

4. Award Recommendation. Nassau County, on behalf of the Agencies, will manage the Construction Solicitation and CEI Solicitation (the "Solicitations") and make all administrative determinations concerning minimum qualifications, timeliness, responsiveness and all other aspects of administration of the Solicitations up to and including determining the successful bidders (the "Successful Bidders").
5. Contract. Each Agency will enter into a separate final contract with the Successful Bidders for the scope of work described in the Construction Solicitation and CEI Solicitation (collectively, the "Contracts" or, separately, a "Contract"). Subject to the terms set forth in this MOU, the Agencies bind themselves to the good faith negotiation of Contracts with the Successful Bidders. JEA shall issue the Construction Solicitation and CEI Solicitation and negotiate standard contract terms and conditions on behalf of all Agencies, which terms and conditions will be substantially in the form of the standard contract provisions contained in the Solicitation (including the Special Provisions for Nassau County, attached in an Appendix to the Construction Solicitation and CEI Solicitation).
6. Term. Each contract will have a term until completion (the "Initial Term"), commencing on the effective date of each Contract.
7. Fee Payment. The costs of the Solicitations will be shared equally among the Agencies. Each Agency shall be responsible for all of its respective costs for all services and equipment procured by the Agency under the Solicitations and nothing in this MOU or in the Solicitations shall be construed to create an obligation of one Agency to cover any costs or expenses or create any liability of one Agency for the access control system of another Agency. JEA will pay CEI and Construction costs associated with and required by the Water Main construction directly to the CEI service provider and Construction contractor. Nassau County will pay CEI and Construction costs associated with and required by the Roadway resurfacing and widening construction directly to the CEI service provider and Construction contractor.