

**DOCUMENT 00 0311 – FORM OF PROPOSAL (updated 03.26.2024)**

**Bidder's Firm Name:** ACI Const. Co., Inc.  
**Address:** 16380 US 224 East  
Findlay, Ohio 45840  
**Telephone/Fax No.** 419-595-4224  
**E-mail Address:** m.leonard@alavadaconstruction.com

Form of Proposal for the construction project entitled:

**FOSTORIA SPLASH PAD RESTROOM FACILITY & PUMP HOUSE  
524 RIVER STREET  
FOSTORIA, OHIO 44830**

The undersigned proposes to perform all work required and to provide and furnish all labor, material, tools, equipment, and transportation necessary for the proper completion of the above-named project, in accordance with plans and specifications prepared by KLEINFELDER, INC., 1168 North Main Street, Bowling Green, Ohio within the time set forth and for the sum of money specified below.

The undersigned agrees that if within sixty (60) days from the bid date named for receiving proposals by the Owner, a notice that his proposal will be accepted by the Owner (notice shall be mailed to the bidder at the business address given above or it shall be delivered to him personally), this bidder then shall within ten (10) days thereafter deliver to the Owner, where directed, a contract properly executed in duplicate on the forms supplied by the Architect/Engineer.

The undersigned has received the following **Addendum Numbers:** 1, 2, 3  
and acknowledges the additions to, deductions from, or changes, in the original drawings or specifications.

**ITEM NO. 1 – GENERAL TRADES CONTRACT – BASE BID**

**SUBTOTALS:**

Splash Pad Equipment, for the sum of \$ # 417,009.00  
Site related Work, for the sum of \$ # 624,880.00  
Restroom Facility and Pump House, for the sum of \$ # 403,111.00

**TOTAL:**

ALL LABOR AND MATERIALS, for the sum of \$ # 1,445,000.00

**ITEM NO. 2 – ALTERNATE NO. 1**

Per updated drawing E002 provide alternate pricing for added conduit run & site lighting as indicated.

A) For the sum of \$ \$22,000.00

**ITEM NO. 3 – ALTERNATE NO. 2**

General Contractor shall provide third party testing and special inspection testing for scope of work. Please note that Geotechnical engineer is hired by City of Fostoria.

A) For the sum of \$ \$15,000.00

**ITEM NO. 4 – UNIT PRICES**

From Specification Section 01-2200

A) Unit Price No. 1: Addition of engineered fill components from Allowance.  
For the sum per CY of \$ 28.98

B) Unit Price No. 2 Reduction of engineered fill components from Allowance.  
For the sum per CY of \$ 21.81

Providing that the contract is awarded promptly, the undersigned proposes that all the work will be completed as herein noted within One hundred Sixty One (161) calendar days following an Owner-issued Notice to Proceed. Not considering delays due to strikes, or circumstances unavoidable to the contractors.

**Firm Name of Bidder:**

Matt Leonard - Chief Estimator - ACI Const. Co., Inc.

**Signature of Authorized Officer:**

Matt Leonard

**Date:**

4/2/2024

END OF DOCUMENT

Fostoria Splash Pad  
Restroom Facility & Pump House – Fostoria, Ohio

Kleinfelder, Inc.  
24001561.002A

**DOCUMENT 00 0400 – SUPPLEMENTS TO BID FORM**

**APPENDIX A: EXPERIENCE STATEMENT**

The Bidder is required to state in detail in the space provided below the work he has done of a character similar to that included in the proposed contract, to give references and such other detailed information as will enable the Owner to judge of his responsibility, experience, skill and financial standing. Among other things, this statement shall include the following:

A record of similar work performed and evidence to the effect:

- (1) that the Bidder maintains a permanent place of business;
- (2) has adequate facilities and equipment available for the work under the proposed contract;
- (3) that the Bidder has suitable financial means to meet obligations incidental to work; and
- (4) that the Bidder has appropriate technical experience and poses sufficient skill and experience.

