

**CITY OF SAN LUIS
REQUEST FOR PROPOSALS
No. PW-2016-01**

300 K Gal. Tank (Well Site # 3) & 500 K Gal. Tank (Well Site # 4) Rehabilitation

CONTRACT

CITY OF SAN LUIS

MAINTANCE/REHABILITATION CONTRACT

AGREEMENT:

On June 2, 2016 the City of San Luis City Council ("CITY") authorized the award of a maintenance/rehabilitation contract for the City of San Luis 300 K Gal. Tank (Well Site # 3) & 500 K Gal. Tank (Well Site # 4) Revolution Industrial ("CONTRACTOR") doing business as a corporation located in the 6633 W. Willis Rd. Box 5052 Chandler, AZ 85226.

For the consideration of the payments and agreements in this contract, to be made and performed by the CITY, the CONTRACTOR agrees with the CITY to commence and complete the project as follows:

Article 1: Contract Documents

The Contract Documents consist of the CITY-CONTRACTOR Agreement, the Conditions of the Contract (General, Supplemental and other Conditions), the Project Specifications, all Addenda issued prior to and all modifications issued after execution of the Contract, and all applicable laws, ordinances and regulations. A modification is (1) a written amendment to the contract signed by both parties, (2) a Change Order, (3) a written interpretation issued by the CITY or (4) a written order for a minor change in the WORK issued by the CITY. The Contract Documents include Bidding Documents such as the Instructions to Bidders, sample forms, the CONTRACTOR's Bid or portions of addenda relating to any of these, or any other documents, specifically enumerated in the CITY-CONTRACTOR Agreement.

The Contract Documents form the Contract for Construction. This Contract represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations, or Agreements, either written or oral. The Contract may be amended or modified.

In interpreting the Contract, in the event of discrepancies or conflicts:

- 1) the Special Conditions govern over Specifications

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Article 2: The WORK

The CONTRACTOR will perform all the WORK required under this agreement as described below:

**CITY OF SAN LUIS 300 K GAL. TANK (WELL SITE # 3) & 500 K GAL. TANK
(WELL SITE # 4) MAINTENANCE/REHABILITATION PROJECT**

Vianey R. Vega, P.E. from Vega & Vega Engineering, PLC. "City Engineer" will be the administrator of this Contract, and is the interpreter of the Contract Documents and the judge of the CONTRACTOR's performance of the WORK. All reference to the "City Engineer" or "Engineer" in these documents includes the City Engineer, and authorized representatives.

Article 3: Time of Commencement and Completion

CONTRACTOR must begin work within 3 calendar days of the date established by the Notice to Proceed and, subject to modifications authorized by the City Engineer, and complete WORK by June 29th 2016 as specified in Request for Proposal.

Article 4: Contract Sum

The CITY will pay the CONTRACTOR for performance of the WORK, subject to additions and deletions by Change Order, the sum of: One hundred twenty thousand, two hundred twelve dollars
and eighty six cents.

Article 5: Progress Payments

The CONTRACTOR must apply to the City Engineer for progress payments. The CITY will make progress payments pursuant to A.R.S. §34-221 and with the City Engineer's approval of CONTRACTOR's application. Progress payments are subject to retainage amounts as deemed necessary by the City Engineer for incomplete WORK, unsettled claims, and other deficiencies.

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This Contract is effective on the _____ day of _____, 2016.

CONTRACTOR

by _____

Print Name: _____

Title _____

Date _____

CITY OF SAN LUIS

by _____

Tadeo A. De La Hoya, Interim CITY MANAGER

ATTEST:

Sonia Cuello, CITY CLERK

Date Signed

APPROVED AS TO FORM:

Kay Marion Macuil, CITY ATTORNEY