



117 East Columbus Avenue
Suite 100 • Bellefontaine, Oh 43311
commissioners@logancountyohio.gov
(office) 937-599-7283 • (fax) 937-599-7268

Joe M. Antram • Mark A. Robinson • Michael E. Yoder

David Henry, County Administrator
david.henry@logancountyohio.gov
937-292-4008

DeDe Doss, Clerk Administrator
ddoss@logancountyohio.gov
937-599-7284

Jenny Richardson, Human Resources Director
jrichardson@logancountyohio.gov
937-599-7280

Resolution No. 21-24

The Logan County Board of Commissioners met in regular open session on this date of January 23, 2024 with the full board present.

Mr. Mark Robinson moved that the following resolution be adopted:

RE: AWARD ALL BIDS 2024 LIQUID BITUMINOUS AND ASPHALT MIX-LOGAN COUNTY ENGINEER

WHEREAS, bids were received January 18, 2024, for Liquid Bituminous and Asphalt Mix and,

WHEREAS, all bids have been reviewed by Logan County Engineer and a recommendation has been made to accept all bids received.

THEREFORE, BE IT HEREBY RESOLVED, by the Logan County Board of Commissioners to accept all bids received from Asphalt Materials, K-Tech Specialty Coatings, Shelly Materials, Hei-Way LLC., and authorize Logan County Engineer to buy from the lowest bidder for each grade of the material, and to purchase product from an alternate bidder, if the low bidder is unable to supply the product on any given quantity, day, and time. This will allow Logan County Engineer flexibility, depending on material and aggregate to be used on various projects.

Mr. Joe Antram seconded the motion.

Roll call resulted as follows:

Michael E. Yoder yes
Mr. Michael E. Yoder, President

[Signature] yes
Mr. Mark Robinson, Vice President

Joe M. Antram yes
Mr. Joe Antram, Member

I, De De Doss, Clerk/Administrator, hereby certify this to be a true copy of the proceedings as taken from the minutes of the meeting of the Logan County Commissioners on this date of January 23, 2024.

De De Doss
De De Doss, Administrative Clerk

OFFICE OF THE
LOGAN COUNTY ENGINEER
P.O. BOX 427
1991 COUNTY ROAD 13
BELLEFONTAINE, OH 43311
www.lceo.us

SCOTT C. COLEMAN, P.E., P.S.
LOGAN COUNTY ENGINEER

Telephone: (937) 592-2791
Fax: (937) 599-2658

January 19, 2024

The Honorable Board of
Logan County Commissioners
117 E. Columbus Avenue, Suite 100
Bellefontaine, OH 43311

Re: **Liquid Bituminous and Asphalt Mix Bids
2024 Construction Season**

APPROVED BY THE BOARD OF
LOGAN COUNTY COMMISSIONERS
MOTION MR
2ND JA
PER RESOLUTION# 21-24
DATED 1/23/24

Gentlemen:

I have reviewed the bids received on January 18, 2024, for the above captioned materials shown on our bid specifications. Attached is a tabulation of the bids received by your honorable board. I offer the following comments concerning the bids:

1. Asphalt Materials is low bidder for HFRS-2P, Fog Seal (QF-40 or Equal), and HPM Cold Mix.
2. K-Tech Specialty Coatings not the low bidder on any single item.
3. Shelly Materials is low bidder on 301, 448-T1 and 448-T2 Hot Mix
4. Hei-Way LLC not the low bidder on any single item.

In view of the above, I recommend that your honorable board accept all of the bids, authorizing us to buy from the lowest bidder for each grade of the material, and to purchase product from an alternate bidder, if the low bidder is unable to supply us with material on any given quantity, day, and time. This will allow us flexibility, depending on material and aggregate to be used on various projects.

These materials will be purchased from Auto and Gas Funds.

In accordance with ORC 9.24, we have checked the Auditor of State's Unresolved Findings for Recovery Database and the federal system for awards management. All companies that bid were not listed and we have retained the certified search confirmation page in the project file.

Respectfully submitted,



Scott C. Coleman, P.E., P.S.
Logan County Engineer

SCC/wtb

**2024 LIQUID BITUMINOUS
AND HOT MIX ASPHALT
Bid Date: 01/18/2024**

Material	Asphalt Materials	K-Tech Specialty Coatings	Shelly Materials	Hei-Way LLC
HFMS-2	2.22/GAL	2.58/GAL	NO BID	
HFRS-2P	2.42/GAL (SBR)	2.78/GAL (SBS)	NO BID	
Fog Seal (QF-40 or Equal)	1.52/GAL	2.15/GAL	NO BID	
301	NO BID	NO BID	75.00/TON	
448 - T2	NO BID	NO BID	77.00/TON	
448 - T1	NO BID	NO BID	87.00/TON	
HPM Cold Mix	135.00/TON	NO BID	NO BID	141.00/TON*

***24 TON minium order**

NOTICE FOR BIDS

Notice is hereby given that bids will be received at the office of the Logan County Commissioner's, 117 E. Columbus Avenue, Suite 100, Bellefontaine, Ohio 43311 until 10:00 A.M., Ohio Standard Time on Thursday January 18, 2024 for the **furnishing of various grades of LIQUID BITUMINOUS MATERIAL AND CONCRETE ASPHALT products** for the general construction and maintenance of Logan County Highways during the year of 2024 according to specifications on file in the Logan County Engineer's Office.