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ACI Const. Co., Inc. (ACI) is a division of Kirk Corporation, a family-formed construction firm that represents decades of experience in all areas of the construction industry. Originally established in 1969, as Kirk Bros. Co., Inc., Alvada Const. Co., Inc. was formed in 1987 and was later incorporated in 2003 as ACI Const. Co., Inc. With over \$130 million in construction work in progress and \$10 million in construction equipment and tools, Kirk Corporation has five companies specializing in all facets of the construction industry. Kirk Corporation and its companies contribute value to ACI's abilities and qualifications, with each division providing a unique insight for quick response to project-related issues. ACI, as a division of this large multi-disciplined construction group, offers a comprehensive range of services, including Design-Bid-Build, Construction Management, Design-Build and Self-Performed Construction. Our experienced team has a diverse background in various project types such as government, education, healthcare, commercial, recreational, and industrial projects. Over the years, ACI has played a crucial role in the growth and development of Northwest Ohio and has fostered strong relationships with local businesses that rely on us for their construction needs. ACI has strong financial resources and can provide a performance and payment bond with an approved surety, including a certification that a complete insurance program is in effect. We have include a list of major current projects along with a major complete projects list for the last three (3) years.

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# Major Projects in Progress List

(a partial list of major relevant projects)

## GROB Systems, Inc.

#9323 Restroom Renovations (CM)

**Contact:** Matt Sargent  
**Phone:** 419-369-2667  
**Contract Amount:** \$439,000.00  
**Architect:** Larson and Darby Group  
**Completion Date:** March 2024

## Blanchard Valley Health System

#9325 Acute Rehabilitation Unit

**Contact:** Tracie Carpenter  
**Phone:** 419-423-5598  
**Contract Amount:** \$353,000.00  
**Architect:** PMBA Architects (MBA)  
**Completion Date:** March 2024

## City of Findlay

#9342 Airport Restroom Renovations

**Contact:** Jeremy Kalb  
**Phone:** 419-424-7121  
**Contract Amount:** \$124,000.00  
**Architect:** RCM Architects  
**Completion Date:** April 2024

## City of Findlay

#9341 Parker Training Facility

**Contact:** Jeremy Kalb  
**Phone:** 419-424-7121  
**Contract Amount:** \$206,000.00  
**Architect:** RCM Architects  
**Completion Date:** May 2024

## US Department of Veteran Affairs

#9367 VA Clinic Remodel - Findlay

**Contact:** Brenden Koop  
**Phone:** 616-493-9360  
**Contract Amount:** \$267,200.00  
**Architect:** Guidon  
**Completion Date:** June 2024

## City of St. Mary's

#9257 New 25,800 SF Municipal Building and Addition

**Contact:** Craig Moeller  
**Phone:** 419-300-3118  
**Contract Amount:** \$12,401,874.79  
**Architect:** Burgess & Niple, Inc.  
**Completion Date:** July 2024

## Wood County Commissioners

#9280 Northwest Community Corrections Wing Addition

**Contact:** Wood County Commissioners  
**Phone:** 419-373-4948  
**Contract Amount:** \$5,128,085.00  
**Architect:** K2M Design  
**Completion Date:** July 2024

## Hardin Northern LSD

#9381 Football Field Upgrades

**Contact:** Drew Cano, Superintendent  
**Phone:** 419-759-2331  
**Contract Amount:** \$1,249,700.00  
**Architect:** Garmann Miller  
**Completion Date:** July 2024

## Hancock County Agricultural Society

#9329 Fairgrounds Restroom and Shower (DB)

**Contact:** Haley Reese  
**Phone:** 419-423-9282  
**Contract Amount:** \$500,000.00  
**Architect:** RCM Architects, Inc.  
**Completion Date:** August 2024

## Mount Gilead LSD

#9324 Stadium Improvements

**Contact:** Charlie Jahnigen  
**Phone:** 513-381-2112  
**Contract Amount:** \$2,787,184.22  
**Architect:** SHP Leading Design  
**Completion Date:** August 2024

