

RESOLUTION 2018-437

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2018-72 with Henry Bergman, Inc.) Fulton County, Ohio
For 2018 Bridge Waterproofing & Resurfacing) June 5, 2018

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on June 5, 2018, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Jeff Rupp
Bill Rufenacht
Jon Rupp

Commissioner Jon Rupp moved for the adoption of the following resolution:

WHEREAS, bids were received on May 22, 2018 for the 2018 Bridge Waterproofing & Resurfacing Project on behalf of the Fulton County Engineer; and

WHEREAS, on May 24, 2018, upon the recommendation of the Fulton County Engineer, the bid was awarded to Henry Bergman, Inc. in the amount of \$93,887.00 and a contract facilitating the project has been successfully negotiated; and

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners enters into Contract 2018-72 with Henry Bergman, Inc. for the 2018 Bridge Waterproofing & Resurfacing Project in the amount of \$93,887.00, subject to the terms and conditions therein; and

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner Jeff Rupp seconded the resolution and upon calling the roll, the following vote was taken:

Table with 3 columns: Voting Aye thereon, Voting Nay thereon, Abstain. Rows for Jeff Rupp, Bill Rufenacht, and Jon Rupp.

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: Teri Suarez, Clerk

CONTRACT NO. 2018-72

This Contract, made this 5th day of June A.D. 2018 between the BOARD OF FULTON COUNTY COMMISSIONERS hereinafter called "Board" and Henry W. Bergman, Inc. hereinafter called "Contractor".

WITNESSETH: That for and in consideration of payments hereinafter mentioned, to be made by the Board, Contractor agrees to furnish all materials, equipment, tools and labor necessary to perform all the work required for

2018 Bridge Waterproofing & Resurfacing

According to the plans and specifications and to the satisfaction and acceptance of the Board, as well as complying with all applicable federal, state, and local laws in the conduct of work performed hereunder.

The Contractor further covenants and agrees that the following papers shall be an essential and binding part of this contract: Notice to contractors, plans and specifications, contract, contract bond, and proposal.

Partial payments shall be made in accordance with the Ohio Revised Code. The Contractor shall submit a schedule of the work completed to the Engineer for approval. Payments shall be at the rate of 92% of the acceptable work completed until the project is 50% completed. After the project is 50% complete payments shall be made at the rate of 100% of the amount of acceptable work completed.

All work shall be completed in its entirety and equipment removed by August 31, 2018 Liquidated damages will be deducted for work not completed by the completion date as per the Ohio Department of Transportation Standard Specifications.

In consideration of the premises the Board agrees to pay to Contractor the appropriate sum of ninety-three thousand, eight hundred eighty-seven dollars and 00/100 (\$93,887.00). The actual sum to be paid, however, will be determined by the amount of work actually completed and calculated by the unit price set out in the proposal.

IN WITNESS WHEREOF, the parties have hereunto affixed their names.

BOARD OF COMMISSIONERS

BY

[Signature]

[Signature]

CONTRACTOR

HENRY W. BERGMAN, INC.

BY

[Signature]
James M. Bergman, President

Attest: [Signature]

Contract approved:
By [Signature]
Fulton County Prosecutor
Date 6/1/18

Contract:

Vendor: Henry W. Bergman Inc.

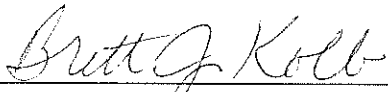
Vendor #: HENRY97

Project: 2018 Bridge Waterproofing & Resurfacing

COUNTY AUDITOR'S CERTIFICATE

It is hereby certified that the amount of (\$93,887.00) required to meet the contract, agreement, obligation, payment of expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the County Treasury or in process of collection to the credit of the GTMV (2420-14143-5-75000) fund free from any obligation or certification now outstanding.

