

LANDER COUNTY COMMISSION MEETING  
October 6, 2011

**AGENDA ITEM NO. 1**

*THE REQUESTED ACTION OF THE LANDER COUNTY COMMISSION IS:*  
Discussion for possible action regarding bid tabulation review and award of bid for the Battle Mountain Gold Creek Water and Sewer infrastructure replacement project and other matters properly relating thereto.

Public comment.

***Background:***

***Recommended Action:***



September 26, 2011

Lander County Commissioners  
Lander County, Nevada  
315 South Humboldt  
Battle Mountain, Nevada 89820

RE: Gold Creek Neighborhood Water and Sewer Replacement Project  
Recommendation of Award

Gentleman:

Shaw Engineering has reviewed the bid proposal submitted by H.E. Hunewill Construction (Hunewill). Hunewill is the successful low bidder. Their bid amount is \$658,726.00. They have satisfactorily completed the forms associated with the bid proposal package and in the opinion of Shaw Engineering has submitted a responsive and responsible bid. Furthermore, they are qualified to perform the work with regard to licensure and experience.

Shaw Engineering therefore recommends the award of this project to Hunewill.

If you have any questions or comments please feel free to call anytime.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Brigman", written over a horizontal line.

Steve Brigman, P.E.  
Project Engineer

20 Vine Street  
Reno, Nevada  
89503

Telephone:  
775.  
329.5559

Facsimile:  
775.  
329.5406

Email:  
www.  
shawengineering  
.com

cc: Gene Etcheverry, Executive Director  
Jake Edgar, Water and Sewer Foreman

Attachments: Bid Tabulation

**BIDS RECEIVED**  
**LANDER COUNTY WATER & SEWER DEPARTMENT**  
**GOLD CREEK NEIGHBORHOOD REBID**  
**MONDAY SEPTEMBER 26, 2011 @ 11:00 A.M.**

NO	DATE	NAME/BIDDER	BID AMOUNT	BID BOND YES/NO
1	9/26/11	Campbell Construction	\$944,136 <sup>00</sup>	yes
2	9/26/11	Hunewill	\$658,726 <sup>00</sup>	yes
3	9/26/11	Mesquite General Construction	\$782,736 <sup>30</sup>	yes
4	9/26/11	Milestone Paving + Grading Inc.	\$710,872 <sup>00</sup>	yes
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DATE SEPTEMBER 26, 2011  
 OPENED BY:

*Mary Ann May*  
 Cathy Myers  
 Jim Brown

Lander County  
 Battle Mountain Water and Sewer Department  
 Gold Creek Neighborhood Water and Sewer Replacement Project  
 Bid Tabulations  
 September 26, 2011