## Marion LSD

#9344 Harding High School Alterations

**Contact:** Paul Omness  
**Phone:** 740-387-8497  
**Contract Amount:** \$229,600.00  
**Architect:** Omness Design, Inc.  
**Completion Date:** August 2024

## City Mission

#9375 FRC Building Renovations (DB)

**Contact:** Kathryn Bausman  
**Phone:** 419-423-9151  
**Contract Amount:** \$297,875.00  
**Architect:** RCM Architects  
**Completion Date:** August 2024



# Major Projects in Progress List

(a partial list of major relevant projects)

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## Marathon Petroleum Co LP

#9366 D05 and D06 Renovations

Contact: Kevin Hartman

Phone: 419-429-5842

Contract Amount: \$1,122,264.00

Architect: n/a

Completion Date: September 2024

## GROB Systems, Inc.

#9298 Phase VIII East Plant Expansion Rebid (CM)

Contact: Matt Sargent

Phone: 419-369-2667

Contract Amount: \$24,621,308.96

Architect: Larson and Darby Group

Completion Date: January 2025

## Hancock County Commissioners

#9190 Hancock County Judicial Center (DB)

Contact: Timothy Bechtol

Phone: 419-424-7044

Contract Amount: \$21,940,402.56

Architect: RCM Architects

Completion Date: November 2024

## Hancock County Commissioners

#9300 New Judicial Center General Trades

Contact: Timothy Bechtol

Phone: 419-424-7044

Contract Amount: \$1,183,000.00

Architect: RCM Architects

Completion Date: November 2024

## Hancock County Commissioners

#9302 New Judicial Center Early and Late Site Work

Contact: Timothy Bechtol

Phone: 419-424-7044

Contract Amount: \$462,000.00

Architect: RCM Architects

Completion Date: November 2024

## Marathon Petroleum Co LP

#9383 D09 Conference Center

Contact: Kevin Hartman

Phone: 419-429-5842

Contract Amount: \$1,532,868.00

Architect: n/a

Completion Date: November 2024

## BVHS Clinic Renovations

#9369 Clinic Renovations (General Trades)

Contact: Tracie Carpenter

Phone: 419-423-5598

Contract Amount: \$2,013,000.00

Architect: PMBA Architect

Completion Date: December 2024



# Major Projects Completed List

2021-2024

## Marathon Petroleum Corporation

#9301 Marketing K2 and K3 Renovations

Contact: Dave Nowak  
Phone: 419-421-2585  
Contract Amount: \$2,467,000.00  
Architect: n/a  
Completion Date: December 2023

## Lima Memorial Hospital

#9242 IR Lab Upgrades

Contact: Chad Martin  
Phone: 419-998-4431  
Contract Amount: \$457,690.41  
Architect: Garmann/Miller & Assoc.  
Completion Date: August 2023

## The Findlay Hancock County Community Foundation

#9307 Office Renovations

Contact: Brian Treece  
Phone: 419-425-1100  
Contract Amount: \$560,951.42  
Architect: RCM Architects  
Completion Date: October 2023

## Findlay City Schools

#9314 Northview Small Rooms Renovations

Contact: Pam Harrington  
Phone: 419-425-8204  
Contract Amount: \$17,960  
Architect: n/a  
Completion Date: August 2023

## Marathon Petroleum Corporation

#9241 M03 Cafeteria Renovations

Contact: Dave Nowak  
Phone: 419-421-2585  
Contract Amount: \$3,274,937.00  
Architect: n/a  
Completion Date: October 2023

## City of Lima

#9240 Amphitheater and Park Phase 2

Contact: Ian Kohli, City of Lima  
Phone: 419-221-5288  
Contract Amount: \$804,176.41  
Architect: City of Lima  
Completion Date: August 2023

## Ohio State University - Marion

#9234 Alber Student Center Renovations REBID

Contact: Mary Johnson  
Phone: 614-292-4458  
Contract Amount: \$1,454,460.42  
Architect: Schooley Caldwell Associates  
Completion Date: October 2023

## City of Lima

#9165 Rotary Community Stage and Park

Contact: Ian Kohli, City of Lima  
Phone: 419-221-5288  
Contract Amount: \$2,186,488.01  
Architect: SPGB Architects  
Completion Date: August 2023

