

Public Liability and Property Damage Insurance. Pursuant to Section 7-1.122 of the General Provisions, the Contractor shall take out and maintain during the life of the contract such public liability and property damage insurance as shall protect him and any subcontractor performing work covered by the contract from claims for any damages which may arise because of the nature of the work or from operations under the contract, whether such operations be by himself or by any subcontractor or anyone directly or indirectly employed by either of them, even though such damages may not be caused by the negligence of the Contractor or any subcontractor, or anyone employed by either of them. The public liability and property damage insurance shall directly protect the City of Los Altos, as well as the Contractor and his subcontractors, and all insurance policies issued hereunder shall so state.

Responsibility for Damage. Pursuant to Section 7-1.12 of the General Provisions, the Contractor shall defend, indemnify and hold harmless the City of Los Altos, its elected and appointed boards, officers, agents, and employees from all suits, actions, damages, or claims, of every name and description, to which the City may be subjected or put by reason of injury, to persons or property in the execution of the work or resulting from negligence or carelessness on the part of the Contractor, his employees or agents, in the delivery of materials and supplies, or by or on account of any act or omission of the Contractor, his employees or agents, including any failure to fulfill the terms of all laws and regulations which apply to this contract; and the City shall have the right to estimate the amount of such damage and cause the City to pay the same, and the amount so paid for such damage shall be deducted from the money due the Contractor under the contract; or the whole or so much of the money due to or to become due the Contractor under the contract, as may be considered necessary by the City, shall be retained by the City until such suits or claims for damages shall have been settled or otherwise disposed of, and satisfactory evidence to that effect furnished to the City.