Dated: *05-29-2018*



Brett J. Kolb- Fulton County Auditor



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/30/18

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER ARNOLD INSURANCE AGENCY, INC. 1400 HAFT DRIVE REYNOLDSBURG, OH 43068	CONTACT NAME: Niki PHONE (A/C, No, Ext): (614) 863-0455 E-MAIL ADDRESS: niki@arnoldinsuranceagency.com	FAX (A/C, No): (614) 863-2474
	INSURER(S) AFFORDING COVERAGE	
INSURED HENRY W. BERGMAN, INC. 218 E 9TH ST. GENOA, OH 43430-1634	INSURER A: EMPLOYERS MUTUAL CASUALTY CO NAIC # 21415	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:	Y	Y	5D5-24-25	03/15/18	03/15/19	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	Y	Y	5E5-24-25	03/15/18	03/15/19	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$	Y	Y	5J5-24-25	03/15/18	03/15/19	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	5D5-24-25	03/15/18	03/15/19	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

ADDITIONAL INSURED ON THE GENERAL LIABILITY IS LISTED BELOW AS CERTIFICATE HOLDER.

RE: 2018 BRIDGE WATERPROOFING & RESURFACING

CERTIFICATE HOLDER

BOARD OF FULTON COUNTY COMMISSIONERS
 9120 COUNTY ROAD 14
 WAUSEON, OH 43567-9669

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Ohio

Bureau of Workers' Compensation

30 W. Spring St.
Columbus, OH 43215

Certificate of Ohio Workers' Compensation

This certifies that the employer listed below participates in the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. This certificate is only valid if premiums and assessments, including installments, are paid by the applicable due date. To verify coverage, visit www.bwc.ohio.gov, or call 1-800-644-6292.

This certificate must be conspicuously posted.

Policy number and employer
48717-0

Period specified below
**07/01/2017 through
06/30/2018**

**HENRY W BERGMAN INC
218 E 9TH ST
GENOA, OH 43430-1634**



www.bwc.ohio.gov

Issued by:

Administrator/CEO

You can reproduce this certificate as needed.



Ohio Bureau of Workers' Compensation

Required Posting

Effective Oct. 13, 2004, Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means an employee may dispute or prove untrue the presumption (or belief) that alcohol or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove the presence of alcohol or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.

Ohio

Bureau of Workers' Compensation

You must post this language with the Certificate of Ohio Workers' Compensation

Business Filing Portal

your BUS

INESS begins here

[Print this report](#)

Corporation Details

Corporation Details		
Entity Number	252997	
Business Name	HENRY W. BERGMAN, INC.	
Filing Type	CORPORATION FOR PROFIT	
Status	Active	
Original Filing Date	02/13/1956	
Expiry Date		
Location: GENOA	County: OTTAWA	State: OHIO
Agent / Registrant Information		
ELDO W BERGMAN MAIN ST GENOA, OH 43430 Effective Date: 02/13/1956 Contact Status: Active		
Incorporator Information		
HENRY W BERGMAN ELDO W BERGMAN ALICE TABBERT		
Filings		
Filing Type	Date of Filing	Document Number/Image
DOMESTIC ARTICLES/FOR PROFIT	02/13/1956	D042_0387
DOMESTIC CONTINUED EXISTENCE LETTER	09/09/1993	000000153241
DOMESTIC CONTINUED EXISTENCE	10/13/1993	000000153242



Dave Yost
Ohio Auditor of State

Office of Auditor of State
88 East Broad Street
Post Office Box 1140
Columbus, OH 43216-1140

Auditor of State - Unresolved Findings for Recovery Certified Search

(614) 466-4514
(800) 282-0370

I have searched The Auditor of State's unresolved findings for recovery database using the following criteria:

Contractor's Information:

Name: **Bergman, James**
Organization: **Henry W. Bergman, Inc.**
Date: **5/24/2018 1:47:38 PM**

This search produced the following list of **43** possible matches:

Name/Organization	Address
Hartford Fire Insurance Company	9 Schubert Drive
Hollandsworth, James	73 Wolfer Dr.
Jackson, James	233 West Hillcrest Avenue
Lakes, James	
MacDonald, James	1519 Beach Avenue
Morris, James	
Pemberton, James	
Robinson, James	316 School Street
Robinson, James C.	316 School Street
Robinson, James R.	1645 Davids Drive
Robinson, James R.	1945 Davids Drive
Rollins, James	8933 Trinity Circle
Ruggles, James	5900 Fox Glove Drive
Ruggles, James	5900 Fox Glove Drive
Szabo, James	777 Morning Street
Berry, Debra	P.O. Box 122
Berry, Debra	P.O. Box 23651 / 800 Harmon Avenue
Berry, Jeffrey	
Hartford Insurance	225 South Maple Heights
Cook, Jamie	756 Hamilton-New London Rd.
Eber, Patricia	125 Court Street, Ste. 350
Ellenberger, Justin	210 Short St.
The Cincinnati Bonding Company	5212 Sheffield Ave.
Gilbert, John A	10489 Toulon Dr.
Greenberg, Frank	
Henderson, Jon	17620 Winslow Road
Henderson, Jon	4151 Dover Center Road

Name/Organization	Address
Henderson, Sheryse	17620 Winslow Road
Henderson, Sheryse	4151 Dover Center Road
Henley, Robert	
Henson, Karma	
Henson, Angie	5923 Madison Road
Henthorn, Richard	765 Warren Chapel Road
Jamison, Jamie	
Lambert, Lisa	8610 Evergreen Trail #311
Liberty Local School District,	4115 Shady Road
Mahaffey, Jamie	2488 Willowspring Court
Northern Ohio Rural Water Board Members,	
Obermiyer, Tracey	499 Obermiyer Road
Roberts, Gwendolyn A	7668 Clovernook
Roberts, Mary B	2922 Norwood Dr
Robertson, Consuelo	4627 E. 131st St., #202
Stephens, Cheryl	

The above list represents possible matches for the search criteria you entered. Please note that pursuant to ORC 9.24, only the person (which includes an organization) actually named in the finding for recovery is prohibited from being awarded a contract.

If the person you are searching for appears on this list, it means that the person has one or more findings for recovery and is prohibited from being awarded a contract described in ORC 9.24, unless one of the exceptions in that section apply.

If the person you are searching for does not appear on this list, an initialed copy of this page can serve as documentation of your compliance with ORC 9.24(E).

Please note that pursuant to ORC 9.24, it is the responsibility of the public office to verify that a person to whom it plans to award a contract does not appear in the Auditor of State's database. The Auditor of State's office is not responsible for inaccurate search results caused by user error or other circumstances beyond the Auditor of State's control.

VerTerra Insurance Company (NAIC #10024)

BUSINESS ADDRESS: P.O. BOX 509039, SAN DIEGO, CA 92150. PHONE: (858) 350-2400.
UNDERWRITING LIMITATION b/: \$5,100,000. SURETY LICENSES c,f/: NJ, TX. INCORPORATED IN: Texas.

Vigilant Insurance Company (NAIC #20397)

BUSINESS ADDRESS: 202B Hall's Mill Road, Whitehouse Station, NJ 08889. PHONE: (212) 827-4400.
UNDERWRITING LIMITATION b/: \$31,950,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA, CO, CT, DE, DC, FL, GA, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VT, VA, VI, WA, WV, WI, WY. INCORPORATED IN: New York.

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W

Washington International Insurance Company (NAIC #32778)

BUSINESS ADDRESS: 5200 Metcalf OPN111, Overland Park, KS 66202. PHONE: (603) 644-6600.
UNDERWRITING LIMITATION b/: \$8,005,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA, CO, CT, DE, DC, FL, GA, GU, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, PR, RI, SC, SD, TN, TX, UT, VT, VA, VI, WA, WV, WI, WY. INCORPORATED IN: New Hampshire.

West American Insurance Company (NAIC #44393)

BUSINESS ADDRESS: 175 Berkeley Street, Boston, MA 02116. PHONE: (617) 357-9500. UNDERWRITING LIMITATION b/: \$5,028,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CO, CT, DE, DC, FL, GA, ID, IL, IN, IA, KS, KY, LA, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WA, WV, WI, WY. INCORPORATED IN: Indiana.

WEST BEND MUTUAL INSURANCE COMPANY (NAIC #15350)

BUSINESS ADDRESS: 1900 South 18th Avenue, West Bend, WI 53095. PHONE: (262) 334-5571.
UNDERWRITING LIMITATION b/: \$94,699,000. SURETY LICENSES c,f/: IL, IN, IA, KS, KY, MI, MN, MO, NE, OH, TN, WI. INCORPORATED IN: Wisconsin.

Westchester Fire Insurance Company (NAIC #10030)

BUSINESS ADDRESS: 436 Walnut Street, P.O.Box 1000, Philadelphia, PA 19106. PHONE: (215) 640-1000.
UNDERWRITING LIMITATION b/: \$70,285,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA, CO, CT, DE, DC, FL, GA, GU, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MP, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, PR, RI, SC, SD, TN, TX, UT, VT, VA, VI, WA, WV, WI, WY. INCORPORATED IN: Pennsylvania.

Western National Mutual Insurance Company (NAIC #15377)

BUSINESS ADDRESS: P.O. BOX 1463, MINNEAPOLIS, MN 55440. PHONE: (952) 835-5350.
UNDERWRITING LIMITATION b/: \$43,354,000. SURETY LICENSES c,f/: AK, AZ, AR, CA, CO, DE, ID, IL, IN, IA, KS, MD, MI, MN, MO, MT, NE, NV, NJ, NM, ND, OH, OK, OR, PA, RI, SD, TX, UT, WA, WI, WY. INCORPORATED IN: Minnesota.

Western Surety Company (NAIC #13188)

BUSINESS ADDRESS: 333 S. WABASH AVE, CHICAGO, IL 60604. PHONE: (312) 822-5000.
UNDERWRITING LIMITATION b/: \$144,482,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA, CO, CT, DE, DC, FL, GA, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, PR, RI, SC, SD, TN, TX, UT, VT, VA, WA, WV, WI, WY. INCORPORATED IN: South Dakota.

Westfield Insurance Company (NAIC #24112)

BUSINESS ADDRESS: P. O. Box 5001 , Westfield Center , OH 44251 - 5001. PHONE: (330) 887-0101.
UNDERWRITING LIMITATION b/: \$117,730,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CO, CT, DC, DE, FL, GA, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VT, VA, WA, WV, WI, WY. INCORPORATED IN: Ohio.

Westfield National Insurance Company (NAIC #24120)

BUSINESS ADDRESS: P. O. Box 5001 , Westfield Center , OH 44251 - 5001. PHONE: (330) 887-0101.
UNDERWRITING LIMITATION b/: \$30,038,000. SURETY LICENSES c,f/: AL, AZ, CA, CO, DE, FL, GA, IL, IN, IA, KY, MD, MI, MN, NM, NC, ND, OH, OK, PA, SC, SD, TN, TX, VA, WV, WI. INCORPORATED IN: Ohio.

Westport Insurance Corporation (NAIC #39845)

BUSINESS ADDRESS: 5200 Metcalf OPN111, OVERLAND PARK, KS 66202 - 1391. PHONE: (913) 676-5200.
UNDERWRITING LIMITATION b/: \$124,492,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA, CO, CT, DE, DC, FL, GA, GU, HI, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MP, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, PR, RI, SC, SD, TN, TX, UT, VT, VA, VI, WA, WV, WI, WY. INCORPORATED IN: Missouri.

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X

XL Reinsurance America Inc. (NAIC #20583)

BUSINESS ADDRESS: 70 SEAVIEW AVENUE, STAMFORD, CT 06902. PHONE: (203) 964-5200.
UNDERWRITING LIMITATION b/: \$179,297,000. SURETY LICENSES c,f/: AL, AK, AZ, AR, CA

[Translate](#)

Teri Suarez

From: Lindsey Neifer
Sent: Thursday, May 31, 2018 2:35 PM
To: Teri Suarez
Subject: 2018 Bridge Waterproof and Resurf

Hey Teri-

Just a heads up I delivered the 2018 Bridge Waterproofing and Resurfacing contract to the Prosecutors office today. Frank would like to be on the agenda for 6/5/18 to enter into contract. Let me know if you need something more from me. Not sure what Frank usually sends you

Lindsey Neifer
Fiscal Officer
Office of the Fulton County Engineer
Phone 419-335-3816 Fax 419-335-1091
lneifer01@fultoncountyoh.com

FULTON COUNTY CONTRACT REVIEW FORM

TO: Scott A. Haselman, Jon H. Whitmore

FROM: Frank T. Onweller, P.E., P.S.

