

P.O. Box 150 CARTHAGE, TEXAS 75633 PHONE: (903)690-1133

AMERICANELEVLLC@AOL.COM

"TO GOD BE THE GLORY"

DATE: 11-02-2020

### **CONTRACT OF AGREEMENT**

To: Panola County Courthouse 110 South Sycamore Street Carthage, TX 75633

ATTN: TOMMY EARL

903-692-2844

AMERICAN ELEVATOR TECHNOLOGIES HEREBY PROPOSES A PREVENTATIVE MAINTENANCE AND TROUBLE CALL CONTRACT REGARDING THE ELEVATOR EQUIPMENT FOR THE ABOVE BUSINESS ENTITY. ALL SERVICES ARE SUBJECT TO A.E.T.'S TERMS AND CONDITIONS. THIS CONTRACT BINDING THESE TWO ENTITIES WILL TAKE AFFECT JANUARY 1, 2021 AND EXPIRE DECEMBER 31,2021. THIS CONTRACT MAY BE WITHDRAWN AFTER 90 DAYS IF ABOVE ENTITY HAS NOT SIGNED. THE CONTRACT IS STILL BINDING FOR THE REMAINDER OF THE DURATION IN THE EVENT OF A COMPANY BUY OUT. THIS CONTRACT WILL AUTOMATICALLY RENEW IF NOT NOTIFIED BY EITHER ENTITY BY THE ENDING DATE.

PRICE: ELEVATOR #1 PER YEAR: \$1,500.00 ELEVATOR #2 PER YEAR: \$1,500.00

STATE INSPECTOR FEES: \$ 400.00

TOTAL: \$3,400.00 PER YEAR PAID AT \$283.33 PER MONTH.

EQUIPMENT DESCRIPTION: ONE DOVER DMC THREE STOP HYDRAULIC ELEVATOR, ONE SCHINDLER 300A THREE STOP HYDRAULIC ELEVATOR.

PAYMENT: PAYABLE IN FULL WITHIN 30 DAYS OF INVOICE. LATE OR NON-PAYMENT WILL RESULT IN ASSESSMENT OF INTEREST CHARGED OF A MONTHLY INTEREST RATE AT THE HIGHEST LEGAL RATE AVAILABLE, AND ANY COLLECTION COST INCLUDING ATTORNEYS' FEES. BREECH OF CONTRACT OR EARLY OUT WILL RESULT IN PAYMENT IN FULL OR REMAINDER OF CONTRACT COST.

COVERAGE: AMERICAN ELEVATOR TECHNOLOGIES IS COVERED WITH A COMPREHENSIVE LIABILITY UP TO TWO MILLION DOLLARS SINGLE LIMIT PER OCCURRENCE.



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### **TERMS AND CONDITIONS COVERED UNDER CONTRACT**

- 1. MONTHLY PREVENTIVE MAINTENANCE EXAMS ON ELEVATORS.
- 2. ALL TROUBLE CALLS DUE TO MECHANICAL FAILURE OR REGULAR WEAR AND TEAR BETWEEN THE HOURS OF 8:00 A.M. AND 5:00 P.M. MONDAY THRU FRIDAY.
- 3. A MAXIMUM OF TWO HOUR RESPONSE TIME ON CALL OUTS.
- 4. ANNUAL PRESSURE TEST ON ALL HYDRAULIC ELEVATORS INCLUDING THE STATE INSPECTORS FEES.
- 5. MONTHLY FIRE SERVICE INSPECTIONS.
- 6. ALL PARTS THAT MAY BE REPLACED DUE TO NORMAL WEAR AND TEAR AND COST \$500.00 OR LESS.
- 7. WE WILL INCLUDE A FIRE SERVICE LOG, OIL USAGE LOG,
  MAINTENANCE LOG, AND A MAINTENANCE MANAGEMENT PROGRAM
  IN EACH MACHINE ROOM

