

AGREEMENT

CONTRACT NO. 20-073

THIS AGREEMENT, made and entered into this 11th day of December, 2020 between the Fairfax County Water Authority, hereinafter referred to as the Owner or Fairfax Water, and Eastern Contracting, Inc. hereinafter referred to as the Contractor, in consideration of the mutual covenants and agreements hereinafter set forth, provides as follows:

Article 1. THE PROJECT

The Project is designated as follows:

**IFB 20-062
PAVEMENT RESTORATION SERVICES**

Article 2. WORK

2.1 Contractor shall provide all materials, tools, equipment, labor, and professional and non-professional services, and shall perform all acts necessary to fully complete the Work in strict accordance with the requirements of the Contract Documents. The Work is generally described as follows:

Refer to Section 01110, Summary of Work.

2.2 The Contractor shall provide and pay for all related facilities described in the Contract Documents, including Work expressly specified as well as Work which can be reasonably inferred as necessary to produce the results intended by the Contract Documents.

Article 3. ENGINEER

3.1 This Project has been designed by:

FAIRFAX WATER

hereinafter referred to as the "Engineer" as defined in the General Conditions.

Article 4. CONTRACT SUM

4.1 Fairfax Water will pay the Contractor for Work completed in accordance with the Contract Documents, in U.S. currency, the Contract Sum OF \$2,380,703.00, as such may be adjusted from time to time in accordance with the Contract Documents.

Article 5. CONTRACT PERIOD

5.1 Time is of the essence. The Contractor shall cover the period from December 11th, 2020 through December 10th, 2021. This contract may be renewed for up to four additional one-year periods.

Article 6. PAYMENTS

6.1 Payment under this Contract shall be made in the manner provided in Article 10 of the General Conditions.

Article 7 AVAILABILITY OF FUNDS

- 7.1 It is understood and agreed between the parties herein that Fairfax Water shall be bound hereunder only to the extent of the funds available or which may hereafter become available for the purpose of this agreement.

Article 8. CONTRACT DOCUMENTS

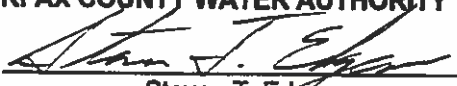
- 8.1 The Contract Documents listed in Article 3, A.1 of the General Conditions, comprise the entire agreement between the Owner and the Contractor with respect to the Project.

Article 9. MISCELLANEOUS


- 9.1 Capitalized terms which are used and otherwise defined in this Agreement shall have the meanings given them in Article 1 of the General Conditions.
- 9.2 This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and all of which together shall constitute one document.
- 9.3 This Agreement shall be governed by and construed in accordance with the laws of the Commonwealth of Virginia, without reference to conflict of law principles.

IN WITNESS THEREOF, the parties have caused their duly authorized representatives to execute this Agreement effective as of the date first written above.

FAIRFAX COUNTY WATER AUTHORITY

By: 
Steven T. Edgemon
General Manager

Eastern Contracting, Inc.

By:  12-14-20
John Chesley
President

END OF AGREEMENT