Bids are to be submitted on forms available at the Engineer's Office, 1991 C.R. 13, Bellefontaine, Ohio, 43311, 1-937-592-2791.

Bid prices are to be firm fixed price for one year.

Bids will be awarded to lowest and best bidder.

Bidders must comply with the provisions of The Americans with Disabilities Act of 1990.

Bidders must be able to provide a road-worthy Nurse Tank if needed.

The Logan County Commissioners' reserve the right to reject any or all bids and to waive any defects in the bids.

The Notice to Bidders is posted on the Internet and may be viewed on Logan County Engineer's web page at: www.lceo.us

By order of the Board of Commissioners of Logan County, Ohio.

DeDe Doss
Clerk/Admin.

Posted: January 4, 2024
Advertised: January 4, 2024 and January 11, 2024

2024

LOGAN COUNTY, OHIO

LIQUID BITUMINOUS SPECIFICATIONS

HFRS-2P MATERIAL

The Logan County Engineer's Office plans to purchase approximately 270,000 gallons of high float rapid setting polymer modified anionic asphalt emulsion (HFRS-2P) for use in its 2024 chip seal program.

The bidder shall indicate on the bid form the type of polymer modifier (such as SBS, SBR) that is being bid. Failure to specify the modifier may result in the bid being rejected.

Enclosed is the required specification for the HFRS-2P.

The bidder shall provide a JMF of the emulsion considered for use when submitting the unit price bid form. HFRS-2P test results shall be submitted on individual batches being supplied to the county during delivery. The HFRS-2P test procedures shall follow the specified test listed on the following page. The HFRS-2P test results shall indicate that the emulsion supplied by your company achieves the project specifications.

At any time during production and delivery the County reserves the right to extract a random sample of emulsion being considered for use. Such sample will be submitted by the County to an independent laboratory for testing to confirm that the material sampled is in accordance with the project specifications.

FOG SEAL MATERIAL

The Logan County Engineer's Office plans to purchase approximately 35,000 gallons of quick breaking fog seal asphalt emulsion for use in its 2024 roadway maintenance operations.

The fog seal product (if approved) shall be supplied conforming to specification in this document. If requested product verification test results shall be provided prior to application.

HFMS-2 MATERIAL

The Logan County Engineer's Office plans to purchase approximately 10,000 gallons of anionic medium to high setting asphalt emulsion for use in its 2024 roadway maintenance operations.

HFMS-2 shall be supplied conforming to The Ohio DOT required specification.

MATERIAL

Use the enclosed separate Unit Price Contract form to establish unit prices for the year for the HFRS2-P and HFMS-2 emulsion available from your company.

For any bid where total sum of the unit price multiplied by estimated quantity exceeds \$50,000.00 a bid guarantee will be required. The bid guarantee must be a bid bond or certified check in the amount of 5% of the total bid price (sum of estimated quantity multiplied by the unit price). Failure to submit a proper bid bond, if required, will automatically invalidate the bid.

Vendor shall supply a copy of the Safety Data Sheet (SDS) for the product, where applicable, when submitting the unit price bid form.

DELIVERY:

Delivery of all materials shall be of the type and kind and in quantities and at times as the County Engineer or his authorized assistant may so order. Delivery will be in transport quantities. Ordering will occur up to 12 hours before delivery is requested. Failure to timely deliver ordered quantities of liquid shall be cause for termination of the contract.

The bidder shall supply on his bid sheet a telephone number to be used for ordering and the name of the contact person.

**Logan County Engineer's Office
SPECIFICATION
for
HFRS-2P CHIP SEAL EMULSION**

The asphalt emulsion shall be a polymer modified HFRS-2P meeting the following specifications:

<u>Emulsion (ASTM D 244)</u>	<u>Min</u>	<u>Max</u>
Saybolt Furol Viscosity, 50°C	100	550
Storage stability, 24 hrs, % difference	--	1
Demulsibility, 35 ml of 0.02N, CaCl ₂ , %	50	--
Sieve test, (distilled water), %	--	0.1
Distillation to 190°C or, residue % solids	65	--
Oil distillate, %	--	2

Distillation Residue

Penetration, 100g, 5 sec @25°C - ASTM D 5	75	125
Float Test, sec - ASTM D 139	1200	--
Solubility in TCE, % - ASTM D 2042 or D 5546	97.5	--
Elastic Recovery, 10°C, % - ASTM D 113	58	--

**Logan County Engineer's Office
SPECIFICATION
for
FOG SEAL EMULSION**

(QF40 specification provided by Asphalt Materials)

<u>Test Parameter on Emulsion</u>	<u>Test Method</u>	<u>Specification</u>
Oil Distillate, Volume % max.	AASHTO T 59	0.5
Residue by Distillation, % min.	AASHTO T 59	35-45
Sieve, % max.	AASHTO T 59	0.3
Viscosity, Saybolt Furol, 25°C, sec	AASHTO T 72	10-100

Test on Emulsion Residue

Penetration, 25°C, 100g, 5 sec, dmm min	AASHTO T 49	55
Solubility in TCE, % min	AASHTO T 44	97.5

**2024 BID FORM
FOR
LIQUID BITUMINOUS
WARM MIX ASPHALT
HPM COLD MIX**

MATERIAL	BID PRICE	APPLICATION RATE	IDENTIFY POLYMER MODIFIER (HFRS-2P ONLY)
HFMS-2	\$2.22 /Gal	.40 to .50 Gal/SY	
HFRS-2P	\$2.42 /Gal	.40 to .50 Gal/SY	SBR
Fog Seal (QF-40 or Equal)	\$1.52 /Gal	.10 to .15 Gal/SY	
301 Base	No Bid /Ton		
448 Type 2	No Bid /Ton		
448 Type 1	No Bid /Ton		
HPM Cold Mix	135.00 /Ton		

Company Asphalt Materials, Inc.

