

**URBAN COUNTY PROGRAM
CONSTRUCTION CONTRACT**

This Agreement entered into this October 3, 2023 by and between Hidalgo County acting by and through Hidalgo County Urban County Program, hereinafter called the "OWNER", acting herein through its County Judge and Saenz Brothers Construction, LLC (a partnership) of Donna, State of Texas, hereinafter called "CONTRACTOR".

WITNESSETH

That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the OWNER, the CONTRACTOR hereby agrees with the OWNER to commence and complete the construction described as follows:

PROJECT NAME: GLO 2016 State Mitigation Competition
Hidalgo County Main Floodwater Channel Expansion
Phase 2, Segment C
PROJECT NO.: 6553-94-0309-5200-0000-02-UCP-AA
PROJECT DESCRIPTION: Flood Drainage Improvements - Infrastructure

hereinafter called the project, for the sum of (\$3,986,172.86) – Three million nine hundred eight- six thousand one hundred seventy-two dollars and eighty-six cents and all extra work in connection therewith, under the terms as stated in the General and Special Conditions of the Contract; and at his (its or their) own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services necessary to complete the said project in accordance with the conditions and prices stated in the Bid, the General Conditions, Supplemental General Conditions and Special Conditions of the contract, the plans, which include all maps, plats, blue prints, and other drawings and printed or written explanatory matter thereof, the specifications and contract documents therefore as prepared by Hidalgo County Drainage District No. 1 and as enumerated in Paragraph 1 of the Supplemental General Conditions, all of which are made a part hereof and collectively evidence and constitute the contract.

The CONTRACTOR hereby agrees to commence work under this contract on or after a date to be specified in a written "Notice to Proceed" of the OWNER and to fully complete the project within (270) Two hundred seventy consecutive calendar days thereafter. The CONTRACTOR further agrees to pay, as liquidated damages, the sum of (\$500.00) Five hundred dollars and zero cents for each consecutive calendar day thereafter as hereinafter provided in Paragraph 19 of the General Conditions.

The OWNER agrees to pay the CONTRACTOR in current funds for the performance of the contract, subject to additions and deductions, as provided in the General Conditions of the contract, and to make payments on account thereof as provided in Paragraph 25, "Payments to Contractor", of the General Conditions.

IN WITNESS WHEREOF, the parties to these presents have executed this contract which shall be deemed an original, in year and day first above mentioned. Certified copies will be provided to all parties from the UCP Original document.

Arturo Saenz, Manager

Company Name: **Saenz Brothers Construction, LLC**

Address: **3226 N. Victoria Road**
Donna, Texas 78537

Federal I.D./S.S.: **46-2285558**

UEI #: **HFZGUK96TZV3**

STATE OF TEXAS

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COUNTY OF HIDALGO

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This instrument was acknowledged before me on this the ___ day of _____, 20____,

by _____, _____ on behalf of _____
(Name of Authorized Representative) (title) (Company Name)

Notary Public - Signature

WITNESS:

URBAN COUNTY PROGRAM

Michelle Garza

Steven de la Garza
Director

APPROVED AS TO FORM:

Hidalgo County Office of the Criminal District Attorney
Toribio "Terry" Palacios.

By: _____
Victor Garza, Assistant District Attorney