## Goodyear (Cooper)

#9256 Miscellaneous Projects

Contact: Ryan McKee  
Phone: 419-420-6150  
Contract Amount: \$107,429.00  
Architect: n/a  
Completion Date: September 2023

## Hancock Park District

#9286 Restroom Facilities at Riverbend Recreation Area

Contact: Gary Pruitt  
Phone: 419-425-7275  
Contract Amount: \$545,031.88  
Architect: RCM Architects  
Completion Date: June 2023

## Ohio Facilities Construction Commission

#9177 Bucyrus DHQ Replacement DPS-210001

Contact: Rob Green, Project Manager  
Phone: 419-221-3539  
Contract Amount: \$3,933,335.26  
Architect: Richard L. Bowen + Associates  
Completion Date: August 2023

## GROB Systems

#9237 Hangar Door Infills

Contact: Matt Sargent  
Phone: 419-358-9015  
Contract Amount: \$107,800.00  
Architect: n/a  
Completion Date: April 2023



# Major Projects Completed List

2021-2024

## Nipper

#9225 *Truck Docks*

**Contact:** Joe Kirk  
**Phone:** 419-421-7121  
**Contract Amount:** \$212,600.00  
**Architect:** n/a  
**Completion Date:** March 2023

## Vanguard-Sentinel Career & Technology Centers

#9181 *Adult Workforce and Administration Building*

**Contact:** Michael Work, RCM Architects  
**Phone:** 419-424-9790  
**Contract Amount:** \$3,057,565.71  
**Architect:** RCM Architects  
**Completion Date:** August 2022

## Ohio Department of Transportation-OFCC

#9176 *Lima Outpost DOT-200021*

**Contact:** Dano Boyne  
**Phone:** 614-225-9535  
**Contract Amount:** \$2,527,064.13  
**Architect:** Jerome M. Scott Architects, Inc.  
**Completion Date:** November 2022

## A-Gas Americas

#9218 *Restroom Renovations*

**Contact:** Thomas Bateson  
**Phone:** 419-867-8990  
**Contract Amount:** \$212,700.00  
**Architect:** RCM Architects  
**Completion Date:** December 2022

## MGQ, Inc.

#9224 *Dry Fines Foundations*

**Contact:** Bruce Chubb  
**Phone:** 419-992-4235  
**Contract Amount:** \$182,192.80  
**Architect:** n/a  
**Completion Date:** November 2022

## Blanchard Valley Health Systems

#9131 *Surgical Storage*

**Contact:** Tracie Carpenter  
**Phone:** 419-423-5598  
**Contract Amount:** \$177,550.80  
**Architect:** RCM Architects  
**Completion Date:** August 2022

## Nucor Steel - Marion

#9183 *Gate Zero & Cheney Avenue-Concrete*

**Contact:** Ed Rollins  
**Phone:** 740-383-9612  
**Contract Amount:** \$314,810.00  
**Architect:** n/a  
**Completion Date:** August 2022

## Marion County Board of Developmental Disability

#9101 *Office Building Alterations*

**Contact:** Paul Omness, Architect  
**Phone:** 740-387-8947  
**Contract Amount:** \$2,377,944.73  
**Architect:** Omness Design  
**Completion Date:** May 2022

## Ohio State University Put-In-Bay

#9023 *Sea Grant Stone Laboratory*

**Contact:** Michael Rowe  
**Phone:** 419-893-9021  
**Contract Amount:** \$1,971,904.86  
**Architect:** Buehrer Group  
**Completion Date:** April 2022

## Roppe Holding Company

9007 *Autolite Office Renovation & Addition*

**Contact:** Judy Miller  
**Phone:** 419-435-8546  
**Contract Amount:** \$3,518,184.69  
**Architect:** Architecture by Design LTD.  
**Completion Date:** April 2022

## Shelby Local School District

#9058 *Shelby LSD Pk-8 Foundations*

**Contact:** Adena Corporation, Aaron Bond  
**Phone:** 419-529-4456  
**Contract Amount:** \$420,861.98  
**Architect:** Garmann Miller  
**Completion Date:** March 2022