Address 940 N. Wynn Rd.

Oregon, OH 43449

Telephone No. 419 693-0626 (For Orders)

Contact Person Ramona/dispatch (For Orders)

Signature 

Clarence Brooks, Jr., Sales Manager

OHIO REVISED CODE

NON -COLLUSION AFFIDAVIT

In accordance with Title 23 United States Code, Section 112 and Ohio Revised Code, Chapter 1331 et. seq. and Sections 2921.11 and 2921.13, the bidder hereby states, under penalty of perjury and under other such penalties as the law provides, that he or his agents or employees have not entered either directly or indirectly into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this proposal. Execution of this proposal on the signature portion thereof shall constitute also signature of this Non-Collusion Affidavit

CAMPAIGN CONTRIBUTIONS AFFIDAVIT

Ohio Revised Code Section 3517.13(I) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership, association, including, without limitation, a professional association organized under Chapter 1785 of the ORC, estate, or trust if the individual has made or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee or the spouse of any of them has made, as an individual, within the two previous calendar years, one or more contributions totaling in excess of one thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Furthermore, Ohio Revised Code Section 3517.13(J) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust, except a professional association organized under Chapter 1785 of the ORC, if an owner of more than twenty per cent of the corporation or business trust or the spouse of that person has made, as an individual, within the two previous calendar years, taking into consideration only owners for all of that period, one or more contributions totaling in excess of one thousand dollars to the holder of a public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Execution of this proposal on the signature portion thereof shall constitute also signature of this Campaign Contributions Affidavit.

**COMPETITIVE BIDDER'S
PERSONAL PROPERTY TAX AFFIDAVIT
LOGAN COUNTY, OHIO (R.C. 5719.042)**

STATE OF OHIO:

: ss:

LOGAN COUNTY :

The undersigned, being duly sworn, says that he is or represents a competitive bidder doing business in, or with Logan County, Ohio, and that: (Check appropriate lines)

_____ He is a sole proprietorship doing business under his own name.

_____ He is a sole proprietorship doing business under the name of _____

_____ He is a general partner of the partnership known as _____

He is a duly authorized officer of the corporation named _____

The business address of the bidder is 940 N. Wynn Rd., Oregon, OH 43616

_____ ; Telephone 419 693-0626

The undersigned further says that the bidder at the time of submitting his or its bid:

Was not charged with any delinquent personal taxes in Logan County, Ohio.

_____ Was charged with delinquent personal property taxes as follows:

YEAR	AMOUNT	PENALTY	INTEREST
20 _____	\$ _____	\$ _____	\$ _____
20 _____	\$ _____	\$ _____	\$ _____
20 _____	\$ _____	\$ _____	\$ _____

Signed: 

Title: Sales Manager

STATE OF OHIO:

: ss:

~~LOGAN COUNTY~~ : Lucas County

Before me, a notary, in and for said county, personally appeared

Clarence Brooks, Jr. (sole proprietor doing business under his own name)

(sole proprietor doing business under the name of _____)

(general partner of the Partnership known as _____)

(duly authorized officer of the Corporation name Asphalt Materials, Inc.),

who acknowledged that he is authorized in the premises and that his signing of this instrument is the free act and deed of himself or the organization which he represents.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal at

Oregon, Ohio, this 18th day of January, 2024.

Jennifer Keeton
Notary Public



JENNIFER J KEETON
Notary Public
State of Ohio
My Comm. Expires
November 5, 2027

COMMISSIONERS:

_____ No delinquent taxes -- file
_____ Delinquent taxes - sent to County Engineer

Clerk

**2024
PLAN-HOLDERS LIST**

LIQUID BITUMINOUS & CONCRETE ASPHALT

The Shelly Company
Attn: Brent Good
1700 Fostoria Avenue
Suite 200
PO Box 3100
Findlay, OH 45840
BGood@shelivco.com

K-Tech Specialty
P.O. Box 426
Ashley, IN 46705
imcvicker@ktechcoatings.com

Asphalt Material, Inc.
940 N. Wynn Road
Oregon, OH 43616
rick.reynolds@asphalt-materials.com

Builders Exchange-Dayton
2077 Embury Park Road
Dayton, OH 45414
1-866-907-6300
1-937-278-3843 (Fax)
info@bxohio.com

Marathon Petroleum Company LP
Attn: Tommy Pike
thpike@marathonpetroleum.com

Terry Asphalt Materials
8600 Blistein Blvd
Hamilton, OH 45015
andrew.nortz@terryasphalt.com

CNA SURETY

Bid Bond

Bond No. Bid Bond

CONTRACTOR:
(Name, legal status and address)

