

RESOLUTION No. 2023-17

RESOLUTION IN THE AWARDING OF CONTRACT

WHEREAS, Franklin County did on August 3rd, 2023, receive bids on Township Bridge Section 21-11132-00-BR and,

WHEREAS, the bid of the following Company was the lowest bid received for Section 21-11132-00-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>	<u>LOW BIDDER</u>	<u>AMOUNT</u>
TR 12 Tanager Road	Dees, Inc.	
Section 21-11132-00-BR	2045 Winery Road	\$216,418
Six Mile Township	West Frankfort, IL 62896	

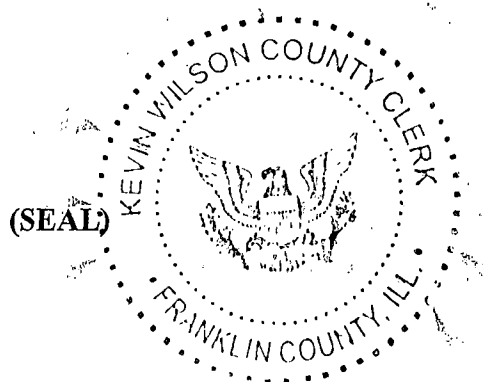
STATE OF ILLINOIS)

) SS.

FRANKLIN COUNTY)

I, Kevin Wilson, 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 21<sup>st</sup>, 2023 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 21st day of August, 2023 A.D.



FRANKLIN COUNTY CLERK



Local Public Agency Formal Contract

Contractor's Name  
Dees, Inc.

Contractor's Address City State Zip Code  
2045 Winery Road West Frankfort IL 62896

STATE OF ILLINOIS  
Local Public Agency County Section Number  
Franklin County Franklin 21-11132-00-BR

Street Name/Road Name Type of Funds  
TR 12 Tanager Road Township Bridge, Local

CONTRACT BOND (when required)

For a County and Road District Project  
Submitted/Approved  
Highway Commissioner Signature & Date  
*Frank Mier* 8/21/23  
Submitted/Approved  
County Engineer/Superintendent of Highways Signature & Date  
*[Signature]* 9/21/23

For a Municipal Project  
Submitted/Approved/Passed  
Signature & Date  
Official Title

Department of Transportation  
 Concurrence in approval of award  
Regional Engineer Signature & Date





Bond # 674218584

Contract Bond

Local Public Agency	County	Street Name/Road Name	Section Number
Franklin County	Franklin	Tanager Road	21-11132-00-BR

Bond information to be returned to Local Public Agency at 13034 Oddfellow Lane, Benton, IL 62812  
Complete Address

We, Dees, Inc., 2045 Winery Road, West Frankfort, IL 62896  
Contractor's Name and Address

a/an Corporation organized under the laws of the State of Illinois as PRINCIPAL, and  
State

The Ohio Casualty Insurance Co, 136 N Third St, Hamilton, OH 45011  
Surety Name and Address

as SURETY, are held and firmly bound unto the above Local Public Agency (thereafter referred to as "LPA") in the penal sum of  
Two hundred sixteen thousand four hundred eighteen and 00/100  
Dollars ( \$216,418.00 ) lawful money of the United States, to be paid to said LPA, the payment of which we bind ourselves, successors and assigns jointly to pay to the LPA this sum under the conditions of this instrument.

WHEREAS, THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH that the said Principal has entered into a written contract with the LPA acting through its awarding authority for the construction of work on the above sections, 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 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 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 it 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 LPA 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 shall be void; otherwise it shall remain in full force and effect.

IN TESTIMONY WHEREOF, the said PRINCIPAL and the said SURETY have caused this instrument to be signed by their respective agents this 7th day of August 2023  
Day Month and Year

PRINCIPAL

Company Name  
DEES, INC.

Company Name

By  
Signature & Date  
X [Signature] 8-7-23

By  
Signature & Date

Attest  
Signature & Date  
[Signature] 8-7-23

Attest  
Signature & Date

(If PRINCIPAL is a joint venture of two or more contractors, the company names and authorized signature of each contractor must be affixed.)

STATE OF IL  
COUNTY OF FRANKLIN

I, Kasandra Bunch, a Notary Public in and for said county, do hereby certify that  
Notary Name

Scot Dees and Bret Dees

Insert name of Individuals signing on behalf of PRINCIPAL

who is/are each personally known to me to be the same person(s) whose name(s) is/are subscribed to the foregoing instrument on behalf of PRINCIPAL, appeared before me this day in person and acknowledged respectively, that he/she/they signed and delivered said instrument freely and voluntarily for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7th day of August, 2023  
Day Month, Year

(SEAL)

Notary Public Signature & Date

Kasandra Bunch



1/4/2025

SURETY

Name of Surety

The Ohio Casualty Insurance Company

Title Attorney-in-fact

By: Karna L Swalls

STATE OF IL  
COUNTY OF FRANKLIN

I, Kasandra Bunch, a Notary Public in and for said county, do hereby certify that  
Notary Name

Karna L. Swalls

Insert name of Individuals signing on behalf of SURETY

who is/are each personally known to me to be the same person(s) whose name(s) is/are subscribed to the foregoing instrument on behalf of SURETY, appeared before me this day in person and acknowledged respectively, that he/she/they signed and delivered said instrument freely and voluntarily for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7th day of August, 2023  
Day Month, Year

(SEAL)

Notary Public Signature & Date

Kasandra Bunch

Date commission expires 1/4/2025

Approved this 21<sup>st</sup> day of August, 2023  
Day Month, Year



Attest:

Local Public Agency Clerk Signature & Date

[Signature]

County

Local Public Agency Type

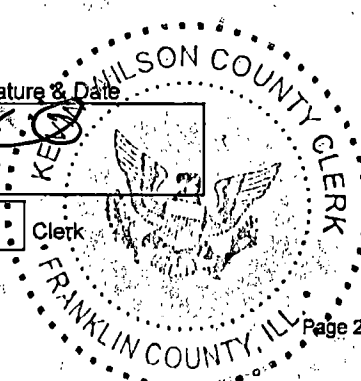
Clerk

Awarding Authority

Franklin County Board

Awarding Authority Signature & Date

[Signature]





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

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty 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; Karla L. Swalls

all of the city of Herrin state of IL 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 persons.

IN 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 thereto this 28th day of July, 2020.



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

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 28th day of July, 2020 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance 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 therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN 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.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This 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 Insurance 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 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 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.

Certificate 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-in-fact 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 obligations.

Authorization - 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 the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby 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 has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 7th day of August 2023



By: Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.