### **TERMS AND CONDITIONS NOT COVERED UNDER CONTRACT**

- 1. Any trouble calls or damage due to fire, theft, lightning, water damage, malicious mischief, or any acts of God.
- 2. ANY OVERTIME CALL OUTS OR OVERTIME REPAIRS.
- 3. ANY PART THAT HAS BECOME OBSOLETE, NO LONGER AVAILABLE FOR PURCHASE OR REPAIR, OR EXCEEDS \$500.00 IN COST.
- 4. ANY PART THAT MAY FAIL OR BRAKE DURING A SAFETY ORE PRESSURE TEST.
- 5. ANY UNDERGROUND PARTS.
- 6. THE ELEVATOR PHONE OR PHONE LINE.
- 7. FIRE EXTINGUISHER IN MACHINE ROOMS.



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# **LABOR COST RATE**

HOURLY STRAIGHT TIME MECHANIC RATE:

\$155.00 PER HOUR

HOURLY STRAIGHT TIME HELPER RATE:

\$ 80.00 PER HOUR

HOURLY OVERTIME MECHANIC RATE:
HOURLY OVERTIME HELPER RATE:

\$310.00 PER HOUR \$160.00 PER HOUR

STRAIGHT TIME HOURS ARE AS FOLLOWS: MONDAY—FRIDAY BETWEEN THE HOURS OF 8:00 A.M. AND 5:00 P.M. ANY ADDITIONAL HOURS WORKED WILL BE BILLED AS OVERTIME.

HOLIDAYS DO NOT AFFECT PAY RATES. THEY ARE CHARGED AS ANY OTHER DAY. WE ARE THE ONLY ELEVATOR COMPANY THAT DOES NOT CHARGE OVERTIME ON HOLIDAYS EVEN THOUGH WE PAY OVERTIME TO OUR EMPLOYEES.

MILEAGE RATE WILL BE CHARGED AT \$1:00 PER MILE. MILEAGE FLUCTUATES WITH THE PRICE OF FUEL.



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ACCEPTANCE BY YOU AS BUILDING OWNER OR REPRESENTATIVE OF PROPERTIES, AND APPROVAL BY AMERICAN ELEVATOR TECHNOLOGIES REPRESENTATIVE WILL BE REQUIRED TO VALIDATE THIS CONTRACT. UPON SIGNING, YOU ARE AGREEING TO THE TERMS AND CONDITIONS OF THIS SERVICE CONTRACT.

| ACCEPTED:                |
|--------------------------|
| SIGN: AMO                |
| PRINT: CEPANN Jones      |
| FOR: Panola County       |
| TITLE: County Judge      |
| DATE: 12-8-2020          |
| APPROVED:                |
| SIGN: Michael Willife    |
| PRINT: Michael Williford |
| TITLE: Owner             |
| DATE: 11 /02 /2020       |



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# REFERENCE LIST

- 1. JEFF WILLIAMS KILGORE, TX KILGORE COLLEGE 903-571-5714
- 2. GARY HOFFMAN KILGORE, TX KILGORE I.S.D. 903-808-1547
- 3. ALAN MOON CARTHAGE, TX PANOLA COLLEGE 903-754-1262
- 4. GARNETT BROOKSHIRE TYLER, TX PLAZA TOWER 903-617-6579
- 5. EDDY SMITH TATUM, TX LUMINANT POWER PLANT 318-218-0327
- 6. KATHY WRIGHT MARSHALL TRAIN DEPOT MARSHALL, TX 903-407-7880
- 7. Rebekah Acres Rusk County Courthouse Henderson, TX 903-657-0304
- 8. Jenna Shannon Southside Bank Tyler, Lufkin, Cleveland, TX 903-360-6803
- 9. Mac Souls Knox Lee Power Plant Longview, TX 903-720-5899
- 10.Kenneth Bardsley Cascades Country Club Tyler, TX 903-330-1189
- 11.Tommy Earl Panola County Courthouse Carthage, TX 903-263-1761
- 12. GENE GILES FIRST STATE BANK & TRUST CARTHAGE, TX 903-693-6606
- 13. TODD STRACENER -MASONIC LODGE LUFKIN, TX 936-366-8633
- 14. CHUCK MATLOCK LUMINANT POWER PLANT GRAHAM, TX 940-212-0880
- 15.DEAN PALMER PAPPACITA'S LONGVIEW, TX 903-663-1700



