

COPY

**RBM ENGINEERING, INC.**

*Mechanical & Electrical Engineers*

150 N. Festival Drive  
El Paso, Texas 79912  
(915) 584-9934

637 N. Alameda  
Las Cruces, New Mexico 88005  
(505) 647-1554

June 7, 2004

Board of Education  
Gadsden Independent School District  
P.O. Drawer 70  
Anthony, NM 88021

**RE: GASDEN HIGH SCHOOL BOYS GYM AND MAIN BUILDING  
ELCTRICAL REMODEL.  
FORMAL BID NO. 03-04-35**

Dear Board Members,

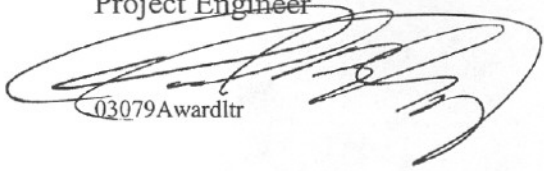
On June 3, 2004 one bid was received for the above referenced project as shown on the enclosed bid tabulation sheet. The low and only bid was received from Lynco Electric Co., Inc. Our firm has worked with Lynco Electric Co., Inc. on several projects and have found them cooperative and their work acceptable.

The bid from Lynco Electric Co. is within the budget and we recommend awarding the contract for bid lots #1 through #3 for a total of \$211,577.

Please do not hesitate to contact our office should you have any questions or concerns regarding this project.

Sincerely,

Daniel Benitez  
Electrical Designer  
Project Engineer



03079Awardltr

(915) 584-8723 (Fax)  
rbm@rbm.cc (EMail)

Bryan R. Morris, P.E.  
Robert H. Beasley, P.E.

# BID FORM

DATE: JUNE 3, 2004

TO:

Ladies and Gentlemen:

Having carefully examined the Invitation to Bid, Information For Bidders, the Special Conditions, and the General Conditions, the specifications entitled "Gadsden High School Boys Gym and Main Building Remodel" for Gadsden Independent School District No. 19, Anthony, New Mexico, the drawings similarly entitled, as well as the premises and the conditions affecting the work, the undersigned proposes to furnish all materials and labor necessary for the work in accordance with the said documents for the prices stated below:

BID LOT NO.1 - (Boys Gym) .....	\$ <u>70,900.00</u>
BID LOT NO.2 - (Main Building) .....	\$ <u>129,777.00</u>
BID LOT NO.3 - (Stage) .....	\$ <u>10,900.00</u>

**NOTE: Gross Receipts Tax is not included in the bid price.**

The undersigned acknowledges receipt of the following addenda:

APPENDUM #1

The undersigned agrees, if awarded the contract, to deliver to you completely finished project on or before the expiration date of 90 consecutive calendar days from the date of a written "Notice to Proceed", after the contract has been signed.

We agree, before requesting final payment, to obtain waiver of lien from any or all persons or companies furnishing labor and/or materials for the premises described herein; we also agree to waive all claims or rights of lien which may arise due to our having performed labor or furnished materials for the work described herein.

## SUBCONTRACTORS FAIR PRACTICES ACT:

Bidders must list subcontractors in excess of \$5,000.00

Nature of Work

By Subcontractor

NONE

Subcontractor's Name & Address

NONE.

BIDDER LYNCO ELECTRIC Co. INC.

BY RAYLYN WILCOX

(Please type or print)

SIGNATURE AND TITLE

*Raylyn Wilcox*  
PRESIDENT.



**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Thomas M. PADILLA, Morris J. CHAVEZ, Susan D. MARTIN, Shirley A. TALLEY and David C. MITCHEL**, all of Albuquerque, New Mexico, EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings** and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 16th day of September, A.D. 2003.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



T. E. Smith Assistant Secretary

By: Paul C. Rogers Vice President

State of Maryland }  
City of Baltimore } ss:

On this 16th day of September, A.D. 2003, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Dennis R. Hayden Notary Public  
My Commission Expires: February 1, 2005

## EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

## EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

## CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

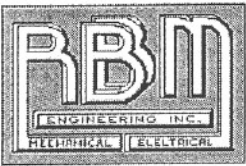
RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies,

this 15<sup>th</sup> day of June, 2004.

*A. D. Sanchez*

Assistant Secretary



BID TABULATION SHEET

RBM Engineering, Inc.  
 637 N. Alameda  
 Las Cruces, NM 88005  
 (505) 584-8723

Project: Gadsden Boys Gym

Bid Date: June 3, 2004  
 Bid Time: 2:00 PM (local time)

GADSDEN INDEPENDENT SCHOOL DISTRICT

CONTRACTOR	Bid Lot 1	Bid Lot 2	Bid Lot 3	Bid Lot 4	Bid Lot 5	Bid Lot 6	Comments
Lynco Elec.	70,900.00	129,777.00	10,900.00				\$211,577.00

Board Meeting: June 17, 2004