obligate himself and themselves to pay to the County of Harris, Texas, all loss or damage to it occasioned by reason of failure of the Principal to comply strictly with each and every provision contained in said contract and agreement, and further agree, bind and obligate themselves to save and keep harmless the County of Harris from any and all damages expense and claims of every kind and character which the County of Harris may suffer directly or indirectly, as a result of the execution of the contract herein secured.

If the said Principal shall fail to comply with any of the contract to such an extent that it shall be forfeited or abandoned by him, or declared abandoned or suspended by the County, then said Surety shall have the right and privilege within five (5) days after the date of notice of such action from the County, to assume control of the contract and all work thereunder and to sublet or complete it in strict conformity with the provisions of said contract; and provided, further, that failure on the part of the Surety to do so within said five (5) days will work an immediate forfeiture of all right to thereafter assume control of the contract and the work thereunder. Failure of the County to give the Surety notice of any default neglect, or omission of the Principal shall not diminish the obligations of the Surety in any respect.

PROVIDED, HOWEVER, that this bond is executed pursuant to the provisions of Texas Gov't Code §§ 2253.001, et seq, as amended, and all liabilities of this bond shall be determined in accordance with the provisions of said article to the same extent as if it were copied at length herein.

IN WITNESS WHEREOF, the said Principal and Surety have signed and sealed this instrument this 27th day of August, 2020.

Print Principal Name: Clarkson Refinery Municipal Cleaning Service Inc

Authorized Signature By: [Signature] (Principal)

I certify that the Commissioner's Court approved this Bond on

Deputy County Clerk

WESTERN SURETY COMPANY
(Corporate Surety)

Countersignature: NOT NEEDED

By: [Signature] (Attorney-in-fact)

Agency Name: PH Tower Insurance

Address: 2021 W. Governors Cir, Ste 103 Houston, TX 77092

Phone: (713) 370-1313

Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 65194528

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint Joel R. Olvera

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: Clarkson Refinery Municipal Cleaning Service Inc

Obligee: County of Harris

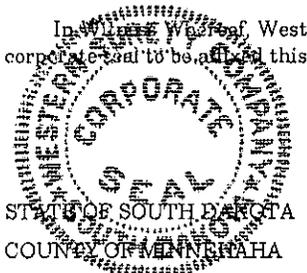
Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

"Section 7. All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

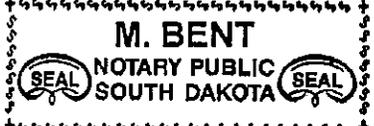
If Bond No. 65194528 is not issued on or before midnight of December 31, 2020, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 27th day of August, 2020.



WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

On this 27th day of August, in the year 2020, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



M. Bent
Notary Public - South Dakota

My Commission Expires March 2, 2026

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore, that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 27th day of August, 2020.

WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

To validate bond authenticity, go to www.cnasurety.com > Owner/Obligee Services > Validate Bond Coverage.

Figure: 28 TAC §1.601(a)(3)

IMPORTANT NOTICE

1 To obtain information or make a complaint:

2 You may contact Western Surety Company, Surety Bonding Company of America or Universal Surety of America at 605-336-0850.

3 You may call Western Surety Company's, Surety Bonding Company of America's or Universal Surety of America's toll-free telephone number for information or to make a complaint at:

1-800-331-6053

4 You may also write to Western Surety Company, Surety Bonding Company of America or Universal Surety of America at:

P.O. Box 5077
Sioux Falls, SD 57117-5077

5 You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

6 You may write the Texas Department of Insurance:

P.O. Box 149104
Austin, TX 78714-9104
Fax: (512) 490-1007
Web: www.tdi.texas.gov
E-Mail: ConsumerProtection@tdi.texas.gov

7 PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact Western Surety Company, Surety Bonding Company of America or Universal Surety of America first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

8 ATTACH THIS NOTICE TO YOUR POLICY:

This notice is for information only and does not become a part or condition of the attached document.

AVISO IMPORTANTE

Para obtener informacion o para someter una queja:

Puede comunicarse con Western Surety Company, Surety Bonding Company of America o Universal Surety of America al 605-336-0850.

Usted puede llamar al numero de telefono gratis de Western Surety Company's, Surety Bonding Company of America's o Universal Surety of America's para informacion o para someter una queja al:

1-800-331-6053

Usted tambien puede escribir a Western Surety Company, Surety Bonding Company of America o Universal Surety of America:

P.O. Box 5077
Sioux Falls, SD 57117-5077

Puede comunicarse con el Departamento de Seguros de Texas para obtener informacion acerca de companias, coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al Departamento de Seguros de Texas:

P.O. Box 149104
Austin, TX 78714-9104
Fax: (512) 490-1007
Web: www.tdi.texas.gov
E-Mail: ConsumerProtection@tdi.texas.gov

DISPUTAS SOBRE PRIMAS O RECLAMOS:

Si tiene una disputa concerniente a su prima o a un reclamo, debe comunicarse con el Western Surety Company, Surety Bonding Company of America o Universal Surety of America primero. Si no se resuelve la disputa, puede entonces comunicarse con el departamento (TDI).

UNA ESTE AVISO A SU POLIZA: Este aviso es solo para proposito de informacion y no se convierte en parte o condicion del documento adjunto.

State of Texas

Claim Notice Endorsement

To be attached to and form a part of Bond No. 65194528.

In accordance with Section 2253.021(f) of the Texas Government Code and Section 53.202(6) of the Texas Property Code any notice of claim to the named surety under this bond(s) should be sent to:

CNA Surety
151 North Franklin, 17th Floor
Chicago, IL 60606

Telephone: 1-877-672-6115