Asphalt Materials, Inc.
940 N. Wynn Road
Oregon, OH 43616

SURETY: Continental Casualty Company
(Name, legal status and principal place of business)

151 N. Franklin Street
17th Floor
Chicago, IL 60606

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

OWNER:
(Name, legal status and address)

Logan County Commissioners
117 E. Columbus Avenue, Suite 100
Bellefontaine, OH 43311

BOND AMOUNT: 5% Five Percent of Amount Bid

PROJECT:
(Name, location or address, and Project number, if any)

Liquid Bituminous Material

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

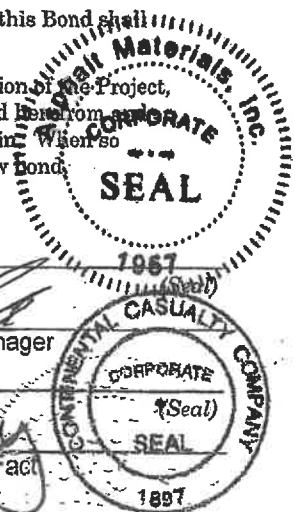
When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 18th day of January, 2024

Jennifer Keeton
(Witness) Jennifer Keeton

Sarah M. Schill
(Witness) Sarah M. Schill

Asphalt Materials, Inc.
(Principal)
By: Clarence Brooks, Jr.
(Title) Clarence Brooks, Jr., Sales Manager
Continental Casualty Company
(Surety)
By: Angela M. Riley
(Title) Angela M. Riley, Attorney-in-Fact



POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company (herein called "the CNA Companies"), are duly organized and existing insurance companies having their principal offices in the City of Chicago, and State of Illinois, and that they do by virtue of the signatures and seals herein affixed hereby make, constitute and appoint

Angela M. Riley , Individually

of Carmel, IN their true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on their behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

Surety Bond No: Bid Bond

Principal: Asphalt Materials, Inc.

Obligee: Logan County Commissioners

and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of their insurance companies and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Laws and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Boards of Directors of the insurance companies.

In Witness Whereof, the CNA Companies have caused these presents to be signed by their Vice President and their corporate seals to be hereto affixed on this 9th day of May, 2023.



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

Larry Kastan
Vice President

State of South Dakota, County of Minnehaha, ss:

On this 9th day of May, 2023, before me personally came Larry Kastan to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company described in and which executed the above instrument; that he knows the seals of said insurance companies; that the seals affixed to the said instrument are such corporate seals; that they were so affixed pursuant to authority given by the Boards of Directors of said insurance companies and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance companies.



My Commission Expires March 2, 2026

M. Bent
Notary Public

CERTIFICATE

I, D. Johnson, Assistant Secretary of Continental Casualty Company, an Illinois insurance company, National Fire Insurance Company of Hartford, an Illinois insurance company, and American Casualty Company of Reading, Pennsylvania, a Pennsylvania insurance company do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Laws and Resolutions of the Board of Directors of the insurance companies printed on the reverse hereof is still in force. In testimony whereof I have hereto subscribed my name and affixed the seal of the said insurance companies this 18th day of January , 2024.



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

D. Johnson
Assistant Secretary

Authorizing By-Laws and Resolutions

This Power of Attorney is signed by Lary Kasten, Vice President of each of the CNA Companies (as defined in the Power of Attorney), who has been authorized pursuant to the below Bylaws and Resolutions to execute power of attorneys on behalf of each of the CNA Companies.

ADOPTED BY THE BOARD OF DIRECTORS OF CONTINENTAL CASUALTY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company at a meeting held on May 12, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company."

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

"RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company."

ADOPTED BY THE BOARD OF DIRECTORS OF NATIONAL FIRE INSURANCE COMPANY OF HARTFORD:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company by unanimous written consent dated May 10, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company."

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

"RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company."

ADOPTED BY THE BOARD OF DIRECTORS OF AMERICAN CASUALTY COMPANY OF READING, PENNSYLVANIA:

This Power of Attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the Board of Directors of the Company by unanimous written consent dated May 10, 1995:

"RESOLVED: That any Senior or Group Vice President may authorize an officer to sign specific documents, agreements and instruments on behalf of the Company provided that the name of such authorized officer and a description of the documents, agreements or instruments that such officer may sign will be provided in writing by the Senior or Group Vice President to the Secretary of the Company prior to such execution becoming effective."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 25th day of April, 2012:

"Whereas, the bylaws of the Company or specific resolution of the Board of Directors has authorized various officers (the "Authorized Officers") to execute various policies, bonds, undertakings and other obligatory instruments of like nature; and

Whereas, from time to time, the signature of the Authorized Officers, in addition to being provided in original, hard copy format, may be provided via facsimile or otherwise in an electronic format (collectively, "Electronic Signatures"); Now therefore be it resolved: that the Electronic Signature of any Authorized Officer shall be valid and binding on the Company."

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

"RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company."

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 03/14/2023

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

CONTINENTAL CASUALTY COMPANY

of Illinois 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	Guaranteed Renewable A & H
Aircraft	Inland Marine
Allied Lines	Medical Malpractice
Boiler & Machinery	Multiple Peril - Commercial
Burglary & Theft	Multiple Peril - Farmowners
Collectively Renewable A & H	Multiple Peril - Homeowners
Commercial Auto - Liability	Noncancellable A & H
Commercial Auto - No Fault	Nonrenew-Stated Reasons (A&H)
Commercial Auto - Physical Damage	Ocean Marine
Credit	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	

CONTINENTAL CASUALTY COMPANY certified in its annual statement to this Department as of December 31, 2022 that it has admitted assets in the amount of \$46,207,523,755, liabilities in the amount of \$35,635,309,475, and surplus of at least \$10,572,214,280.