## Wynford Local School District

#9067 *Button Up and Renovations*

**Contact:** Brent Buehrer  
**Phone:** 419-893-9021  
**Contract Amount:** \$3,131,446.36  
**Architect:** Buehrer Group  
**Completion Date:** March 2022





# Major Projects Completed List

2021-2024

## Blanchard Valley Center

#9086 Site Improvements Phase 3

Contact: Kelli Grisham  
Phone: 419-422-6387  
Contract Amount: \$1,278,261.93  
Architect: RCM Architects  
Completion Date: March 2022

## Findlay University

#9099 Anatomy Lab

Contact: Orion Jones  
Phone: 419-348-0119  
Contract Amount: \$585,000.00  
Architect: RCM Architects  
Completion Date: December 2021

## Lima Memorial Hospital

#9127 2nd Floor Respiratory Work

Contact: Chad Martin  
Phone: 419-228-3335  
Contract Amount: \$499,516.19  
Architect: Shremshock Architects, Inc.  
Completion Date: August 2022

## NGL Supply Co. LTD

#9090 Concrete Foundations

Contact: John Blysiuk  
Phone: 519-312-9419  
Contract Amount: \$434,000.00  
Architect: n/a  
Completion Date: September 2021

## Findlay City Schools

#9095 Maintenance & Cold Storage Buildings

Contact: Dennis Doolittle  
Phone: 419-427-5488  
Contract Amount: \$875,662.21  
Architect: Gamann/Miller  
Completion Date: March 2022

## Blanchard Valley Center

#9091 430 N. Main Street Renovations

Contact: Kelli Grisham  
Phone: 419-422-6387  
Contract Amount: \$66,029.00  
Architect: n/a  
Completion Date: October 2021

## Tiffin Drive-In Theater

#9068 Concessions Building

Contact: Mike Cole Owner  
Phone: 419-423-0841  
Contract Amount: \$1,649,087.39  
Architect: RCM Architects  
Completion Date: March 2022

## Marathon

#9060 4M Floor Renovations

Contact: Kevin Hartman  
Phone: 419-429-5842  
Contract Amount: \$186,050.00  
Architect: n/a  
Completion Date: October 2021

## Pressed Paperboard Technologies, LLC

#9080 Baler Addition

Contact: Tony Paprocki  
Phone: 419-423-4030  
Contract Amount: \$509,644.29  
Architect: n/a  
Completion Date: March 2022

## BVHS Findlay

#9074 OB Clinic Renovations

Contact: Tracie Carpenter  
Phone: 419-423-5598  
Contract Amount: \$54,119.24  
Architect: n/a  
Completion Date: September 2021

## NWO Orthopedics Tiffin

#9085 Build Out Shell Space

Contact: Matt Boem  
Phone: 419-427-1984  
Contract Amount: \$212,069.00  
Architect: n/a  
Completion Date: February 2022

## 50 North (CM)

#8869 Additions and Renovations

Contact: Barry Simmons  
Phone: 419-423-8496  
Contract Amount: \$5,954,491.33  
Architect: RCM Architects  
Completion Date: June 2021



# Major Projects Completed List

2021-2024

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## **AEP - Fostoria**

### ***#8885 Office Renovations***

**Contact:** Joel Sigler  
**Phone:** 614-716-1631  
**Contract Amount:** \$2,166,505.37  
**Architect:** MS Consultants  
**Completion Date:** May 2021

## **Blanchard Valley Health System**

### ***#9038 Suite I and J Renovations***

**Contact:** Tracie Carpenter  
**Phone:** 419-423-5598  
**Contract Amount:** \$165,021.14  
**Architect:** RCM Architects  
**Completion Date:** May 2021

## **VCA Animal Hospital - Tiffin**

### ***#9053 Lobby and Exam Room Renovations***

**Contact:** Stephanie Ware  
**Phone:** 419-455-9000  
**Contract Amount:** \$88,216.00  
**Architect:** n/a  
**Completion Date:** April 2021

