

**NORTH VETERANS MEMORIAL
BOULEVARD IMPROVEMENTS
REESE STREET to HAMM STREET
CITY OF TUPELO, MISSISSIPPI**

AGREEMENT

(09-21-2020)

This AGREEMENT, made this 0th day of March, 202~~0~~³ by and between THE CITY OF TUPELO, MISSISSIPPI, hereinafter called "OWNER" and James AtHodges Construction, Inc. doing business as (an individual,) or (a partnership,) or (a corporation,) hereinafter called "CONTRACTOR".

WITNESSETH: That for and consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of NORTH VETERANS MEMORIAL BOULEVARD IMPROVEMENTS, REESE STREET to HAMM STREET.
2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of the project described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS on or before the date of the NOTICE TO PROCEED and will complete the same within 245 consecutive 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 for the sum of one million eight hundred fourteen thousand one hundred twenty four dollars being the amount of the accepted proposal and subject to proper additions and/or deductions at the unit prices as stated in the proposal or otherwise provided for by modification.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
 - (A) Advertisement for Bids
 - (B) Information for Bidders
 - (C) Bid Proposal
 - (D) Bid Documents
 - (E) Bid Bond
 - (F) Agreement
 - (G) Certificate of Owner's Attorney
 - (H) General Conditions
 - (I) Special Conditions
 - (J) Payment Bond
 - (K) Performance Bond
 - (L) Notice of Award
 - (M) Notice to Proceed
 - (N) Change Order
 - (O) Drawings, specifications, and addenda prepared by Engineering Solutions, Inc.
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.

AGREEMENT (CONT.)

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 four copies, each of which shall be deemed an original on the date first written.

OWNER:

CITY OF TUPELO, MISSISSIPPI

BY: Todd Jordan
Name: TODD JORDAN
Title: Mayor

ATTEST:

BY: Kim Hanna
Name: Kim Hanna
Title: City Clerk



CONTRACTOR:

BY: James A. Hodges
Name: JAMES A HODGES
Title: PRESIDENT

ATTEST:

BY: Robin Rodgers
Name: Robin Rodgers
Title: Secretary



NOTE: If CONTRACTOR is a corporation, secretary should attest.