

## AGREEMENT

THIS AGREEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, by and between PFLUGERVILLE COMMUNITY DEVELOPMENT CORPORATION hereinafter called

(Name of Owner)

“OWNER” and ADAY & ASSOCIATES, LLC doing business as ~~(an individual,) or (a~~ a limited liability company ~~partnership,) or (a corporation)~~ herein after called “CONTRACTOR”. WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of:  
Renewable Energy Park - Wastewater Line Improvements - Lot 2A, 2B and 2C
2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion to the PROJECT described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within ten (10) calendar days after the date of the NOTICE TO PROCEED and will complete the same within thirty (30) calendar days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$ 62,043.87, or as shown in the PROPOSAL and BID SCHEDULE.
5. The term “CONTRACT DOCUMENTS” means and includes the following:
  - (a) Advertisement for BIDS
  - (b) Information for BIDDERS
  - (c) BID
  - (d) BID BOND
  - (e) Agreement
  - (f) General Conditions
  - (g) Supplemental General Conditions
  - (h) Payment Bond
  - (i) Performance Bond
  - (j) Notice of Award
  - (k) Notice to Proceed
  - (l) Change Order

- (m) DRAWINGS prepared by Catalyst Engineering Group numbered C1 through C9, and dated March 11, 2013.
- (n) SPECIFICATIONS prepared or issued by Catalyst Engineering Group dated April 3, 2013.
- (o) ADDENDA:

No. 1, dated April 12, 2013

No. 2, dated April 12, 2013

No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_\_

No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_\_

No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_\_

No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_\_

No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_\_

- 6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.
- 7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in seven (7) each of which shall be (Number of Copies) deemed an original on the date first above written.

OWNER:

Pflugerville Community Development Corporation

By: \_\_\_\_\_

Name: \_\_\_\_\_  
(Please Type)

Title: \_\_\_\_\_

(SEAL)

ATTEST:

\_\_\_\_\_

Name: \_\_\_\_\_  
(Please Type)

Title: \_\_\_\_\_

CONTRACTOR:

ADAY & ASSOCIATES, LLC

By: \_\_\_\_\_

Name: Temple Aday  
(Please Type)

Address: 1810 North CR 122

Round Rock, TX 78665

(SEAL)

ATTEST:

\_\_\_\_\_

Name: Shelly McWilliams  
(Please Type)

\_\_\_\_\_