## **University of Findlay**

### ***#8968 Smog Chamber***

**Contact:** Orion Jones  
**Phone:** 419-348-0119  
**Contract Amount:** \$176,000.00  
**Architect:** n/a  
**Completion Date:** January 2021

## **Vanguard-Sentinel VSD**

### ***#8964 Additions and Renovations***

**Contact:** Rich Brienik  
**Phone:** 419-242-7405  
**Contract Amount:** \$1,494,085.49  
**Architect:** The Collaborative  
**Completion Date:** January 2021

**APPENDIX B: CERTIFIED COPY OF CORPORATION RESOLUTION**

ACI Const. Co., Inc.

\_\_\_\_\_  
*(Name of Company)*

I hereby certify that I am the duly elected and acting Secretary of ACI Const. Co., Inc.

a Corporation duly organized and existing under the laws of the State of Ohio,  
than on the 2nd day of April, 2024, the Board of said Corporation  
authorized and approved a certain Proposal to City of Fostoria

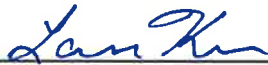
(insert name of Owner) for the construction of certain improvements for  
City of Fostoria *(insert name of Owner)* by said Corporation and any

Contract resulting therefrom and empowered the Chief Estimator

*(insert title of officer)* of said Corporation to execute said Proposal and Contract for, and in behalf of, said  
Corporation; that said authority is not contrary to any provision in the articles of incorporation or code of  
regulations or code of by laws of said Corporation; that said authority has not been rescinded or modified;

and that Matt Leonard is duly elected and acting  
Chief Estimator *(insert title of officer of said Corporation)*.

IN WITNESS WHEREOF, I have hereunto subscribed my name on April 2, 2024.



\_\_\_\_\_  
*(Secretary)*

Lauren Kirk



**APPENDIX D(1): O.R.C. 5719.042**

*“After the award by a taxing district of any contract let by competitive bid and prior to the time the contract is entered into, the person making a bid shall submit to the district’s fiscal officer a statement affirmed under oath that the person with whom the contract is to be made was not charged at the time the bid was submitted with any delinquent personal property taxes on the general tax list of personal property of any county in which the taxing district has territory or that such person as charged with delinquent personal property taxes on any such tax list, in which case the statement shall also set forth the amount of such due and unpaid delinquent taxes and any due and unpaid penalties and interest thereon. If the statement indicates that the taxpayer was charged with any such taxes, a copy of the statement shall be transmitted by the fiscal officer to the county treasurer within thirty (30) day of the date it is submitted.*

*A copy of the statement shall also be incorporated into the contract, and no payment shall be made with respect to any contract to which this section applies unless such statement has been so incorporated as a part thereof.”*

**APPENDIX D(2): AFFIDAVIT OF CONTRACTOR  
OR SUPPLIER OF NON-DELINQUENCY  
OF PERSONAL PROPERTY TAXES  
O.R.C. 5719.042**

State of Ohio            )  
                                  ) SS:  
County of Hancock    )

TO: City of Fostoria

The undersigned, being first duly sworn, having been awarded  
A contract by you for Fostoria Splash Pad Restroom Facility and Pump House

Herby states that we are not charged at the time the bid was submitted with any delinquent personal property taxes on the general tax list of personal property of any county in which you, as a taxing district, have territory and that we were not charged with delinquent personal property taxes on any such tax list.

In consideration of the award of the above contract, the above statement is incorporated in said contract as a covenant of the undersigned.



Signature - Matt Leonard, Chief Estimator  
ACI Const. Co., Inc.

Company Name

Sworn to before me and subscribed in my presence this 2 day of April, 2024.

Seal

Kim M. Philipot  
Notary Public

My Commission expires August 2, 2025

**KIM M. PHILIPOT**  
NOTARY PUBLIC, STATE OF OHIO  
My Commission Expires 8/2/2025

**BID GUARANTY AND CONTRACT BOND**

(SECTION 153.571 Ohio Revised Code)

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned ACI Const. Co., Inc.

