

TEXAS TRANSPORTATION COMMISSION

BRAZOS County

MINUTE ORDER

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BRYAN District

In BRAZOS COUNTY on FARM TO MARKET ROAD 60, C.D.S. Enterprises, Inc. (contractor) was awarded construction project STP 2000(253)UM in the amount of \$6,025,952.88.

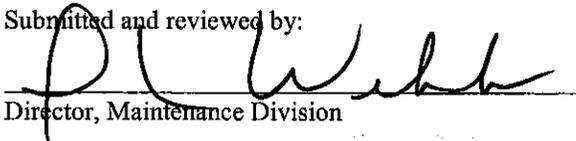
The contractor filed a claim against the Texas Department of Transportation (department) for additional compensation in the amount of \$706,000 for an overcharge of liquidated damage rate, impact of lane closure time limit and disputed time charges assessed.

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

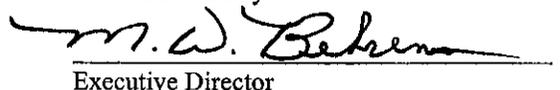
The agreed resolution requires that the contractor be paid the sum of \$48,136 in full and final satisfaction of the claim. This consideration shall be payable only after the department is in receipt of a duly authorized and completed Settlement Agreement and Release containing a specific promise by the contractor 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 \$48,136 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 contractor.

Submitted and reviewed by:


Director, Maintenance Division

Recommended by:


Executive Director

110486 MAR 30 06

Minute
Number

Date
Passed