Item	Description	Qty	Unit	Hunewill Construction Unit Price	Hunewill Construction Total	Mesquite General Unit Price	Mesquite General Total	Campbell Construction Unit Price	Campbell Construction Total	Milestone Paving & Grading Unit Price	Milestone Paving & Grading Total
1	Mobilization	1	LS	\$ 19,899.72	\$ 19,899.72	\$ 60,568.00	\$ 60,568.00	\$ 36,000.00	\$ 36,000.00	\$ 20,000.00	\$ 20,000.00
2	Traffic Control	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 4,495.00	\$ 4,495.00	\$ 6,800.00	\$ 6,800.00	\$ 2,000.00	\$ 2,000.00
3	Install 8-inch PVC or DIP Waterline	3,098	LF	\$ 30.86	\$ 95,604.28	\$ 39.35	\$ 121,906.30	\$ 43.00	\$ 133,214.00	\$ 40.00	\$ 123,920.00
4	Install 1" PE Water Service Lateral	70	EA	\$ 696.00	\$ 48,720.00	\$ 675.00	\$ 47,250.00	\$ 1,300.00	\$ 91,000.00	\$ 875.00	\$ 61,250.00
5	Install Single Water Meter Box Assembly	12	EA	\$ 1,591.00	\$ 19,092.00	\$ 1,542.00	\$ 18,504.00	\$ 1,500.00	\$ 18,000.00	\$ 1,000.00	\$ 12,000.00
6	Install Double Water Meter Box Assembly	29	EA	\$ 3,709.00	\$ 107,561.00	\$ 3,170.00	\$ 91,930.00	\$ 2,900.00	\$ 84,100.00	\$ 2,800.00	\$ 81,200.00
7	New Fire Hydrant Assembly	7	EA	\$ 5,773.00	\$ 40,411.00	\$ 5,850.00	\$ 40,950.00	\$ 3,900.00	\$ 27,300.00	\$ 5,000.00	\$ 35,000.00
8	Air Release Valve Assembly	2	EA	\$ 3,512.00	\$ 7,024.00	\$ 3,180.00	\$ 6,360.00	\$ 2,600.00	\$ 5,200.00	\$ 2,200.00	\$ 4,400.00
9	Flush Valve Assembly	2	EA	\$ 1,939.00	\$ 3,878.00	\$ 2,570.00	\$ 5,140.00	\$ 2,600.00	\$ 5,200.00	\$ 3,000.00	\$ 6,000.00
10	Abandon (E) Water Valve	11	EA	\$ 110.00	\$ 1,210.00	\$ 256.00	\$ 2,816.00	\$ 250.00	\$ 2,750.00	\$ 250.00	\$ 2,750.00
11	Demolish and Remove (E) Manhole	11	EA	\$ 220.00	\$ 2,420.00	\$ 810.00	\$ 8,910.00	\$ 1,000.00	\$ 11,000.00	\$ 1,000.00	\$ 11,000.00
12	48-inch diameter Sanitary Sewer Clean-Out	14	EA	\$ 2,514.00	\$ 35,196.00	\$ 2,560.00	\$ 37,240.00	\$ 3,000.00	\$ 42,000.00	\$ 1,500.00	\$ 21,000.00
13	8-inch diameter Sanitary Sewer Clean-Out	1	EA	\$ 891.00	\$ 891.00	\$ 870.00	\$ 870.00	\$ 1,200.00	\$ 1,200.00	\$ 900.00	\$ 900.00
14	12-inch Sanitary Sewer Pipe	2,340	LF	\$ 41.00	\$ 95,940.00	\$ 32.72	\$ 76,564.80	\$ 44.00	\$ 102,960.00	\$ 40.00	\$ 93,600.00
15	10-inch Sanitary Sewer Pipe	616	LF	\$ 26.00	\$ 16,016.00	\$ 29.30	\$ 18,048.80	\$ 42.00	\$ 25,872.00	\$ 40.00	\$ 24,640.00
16	8-inch Sanitary Sewer Pipe	454	LF	\$ 22.00	\$ 9,988.00	\$ 26.60	\$ 12,076.40	\$ 40.00	\$ 18,160.00	\$ 38.00	\$ 17,252.00
17	Re-connect (E) Sanitary Sewer Lateral	16	EA	\$ 250.00	\$ 4,000.00	\$ 500.00	\$ 8,000.00	\$ 1,100.00	\$ 17,600.00	\$ 400.00	\$ 6,400.00
18	New Sanitary Sewer Lateral	65	EA	\$ 400.00	\$ 26,000.00	\$ 1,000.00	\$ 65,000.00	\$ 1,250.00	\$ 81,250.00	\$ 500.00	\$ 32,500.00
19	Valley Gutter @ Indian Springs & Wild Horse	1	LS	\$ 7,204.00	\$ 7,204.00	\$ 6,500.00	\$ 6,500.00	\$ 13,000.00	\$ 13,000.00	\$ 6,500.00	\$ 6,500.00
20	Valley Gutter @ Wild Horse & Gold Creek	1	LS	\$ 7,829.00	\$ 7,829.00	\$ 7,190.00	\$ 7,190.00	\$ 13,000.00	\$ 13,000.00	\$ 6,500.00	\$ 6,500.00
21	Valley Gutter @ Gold Creek & Gold Court	1	LS	\$ 6,956.00	\$ 6,956.00	\$ 5,415.00	\$ 5,415.00	\$ 18,000.00	\$ 18,000.00	\$ 7,500.00	\$ 7,500.00
22	Concrete Repair	1,680	SF	\$ 13.00	\$ 21,840.00	\$ 12.75	\$ 21,420.00	\$ 16.00	\$ 26,880.00	\$ 12.00	\$ 20,160.00
23	Pavement Repair	39,400	SF	\$ 0.09	\$ 3,546.00	\$ 1.03	\$ 40,582.00	\$ 2.25	\$ 88,650.00	\$ 1.00	\$ 39,400.00
24	Force Account	1	LS	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00
<b>Total Bid Price Items 1 thru 26</b>					<b>\$ 658,726.00</b>		<b>\$ 782,736.30</b>		<b>\$ 944,136.00</b>		<b>\$ 710,872.00</b>

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**From:** Steve Brigman [mailto:[steve@shawengineering.com](mailto:steve@shawengineering.com)]  
**Sent:** Friday, September 30, 2011 9:23 AM  
**To:** 'Ray Williams'; 'Steve Stienmetz'; 'Brian Garner'; 'Dave Mason'; 'Dean Bullock'  
**Cc:** 'Gene Etcheverry'; 'Jacob Edgar'; 'James Barnes'  
**Subject:** Gold Greek Utilitiy Project Bid