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYY) 11/2/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| certificate holder in lieu of such endorsement(s).   |  |   |                            |                                       |                  |              |  |
|--|--|---|----------------------------|---------------------------------------|------------------|--------------|--|
| PRODUCER   | CONTACT Carrie Thomas  |   |                            |                                       |                  |              |  |
| Richard H. Thomas, Inc.  | PHONE (A/C, No, Ext): (903) 693-3831 FAX (A/C, No): (903) 693-6728   |   |                            |                                       |                  |              |  |
| 101 W. Sabine  | -1 -1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -  | pattersoni                                | ins.com                    |                                       |                  |              |  |
| P.O. Box 430   | •  | URER(S) AFFOR                             | IDING COVERAGE             |                                       | NAIC #           |              |  |
| Carthage TX 75633  | INSURERA: Great American Insurance Company   |   |                            |                                       | 16691            |              |  |
| INSURED  | INSURERB: Texas Mutual Insurance Co.   |   |                            |                                       | 22945            |              |  |
| American Elevator Technologies, LLC  | INSURERC: Commerce & Industry Insurance Co.  |   |                            |                                       | 19410            |              |  |
| 5652 Hwy 124   |  | INSURERD: Progressive Insurance           |                            |                                       |                  | 29203        |  |
| <u>-</u>   | INSURER E:   |   |                            |                                       |                  |              |  |
| Beckville TX 75631   | INSURER F:   |   |                            |                                       |                  |              |  |
| COVERAGES CERTIFICATE  | <u> </u>   |   |                            |                                       | ·                |              |  |
| THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD   |  |   |                            |                                       |                  |              |  |
| INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. |  |   |                            |                                       |                  |              |  |
| INSR ADDL SUBR   | POLICY NUMBER  | POLICY EFF<br>(MM/DD/YYYY)                | POLICY EXP<br>(MM/DD/YYYY) | 1                                     | LIMITS           |              |  |
| X COMMERCIAL GENERAL LIABILITY   |  | 1   | ,                          | EACH OCCURRENC                        | E \$             | 1,000,000    |  |
| A CLAIMS-MADE X OCCUR  |  |   |                            | DAMAGE TO RENTE<br>PREMISES (Ea occur | D<br>mence) \$   | 300,000      |  |
|  | PAC130346603   | 1/25/2020                                 | 1/25/2021                  | MED EXP (Any one p                    |                  | 10,000       |  |
| x Hired/Nonowned included  |  |   |                            | PERSONAL & ADV I                      | NJURY \$         | 1,000,000    |  |
| GEN'L AGGREGATE LIMIT APPLIES PER:   |  |   |                            | GENERAL AGGREGA                       | ATE \$           | 4,000,000    |  |
| POLICY PRO- LOC  |  |   |                            | PRODUCTS - COMP/                      | OPAGG \$         | 4,000,000    |  |
| OTHER:   |  |   |                            | Max Annual Aggregate                  | 5                | 10,000,000   |  |
| AUTOMOBILE LIABILITY   |  |   |                            | COMBINED SINGLE (Ea accident)         | LIMIT \$         | 1,000,000    |  |
| ANYAUTO  |  |   |                            | BODILY INJURY (Pe                     | er person) \$    |              |  |
| ALL OWNED SCHEDULED  | 07810992-1   | 06/28/2020                                | 06/28/2021                 | BODILY INJURY (Pe                     | er accident) \$  |              |  |
| NON-OWNED  |  |   | ""                         | PROPERTY DAMAGE                       | E \$             |              |  |
| HIRED AUTOS AUTOS  |  |   |                            | (Per accident)                        | \$               |              |  |
| UMBRELLA LIAB OCCUR  |  | <del> </del>                              |                            | EACH OCCURRENC                        |                  | 2,000,000    |  |
| EVŒSS LIAD   | EBU020700897   | 01/25/2020                                | 01/25/2021                 | AGGREGATE                             | s s              | 2,000,000    |  |
