



WOODBURY COUNTY, IOWA
CONTRACT

PATRICK F. GILL
WOODBURY COUNTY
AUDITOR & RECORDER &
CLERK OF ELECTIONS

14C
05/17/16

Kind of Work Weir Repair
Project No HC 11-9 & HC 11-10

County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following Members: Jeremy Taylor, Mark Monson, Larry D. Clausen, Jaclyn Smith and Matthew Ung, Contracting Authority, Niewohner Construction Onawa, Iowa, Contractor.

WITNESSETH: That the Contractor, for and in consideration of Fifty Nine Thousand Seven Hundred Thirty-Two and 00/100 (\$59,732.00)

payable as set forth in the specifications constituting a part of this contract, hereby agrees to construct in accordance with the plans and specifications therefore, and in the locations designated in the notice to bidders, the various items of work as follows:

Table with 5 columns: Item No., Item, Quantity, Unit Price, Amount. Includes project details (HC 11-9 & 11-10, Group 1) and a list of 8 items such as Excavation Class 12, Channel, Engineering Fabric, etc., with their respective quantities and prices.

TOTAL BID \$59,732.00

Said specifications and plans are hereby made part of and the basis of this agreement and a true copy of said plans and specifications are now on file in the office of the County Engineer under the date of March 24, 2016

That in consideration of the foregoing, the Contracting Authority hereby agrees to pay the Contractor, promptly and according to the requirements of the specifications the amounts set forth, subject to the conditions as set forth in the specifications.

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. HC 11-9 & HC 11-10 in Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

That it is further understood and agreed by the parties of this contract that the above work shall be commenced and completed on or before:

Table with 4 columns: Approximate Starting Date, Specified Starting Date, Late Start Date, Number of Working Days. Values include June 06, 2016 and 24.

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon by the parties hereto.

It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine, and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the

Approved: [Signature] day of [Blank], 20 [Blank]
By: [Signature] Contractor: Niewohner Construction
Date: 5-10-16

[Blank], 20 [Blank]
By: [Signature] Contracting Authority: Woodbury County Board Jeremy Taylor
Date: [Blank]

AIA Document A312™ – 2010

Performance Bond

CONTRACTOR:

(Name, legal status and address)

NIEWOHNER CONSTRUCTION, INC.

P.O. Box 262

Onawa, IA 51040

OWNER:

(Name, legal status and address)

Woodbury County

759 E Frontage Rd

Moville, IA 51039

CONSTRUCTION CONTRACT

Date: 5/05/2016

Amount: \$59,732.00

Description:

(Name and location)

Weir Repair Project No. HC 11-9 & HC 11-10

SURETY:

(Name, legal status and principal place of business)

Granite Re, Inc.

14001 Quailbrook Dr

Oklahoma City, OK 73134

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

AIA Document A312-2010 combines two separate bonds, a Performance Bond and a Payment Bond, into one form. This is not a single combined Performance and Payment Bond.

BOND

Date: 5/05/2016

(Not earlier than Construction Contract Date)

Amount: \$59,732.00

Modifications to this Bond: None See Section 16

CONTRACTOR AS PRINCIPAL

Company: *(Corporate Seal)*

NIEWOHNER CONSTRUCTION, INC.

Signature: 

Name: Jim Niewohner

and Title: President

(Any additional signatures appear on the last page of this Performance Bond.)

SURETY

Company: *(Corporate Seal)*

Granite Re, Inc.

Signature: 

and Title: Robert Downey, Attorney-in-fact

(FOR INFORMATION ONLY — Name, address and telephone)

AGENT or BROKER:

J. Ryan Bonding, Inc.

2920 Enloe St., Ste 103

P.O. Box 465

Hudson, WI 54016

800-535-0006

OWNER'S REPRESENTATIVE:

(Architect, Engineer or other party:)

Woodbury County Engineers

759 E Frontage Rd

Moville, IA 51039