



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

May 28, 2021

Commissioners Court
Harris County, Texas

RE: Job No. 200069

Members of Commissioners Court:

Please approve the attached performance and payment bonds for the following:

Description: Sediment Removal and Disposal for the Harris County Flood Control District -
Project ID #Z100-00-00-X314

Vendor: Complete Concrete

Reviewed by: X Flood Control District X Harris County Purchasing

The renewal was approved by Commissioners Court on May 11, 2021.

Sincerely,

A handwritten signature in blue ink, appearing to read "DeWight Dopslauf", written over a horizontal line.

DeWight Dopslauf
Purchasing Agent

MNG

KAJ

Attachments

cc: Flood Control District
Vendor

Handwritten initials in black ink, possibly "DA" or "AA", written in a stylized, cursive manner.

FOR INCLUSION ON COMMISSIONERS COURT AGENDA JUNE 8, 2021

PERFORMANCE BOND

Pursuant to Texas Gov't Code §§ 2253.001, *et. seq.*, as amendedSTATE OF TEXAS
COUNTY OF HARRIS

KNOW ALL MEN BY THE PRESENTS:

That Complete Concrete address: 10330 Lake Rd. Ste. E, Houston, TX 77070 phone: (832)513-5583, hereinafter called the Principal; and Great American Insurance Company address: 301 E Fourth Street, Cincinnati, OH 45202 phone: (513) 369-5000, a corporation; existing under and by virtue of the laws of the State of Ohio and authorized to do an indemnifying business in the State of Texas, and whose principal office is located in the City of Cincinnati State of Ohio, whose registered agent residing in the State of Texas, authorized to accept service in all suits and actions brought within said State, is (name): William D. Baldwin address: 5930 Preston View Boulevard, Suite 200, Dallas, TX 75240 hereinafter called Surety, are held and firmly bound unto the County of Harris, State of Texas, in the full sum of Nine hundred thirty-one thousand eight hundred thirty. 00/cents Dollars (\$931,830.00) 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 Oblige, dated the 11th day of May, 2021:

(RENEWAL) Job No. 20/0069, Drainage Sediment Removal and Disposal (Countywide) for the Harris County Flood Control District – Project ID #Z100-00-00-X314

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 20th day of May, 20 21.

Print Principal Name: Complete Concrete
(Principal)

Authorized Signature By:  _____

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

Deputy County Clerk

Great American Insurance Company
(Corporate Surety)

Countersignature: N/A
By:  _____
Russ Frenzel (Attorney-in-fact)

Agency Name: Baldwin-Cox Agency

Address: 301 E Fourth Street, Cincinnati, OH 45202

Phone: (513) 369-5000

PAYMENT BONDPursuant to Tex. Gov't Code §§ 2253.001, *et. seq.*, as amended**STATE OF TEXAS** §**COUNTY OF HARRIS** § **KNOW ALL MEN BY THESE PRESENTS:**

That Complete Concrete address: 10330 Lake Rd. Ste. E, Houston, TX 77070, phone: (832)513-5583, hereinafter called the Principal; and Great American Insurance Company, mailing address: 301 E Fourth Street, Cincinnati, OH 45202, physical address: 301 E Fourth Street, Cincinnati, OH 45202, phone: (513) 369-5000, a corporation; existing under and by virtue of the laws of the State of Ohio and authorized to do an indemnifying business in the State of Texas, and whose principal office is located in the City of Cincinnati, State of Ohio, 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): William D. Baldwin, mailing address: 5930 Preston View Boulevard, Suite 200, Dallas, TX 75240, physical address: 5930 Preston View Boulevard, Suite 200, Dallas, TX 75240, phone: (972) 644-2688, hereinafter called Surety, are held and firmly bound unto the County of Harris, State of Texas, in the full sum of Nine hundred thirty-one thousand eight hundred thirty. 00/cents Dollars (\$931,830.00) 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 Obligor, dated the 11th day of May, 2021, for:

(RENEWAL) Job No. 20/0069, Drainage Sediment Removal and Disposal (Countywide) for the Harris County Flood Control District – Project ID #Z100-00-00-X314

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 20th day of May, 20 21.

Accepted and Approved on behalf of Harris County _____

on _____, 20 _____

Print Principal Name: _____ Complete Concrete (Principal)

Authorized Signature By: _____  _____

Great American Insurance Company
(Corporate Surety)

Countersignature: N/A

By:  _____
Russ Frenzel (Attorney-in-fact)

Agency Name: Baldwin-Cox Agency

Address: 301 E Fourth Street, Cincinnati, OH 45202

License No: 1935425

Phone: (513) 369-5000



**Great American Insurance Company of New York
Great American Alliance Insurance Company
Great American Insurance Company**

IMPORTANT NOTICE:

To obtain information or make a complaint:

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

1-800-252-3439

You may write the Texas Department of Insurance at:

P.O. Box 149104
Austin, TX 78714-9104
FAX: 1-512-475-1771

Your notice of claim against the attached bond may be given to the surety company that issued the bond by sending it by certified or registered mail to the following address:

Mailing Address: Great American Insurance Company
P.O. Box 2119
Cincinnati, Ohio 45202

Physical Address: Great American Insurance Company
301 E. Fourth Street
Cincinnati, Ohio 45202

You may also contact the Great American Insurance Company Claim office by:

Fax: 1-888-290-3706
Telephone: 1-513-369-5091
Email: bondclaims@gaic.com

PREMIUM OR CLAIM DISPUTES:

If you have a dispute concerning a premium, you should contact the agent first. If you have a dispute concerning a claim, you should contact the company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

ATTACH THIS NOTICE TO YOUR BOND:

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

GREAT AMERICAN INSURANCE COMPANY OF NEW YORK

New York

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by
this power of attorney is not more than EIGHT

No. 0 15059

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY OF NEW YORK, a corporation organized and existing under and by virtue of the laws of the State of New York, does hereby nominate, constitute and appoint the person or persons named below its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
WILLIAM D. BALDWIN	BRENT BALDWIN	ALL
BRADY K. COX	TRENAE DONOVAN	\$100,000,000.00
MICHAEL B. HILL	BLAINE ALLEN	
BROCK BALDWIN	RUSS FRENZEL	

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF, the GREAT AMERICAN INSURANCE COMPANY OF NEW YORK has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 20TH day of FEBRUARY, 2017.

Attest

GREAT AMERICAN INSURANCE COMPANY OF NEW YORK



Atty L C. B.

Assistant Secretary

David C. Kitchen

Divisional Senior Vice President

DAVID C. KITCHIN (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON-ss:

On this 20TH day of FEBRUARY, 2017, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company of New York, the Company described in and which executed the above instrument; that he knows the seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



Susan A. Kohorst
Notary Public, State of Ohio
My Commission Expires 05-18-2020

Susan A. Kohorst

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company of New York by unanimous written consent dated May 14, 2009.

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company of New York, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of May 14, 2009 have not been revoked and are now in full force and effect.

Signed and sealed this 20th day of May, 2001.



Atty L C. B.

Assistant Secretary