| C A  | 20020700031  | 02,20,202                                 | ***, ***, ****             | AGGREGATE                             | -   <del>s</del> | 2,000,000    |  |
| DED RETENTION \$ WORKERS COMPENSATION  |  |   |                            | X PER<br>STATUTE                      | OTH-<br>ER       |              |  |
| AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE  Y/N   |  |   |                            |                                       |                  |              |  |
| B (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below   |  | 12/9/2019                                 | 12/9/2020                  | E.L. EACH ACCIDEN                     |                  | 1,000,000    |  |
|  |  | 11/9/2019                                 |                            | E.L. DISEASE - EA EI                  | i e              | 1,000,000    |  |
| DESCRIPTION OF OPERATIONS below  | <del></del>  | <del>                              </del> | <del></del>                | E.L. DISEASE - POLIC                  | CYLIMIT   \$     | 1,000,000    |  |
|  |  | ĺ   |                            |                                       |                  |              |  |
|  |  |   |                            |                                       |                  |              |  |
| DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)   |  |   |                            |                                       |                  |              |  |
| DESCRIPTION OF OPERATIONS / LOCATIONS / YERIOLES (ACORD 101), ADDITIONAL REMAINS SCREEKING, MAY DO BRACCION IT MORE SPACE IS REQUIRED)   |  |   |                            |                                       |                  |              |  |
|  |  |   |                            |                                       |                  |              |  |
|  |  |   |                            |                                       |                  |              |  |
|  |  |   |                            |                                       |                  |              |  |
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|  |  |   |                            |                                       |                  |              |  |
| <u> </u>   |  |   |                            |                                       |                  | <del> </del> |  |
| CERTIFICATE HOLDER   | CANCELLATION   |   |                            |                                       |                  |              |  |
|  | SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. |   |                            |                                       |                  |              |  |
| PANOLA COUNTY  |  |   |                            |                                       |                  |              |  |
| 110 SOUTH SYCAMORE ST  |  |   |                            |                                       |                  |              |  |
| CARTHAGE, TX 75633   | ,  |   |                            |                                       |                  |              |  |
| ,  | AUTHORIZED REPRESENTATIVE  |   |                            |                                       |                  |              |  |
|  | Scott Thomas/CARRI   |   |                            |                                       |                  |              |  |
| .1   |  |   |                            |                                       |                  |              |  |
|  |  | 6 40                                      | 00 0044 40                 | ADD CODOODA                           | TION All Jet     | ata ranamind |  |

## **CERTIFICATE OF INTERESTED PARTIES** FORM 1295 1 of 1 OFFICE USE ONLY Complete Nos. 1 - 4 and 6 if there are interested parties. Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties. **CERTIFICATION OF FILING** Name of business entity filing form, and the city, state and country of the business entity's place Certificate Number: of business. 2020-678602 American Elevator Technologies, L.L.C. Carthage, TX United States Date Filed: 10/14/2020 Name of governmental entity or state agency that is a party to the contract for which the form is being filed. Date Acknowledged: Panola County Courthouse Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract. Elevator maintenance and repair Nature of interest Name of Interested Party City, State, Country (place of business) (check applicable) Controlling Intermediary Х American Elevator Technologies carthage, TX United States 5 Check only if there is NO Interested Party. 6 UNSWORN DECLARATION My name is Michael williford and my date of birth is 02/13/1973. 155 CR233 My address is I declare under penalty of perjury that the foregoing is true and correct. \_\_\_\_\_\_County, State of Tex<5\_\_, on the 2\_ day of \_\_\_\_

Forms provided by Texas Ethics Commission

www.ethics.state.tx.us

Signature of authorized agent of contracting business entity (Declarant)

Version V1,1.3a6aaf7d