RESOLUTION No. 2020-28

RESOLUTION IN THE AWARDING OF CONTRACT

WHEREAS, Franklin County did on August 4th, 2020, receive bids on Township Bridge Section 16-09127-00-BR and,

WHEREAS, the bid of the following Company was the lowest bid received for Section 16-09127-00-BR.

THEREFORE, BE IT RESOLVED, by the Members of the Franklin County Board that said County Board awards the contract as follows:

<u>SECTION</u>	LOW BIDDER	<u>AMOUNT</u>
TR 38 West Center Road	Dees, Inc.	
Section 16-09127-00-BR	2045 Winery Road	\$131,320
Goode Township	West Frankfort, IL 62896	

STATE OF ILLINOIS)

) SS.

FRANKLIN COUNTY)

I, <u>Greg Woolard</u>, County Clerk in and for said County, in the State aforesaid and keeper of the records and files thereof, as provided by stature, do hereby certify the foregoing to be a true, perfect, and complete copy of a resolution adopted by the Members of the Franklin County Board at its meeting held at Benton, Illinois, on August 18th, 2020 A.D.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Benton, Illinois, in said County this 18th day of August, 2020 A.D.

(SEAL)

FRANKLIN COUNTY CLERK



Illinois Department of Transportation

Division of Highways / Region 5 / District 9 P.O. Box 100 / Carbondale, Illinois / 62903-0100 Telephone 618/549-2171

August 20, 2020

FAUG 24 2020

FRANKLIN CO. CLERK

TOWNSHIP ROADS Franklin County Goode Road District

Route: T.R. 38 (West Center Road)

Section: 16-09127-00-BR

Mr. Michael Rolla Franklin Co Engineer 1334 Odd Fellow Lane Benton, IL 62812

Dear Mr. Rolla,

The contract in the amount of \$131,320.00 between Franklin County and Dees, Inc., for the construction of the above section was approved today.

One approved copy of the contract is returned herewith and one is being sent to the contractor.

Very truly yours,

Keith Roberts, P.E.

Acting Region Five Engineer

*V*By: J. Travis Emery

Local Roads & Streets Engineer

LLG:aln Attachment

cc: Dees, Inc. HMG

Gary Wooland



Local Public Agency Formal Contract

PROPOSAL SUB	MITTED BY	
Dees, Inc		
Contractor's Name		
2045 Winery Road		
Street		P.O. Box
West Frankfort	IL	62896
City	State	Zip Code

	STA	TE OF I	ILLINOIS	
COUNTY		Franklin	1	
	Frankfo	rtRoad D	District	
	(Name of City	, Village, To	own or Road District)	
	FOR T	HE IMPRO	OVEMENT OF	
STRE	ET NAME OR ROUTE			
OTTL	SECTION NO.		27-00-BR	
	TYPES OF FUNDS			
	TIFES OF FUNDS	TOWITSI	inp bridge i rogiam	
SPECIFICATIONS (required)	☐ PLANS (req	uired)	□ CONTRACT BOND (when required)	
	_ , ,	•		
			D 1 1 T	
For Municip	•		Department of Transportation	
Submitted/App	proved/Passed		☐ Concurrence in approval of award	
Пи	of Trustees	<u>. </u>	Regional Engineer	—
☐ Mayor ☐ President of Board	or Trustees Iviunicipal Officia	u	Regional Engineer	
			Date	
	ite		Date	
	ad District Projects			
Submitted	/Approved			
		_		
Highway Co	ommissioner			
	ate	_		
Da	ate			
Submitted	/Approved			
County Engineer/Suns	rintendent of Highways	_		
County Engineer/Supe	interment of Fighways			
	ate	_		
De	ale.			