16380 US-224 East Findlay, OH 45840

as principal and Ohio Farmers Insurance Company

as sureties, are hereby held and firmly bound unto City of Fostoria

213 S. Main Street Fostoria, OH 44830

as obligee in the penal sum of the dollar amount of the bid submitted by the principal to the obligee on March 13, 2024 to undertake the project known as Fostoria Splash Pad Restroom Facility & Pump House

The penal sum referred to herein shall be the dollar amount of the principal's bid to the obligee, incorporating any additive or deductive alternate proposals made by the principal on the date referred to above to the obligee, which are accepted by the obligee. In no case shall the penal sum exceed the amount of \_\_\_\_\_

( \$ \_\_\_\_\_ ) dollars.

(If the foregoing blank not filled in, the penal sum will be the full amount of the principal's bid, including alternates. Alternatively, if the blank is filled in, the amount stated must not be less than the full amount of the bid including alternates, in dollars and cents. A percentage is not acceptable.) For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named principal has submitted a bid for the above referred project.

Now, therefore, if the obligee accepts the bid of the principal and the principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the principal pays to the obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid and such larger amount for which the obligee may in good faith contract with the next lowest bidder to perform the work covered by the bid; or in the event the obligee does not award the contract to the next lowest bidder and resubmits the project for bidding, the principal pays to the obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid, or the costs, in connection with the resubmission, of printing new contract documents, required advertising, and printing and mailing notices to prospective bidders, whichever is less, then this obligation shall be void, otherwise to remain in full force and effect; if the obligee accepts the bid of the principal and the principal within ten days after the awarding of the contract enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, which said contract is made a part of this bond the same as though set forth herein:

Now also, if the said principal shall well and faithfully do and perform the things agreed by the obligee to be done and performed according to the terms of said contract; and shall pay all lawful claims of subcontractors, materialmen, and laborers, for labor performed and materials furnished in the carrying forward, performing, or completing of said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having just claim, as well as for the obligee herein; then this obligation shall be void; otherwise the same to remain in full force and effect; it being expressly understood and agreed that the liability of the surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as herein stated.

The said surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the terms of said contract or in or to the plans or specifications therefor shall in any wise affect the obligations of said surety on its bond.

Signed this 13th day of March, 2024

**PRINCIPAL**

ACI Const. Co., Inc.

BY: Matt Leonard  
Matt Leonard

TITLE: Chief Estimator

SURETY: Ohio Farmers Insurance Company

BY: Amy M. Perdue  
Attorney-in-Fact

Amy M. Perdue

Surety Phone No.: 330-887-0101

**SURETY COMPANY ADDRESS:**

P.O. Box 5001  
Street  
Westfield Center, OH 44251-5001  
City State Zip

**SURETY AGENT'S ADDRESS:**

Overmyer Hall Associates  
1600 W. Lane Avenue, Suite 200  
Columbus, OH 43221





THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 06/02/22, FOR ANY PERSON OR PERSONS NAMED BELOW.

POWER NO. 3406282 10

General Power of Attorney

Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co. Westfield Center, Ohio

CERTIFIED COPY

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint GREGORY R. OVERMYER, AMY M. PERDUE, JACK KEHL, STEPHANIE M. WHITE, DAVID CATANESE, BRIAN MOZENA, PEYTON JANLIN, JOINTLY OR SEVERALLY

of COLUMBUS and State of OH its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship in any penal limit.

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact, may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their National Surety Leader and Senior Executive and their corporate seals to be hereto affixed this 02nd day of JUNE A.D., 2022.

Corporate Seals Affixed



WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

By: Gary W. Stumper, National Surety Leader and Senior Executive

State of Ohio County of Medina ss.:

On this 02nd day of JUNE A.D., 2022, before me personally came Gary W. Stumper to me known, who, being by me duly sworn, did depose and say, that he resides in Medina, OH; that he is National Surety Leader and Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed



David A. Kotnik, Attorney at Law, Notary Public

State of Ohio County of Medina ss.:

My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 13th day of March A.D., 2024.



