

MINUTES

BOARD OF REGENTS
THE TEXAS STATE UNIVERSITY SYSTEM

CALLED MEETING

July 16, 2003

REGULAR MEETING

August 21 - 22, 2003

BOOK 4

VOL. 63

August 21-22, 2003

IN WITNESS WHEREOF, the above bounden parties have executed this instrument under their several seals this 22nd day of August, 2003, the name and corporate seal of each corporate party being hereto affixed, and these presents duly signed by its undersigned representative pursuant to authority of its governing body.

SeTEX Construction Corp. _____, Principal
Houston, Texas

(PRINCIPAL'S SEAL
if a corporation)

By: _____
Title:

St. Paul Fire and Marine Insurance Company, Surety (SURETY'S SEAL)
St. Paul, Minnesota

By: _____
Attorney-in-Fact

Approved as to Form:
Attorney General of Texas
8-28-86

2003-252

Upon motion of Regent Hayley, seconded by Regent Neal, with all Regents voting aye, it was ordered that:

The Board Chairman and either the Board Vice Chairman or the Local Committee Chair be authorized to award a construction contract based upon competitive sealed proposals for the construction of the Baseball/Softball Athletic Complex at Sam Houston State University in an amount not to exceed \$6,000,000 as designed by Lockwood, Andrews & Newnam, Inc. to be funded from TSUS Revenue Financing System Bonds.

2003-253

Upon motion of Regent Hayley, seconded by Regent Adams, with all Regents voting aye, it was ordered that:

A construction contract be awarded to K-W Construction Company of San Marcos, in the amount of \$3,957,500, the low base bid plus alternates 1, 2, 3, 4 & 5 for the Education Building Renovation project at Southwest Texas State University, with the source of funds being Higher Education Assistance Funds.

THE TEXAS STATE UNIVERSITY SYSTEM
CONSTRUCTION CONTRACT

THIS AGREEMENT, made the 22nd day of August, in the year Two thousand and Three (2003), by and between K-W Construction, Inc. of San Marcos, Texas, hereinafter called the Contractor, and the Board of Regents of The Texas State University System for Southwest Texas State University hereinafter called the Owner.

WITNESSETH, that the Contractor and the Owner for the consideration hereinafter named agree as follows: