

ORDINANCE NO.	<u>2023-17</u>	FIRST READING	<u>March 27, 2023</u>
INTRODUCED BY:	<u>CHRIS BELL</u>	SECOND READING	<u>WAIVED</u>
		THIRD READING	<u>WAIVED</u>

ORDINANCE APPROVING THE AGREEMENT WITH GRADE LINE, INC. FOR THE CONSTRUCTION OF THE VILLAGE OF SOUTH RUSSELL'S CHILlicothe ROAD CULVERT REPLACEMENT PROJECT, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE OF SOUTH RUSSELL, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of South Russell awarded the bid for the Chillicothe Road Culvert Replacement project in the Village of South Russell ("Project") to Grade Line, Inc. pursuant to motion made, seconded, and votes carried at the regular meeting of the Council of the Village of South Russell on March 13, 2023; and

WHEREAS, Council desires to enter into an agreement with Grade Line, Inc. for the construction of the Village of South Russell's Chillicothe Road Culvert Replacement project.


NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of South Russell, Geauga County, Ohio that:

SECTION 1. The Agreement for the Construction of the Village of South Russell's Chillicothe Road Culvert Replacement project ("Agreement") with Grade Line, Inc., attached hereto and incorporated herein as **Exhibit A**, and which Agreement will also be part of the Bid Book, is hereby approved.

SECTION 2. The Mayor is hereby authorized to execute the Agreement on behalf of the Village of South Russell.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason to allow the commencement of the construction of the Project to begin immediately; wherefore provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor.



Mayor - President of Council

ATTEST:

Danielle Romanowski
Fiscal Officer

I certify that Ordinance No. 2023- 17 was duly enacted on the 27th day of MARCH, 2023, by the Council of the Village of South Russell, and published in accordance with the Codified Ordinances of the Village.

Danielle Romanowski
Fiscal Officer

**REVISED CODE §1311.252
NOTICE OF COMMENCEMENT OF A PUBLIC IMPROVEMENT**

State of Ohio)
) SS:
County of Geauga)

William Koons, Mayor (the "Affiant"), being first duly sworn, says that:

1. Affiant is the Mayor of the Village of South Russell, at 5205 Chillicothe Road, South Russell, Ohio for a contract executed on APRIL 10, 2023.
2. The Public Authority will be commencing a public improvement identified as follows:
Chillicothe Road Culvert Replacement
3. The following lists the name, address, and surety of each of the principal contractors working on this public improvement:

<u>TRADE</u>	<u>CONTRACTOR</u>	<u>SURETY</u>
Excavating	Grade Line, Inc. P. O. Box 805 Chardon, Ohio 44024	RLI Insurance Company 9100 South Hills Boulevard Suite 350 Broadview Heights, OH 44147

4. For the purpose of service an affidavit pursuant to Revised Code §1311.26, service may be made upon the following representative of the Public Authority: William Koons, Mayor, at the Village of South Russell, 5205 Chillicothe Road, South Russell, Ohio 44022.

William G. Koons
William Koons, Mayor

SWORN TO before me and subscribed in my presence this 10TH day of APRIL, 2023.

Danielle Romanowski [SEAL]
Notary Public Prepared by:

CT Consultants, Inc.
8150 Sterling Court
Mentor, Ohio 44060



Danielle Romanowski
NOTARY PUBLIC - OHIO
Gauga County
MY COMMISSION EXPIRES 01/29/2027

NOTICE OF AWARD

TO: Grade Line, Inc.
P. O. Box 805
Chardon, Ohio 44024

PROJECT: CHILLICOTHE ROAD CULVERT REPLACEMENT

You are notified that your Bid which was opened on 2/24/23 has been accepted for items in the amount of \$147,918.00 at the unit bid prices as reflected in the bid tabulation contained herein.

You are required by the Instructions to Bidders to execute the Agreement and furnish the required Bonds, Certificates of Insurance, and other documents within 10 calendar days from the date of receipt of this Notice.

Failure to comply with these conditions within the time specified will entitle Owner to consider your Bid in default, to annul this Notice and to declare your Bid Security forfeited.

The Owner will return to you one (1) fully signed set of the contract documents.

VILLAGE OF SOUTH RUSSELL



William Koons, Mayor

ACKNOWLEDGMENT

GRADE LINE, INC.



James K. Shale, Secretary/Treasurer

CONTRACT

FOR CHILLICOTHE ROAD CULVERT REPLACEMENT

THIS AGREEMENT, made and entered into at South Russell, Ohio, this 10TH day of APRIL, 2023, by and between the Village of South Russell ("OWNER"), Ohio and Grade Line, Inc. ("CONTRACTOR").

WITNESSETH: That the said CONTRACTOR has agreed and by this presents does agree with the OWNER for the consideration hereinafter mentioned and contained, and under penalty expressed in a bond given with these presents, and herein contained or hereunto annexed, to furnish at its own cost and expense, all the necessary tools, equipment, materials, labor, and tests in an expeditious, substantial and workmanlike manner, the equipment and appurtenances herein contemplated, commencing work within 20 days from the date of the Notice to Proceed and executing the work within the time and in the manner specified and in conformity with the requirements set forth in this Contract.

The following form essential parts of the Contract (may vary with project).

1. Advertisement for Bids/Public Notice to Bidders
2. Instruction to Bidders
3. Bid Forms and Proposal
4. Contract Forms and Exhibits
5. Contract Bond – ORC 153.571 or ORC 153.57
6. Contract Provisions
7. General Conditions
8. Supplementary Conditions
9. Specifications
10. Specific Project Requirements
11. Prevailing Wage Rate Schedule
12. Contract Drawings; if any.

The CONTRACTOR agrees and understands that the work on this contract shall be subject to the acceptance of the OWNER based upon and in accordance with the contract specifications and contract plans and drawings on file in the office of the OWNER.

The Contractor agrees that each individual employed by the Contractor or any Subcontractor and engaged in work on the project under this contract shall be paid by prevailing wage established by the Department of Industrial Relations of the State of Ohio or the U.S. Department of Labor (Davis-Bacon Act) as detailed in the section titled "Wage Rates." This shall occur regardless of any contractual relationship which may be said to exist between the Contractor or any Subcontractor and such individual.

The CONTRACTOR shall proceed with the said work in a prompt and diligent manner and shall do the several parts thereof. Further he shall complete the whole of said work in accordance with the specifications and contract drawings to the satisfaction of the OWNER on or before the time stated, and in default of completion within the time as fixed, the CONTRACTOR shall pay to the OWNER as liquidated damages, an amount equal to \$1,000.00 Per Day, for each and every day (Sundays and legal holidays excepted) the completion of the work may be delayed beyond the date fixed in the manner and as stipulated.

It is hereby mutually agreed that the OWNER is to pay and the CONTRACTOR is to receive, as full compensation for furnishing all materials and labor in building, constructing and testing and in all respect completing the herein described work and appurtenances in the manner and under the conditions herein specified, the prices stipulated in the proposal herein contained or hereto annexed and the total contract sum is \$147,918.00.

This Contract shall be in full force and effect from the date of execution by the parties.

IN WITNESS WHEREOF: The parties hereunto affixed their signature the day and year first mentioned above.

GRADE LINE, INC.


James K. Shale, Secretary/Treasurer

VILLAGE OF SOUTH RUSSELL


William Koons, Mayor

I hereby certify that funds in the amount of One Hundred Forty-Seven Thousand Nine Hundred Eighteen and 00/100 Dollars (\$147,918.00) necessary for the foregoing Contract have been appropriated and are in the Treasury, or are in the process of collection, or are available through grants and/or loans from other funding sources.


Danielle Romanowski, Fiscal Officer

APPROVED AS TO FORM:


Bridey Matheney, Solicitor

**THE CONTRACTOR SHALL FURNISH THE FOLLOWING ITEMS
WITHIN 10 DAYS OF NOTIFICATION OF AWARD:**

- A) CERTIFICATE OF INSURANCE FOR
CONTRACTOR'S PUBLIC LIABILITY INSURANCE POLICY
AND AUTOMOTIVE INSURANCE POLICY**

- B) CERTIFICATE OF INSURANCE FOR
OWNER'S AND CONTRACTOR'S PROTECTIVE POLICY**

- C) CERTIFICATE OF WORKER'S COMPENSATION**

- D) CONTRACT BOND THAT COMPLIES WITH ORC 153.54 AND 153.57**

* D above is not required if a bond complying with ORC 153.54 and 153.571 (rollover bond) was submitted at time of bid.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
04/04/2023

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 Slowey Insurance Agency, LTD 7352 Center St. P.O. Box 328 Mentor, OH 440605802	CONTACT NAME: Todd Slowey	FAX (A/C, No): 440-974-2230	
	PHONE (A/C, No, Ext): 440-255-3411	E-MAIL ADDRESS: tslowey@sloweyins.com	
INSURED Grade Line Inc P.O.Box 805 Chardon, OH 440245805	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A : Grange Trustgard		40118
	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 CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	X		CPP2723731	11/15/2022	11/15/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/OP AGG \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	X		CA 2723732	11/15/2022	11/15/2023	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 EXCESS LIAB DED <input checked="" type="checkbox"/> RETENTION \$ 0.00		X	CUP2723733	11/15/2022	11/15/2023	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000
	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 <input type="checkbox"/>	N/A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate holder & CT Consultants are additional insured by written contract.

CERTIFICATE HOLDER

CANCELLATION

The Village of South Russell 5205 Chillicothe Rd Village of S. Russe, 44022	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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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/06/2023

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 Slowey Insurance Agency, LTD 7352 Center St. P.O. Box 328 Mentor, OH 440605802	CONTACT NAME: Todd Slowey PHONE (A/C. No. Ext.): 440-255-3411 E-MAIL ADDRESS: tslowey@sloweyins.com FAX (A/C. No.): 440-974-2230																					
INSURED Village Of South Russell 5205 Chillicothe Rd South Russell, OH 44022	<table><tr><th colspan="2">INSURER(S) AFFORDING COVERAGE</th><th>NAIC #</th></tr><tr><td>INSURER A:</td><td>Grange Trustgard</td><td>40118</td></tr><tr><td>INSURER B:</td><td></td><td></td></tr><tr><td>INSURER C:</td><td></td><td></td></tr><tr><td>INSURER D:</td><td></td><td></td></tr><tr><td>INSURER E:</td><td></td><td></td></tr><tr><td>INSURER F:</td><td></td><td></td></tr></table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	Grange Trustgard	40118	INSURER B:			INSURER C:			INSURER D:			INSURER E:			INSURER F:		
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COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

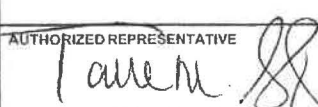
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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 SUBR INSD 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 <input checked="" type="checkbox"/> Owners & Contractors Protective GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	X	GLA2873930	04/04/2023	04/04/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> AUTOMOBILE LIABILITY ANY AUTO OWNED AUTOS ONLY HIRED AUTOS ONLY SCHEDULED AUTOS NON-OWNED AUTOS ONLY					
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
	<input type="checkbox"/> 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 <input type="checkbox"/> N/A				PER STATUTE E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

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

Certificate holder is additional insured by written contract.

CERTIFICATE HOLDER**CANCELLATION**

Village of South Russell 5205 Chillicothe Road South Russell, OH 44022	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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**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
01198037

GRADE LINE INC
PO BOX 805
CHARDON OH 44024-0805

Period Specified Below
07/01/2022 to 07/01/2023



www.bwc.ohio.gov
Issued by: BWC

Stephanie McClelland

Administrator/CEO

You can reproduce this certificate as needed.

Ohio Bureau of Workers' Compensation

Required Posting

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, marihuana 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, marihuana 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.



**Bureau of Workers'
Compensation**

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

OhioBWC - Employer - Service: (State construction contractor look-up) - Results

Policy number: 1198037-0
Company name: GRADE LINE INC
Construction contractor status: APPROVED
Construction contractor status date: 12/1/2005

[search again](#)

Note: BWC has designed this database for those responsible for ensuring that a construction contractor or subcontractor has a drug-free program that complies with HB 80 for any State of Ohio public improvement project. A contractor, subcontractor or lower-tier subcontractor in an APPROVED status has agreed to implement or has implemented a BWC-approved drug-free program (Drug-Free Safety or comparable program) which makes the company compliant with the mandate of the Ohio legislature through HB 80. While state contracting authorities are expected to review this database for the most current information, you may print this as verification of your current status.

DELINQUENT PERSONAL PROPERTY STATEMENT

STATE OF Ohio)
COUNTY OF Geauga) SS

Grade Line, Inc., having been awarded a contract by the Village of South Russell, Ohio, hereby affirms under oath, pursuant to Ohio Revised Code Section 5719.042, that at the time the bid was submitted, my company was was not (CIRCLE ONE) charged with delinquent personal property taxes on the General Tax List of Personal Property for Geauga County, Ohio.

If such charge for delinquent personal property tax exists on the General Tax List of Personal Property for Geauga County, Ohio, the amount of such due and unpaid delinquent taxes, including due and unpaid penalties and interest shall be set forth below.

A copy of this statement shall be transmitted by the Taxing District's Fiscal Officer to the County Treasurer within thirty days of the date it is submitted. A copy of this statement shall also be incorporated into the Contract made between Village of South Russell, Ohio, and Grade Line, Inc., and no payment shall be made with respect to any Contract unless such statement has been so incorporated as a part thereof.

Delinquent Personal Property Tax \$ _____
Penalties \$ _____
Interest \$ _____

GRADE LINE, INC.

[Signature]
James K. Shale, Secretary/Treasurer

Subscribed and sworn to before me this 6th day of April, 2023.

[Signature]
Notary Public

My Commission Expires: Oct 6, '27



CRYSTAL KAREY NEIKIRK
Notary Public, State of Ohio
My Commission Expires:
October 6, 2027

AFFIDAVIT
OF COMPLIANCE WITH OHIO REVISED CODE SECTION 3517.13

STATE OF OHIO

COUNTY OF Geauga

James K. Shale being duly sworn deposes and states as follows:

1. I am duly authorized to make the statements contained herein on behalf of Grade Line, Inc. ("the Contracting Party").
2. The Contracting Party is a/an (select one):
 - ☐ Individual, partnership, or other unincorporated business association (including without limitation, a professional association organized under Ohio Revised Code Chapter 1787), estate, or trust
 - ☒ Corporation organized and existing under the laws of the State of Ohio
 - ☐ Labor organization
3. I hereby affirm that the Contracting Party and each of the individuals specified in R.C. 3517.13(I) (with respect to non-corporate entities and labor organizations) or R.C. 3517.13(J) (with respect to corporations) are in full compliance with the political contribution limitations set forth in R.C. 3517.13(I) and (J), as applicable.
4. I understand that a false representation on this certification will incur penalties pursuant to 3517.992(R).

Affiant further sayeth naught.

By: [Signature]
Title: Secretary / Treasurer

SWORN TO BEFORE ME and subscribed in my presence this 6th day of April, 2023.



CRYSTAL KAREY NEIKIRK
Notary Public, State of Ohio
My Commission Expires:
October 6, 2027

[Signature]
Notary Public
My commission expires: Oct 6, 2027

ESCROW AGREEMENT FOR CONTRACTOR'S RETAINAGE

In accordance with a certain Contract between the Village of South Russell, Ohio, (hereinafter referred to as "the Owner") and Grade Line, Inc., (hereinafter referred to as "the Contractor"), an Escrow Agent is hereby appointed to hold funds arising out of the Owner's agreement to pay retainage into an escrow fund, said Agent to be:

All retained funds will be placed with the above Escrow Agent from the date your Contract is certified as being 50% complete pursuant to Sections 153.13, and 153.14 and 153.63 Ohio Revised Code.

During the time the aforementioned retained funds are in the custody of the Escrow Agent, the Escrow Agent has authority to invest the escrow funds in the classes of securities listed below which, in the judgment of the Escrow Agent, allow for the least risk to capital preservation and provide for a reasonable income. The income from investment of the escrowed funds shall be accumulated in the escrow account.

- (a) Obligation issued or guaranteed as to interest and principal by the government of the United States, or obligations of the State of Ohio or any political subdivision thereof;
- (b) Obligations including certificates of deposit of any national bank located in this State and/or any bank as defined by Section 1101.01, O.R.C.;
- (c) Repurchase agreements fully secured by obligations of any kind specified in clauses (a) and (b) above; or
- (d) Interest in any money market fund or trust, the investments of which are generally restricted to obligations of any of the kind specified in clauses (a) through (c) above.

The Escrow Agent shall hold the escrowed principal and interest until receipt of notice from the Owner, or until receipt of an Arbitration Order or an Order of the Court of Claims, or other appropriate courts, specifying the amount of the escrowed principal to be released and the person to whom it is to be released. Upon receipt of such a request or order, the Escrow Agent shall, within 30 days, pay such amount of principal and interest earned on the retainage to the Contractor less the Escrow Agent's fee.

It is understood that the Escrow Agent shall have no duties, obligations, or liabilities hereunder other than to hold and invest said funds and to deliver them in accordance with the provisions hereof.

GRADE LINE, INC.

Not Applicable – Contractor Signed Escrow Waiver

James K. Shale, Secretary/Treasurer

VILLAGE OF SOUTH RUSSELL

Not Applicable – Contractor Signed Escrow Waiver

Danielle Romanowski, Fiscal Officer

ESCROW WAIVER

In accordance with a certain Contract between the Village of South Russell, Ohio, (hereinafter referred to as "the Owner") and Grade Line, Inc., (hereinafter referred to as "the Contractor") it is mutually agreed by and between the parties hereto that because of the short-term duration of the within contract, no escrow account will be established pursuant to Sections 153.13, 153.14 and 153.63 of the Ohio Revised Code nor shall any interest be paid on any retainage.

GRADE LINE, INC.



James K. Shale, Secretary/Treasurer

VILLAGE OF SOUTH RUSSELL



Danielle Romanowski, Fiscal Officer

NOTICE TO PROCEED

Project: Chillicothe Road Culvert Replacement

Owner: Village of South Russell
5205 Chillicothe Road
South Russell, Ohio 44022

To: Grade Line, Inc.
P. O. Box 805
Chardon, Ohio 44024

Date: _____

You are hereby notified to commence work in accordance with the Contract. All work shall be completed by June 16, 2023.

VILLAGE OF SOUTH RUSSELL



William Koons, Mayor

REV. 3/2021

THE OWNER OR THEIR AUTHORIZED REPRESENTATIVE SHALL INSERT THE FOLLOWING CONTRACT DOCUMENTATION IN THE EXECUTED CONTRACT:

A) FINDINGS FOR RECOVERY – ORC 9.24

(<http://ffr.ohioauditor.gov/>)

B1) CHECK FOR DEBARRED CONTRACTORS IN THE STATE OF OHIO

(<https://www.sos.state.oh.us/records/debarred-contractors/>)

**~~B2) CHECK FEDERAL SAM (System for Award Management) for
FEDERAL FUNDING (including sub-contractors), (if applicable)~~**

(<https://www.sam.gov/SAM/>)

**C) NOTIFICATION OF SURETY AND AGENT OF CONSTRUCTION
CONTRACT AWARD – ORC 9.32 (if applicable)**

**D) NOTIFICATION TO UTILITY COMPANIES OF COMMENCEMENT
OF CONTRACT EXECUTION – ORC 153.64 (if applicable)**



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: **Bosse, R. Richard**
Organization: **Grade Line, Inc.**
Date: **2/27/2023 8:59:32 AM**

This search produced the following list of 8 possible matches:

Name/Organization	Address
Bosley, Todd	6460 Peach St.
Gray, Thomas H	3341 Wabash Ave
Gray, David	1580 State Route 56
Hierographics Online, LLC	437 Silver Meadows Blvd.
Narayanan, Dr. Sundaram	1031 Kenworthy Place
Ohio Works First Program, Prevention, Retention and Contingency	
Pirate's Cove Graphics	5555 Youngstown Warren Rd.
Smith, Dr. Mary Kay	7654 Big Bend Court


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.

Date Filed in Office	Debarment Period	Contractors, Subcontractors, & Officers	Address	Regarding Project	Case Number
1/12/2017	7/12/16-7/12/18	GM Mechanical, Inc.	7502 State Route 41 PO Box 12 Covington, OH 45318	Ohio State University Kennedy Commons Renovation	Franklin County C.P. Court No. 12 CV 002988
1/12/2017	7/12/16-7/12/18	CM Mechanical Services, Ltd.	7502 State Route 41 PO Box 12 Covington, OH 45318	Ohio State University Kennedy Commons Renovation	Franklin County C.P. Court No. 12 CV 002988
1/12/2017	7/12/16-7/12/18	Gerald E. Miller	7502 State Route 41 PO Box 12 Covington, OH 45318	Ohio State University Kennedy Commons Renovation	United States District Court, S.D. Ohio No. 2:15-cv-2631
1/12/2017	7/12/16-7/12/18	Cleide F. Miller a/k/a Clayge Miller	7502 State Route 41 PO Box 12 Covington, OH 45318	Ohio State University Kennedy Commons Renovation	United States District Court, S.D. Ohio No. 2:15-cv-2631

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State of Ohio Debarment List

This list includes all vendors currently debarred from participating in any solicitation, procurement, or contract providing any goods or services to any state agency. (Per Ohio Revised Code (R.C.) 9.242(A)(3), participating “means to respond to any solicitation or procurement issued by a state agency or be the recipient of an award of state contract, or to provide any goods or services to any state agency.”)

State agencies given the authority to debar vendors by the Revised Code are the Ohio Facilities Construction Commission (OFCC), the Ohio Department of Transportation (ODOT), and the Department of Administrative Services (DAS). R.C. 9.242(B) prohibits any vendors debarred by OFCC, ODOT or DAS from participating in any state contract until the vendor's debarment period expires. Additionally, R.C. 9.242(C) requires that state agencies exclude debarred vendors from participating in any other contracts during the debarment period.

See [Debarment Policies](#) for more information.

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entries

Vendor	Vendor ID	Address			
A. Joseph Business Enterprises (see Nena Bradley, below)	169391	184 Rivers Edge Way Gahanna, OH 43230	2/24/2022	2/24/2027	DAS
Advocate Solutions, LLC	55662	762 S. Pearl Street, Columbus, OH 43206	1/9/2023	1/9/2028	DAS
AIN Systems, Inc.	Unavailable	7414 Trevenia Drive Blacklick, OH 43004	12/3/2018	12/3/2023	DAS
All Controls Corporation	88497	P.O. Box 1082 Chardon, OH 44024	1/13/2012	Permanent	ODOT

Atlas Central Corporation	65046	1207 Fairfield Ave, Cleveland, OH 44113	11/22/2005	Permanent	ODOT
Bright Chemical and Lighting Corporation	65443	PO Box 33528 North Royalton, OH 44133	1/13/2012	Permanent	ODOT
Charter Contracting Corporation	Unavailable	152 12th Street, Suite B Campbell, OH 44405	4/13/2014	Permanent	ODOT
Christian (Chris) Hilty	Unavailable	7075 Rocker Street Chagrin Falls, OH 44023	10/16/2008	Permanent	ODOT
David C. Oakes Officer: TesTech (see below)	Unavailable	1700 Lyons Road Dayton, OH 45458	2/7/2014	Permanent	ODOT
Demitra Burkhart Officer: AIN Systems, Inc. (see above)	Unavailable	7414 Trevenia Drive Blacklick, OH 43004	12/3/2018	12/3/2023	DAS
Eron Colson	Unavailable	2640 Reynoldsburg-New Albany Road Blacklick, OH 43004	10/22/2021	10/22/2026	DAS
George Ginnis	Unavailable	5752 Webb Road Youngstown, OH 44515 492 Harmony Lane Campbell, OH 44405	9/9/2014	Permanent	ODOT
Gust Kafas Officer: Northern States Industrial Painting (Federal ID: 34-1953447) (see below)	Unavailable	11056 Jasmine Court Strongsville, OH 44136	1/29/2004	Permanent	ODOT
James Bright Officer: Bright Chemical and Lighting Corporation (see above)	Unavailable	5300 Wiltshire Road North Royalton, OH 44133	10/16/2008	Permanent	ODOT
James Hartory	Unavailable	10545 Locust Grove Chardon, OH 44024	10/16/2008	Permanent	ODOT
JASStek, Inc.	234439	500 Metro Place North, Suite 100 Dublin, OH 43017	11/10/2022	11/10/2024	DAS
Larry Frangos Officer: Northern States Industrial Painting (Federal ID: 34-1526908) (see below)	Unavailable	4950 Kennedy Road Lowellville, OH 44436 5752 Webb Road Youngstown, OH 44515	10/8/2014	Permanent	ODOT
Laxman Sanyasi	Unavailable	Unavailable	11/10/2022	11/10/2027	DAS

Mark O'Donnell	Unavailable	157 Abbe Road South Elyria, OH 44035	10/16/2008	Permanent	ODOT
Nena Bradley (see A. Joseph Enterprises, above)	Unavailable	184 Rivers Edge Way Gahanna, OH 43230	2/24/2022	2/24/2027	DAS
North Shore Door Company, Inc.	66955	PO Box 88780 Atlanta, GA 30356	1/13/2012	Permanent	ODOT
Northern States Industrial Painting (Federal ID: 31-1526908)	Unavailable	Unavailable	10/4/2004	Permanent	ODOT
Northern States Industrial Painting (Federal ID: 34-1953447)	Unavailable	Unavailable	1/29/2004	Permanent	ODOT
Nozzle New, Inc.	70597	Unavailable	1/13/2012	Permanent	ODOT
Quattro, Inc.	77702	312 Walnut Street Suite 3100 Cincinnati, OH 45202	7/2/2013	Permanent	ODOT
Richard Goldizen	Unavailable	3060 Red Oak Drive Perry, OH 44024	10/16/2008	Permanent	ODOT
Robert Johnson (aka Jeff Johnson) Officer: Smith & Johnson Construction (see below)	Unavailable	1 Mironova Place Suite 2325 Columbus, OH 43215 885 Grandview Avenue Suite 270 Columbus, OH 43215	3/5/2007	Permanent	ODOT
Robert Jones, Jr.	Unavailable	10375 Misty Ridge Concord, OH 44077	10/16/2008	Permanent	ODOT
Sherif A. Aziz Officer: TesTech (see below)	Unavailable	1700 Lyons Road Dayton, OH 45458	2/7/2014	Permanent	ODOT
Sherry B. Oakes Officer: TesTech (see below)	Unavailable	1700 Lyons Road Dayton, OH 45458	2/7/2014	Permanent	ODOT
Smith & Johnson Construction Company	48083	855 Grandview Avenue Columbus, OH 43212	3/5/2007	Permanent	ODOT
TesTech	60837	1700 Lyons Road Dayton, OH 45458	2/7/2014	Permanent	ODOT
West Shore New Holland, Inc.	55247	32200 Lorain Road North Ridgeville, OH 44039	1/13/2012	Permanent	ODOT

Showing 1 to 33 of 33 entries



April 5, 2023

RLI Insurance Company
9100 South Hills Boulevard Suite 350
Broadview Heights, OH 44147

**Re: *Chillicothe Road Culvert Replacement
Village of South Russell
Grade Line, Inc.***

To Whom It May Concern:

In compliance with Ohio Revised Code Section 9.32, we are hereby notifying you on behalf of the Village of South Russell that the Village of South Russell awarded a contract for the above referenced project to Grade Line, Inc., currently named as principal on a Bond given as surety to the Village of South Russell.

