

AGREEMENT

918 Woodlawn

JOHN HELBERG, acting as an independent Contractor, does herein guarantee that the work to be done within the right-of-way limits of KOLBE ST. for the construction of SEWER SERVICE

shall be completed in accordance with the specifications as issued by the City of Napoleon Engineering Department. It is further agreed that JOHN HELBERG shall save harmless the City of Napoleon from any liability due to damage of utilities, personal property loss, personal injury, non-payment of suppliers or any possible litigation arising from the construction as stated above.

The City of Napoleon will allow said Contractor to temporarily block off all but local traffic on KOLBE ST from WOODLAWN AVE. to SCOTT ST. for a period not exceeding 200 hours. (The City of Napoleon shall receive 48-hour notice prior to construction.)

As an insurance that the above mentioned work is done according to the Engineer's specifications, a certified check for the amount of \$ 500.00 (made payable to the City of Napoleon) shall be deposited with the Engineering Department and held as surety. If it is the opinion of the Napoleon Engineering Department that the work does not meet specifications, appropriate deductions from the deposit will be made to compensate the City for any corrections necessary. Any portion of the deposit not used by the City of Napoleon for construction corrections will be returned to the contractor 30 days after completion of the work as authorized.

If for any reason the work is not accomplished in the given time, a penalty charge of \$25 for any portion of a day in excess of the allotted time. This penalty charge will be deducted from the monies placed for deposit.

NO WORK WILL BEGIN PRIOR TO OBTAINING THE PROPER TAPPING PERMITS.

The foregoing statement was agreed to on this 9th day of DECEMBER, 19 93.

JOHN HELBERG
CONTRACTOR

[Signature]
CITY MANAGER
CITY OF NAPOLEON

On December 13, 1993, the above parties appeared before me and indicated their agreement with the contents of this document by their signatures.

Seal:

*This project complete
- Sonny Helberg
12-17-93*

[Signature]
Notary Public for the State of Ohio.
My commission expires 10-15-96
SHERYL K. WESTHOVEN
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES OCTOBER 15, 1996