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



CONTINENTAL CASUALTY COMPANY
Chicago, Illinois
Statement of Net Admitted Assets and Liabilities
December 31, 2022

ASSETS

Bonds	\$	32,892,043,597
Stocks		5,172,342,488
Mortgage loans on real estate		1,024,184,818
Cash, cash equivalents, and short-term investments		1,103,053,902
Other invested assets		2,238,656,347
Receivables for securities		33,416,302
Investment income due and accrued		329,582,110
Premiums and considerations		2,534,511,939
Amounts recoverable from reinsurers		175,638,628
Funds held by or deposited with reinsured companies		6,015,575
Current federal and foreign income tax recoverable and interest thereon		29,296,862
Net deferred tax asset		547,172,379
Other assets		121,608,808
Total Assets	\$	46,207,523,755

LIABILITIES AND SURPLUS

Losses	\$	17,237,776,762
Loss adjustment expense		2,313,618,723
Other expenses (excluding taxes, license and fees)		473,405,107
Taxes, License and fees (excluding federal and foreign income taxes)		133,844,471
Unearned premiums		4,034,522,021
Ceded reinsurance premiums payable (net of ceding commissions)		873,321,020
Provision for reinsurance		71,005,050
Long-term care - Contract Reserves (ALR)		11,345,579,593
Other liabilities		(847,763,271)
Total Liabilities	\$	35,635,309,475

Surplus Account:

Capital paid up	\$	35,632,565
Gross paid in and contributed surplus		5,684,824,266
Special Surplus		681,561,562
Unassigned funds		4,170,195,887
Surplus as regards policyholders	\$	10,572,214,280
Total Liabilities and Capital	\$	46,207,523,755

I, Julie Lee, Assistant Vice President of Continental Casualty Company hereby certify that the above is an accurate representation of the financial statement of the Company dated December 31, 2022, as filed with the various Insurance Departments and is a true and correct statement of the condition of Continental Casualty Company as of that date.

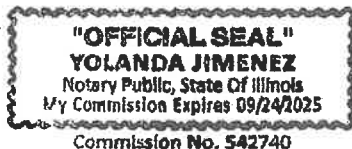


CONTINENTAL CASUALTY COMPANY

By Julie Lee
Assistant Vice President, External Reporting

Subscribed and sworn to me this 14th day of March, 2023.

My commission expires:



By Yolanda Jimenez
Notary Public

**2024 BID FORM
FOR
LIQUID BITUMINOUS
WARM MIX ASPHALT
HPM COLD MIX**

MATERIAL	BID PRICE	APPLICATION RATE	IDENTIFY POLYMER MODIFIER (HFRS-2P ONLY)
HFMS-2	\$2.58 /Gal	.40 Gal/SY	
HFRS-2P	\$2.78 /Gal	.40 Gal/SY	SBS
Fog Seal (QF-40 or Equal)	\$2.15 /Gal	.10-.15 Gal/SY	
301 Base	No Bid /Ton		
448 Type 2	No Bid /Ton		
448 Type 1	No Bid /Ton		
HPM Cold Mix	No Bid /Ton		

Company K-Tech Specialty Coatings

Address PO Box 428

Ashley, IN 46705

Telephone No. 260-587-3888 (For Orders)

Contact Person Stuart Wilson (For Orders)

Signature Kimberly Smith
Kimberly Smith, COO

OHIO REVISED CODE

NON -COLLUSION AFFIDAVIT

In accordance with Title 23 United States Code, Section 112 and Ohio Revised Code, Chapter 1331 et. seq: and Sections 2921.11 and 2921.13, the bidder hereby states, under penalty of perjury and under other such penalties as the law provides, that he or his agents or employees have not entered either directly or indirectly into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this proposal. Execution of this proposal on the signature portion thereof shall constitute also signature of this Non-Collusion Affidavit

CAMPAIGN CONTRIBUTIONS AFFIDAVIT

Ohio Revised Code Section 3517.13(I) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership, association, including, without limitation, a professional association organized under Chapter 1785 of the ORC, estate, or trust if the individual has made or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee or the spouse of any of them has made, as an individual, within the two previous calendar years, one or more contributions totaling in excess of one thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Furthermore, Ohio Revised Code Section 3517.13(J) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust, except a professional association organized under Chapter 1785 of the ORC, if an owner of more than twenty per cent of the corporation or business trust or the spouse of that person has made, as an individual, within the two previous calendar years, taking into consideration only owners for all of that period, one or more contributions totaling in excess of one thousand dollars to the holder of a public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Execution of this proposal on the signature portion thereof shall constitute also signature of this Campaign Contributions Affidavit.

