

## STANDARD FORM OF AGREEMENT

STATE OF TEXAS                   §

COUNTY OF                       §

THIS AGREEMENT, made and entered into this 8th day of February A.D. 2023, by and between the City of Seguin, TEXAS, a municipal corporation, of the County of Guadalupe and State of Texas, acting through the City Manager thereunto duly authorized so to do, Party of the First Part, hereinafter termed OWNER, and Westhill Paving, Inc. of the City of New Braunfels, County of Comal, and State of TEXAS, Party of the Second Part, hereinafter termed CONTRACTOR.

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the OWNER, and under the conditions expressed in the bond bearing even date herewith, the said CONTRACTOR hereby agrees with the said OWNER to commence and complete the construction of certain improvements generally described as follows:

Principal items of construction will include repairing roads after various Utilities have repaired their facilities. These repairs will be accomplished by excavating the spoils from the repair area, compacting the material left, then place flowable fill concrete material to bottom of the drive surface. Once this material has cured then place the HMA. Sidewalk, curb, and driveway repairs are also included.

and all extra work in connection therewith, under the terms as stated in the General Conditions of the Agreement and at his (or their) own proper cost and expenses to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services necessary to complete the said construction, in accordance with the Advertisement for Proposals, General and Special Conditions of Agreement, Task Orders, Plans and other drawings and printed or written explanatory matter thereof, and the Specifications and addenda therefore, as prepared by OWNER together with the CONTRACTOR'S written Proposal, and the performance and Payment Bonds when required hereto attached; all of which are made a part hereof and collectively evidence and constitute the entire contract (hereinafter collectively called the "Contract Documents" or the "Contract").

The CONTRACTOR hereby agrees to commence work within ten (10) days after the date written notice to do so shall have been given to him, and to substantially complete the same by 90 days, subject to such extensions of time as are provided by the General and Specific Conditions.

The OWNER agrees to pay the CONTRACTOR in current funds the price or prices shown in the proposal, which forms a part of this contract, such payments to be subject to the General and Special Conditions of the contract.

IN WITNESS WHEREOF, the parties to these presents have executed this Agreement in the year  
and day first above written.

City of Seguin City Manager \_\_\_\_\_  
Party of the First Part  
(OWNER)

Westhill Paving, Inc. \_\_\_\_\_  
Party of the Second Part  
(CONTRACTOR)

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

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

ATTEST:  
  
\_\_\_\_\_

ATTEST:  
  
\_\_\_\_\_

Executed 2 originals.