

**STATE OF COLORADO
OFFICE OF THE STATE ARCHITECT
STATE BUILDINGS PROGRAMS**



**CONTRACTOR'S AGREEMENT
DESIGN/BID/BUILD *STANDARD FORMAT*
(STATE FORM SC-6.21)**

CONTRACT ROUTING NO.:	<u>N/A</u>
AGENCY IDENTIFICATION NO.:	<u>GFC</u>
PROJECT NO.:	<u>08-157</u>
PROJECT NAME:	<u>Utilities Infrastructure UCCS Events Center</u>

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TABLE OF CONTENTS
Page(s)

<u>RECITALS</u>	1
ARTICLE 1. Performance of the Work	1
ARTICLE 2. Provisions of the Contract Documents	1
ARTICLE 3. Time of Completion	1
ARTICLE 4. Essential Condition	1
ARTICLE 5. Contract Sum	1
ARTICLE 6. Contract Documents	1
SIGNATURE APPROVALS	2

Exhibits:

- A** Contractor's Bid (Form SC-6.13)
- B** Performance Bond (Form SC-6.22)
- C** Labor and Material Payment Bond (Form SC-6.221)
- D** Insurance Certificates
- E** Minority and Women Business Enterprises Participation Report (MBEREPOR**T**)
- F** Certification and Affidavit Regarding Unauthorized Immigrants (required at contract signing prior to commencing work)

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Agency I.D. No.: GFC Contract Routing No.: N/A Project No. 08-157

THIS AGREEMENT is between the **REGENTS OF THE UNIVERSITY OF COLORADO, a body corporate**, acting by and through the **UNIVERSITY OF COLORADO AT COLORADO SPRINGS**, hereinafter called the PRINCIPAL REPRESENTATIVE, and _____, hereinafter called the CONTRACTOR.

WHEREAS, the Principal Representative intends to provide a new water line and connections to fire hydrants and building connections for the New Events Center. It will provide new sanitary sewer line and manholes for the new Events Center. It will provide re-routing of two conduits containing fiber optics, twisted pair and coaxial cable and the reconnection of the information technology services.

WHEREAS, authority exists in Law and Funds have been budgeted, appropriated, and otherwise made available, and a sufficient unencumbered balance thereof remains available for payment in Fund Number N/A, Account Number ST 47177145, Contract Encumbrance Number N/A, and

WITNESSETH, that the Regents of the University of Colorado and the Contractor agree as follows:

ARTICLE 1. PERFORMANCE OF THE WORK

The Contractor shall furnish all the work, labor and materials, and shall perform, to the satisfaction of the Principal Representative and its Architect/Engineer, all of the work required for the complete and prompt execution of everything described or shown in, or reasonably implied from the Contract Documents, including The General Conditions of the Contract and the Drawings and Specifications for the above Project.

ARTICLE 2. PROVISIONS OF THE CONTRACT DOCUMENTS

The Contractor agrees to do the work in a first class, substantial and workmanlike manner to the satisfaction of the State of Colorado and its Architect/Engineer in strict accordance with the provisions of the Contract Documents, including The General Conditions of the Contract and the Drawings and Specifications.

ARTICLE 3. TIME OF COMPLETION

The Contractor agrees to substantially complete the entire Project within _____ calendar days from the date of the Notice to Proceed, and, if applicable, the Contractor agrees to complete the final punch list and finally complete the Project within an additional thirty _____ calendar days. The Contractor shall prosecute the work with due diligence to completion.

ARTICLE 4. ESSENTIAL CONDITION

Timely completion of the project is an essential condition of this Agreement. The Contractor shall be subject to any liquidated damages described in Article 54D of The General Conditions of the Contract for failure to satisfactorily complete the work within the time periods in Article 3 above.

ARTICLE 5. CONTRACT SUM

The Contractor shall be paid for the performance of this Agreement, subject to any additions and deductions as provided for in Articles 32, 34 and 35 of The General Conditions of the Contract, the sum of _____

ARTICLE 6. CONTRACT DOCUMENTS

The Contract Documents, as enumerated in Article 1 of The General Conditions of the Contract, are all essential parts of this Agreement and are fully incorporated herein.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in original and three counterparts at Colorado Springs, Colorado the _____ day of _____, 2008.

**REGENTS OF THE UNIVERSITY OF COLORADO,
a body corporate, acting by and through the
UNIVERSITY OF COLORADO AT COLO. SPGS.**

By _____
Pam Shockley-Zalabak
Principal Representative of Agency/Institution

CORPORATIONS:
(A corporate attestation is required)
ATTEST (Seal) By

Name of Company

(Corporate Secretary or Equivalent)

By _____
Name of President signing

Address of company

(place corporate seal here, if available)

Fed ID:

SIGNATURES:

If the Construction Manager is doing business as a Corporation, the Agreement shall be signed by an officer i.e., President or Vice-President. The signature of the officer signing shall be attested to by the Secretary and properly sealed if corporate seal is available. If the Construction Manager is a sole proprietorship or a partnership, the Agreement shall so indicate and be properly signed. **Principal is not a recognized title and will not be accepted.**

APPROVALS

ALL CONTRACTS MUST BE APPROVED BY THE
STATE CONTROLLER:

APPROVED:
DEPARTMENT OF LAW
ATTORNEY GENERAL (or authorized Delegate)

CRS 24-30-202 requires that the State Controller approve all State contracts. This contract is not valid until the State Controller, or such assistant as he may delegate, has signed it. The Contractor is not authorized to begin performance until the contract is signed and dated below. If performance begins prior to the date below, the State of Colorado may not be obligated to pay for the good and/or services provided.

By: _____
Rosemary Augustine, Delegee
Date: _____

APPROVED:
DEPARTMENT OF PERSONNEL & ADMINISTRATION
STATE BUILDINGS PROGRAMS
State Architect (or authorized Delegate)

APPROVED:
STATE OF COLORADO
STATE CONTROLLER'S OFFICE
State Controller (or authorized Delegate)

By: _____
Gary L. Reynolds, P.E., Delegee
Date: _____

By: _____
Julie G. Brewster, CPA
Date: _____