**COMPETITIVE BIDDER'S
PERSONAL PROPERTY TAX AFFIDAVIT
LOGAN COUNTY, OHIO (R.C. 5719.042)**

STATE OF OHIO:

: ss:

LOGAN COUNTY :

The undersigned, being duly sworn, says that he is or represents a competitive bidder doing business in, or with Logan County, Ohio, and that: (Check appropriate lines)

_____ He is a sole proprietorship doing business under his own name.

_____ He is a sole proprietorship doing business under the name of _____

_____ He is a general partner of the partnership known as _____

He is a duly authorized officer of the corporation named
K-Tech Specialty Coatings

The business address of the bidder is PO Box 428, Ashley, IN 46705

_____ ; Telephone 260-587-9113

The undersigned further says that the bidder at the time of submitting his or its bid:

Was not charged with any delinquent personal taxes in Logan County, Ohio.

_____ Was charged with delinquent personal property taxes as follows:

YEAR	AMOUNT	PENALTY	INTEREST
20_____	\$_____	\$_____	\$_____
20_____	\$_____	\$_____	\$_____
20_____	\$_____	\$_____	\$_____

Signed:

John Baumgartner

Title:

General Manager

STATE OF ~~OHIO~~ Indiana

: ss:

~~LOGAN~~ COUNTY : Steuben

Before me, a notary, in and for said county, personally appeared

John Baumgartner (sole proprietor doing business under his own name)

(sole proprietor doing business under the name of _____)

(general partner of the Partnership known as _____)

(duly authorized officer of the Corporation name K-Tech Specialty Coatings),

who acknowledged that he is authorized in the premises and that his signing of this instrument is the free act and deed of himself or the organization which he represents.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal at

Ashley, Indiana, ~~Ohio~~, this 15th day of January, 2024.

Kimberly Smith
Notary Public Kimberly Smith



COMMISSIONERS:

_____ No delinquent taxes – file

_____ Delinquent taxes - sent to County Engineer

Clerk

NOTICE FOR BIDS

Notice is hereby given that bids will be received at the office of the Logan County Commissioner's, 117 E. Columbus Avenue, Suite 100, Bellefontaine, Ohio 43311 until 10:00 A.M., Ohio Standard Time on Thursday January 18, 2024 for the **furnishing of various grades of LIQUID BITUMINOUS MATERIAL AND CONCRETE ASPHALT products** for the general construction and maintenance of Logan County Highways during the year of 2024 according to specifications on file in the Logan County Engineer's Office.

Bids are to be submitted on forms available at the Engineer's Office, 1991 C.R. 13, Bellefontaine, Ohio, 43311, 1-937-592-2791.

Bid prices are to be firm fixed price for one year.

Bids will be awarded to lowest and best bidder.

Bidders must comply with the provisions of The Americans with Disabilities Act of 1990.

Bidders must be able to provide a road-worthy Nurse Tank if needed.

The Logan County Commissioners' reserve the right to reject any or all bids and to waive any defects in the bids.

The Notice to Bidders is posted on the Internet and may be viewed on Logan County Engineer's web page at: www.lceo.us

By order of the Board of Commissioners of Logan County, Ohio.

DeDe Doss
Clerk/Admin.

Posted: January 4, 2024
Advertised: January 4, 2024 and January 11, 2024

2024

LOGAN COUNTY, OHIO

LIQUID BITUMINOUS SPECIFICATIONS

HFRS-2P MATERIAL

The Logan County Engineer's Office plans to purchase approximately 270,000 gallons of high float rapid setting polymer modified anionic asphalt emulsion (HFRS-2P) for use in its 2024 chip seal program.

The bidder shall indicate on the bid form the type of polymer modifier (such as SBS, SBR) that is being bid. Failure to specify the modifier may result in the bid being rejected.

Enclosed is the required specification for the HFRS-2P.

The bidder shall provide a JMF of the emulsion considered for use when submitting the unit price bid form. HFRS-2P test results shall be submitted on individual batches being supplied to the county during delivery. The HFRS-2P test procedures shall follow the specified test listed on the following page. The HFRS-2P test results shall indicate that the emulsion supplied by your company achieves the project specifications.

At any time during production and delivery the County reserves the right to extract a random sample of emulsion being considered for use. Such sample will be submitted by the County to an independent laboratory for testing to confirm that the material sampled is in accordance with the project specifications.

FOG SEAL MATERIAL

The Logan County Engineer's Office plans to purchase approximately 35,000 gallons of quick breaking fog seal asphalt emulsion for use in its 2024 roadway maintenance operations.

The fog seal product (if approved) shall be supplied conforming to specification in this document. If requested product verification test results shall be provided prior to application.

HFMS-2 MATERIAL

The Logan County Engineer's Office plans to purchase approximately 10,000 gallons of anionic medium to high setting asphalt emulsion for use in its 2024 roadway maintenance operations.

HFMS-2 shall be supplied conforming to The Ohio DOT required specification.

MATERIAL

Use the enclosed separate Unit Price Contract form to establish unit prices for the year for the HFRS2-P and HFMS-2 emulsion available from your company.

For any bid where total sum of the unit price multiplied by estimated quantity exceeds \$50,000.00 a bid guarantee will be required. The bid guarantee must be a bid bond or certified check in the amount of 5% of the total bid price (sum of estimated quantity multiplied by the unit price). Failure to submit a proper bid bond, if required, will automatically invalidate the bid.

Vendor shall supply a copy of the Safety Data Sheet (SDS) for the product, where applicable, when submitting the unit price bid form.

