KANDIYOHI COUNTY & CITY OF WILLMAR COOPERATIVE CONSTRUCTION AGREEMENT SAP 034-615-010 & SAP 175-080-007 IMPROVEMENT PROJECT

THIS AGREEMENT, made this _____ day of ______, 2019, by and between the COUNTY OF KANDIYOHI, MINNESOTA, party of the first part, hereinafter known as COUNTY and the CITY OF WILLMAR, MINNESOTA, a municipal corporation, party of the second part, hereinafter known as CITY, WITNESSETH:

That the parties to this agreement, each in consideration of the agreement on the part of the other herein obtained, do hereby agree, the COUNTY for itself, and the CITY for itself, as follows:

SAP 034-615-010 & SAP 175-080-007

THIS agreement shall apply only to the improvement of County State Aid Highway (CSAH) 15 (19th Avenue SW) from 0.11 miles east of CSAH 5 to 1st Street in Willmar as detailed in the SAP 034-615-010/SAP 175-080-007 improvement plans for said project.

Administration of the Project

The CITY agrees that the COUNTY shall hereafter act as the agent of the CITY in the award and administration of the contract for the SAP 034-615-010/SAP 175-080-007 improvement plans.

Estimated Construction Costs

Estimated pre-bid construction costs incurred by the respective parties of this agreement are shown in **Exhibit A**, which is attached to and made part of this agreement. An Abstract of Low Bid will be provided to CITY after bids are opened and will be made part of this agreement.

County Costs

The COUNTY agrees to finance, with its own funds, all items shown on the plan for SAP 034-615-010/SAP 175-080-007, but excluding the cost of city construction items in the following paragraph. The COUNTY also agrees to provide, with its own funds, design and construction testing services.

City Costs and Payments

The CITY agrees to reimburse the COUNTY for 100% of the city construction items as shown under SAP 175-080-007 as provided in the attached **Exhibit A**.

The CITY also agrees that upon presentation of reimbursable costs certified to the CITY by a COUNTY generated Request for Payment; the CITY shall make payment within 30 days.

Designated COUNTY/CITY Representatives

The Kandiyohi County Public Works Director shall be the designated COUNTY representative to approve any needed modification of work shown in the Plans during construction of the project. This includes the increase or decrease in quantities needed to accomplish the work or a change in the work requiring a Change Order. The City of Willmar Public Works Director shall be the designated CITY representative to approve any needed modification of the Plans affecting City costs requiring a Change Order.

COUNTY AND CITY APPROVAL

IN TESTIMONY WHEREOF, the County of Kandiyohi, by the authority of the Board of Commissioners, and the City of Willmar, by the authority of the City Council, have caused this agreement to be enacted, the day and year first written above.

CITY OF WILLMAR

Date:							
Y:City Mayor	BY:	City Administrator					
Approved as to Form and Execution this	day of	, 2019					
Robert Scott, City Attorney							
COUNTY	OF KANDIYO	ЭНІ					
Date:							
By:Chairman of County Board	BY:	County Auditor/ Treasurer					
Approved as to Form and Execution this	day of	, 2019					
Shane Baker, County Attorney							

EXHIBIT A

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