To All,

Attached is a print out from State Contractors Board of Hunewill licensure. As you can see Hunewill has a Sub A-19 Pipeline and Conduit license, which was understood to be good for all types of pipeline including waterline, irrigation, sewer, storm drain, conduit, etc. Mr. Hunewill told me he believes the A-19 allows him to do the sewer pipeline work. Hunewill has installed many sewer pipelines over many years for various public and private entities under the A-19 license. A closer review of the sub-classifications for A-7, A-15 and A-19 indicates to me that Hunewill should have the A-15, although I've heard debatable points of view on both sides of the issue. Regardless, Mr. Hunewill has taken action to obtain the A-15 sub-classification.

Regarding the sewer portion of the Gold Creek project (and recent Battle sewer installations by Hunewill Construction); the sewer work is and has recently been completed by Frank Sullivan who holds a sub A-15 license. I've spoken to both Loren Hunewill and Frank Sullivan and they assure me that the portion of A-15 work performed by Frank is less than 3% of the work and therefore not required to be reported on the subcontractor listing form. To get below the 3% amount all materials are purchased by Hunewill and trenching and excavations are by Hunewill pursuant to his A-7 sub-classification.

I apologize for not having the above information ready for yesterdays LCC meeting, but I needed to look into the classifications in more detail and discuss with Loren and Frank. And Mr. Neagle did have a point regarding the A-15 requirement, which to me did not need to be debated at the LCC meeting . However, based on our further review of this matter, we still recommend award of the Bid to Hunewill Construction and we believe he is qualified with both licensure and experience.

Obviously we are in a construction climate where few construction projects are sought by many contractors and unsuccessful bidders are going to great lengths to disqualify others on minor technicalities or superficial details. I'm my experience I cannot recall an instance where an A-19 license was questioned for sewer and Hunewill has been the low bidder on many prior sewer projects where this could have been questioned. Regarding, Darby Neagle and Milestone Construction, his own bid is non-responsive as he submitted an improper bid bond (the bid bond submitted is to the City of Las Vegas for a different project; copy attached hereto); additionally we required Mr. Neagle to provide any protest on a formal letter with original signature accompanied with a protest bond, which I don't believe he did. Mr. Neagle's attempt to disrupt the bid process in his favor appears futile to me. In any case, it would have been difficult to recommend Milestone Construction due to Mr. Neagle's past problems with the Contractors Board; see his license history attached.

*July-9-27-11  
They only have  
Sub A's*



# Nevada State Contractors Board

2310 Corporate Circle, Suite 200 Henderson NV 89074 (702)486-1100 Fax:(702)486-1100 Investigation:(702)486-1110  
3670 Gateway Drive, Suite 100 Reno NV 89521 (775)668-1144 Fax:(775)688-1271 Investigation:(775)688-1150  
www.nscb.state.nv.us

## License Search Details

Press "Previous Record" to view the previous record in the list

Press "Next Record" to view the next record in the list.

Press "Search Results" to return to the search results list screen.

Press "New Search Criteria" to revise your existing search criteria or enter new search criteria.

Press "New Search" to select a different search.

**License Number:**  
**0009078A**

**Current Date: 09/28/2011 09:19 AM** (mm/dd/yyyy)

**Business Primary Name:** **H E HUNEWILL CONSTRUCTION CO** License **Unlimited**  
**INC** Monetary Limit:

**Business Address:** **315 ARTIST VIEW**  
**WELLINGTON, NV 89444**

**Phone Number:** **(775)465-2448**

**Status:** **Active**  
**Status Date:** **07/20/2010** (mm/dd/yyyy)  
**Origin Date:** **08/16/1974** (mm/dd/yyyy)  
**Expiration Date:** **08/31/2012** (mm/dd/yyyy)

**Business Type:** **Corporation**  
**Classification(s):** **A-3 - DAMS AND RESERVOIRS**  
**A-7 - EXCAVATING AND GRADING**  
**A12 - EXCAVATING GRADING**  
**TRENCHING & SURFACING**  
**A16 - PAVING STREETS, DRIVEWAYS**  
**& PARKING LOTS**  
**A17 - LINES TO TRANSMIT**  
**ELECTRICITY**  
**A18 - FARM IRRIGATION**  
**A19 - PIPELINE & CONDUITS**  
**A21 - FENCING & GUARDRAILS**

<b>Principal Name</b>	<b>Relation Description</b>
<b>HUNEWILL, LOREN E</b>	<b>President Qualified Individual</b>
<b>HUNEWILL, GREGORY A</b>	<b>Vice President Qualified Individual</b>
<b>HUNEWILL, LYNDA L</b>	<b>Secretary/Treasurer Qualified Individual</b>

# THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

## Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we Milestone Paving and Grading, PO Box 96054, Las Vegas, NV 89193

as Principal, hereinafter called the Principal, and Westfield Insurance Company, 10835 No. 25<sup>th</sup> Ave. #175, Phoenix, AZ. 85029

a corporation duly organized under the laws of the State of Ohio

as Surety, hereinafter called the Surety, are held and firmly bound unto City of Las Vegas

as Obligee, hereinafter called the Obligee, in the sum of Five percent of the Bid Amount

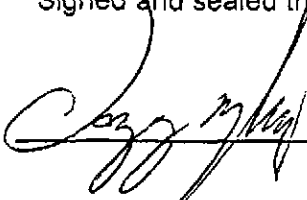
Dollars (\$ 5 % ),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Rancho Drive - Median Landscape Renovations

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 12th day of September, 2011.

  
\_\_\_\_\_  
(Witness)

Milestone Paving and Grading

(Principal)

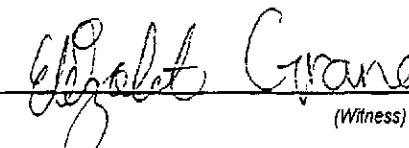
(Seal)


  
\_\_\_\_\_  
(Title)

Westfield Insurance Company

(Surety)

(Seal)

  
\_\_\_\_\_  
(Witness)

  
\_\_\_\_\_  
Adriane K. Massa, Attorney-in-Fact

THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 08/21/06, FOR ANY PERSON OR PERSONS NAMED BELOW.

General Power of Attorney

CERTIFIED COPY

POWER NO. 2710122 04

Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co. Westfield Center, Ohio

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint LARRY B. HOLDEN, LYNN E. CAMPBELL, DAVID R. LEE, ADRIANE K. MASSA, JOINTLY OR SEVERALLY

of LAS VEGAS and State of NV its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be it Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents cancelling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their Senior Executive and their corporate seals to be hereto affixed this 21st day of AUGUST A.D., 2006 .

Corporate Seals Affixed



WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

Signature of Richard L. Kinnaird, Jr.

By: Richard L. Kinnaird, Jr., Senior Executive

State of Ohio County of Medina ss.:

On this 21st day of AUGUST A.D., 2006 , before me personally came Richard L. Kinnaird, Jr. to me known, who, being by me duly sworn, did depose and say, that he resides in Medina, Ohio; that he is Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed



Signature of William J. Kahelin

William J. Kahelin, Attorney at Law, Notary Public My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

State of Ohio County of Medina ss.:

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 12th of September 2006 A.D.,



Signature of Frank A. Carrino, Secretary





# Nevada State Contractors Board

2310 Corporate Circle, Suite 200 Henderson NV 89074 (702)485-1100 Fax: (702)485-1150 Investigation: (702)485-1110  
 3570 Gateway Drive, Suite 100 Reno NV 89521 (775)688-1141 Fax: (775)688-1271 Investigation: (775)688-1150  
 www.nvscb.state.nv.us

## Search Results List

Click on the licensed contractor name to view their details.  
 Press "New Search Criteria" to revise your existing search criteria or enter new search criteria.  
 Press "New Search" to select a different search type.

Search Criteria		Search By Principal Name				
Principal Name	Business Name	License Number	Classification	Status	City	
NEAGLE, DARBY JOE	<u>H O A MAINTENANCE LLC</u>	0068241	A	Cancelled, Not Renewed	LAS VEGAS	
NEAGLE, DARBY JOE	<u>WESTERN PACIFIC CONTRACTORS</u>	0053199	A	Revoked, Board Action	LAS VEGAS	
NEAGLE, DARBY JOE	<u>MILESTONE PAVING AND GRADING INC</u>	0041829	A	Active	LAS VEGAS	
NEAGLE, GEORGE HENRY	<u>PUTTING GREENS DIRECT OF NEVADA LLC DBA</u>	0060005	C10	Active	LAS VEGAS	
NEAGLE, GEORGE HENRY	<u>SYNLAWN</u>	0060005	C10	Active	LAS VEGAS	
NEAGLE, DARBY JOE	<u>DARBY NEAGLE ENTERPRISES</u>	0045040	B	Revoked, Board Action	LAS VEGAS	
NEAGLE, DARBY JOE	<u>DARBY NEAGLE ENTERPRISES</u>	0046603	A	Revoked, Board Action	LAS VEGAS	

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# **Commissioners' Report**

October 6, 2011

**Lander County**

**Board of Commissioners**

**Special Meeting**

**October 6, 2011**

**CLERK**