DELIVERY:

Delivery of all materials shall be of the type and kind and in quantities and at times as the County Engineer or his authorized assistant may so order. Delivery will be in transport quantities. Ordering will occur up to 12 hours before delivery is requested. Failure to timely deliver ordered quantities of liquid shall be cause for termination of the contract.

The bidder shall supply on his bid sheet a telephone number to be used for ordering and the name of the contact person.

**Logan County Engineer's Office
SPECIFICATION
for
HFRS-2P CHIP SEAL EMULSION**

The asphalt emulsion shall be a polymer modified HFRS-2P meeting the following specifications:

<u>Emulsion (ASTM D 244)</u>	<u>Min</u>	<u>Max</u>
Saybolt Furol Viscosity, 50°C	100	550
Storage stability, 24 hrs, % difference	--	1
Demulsibility, 35 ml of 0.02N, CaCl ₂ , %	50	--
Sieve test, (distilled water), %	--	0.1
Distillation to 190°C or, residue % solids	65	--
Oil distillate, %	--	2
 <u>Distillation Residue</u>		
Penetration, 100g, 5 sec @25°C - ASTM D 5	75	125
Float Test, sec - ASTM D 139	1200	--
Solubility in TCE, % - ASTM D 2042 or D 5546	97.5	--
Elastic Recovery, 10°C, % - ASTM D 113	58	--

**Logan County Engineer's Office
SPECIFICATION
for
FOG SEAL EMULSION**

(QF40 specification provided by Asphalt Materials)

<u>Test Parameter on Emulsion</u>	<u>Test Method</u>	<u>Specification</u>
Oil Distillate, Volume % max.	AASHTO T 59	0.5
Residue by Distillation, % min.	AASHTO T 59	35-45
Sieve, % max.	AASHTO T 59	0.3
Viscosity, Saybolt Furol, 25°C, sec	AASHTO T 72	10-100
 <u>Test on Emulsion Residue</u>		
Penetration, 25°C, 100g, 5 sec, dmm min	AASHTO T 49	55
Solubility in TCE, % min	AASHTO T 44	97.5

**2024 BID FORM
FOR
LIQUID BITUMINOUS
WARM MIX ASPHALT
HPM COLD MIX**

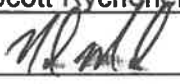
MATERIAL	BID PRICE	APPLICATION RATE	IDENTIFY POLYMER MODIFIER (HFRS-2P ONLY)
HFMS-2	No Bid /Gal	Gal/SY	
HFRS-2P	No Bid /Gal	Gal/SY	
Fog Seal (QF-40 or Equal)	No Bid /Gal	Gal/SY	
301 Base	# 75 /Ton		
448 Type 2	# 77 /Ton		
448 Type 1	# 87 /Ton		
HPM Cold Mix	No Bid /Ton		

Company Shelly Materials, Inc.

Address 1700 Fostoria Ave., Ste. 200, PO Box 3100
Findlay, OH 45840

Telephone No. 419 - 466 - 5387 (For Orders)

Contact Person Scott Rychener (For Orders)

Signature 
Nathan Mathew, VP of Sales

OHIO REVISED CODE

NON -COLLUSION AFFIDAVIT

In accordance with Title 23 United States Code, Section 112 and Ohio Revised Code, Chapter 1331 et. seq; and Sections 2921.11 and 2921.13, the bidder hereby states, under penalty of perjury and under other such penalties as the law provides, that he or his agents or employees have not entered either directly or indirectly into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this proposal. Execution of this proposal on the signature portion thereof shall constitute also signature of this Non-Collusion Affidavit

CAMPAIGN CONTRIBUTIONS AFFIDAVIT

Ohio Revised Code Section 3517.13(I) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership, association, including, without limitation, a professional association organized under Chapter 1785 of the ORC, estate, or trust if the individual has made or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee or the spouse of any of them has made, as an individual, within the two previous calendar years, one or more contributions totaling in excess of one thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Furthermore, Ohio Revised Code Section 3517.13(J) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust, except a professional association organized under Chapter 1785 of the ORC, if an owner of more than twenty per cent of the corporation or business trust or the spouse of that person has made, as an individual, within the two previous calendar years, taking into consideration only owners for all of that period, one or more contributions totaling in excess of one thousand dollars to the holder of a public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Execution of this proposal on the signature portion thereof shall constitute also signature of this Campaign Contributions Affidavit.

**COMPETITIVE BIDDER'S
PERSONAL PROPERTY TAX AFFIDAVIT
LOGAN COUNTY, OHIO (R.C. 5719.042)**

STATE OF OHIO:

: ss:

LOGAN COUNTY :

The undersigned, being duly sworn, says that he is or represents a competitive bidder doing business in, or with Logan County, Ohio, and that: (Check appropriate lines)

_____ He is a sole proprietorship doing business under his own name.

_____ He is a sole proprietorship doing business under the name of _____

_____ He is a general partner of the partnership known as _____

He is a duly authorized officer of the corporation named
Shelly Materials, Inc.


The business address of the bidder is 1700 Fostoria Ave., Ste. 200, PO Box 3100
Findlay, OH 45840 ; Telephone 419-422-8854

The undersigned further says that the bidder at the time of submitting his or its bid:

Was not charged with any delinquent personal taxes in Logan County, Ohio.

