

Honolulu Authority for Rapid Transportation

**AGREEMENT FOR CONSTRUCTION SERVICES
CONTRACT NO. CT-HRT-1500056**

This Contract for construction services dated AUG 6 2014 [to be completed by HART] (the "Contract") is entered into by and between the HONOLULU AUTHORITY FOR RAPID TRANSPORTATION ("HART"), a semi-autonomous agency of the City and County of Honolulu, whose principal place of business and mailing address is Ali'i Place, 17th Floor, 1099 Alakea Street, Honolulu, Hawaii 96813 and Royal Contracting Co., Ltd., (the "Contractor"), a Hawaii corporation whose principal place of business and mailing address is 677 Ahua Street, Honolulu, Hawaii 96819.

WITNESSETH:

WHEREAS, HART issued RFP-HRT-674805 on June 6, 2014 for On-Call Construction Contractor contract work for the Honolulu Rail Transit Project ("HRTTP"); and

WHEREAS, the Contractor was selected pursuant to Hawaii Revised Statutes ("HRS") Section 103D-303, as amended, and related Hawaii Administrative Rules ("HAR"), relating to competitive sealed proposals;

NOW, THEREFORE, HART and the Contractor, in consideration of the foregoing and of the mutual promises hereinafter set forth, and intending to be legally bound, hereby mutually agree as follows:

1. The Contractor shall provide all services, including labor, materials, and equipment, to complete the Work required in accordance with the Contract Documents and the Task Orders issued under this Contract.

2. Work under the Contract shall not proceed until HART has issued a written Notice to Proceed ("NTP"). Any work undertaken by the Contractor prior to issuance of the NTP will be the sole responsibility of and will be undertaken at the sole risk of the Contractor, without any obligation on the part of HART.

3. This is a task order time and materials contract unless designated otherwise in a task order, and HART agrees to pay the Contractor for the satisfactory completion of the Work in accordance with the terms of the Contract in the amount not to exceed ONE MILLION and 00/100 DOLLARS (\$1,000,000.00). The payments for Work performed under the Contract are all inclusive of, but not limited to, labor, overhead, general and administrative expenses, other direct costs, subcontractor costs, fixed fees, and all applicable taxes, State general excise and use tax (GET) and county one-half percent (0.5%) GET surcharge. The Contractor shall not pass through any future increases in tax to HART.

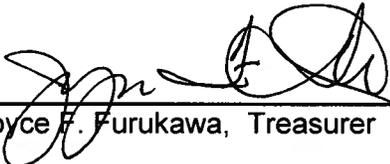
RESOLUTION

I, **Joyce F. Furukawa, Treasurer** of **ROYAL CONTRACTING CO., LTD.** a **HAWAII** Corporation, do hereby certify that the following is a full, true and correct copy of a resolution duly adopted by the Board of Directors of said Corporation, at its meeting duly called and held at the office of the Corporation, 677 Ahua Street, Honolulu, Hawaii on the 30th day of October, 1981, at which a quorum was present and acting throughout; and that said resolution has not been modified, amended or rescinded and continues in full force;



"RESOLVED that the individual at the time holding the position of President, Vice President, Secretary or Treasurer, be and each of them hereby is, authorized to execute on behalf of the Corporation any bid, proposal or contract for the sale or rental of the products of the Corporation or for services to be performed by the Corporation, to execute any bond required by any such bid, proposal or contract with the United States Government or the State of Hawaii or the City and County of Honolulu or any County or Municipal Government of said State or any department or subdivision of any of them to execute mortgage and Promissory note.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said **ROYAL CONTRACTING CO., LTD.** Corporation, this 30th day of July, 2014



Joyce F. Furukawa, Treasurer

PRESIDENT
David C. Hulihee
677 Ahua Street
Honolulu, Hawaii
Phone:

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Leonard K. P. Leong
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Honolulu, Hawaii 96822
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TREASURER/CONTROLLER
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