

TEXAS TRANSPORTATION COMMISSION

POTTER, ETC. Counties

MINUTE ORDER

Page 1 of 1

AMARILLO District

In POTTER COUNTY, ETC. on VARIOUS HIGHWAYS, First National Insurance Company of America (surety) assumed construction project CPM 904-00-89 after the original contractor voluntarily defaulted on the project.

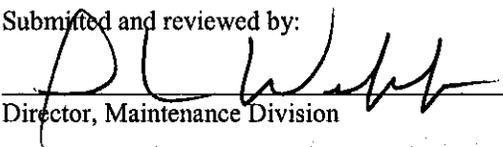
The surety filed a claim against the Texas Department of Transportation (department) for additional compensation in the amount of \$62,800 for the return of 157 days of liquidated damages.

Pursuant to Title 43, Texas Administrative Code, §9.2, the Contract Claim Committee met informally with the surety, and the claim was successfully resolved.

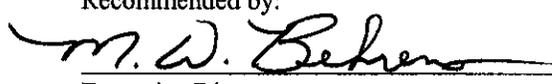
The agreed resolution requires that the surety be paid the sum of \$26,000 in full and final satisfaction of the claim. This consideration shall be payable only after the department is in receipt of a duly authorized and completed Settlement Agreement and Release containing a specific promise by the surety to release and hold harmless the State of Texas, its officers, and employees with regard to all claims and disputes arising from the contract.

IT IS THEREFORE ORDERED by the Texas Transportation Commission (commission) that the sum of \$26,000 is authorized to be expended from funds under the control and jurisdiction of the commission, and the executive director is directed to take the necessary steps to secure a warrant in this amount payable to the surety.

Submitted and reviewed by:


Director, Maintenance Division

Recommended by:


Executive Director

110446 FEB 23 06

Minute
Number

Date
Passed