RE: Contract Review

Contract Type:

New Amendment to: _____

Please review the following contract(s) for:

Form Only – Compliance Addendum A Attached

Content Only – Draft Material, Seeking Advice or Grant Agreement

Content and Form – Public Improvement – Compliance Addendum A & B Attached

Content and Form – Board of Commissioners Lease Agreement

Content and Form – Official Bonds

Reviewed by:

Vond T. Hall Date: _____

Notes and/or Special Attention To:

Please execute 1 originals and return to: Teri Suarez

Frank T. Onweller 5/29/18

Signature and Date

Reviewed by:

Scott A. Haselman Date: JHW 6-1-18 *this is okay.*

FULTON COUNTY CONTRACT REVIEW FORM – CHECKLIST A ADDENDUM

Contractor: Henry W. Bergman, Inc., 218 E. 9th St., Genoa, OH 43430

Date: May 29, 2018

Contract For: Engineer - 2018 Bridge Waterproofing and Resurfacing

Contract Page(s)
If Applicable

- _____ 1. **Hold Harmless/Indemnification Clause, RC 5705.41.**
 None (Preferred) Compliant with OAG 2005-007
- _____ 2. **Certificate of Available Funds (Auditor's Certificate), RC 5705.41.**
(Includes Unit Basis Estimate)
 Acceptable Exception: _____
- _____ 3. **W-9 Form.**
 On File Department to obtain - forthcoming
- 1, 2, 10 4. **Anti-Discrimination/Equal Opportunity Affidavit/Clause, RC 125.111.**
(Not needed for State Purchasing Program)
 Provided Department to obtain - forthcoming
- _____ 5. **Competitive Bidding, RC 307.86-307.92. (Over \$50,000.)**
 Completed Exception, RC 307.86: _____
- 12 6. **Delinquent Personal Property Tax Affidavit, RC 5719.042.**
(If competitively bid)
 Provided Not applicable
- _____ 7. **Prevailing Wage Applies, RC 4115.03.**
(If Cost Over –after 09/29/13: \$250,000 New Construction/\$75,000 Reconstruction/Remodel).
 Yes Not applicable
- _____ 8. **Unresolved Findings for Recovery (State Auditor), RC 9.24. (Over \$25,000.)**
 Completed Not applicable
- _____ 9. **Registered in the State of Ohio to do business, RC 1703.01 & .03.**
 Completed
- _____ 10. **OPERS Independent Contractor Form (PEDACKN).**
(For companies with four (4) employees or less –or- the name of sole independent contractor who will perform service for the County.)
 Provided Department to obtain if necessary Not applicable
- _____ 11. **Proof of Liability Insurance, Certificate of Coverage and Limits.**
 Provided Department to obtain if necessary
- _____ 12. **Workers Compensation Certificate.**
 Provided Department to obtain if necessary

**FULTON COUNTY CONTRACT REVIEW FORM– CHECKLIST B ADDENDUM
PUBLIC IMPROVEMENT
(To Be Used in Combination with Checklist A Addendum)**

Contractor: Henry W. Bergman, Inc., 218 E. 9th St., Genoa, OH 43430

Date: May 29, 2018 Contract For: Engineer - 2018 Bridge Waterproofing and Resurfacing

Contract Page(s)
If Applicable

- 1. Domestic Steel Usage with Use of State Capital Funds, RC 153.011.
 Not applicable

- 2. Award Bid, RC 307.86. Over \$50,000.
Within 60 days, RC 153.12. Ads: 5/3/18 and internet post Open: 5/22/18 at 9:00 a.m.
Estimate of Costs in Specifications, RC 307.86. \$ 97,000.00
Bid within 10% of Entire Estimated Costs, RC 153.12. \$ 93,867.00

- Contract 3. Partial Payment to Contractor for Work Performed, RC 153.12–153.14.

- Contract 4. Retainage and Escrow, RC 153.13 & .14.

- 5. Asbestos Evaluation if Supported in Whole or in part by the State, RC 153.15.
 Not applicable

- Contract 6. Completion Deadline and Liquidated Damages (Forfeiture Clause), RC 153.19.
Complete by: 8/31/2018 Damages: per ODOT Standard Specifications

- 7. Contracts Separated by Trades, RC 153.50.
IF: Buildings/Structures Costs is over \$50,000.00, RC 153.52;
Estimated Cost for Branch/Class of Work is Over \$5,000.00.
 Not applicable

- Provided 8. Surety Bonds: RC 153.54 & .57, 9.311 & .32, 307.88(B) & .39.
(Not required if under \$25,000 or just materials)
 Not applicable

- 1, 2, 10 9. Anti-Discrimination Clause and Forfeiture for Breach, RC 153.59-153.60.

Comments:

Numbers shown in the farthest left column correspond to page numbers in the Bid Proposal.