Should you have any questions or require additional information, please feel free to contact our office.

Respectfully,

CT CONSULTANTS, INC.

Eric Haibach, P.E.
Village Engineer

EBH:mep

cc: Robin A. Miller, Assured Partners of Ohio, LLC

H:\2021\210641\SPEC\Contract Letters.Docx

Michael Pittenger

From: Michael Pittenger
Sent: Tuesday, April 4, 2023 9:02 AM
To: jnzassick@firstenergycorp.com; Relocation@dominionenergy.com; gerrym@gcdwr.org; jon.hobby@windstream.com; DL-Great-Lakes-NEO-Akron-Construction-Long-Team; Chagrin Falls - Glenn Elliott (glenn@chagrin-falls.org)
Subject: Construction Project Commencement - 210641 - South Russell Village - Chillicothe Road Culvert Replacement
Attachments: Utility email.pdf; 011100 - SUMMARY OF WORK.pdf; DWGS - 210641 culvert replacements 2-6-23.pdf; Bidders List Report.pdf

Please see attached Notice of Construction Project Commencement.

Plans & Specs can be reviewed on our website at <https://bids.ctconsultants.com> - Opened & Awarded tab

Thank You,

Michael E. Pittenger

Contract Document Coordinator, Inspection & Testing, CESSWI

440-530-2205 Direct
440-487-6148 Cellular
mpittenger@ctconsultants.com

CT Consultants, Inc.
8150 Sterling Court
Mentor, OH 44060
440-951-9000 Office
440-951-7487 Fax
www.ctconsultants.com





**Department of
Development**

Mike DeWine, Governor
Jon Husted, Lt. Governor

Lydia L. Mihalik, Director

11/22/2022

James Shale
Grade Line, Inc.
PO Box 805
Chardon, OH 44024

Subject: Certificate of Compliance Certification
Status: **In Compliance**
Effective Dates: **11/22/2022** through **05/21/2023**

Dear James Shale:

The Ohio Department of Development, Minority Business Development Division (MBDD) hereby issues Grade Line, Inc. a Certificate of Compliance. The Certificate shall be in force for 180 days from the date of issuance.

Section 9.47 of the Revised Code requires MBDD to review affirmative action programs and plans of each company desiring to participate on state or state-assisted construction contracts and determine whether that company has violated any affirmative action programs and goals for which that company was obligated to meet during the preceding five years. Based on the above-referenced review, MBDD has found no such violation(s).

Please be advised that for Grade Line, Inc. to maintain certification status, Grade Line, Inc. must continue to ensure equal employment opportunities in accordance with applicable state and federal EEO laws, rules, regulations, guidelines, and meet those contractual obligations for which Grade Line, Inc. has agreed.

Sincerely,

Monica L. Womack
Chief
Minority Business Development Division

Entity#: 944086
Filing Type: CORPORATION FOR PROFIT
Original Filing Date: 06/12/1996
Location: HUNTSBURG
Business Name: GRADE LINE, INC.

Status: Active
Exp. Date: -

Agent/Registrant Information

TED WINTERS
15444 CHARDON/WINDSOR RD
HUNTSBURG OH 44046
06/12/1996
Active

Filings

Filing Type	Date of Filing	Document ID
DOMESTIC ARTICLES/FOR PROFIT	06/12/1996	5532_1630

UNITED STATES OF AMERICA
STATE OF OHIO
OFFICE OF SECRETARY OF STATE

I, Frank LaRose, Secretary of State of the State of Ohio, do hereby certify that this is a list of all records approved on this business entity and in the custody of the Secretary of State.



Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 27th of February, A.D. 2023

Ohio Secretary of State

A handwritten signature in blue ink, reading "Frank LaRose".