				L	ocal Public Agen	су	Franklin County
					Section Numb	er	16-09127-00-BR
					Rou	ıte	TR 38
ı	THIS AGREEMENT, made and concluded the	10th	da	v of	August, 2020		
٠.	THIS AGREEMENT, made and concluded the	1001	_ ua	y Oi	August, 2020	M	onth and Year
	between the County		of _	Fran	ıklin		
	acting by and through its County Board				knov	vn a	as the party of the first part, and
	Dees, Inc.		his	s/thei	r executors, admir	istr	ators, successors or assigns,
	known as the party of the second part.		_				
2.	Witnesseth: That for and in consideration of the be made and performed by the party of the first presents, the party of the second part agrees wi all the work, furnish all materials and all lab specifications hereinafter described, and in full of the Engineer under it.	part, and th said par or necess	acco ty of ary t	rding the fi to co	to the terms expr rst part at his/their mplete the work	ess ow in	ed in the Bond referring to these in proper cost and expense to do accordance with the plans and
3.	And it is also understood and agreed that the Business Office, Apprenticeship or Training Prog Section 16-09127-00-BR, in Fig.		icatio				
	approved by the Illinois Department of Transport	tation on	July			re e	ssential documents of this
	contract and are a part hereof.				Date		
1	IN WITNESS WHEREOF, The said parties have	executed t	hese	pres	ents on the date a	hov	e mentioned.
	A	Th -					
ΑU	test:	ine _	Cou	nty //	of Franklin		<u> </u>
_	Clerk	Ву	Ko	rle	Party of th	- Fi	nt Dort
S	eal) / / V				Party of th	eri	strait
	/				(If a C	Corp	ooration)
		Corpora	ate N	ame	DEC	£ 5	INC.
		,		,	1/501		
		Ву <u><i>Х</i></u>		Presid	ent		Party of the Second Part
				U	•	_	
					(If a Co	-P8	artnership)
A t1	test:						
	Secretary						
		_					
				Pa	rtners doing Busir	ess	under the firm name of
		_			Party of	the	Second Part
					(If ar	ino	dividual)
		_			Party of	the	Second Part

County 055/Franklin



Bond #395222611 Contract Bond

TD 38

Doute

	Noute	111.00
	County	Franklin
	Local Agency	Franklin County
	Section	16-09127-00-BR
We, Dees, Inc.		
a/an) Individual Co-partnership Corporation organized ur	nder the laws of the Sta	te of _IL
as PRINCIPAL, and The Ohio Casualty Insu	Jrance Company	i
J		as SURETY,
are held and firmly bound unto the above Local Agency (hereafter referre	· ·	al sum of
	\$131,320.00), lawful money of the
United States, well and truly to be paid unto said LA, for the payment of vadministrators, successors, jointly to pay to the LA this sum under the content of the content o	which we bind ourselves	s, our heirs, executors,

WHEREAS THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH that, the said Principal has entered into a written contract with the LA acting through its awarding authority for the construction of work on the above section, which contract is hereby referred to and made a part hereof, as if written herein at length, and whereby the said Principal has promised and agreed to perform said work in accordance with the terms of said contract, and has promised to pay all sums of money due for any labor, materials, apparatus, fixtures or machinery furnished to such Principal for the purpose of performing such work and has further agreed to pay all direct and indirect damages to any person, firm, company or corporation suffered or sustained on account of the performance of such work during the time thereof and until such work is completed and accepted; and has further agreed that this bond shall inure to the benefit of any person, firm, company or corporation to whom any money may be due from the Principal, subcontractor or otherwise for any such labor, materials, apparatus, fixtures or machinery so furnished and that suit may be maintained on such bond by any such person, firm, company or corporation for the recovery of any such money.

NOW THEREFORE, if the said Principal shall well and truly perform said work in accordance with the terms of said contract, and shall pay all sums of money due or to become due for any labor, materials, apparatus, fixtures or machinery furnished to him for the purpose of constructing such work, and shall commence and complete the work within the time prescribed in said contract, and shall pay and discharge all damages, direct and indirect, that may be suffered or sustained on account of such work during the time of the performance thereof and until the said work shall have been accepted, and shall hold the LA and its awarding authority harmless on account of any such damages and shall in all respects fully and faithfully comply with all the provisions, conditions and requirements of said contract, then this obligation to be void; otherwise to remain in full force and effect.