Frank A. Carrino Secretary



**Financial  
Statement**

**Ohio Farmers Insurance Co.**  
Westfield Center, Ohio 44251-5001

**December 31, 2023**

**OHIO FARMERS INSURANCE COMPANY  
BALANCE SHEET**

**12/31/23**  
(in thousands)

<b>Assets</b>	
Cash, cash equivalents, and short term investments	67,229
Bonds	458,406
Stocks	51,905
Subsidiaries	2,500,474
Real estate	170,424
Premiums receivable	161,198
Other assets	188,624
<b>Total assets</b>	<b>3,598,260</b>
<b>Liabilities</b>	
Reserve for unearned premiums	251,057
Reserve for unpaid losses and loss expenses	389,353
Reserve for taxes and other liabilities	185,868
<b>Total liabilities</b>	<b>826,278</b>
<b>Surplus</b>	
Surplus to policyholders	2,771,982
<b>Total surplus</b>	<b>2,771,982</b>
<b>Total liabilities and surplus</b>	<b>3,598,260</b>

State of Ohio

ss:

County of Medina

The undersigned, being duly sworn, says: That he is National Surety Leader - Surety Operations of Ohio Farmers Insurance Company, Westfield Center, Ohio; that said Company is a corporation duly organized, existing and engaged in business as a Surety Company by virtue of the Laws of the State of Ohio and authorized to do business in the State of ... Ohio..... and has duly complied with all the requirements of the laws of said State applicable to said Company and is duly qualified to act as Surety under such laws; that said Company has also complied with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6 U.S.C. sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said Company on the 31st day of December, 2023.

Attest:

*Frank Carrino*

Frank A. Carrino  
Group Legal Leader, Secretary

*Gary W. Stumper*

Gary W. Stumper  
National Surety Leader  
Senior Executive

Sworn to before me this 14<sup>th</sup> day of February A.D. 2024.

My Commission Does Not Expire  
Sec. 147.03 Ohio Revised Code

*David A. Kotnik*

David A. Kotnik  
Attorney at Law  
Notary Public – State of Ohio



Office of Risk Assessment  
50 West Town Street  
Third Floor - Suite 300  
Columbus, Ohio 43215  
(614)644-2658  
Fax(614)644-3256  
www.insurance.ohio.gov

**Ohio Department of Insurance**

Mike DeWine - Governor

Judith French - Director



**Certificate of Compliance**

Issued 06/14/2023

Effective 04/02/2023

Expires 04/01/2024

I, Judith French, hereby certify that I am the Director of Insurance in the State of Ohio and have supervision of insurance business in said State and as such I hereby certify that

**OHIO FARMERS INSURANCE COMPANY**

of Ohio is duly organized under the laws of this State and is authorized to transact the business of insurance under the following section(s) of the Ohio Revised Code:

**Section 3929.01 (A)**

Accident & Health	Inland Marine
Aircraft	Medical Malpractice
Allied Lines	Multiple Peril - Commercial
Boiler & Machinery	Multiple Peril - Farmowners
Burglary & Theft	Multiple Peril - Homeowners
Collectively Renewable A & H	Noncancellable A & H
Commercial Auto - Liability	Nonrenew-States Reasons (A&H)
Commercial Auto - No Fault	Ocean Marine
Commercial Auto - Physical Damage	Other Accident only
Credit Accident & Health	Other Liability
Earthquake	Private Passenger Auto - Liability
Fidelity	Private Passenger Auto - No Fault
Financial Guaranty	Private Passenger Auto - Physical Damage
Fire	Surety
Glass	Workers Compensation
Group Accident & Health	
Guaranteed Renewable A & H	

OHIO FARMERS INSURANCE COMPANY certified in its annual statement to this Department as of December 31, 2022 that it has admitted assets in the amount of \$3,561,290,166, liabilities in the amount of \$766,806,929, and surplus of at least \$2,794,483,237.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused my seal to be affixed at Columbus, Ohio, this day and date.

*Judith L. French*

Judith French, Director