j.	
IN TESTIMONY WHEREOF, the said PRINCIPAL and the said signed by their respective officers this	day of A.O.I. A. A.D. 2020
signed by their respective officers this	·
	PRINCIPAL
Dees, Inc.	
(Company Name)	(Company Name)
By: X (1EE)	Ву:
(Signature & Title)	(Signature & Title)
Attest: Bret Jan	Attest:
(Signature & Title)	(Signature & Title)
(If PRINCIPAL is a joint venture of two or more contractors	s, the company names and authorized signature of each contractor must be
affixed.)	
STATE OF ILLINOIS,	
COUNTY OF Williamson	
	, a Notary Public in and for said county, do hereby certify that
1, Kimra L. Brand	_
Scot Dees	s and Bret Dees
(Insert names of indi	ividuals signing on behalf or PRINCIPAL)
· ·	me persons whose names are subscribed to the foregoing instrument on behalf
of PRINCIPAL appeared before me this day in per	rson and acknowledged respectively, that they signed and delivered said
instrument as their free and voluntary act for the us	ses and purposes therein set forth.
Given under my hand and notarial seal this	day of Hugust AD 2020
My commission expires 7/11/2022	Komsa J. Osan Kimba L. BRAND)
——————————————————————————————————————	Notary Public NOTARY PUBLIC, STATE OF ILLINOIS
	MY COMMISSION EXPIRES JUL. 11, 2022)
- A	SURETY
The Phio Casualty Insurance Company	
	By: Masma & Swalls
(Name of Surety)	(Signature of Attorney-in-Fact)
(Name of Surety)	(Signature of Attorney-in-Fact)
(Name of Surety) STATE OF ILLINOIS.	
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL)
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that
STATE OF ILLINOIS. COUNTY OF Williamson	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL)
state of Illinois, county of Williamson 1, Kimra L. Brand Karne	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that
STATE OF ILLINOIS., COUNTY OF Williamson I, Kimra L. Brand Karna (Insert names of in	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that L. Swalls dividuals signing on behalf or SURETY)
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that dividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in personal instrument as their free and voluntary act for the use	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that dividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said sees and purposes therein set forth.
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in person	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that dividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said
STATE OF ILLINOIS. COUNTY OF Williamson I, Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in perso instrument as their free and voluntary act for the un Given under my hand and notarial seal this	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Duals dividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said ses and purposes therein set forth. The day of August A.D. 2020
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in personal instrument as their free and voluntary act for the use	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that L. Suulls idividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said sees and purposes therein set forth. A.D. JOAN OFFICIAL SEMFAL)
STATE OF ILLINOIS. COUNTY OF Williamson I, Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in perso instrument as their free and voluntary act for the un Given under my hand and notarial seal this	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Successful
STATE OF ILLINOIS. COUNTY OF Williamson I, Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in perso instrument as their free and voluntary act for the un Given under my hand and notarial seal this	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that L. Suulls idividuals signing on behalf or SURETY) ame persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said sees and purposes therein set forth. A.D. JOHN OFFICIAL SEMFAL)
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in perso instrument as their free and voluntary act for the us Given under my hand and notarial seal this My commission expires	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that dividuals signing on behalf or SURETY) me persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said sees and purposes therein set forth. A.D. JOAN OFFICIAL SESSEAL) Notary Public KIMRA L. BRAND NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES JUL. 11, 2022
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that dividuals signing on behalf or SURETY) me persons whose names are subscribed to the foregoing instrument on behalf on and acknowledged respectively, that they signed and delivered said sees and purposes therein set forth. A.D
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in perso instrument as their free and voluntary act for the us Given under my hand and notarial seal this My commission expires	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Commonwealth Co
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Color Color
STATE OF ILLINOIS. COUNTY OF	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Comparison of the present with the present of the present with the
STATE OF ILLINOIS. COUNTY OF Williamson I, Kimra L. Brand (Insert names of in who are each personally known to me to be the sa of SURETY, appeared before me this day in personal instrument as their free and voluntary act for the under my hand and notarial seal this My commission expires Approved this 18th day of Authors Attest:	(Signature of Attorney-in-Fact) (SEAL) , a Notary Public in and for said county, do hereby certify that Color Color



LMS-12873 LMIC OCIC WAIC Multi Co_12/19

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company

Certificate No: 8204051-969901

POWER OF ATTORNEY

Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Debra K. Hedrick; Jared Sheffer; Judith K. Riley; Karna L. Swalls
all of the city ofHerrin state of each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper presents.
N WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed hereto this28thday of
Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company The Ohio Casualty Insurance Company West American Insurance Company The Ohio Casualty Insurance Company The
State of PENNSYLVANIA County of MONTGOMERY ss
Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes of the company of the compositions by himself as a drift authorized officer.
N WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.
Notarial Seal Teresa Pastella, Notary Public Upper Merino Tryp, Montgomery County My Commission Expires March 28, 2021 Member, Pennsylvania Association of Notaries By: Teresa Pastella, Notary Public Actual Another Pennsylvania Association of Notaries By: Teresa Pastella, Notary Public
his Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual surance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:
ARTICLE IV – OFFICERS: Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority. ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitation as the Chairman or the President, and subject to such limitation as the Chairman or the President, and subject to such limitation as the Chairman or the President or the President, and subject to such limitation as the Chairman or the President or the President, and subject to such limitations as the Chairman or the President may prescribe, any officer or officers granting such power or authority.
ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.
ertificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-inct as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety pligations.
uthorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with e same force and effect as though manually affixed.
Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do ereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and as not been revoked.
TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this
TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this