_____ Was charged with delinquent personal property taxes as follows:

YEAR	AMOUNT	PENALTY	INTEREST
20_____	\$ _____	\$ _____	\$ _____
20_____	\$ _____	\$ _____	\$ _____
20_____	\$ _____	\$ _____	\$ _____

Signed: 

Title: Nathan Mathew, VP of Sales

STATE OF OHIO:

: ss:

LOGAN COUNTY :

Before me, a notary, in and for said county, personally appeared

N/A (sole proprietor doing business under his own name)

(sole proprietor doing business under the name of N/A)

(general partner of the Partnership known as N/A)

(duly authorized officer of the Corporation name Nathan Mathew of Shelly Materials, Inc.),

who acknowledged that he is authorized in the premises and that his signing of this instrument is the free act and deed of himself or the organization which he represents.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal at

Findlay, Ohio, this 8th day of January, 2024.

Kyle E. Cartwright
Notary Public



Kyle E Cartwright
Notary Public
State of Ohio
My Commission Expires
July 4, 2024

COMMISSIONERS:

 x No delinquent taxes – file
 Delinquent taxes - sent to County Engineer

Clerk

**2024
PLAN-HOLDERS LIST**

LIQUID BITUMINOUS & CONCRETE ASPHALT

The Shelly Company
Attn: Brent Good
1700 Fostoria Avenue
Suite 200
PO Box 3100
Findlay, OH 45840
BGood@shellyco.com

K-Tech Specialty
P.O. Box 428
Ashley, IN 46705
jmcvicker@ktechcoatings.com

Asphalt Material, Inc.
940 N. Wynn Road
Oregon, OH 43616
nck.reynolds@asphalt-materials.com

Builders Exchange-Dayton
2077 Embury Park Road
Dayton, OH 45414
1-866-907-6300
1-937-278-3843 (Fax)
info@bxohio.com

Marathon Petroleum Company LP
Attn: Tommy Pike
thpike@marathonpetroleum.com

Terry Asphalt Materials
8600 Blistein Blvd
Hamilton, OH 45015
andrew.nortz@terryasphalt.com



BID BOND

Bond Number: 8205159-014137

KNOW ALL MEN BY THESE PRESENTS, that we The Shelly Company, 1700 Fostoria Ave., Ste. 200, PO Box 3100, Findlay, Ohio 45840

as Principal, (the "Principal"), and LIBERTY MUTUAL INSURANCE COMPANY, a mutual company duly organized under the laws of the Commonwealth of Massachusetts as Surety, (the "Surety"), are held and firmly bound unto Logan County Engineers, Logan County, Ohio

as Obligee, (the "Obligee"), in the penal sum of Fifty Thousand

Dollars (\$50,000.00),

for the payment of which sum well and truly to be made, the Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for 2024 General Construction and Maintenance of Logan County Highways-Asphalt Bid.

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal within the period specified therein, or, if no period be specified, within sixty (60) days after opening, and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents, or in the event of the failure of the Principal to enter into such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference in money not to exceed the penal sum hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. In no event shall the liability hereunder exceed the penal sum hereof.

DATED as of this 8th day of January, 2024.

The Shelly Company

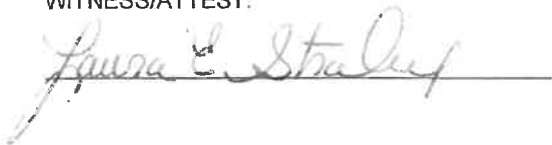
(Seal)

Principal

By: 

Name: T.A. Oberst
Title: Vice President

WITNESS/ATTEST:



LIBERTY MUTUAL INSURANCE COMPANY (Seal)

Surety

By: 

Brittany Renee Miller, Attorney-in-Fact



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: 8210534-014137

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, Brittany Renee Miller; Kimberly L. Stevens; Laura E. Straley

all of the city of Findlay state of OH 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 bid bonds on behalf of The Shelly Company, and the execution of such bid bonds, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company 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 3rd day of August, 2023.



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

By: [Signature]
David M. Carey, Assistant Secretary

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

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 3rd day of August, 2023 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 Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: [Signature]
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 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 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 8th day of January, 2024.



By: [Signature]
Renee C. Llewellyn, Assistant Secretary

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.

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 03/14/2023

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

LIBERTY MUTUAL INSURANCE COMPANY

of Massachusetts 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	Guaranteed Renewable A & H
Aircraft	Inland Marine
Allied Lines	Medical Malpractice
Boiler & Machinery	Multiple Peril - Commercial
Burglary & Theft	Multiple Peril - Farmowners
Collectively Renewable A & H	Multiple Peril - Homeowners
Commercial Auto - Liability	Noncancellable A & H
Commercial Auto - No Fault	Nonrenew- Stated Reasons (A&H)
Commercial Auto - Physical Damage	Ocean Marine
Credit	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	

LIBERTY MUTUAL INSURANCE COMPANY certified in its annual statement to this Department as of December 31, 2022 that it has admitted assets in the amount of \$69,850,735,943, liabilities in the amount of \$47,860,270,390, and surplus of at least \$21,990,465,553.

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





LIBERTY MUTUAL INSURANCE COMPANY
Financial Statement – December 31, 2022

Assets		Liabilities	
Cash and Bank Deposits	\$3,908,755,039	Unearned Premiums	\$10,133,358,204
*Bonds — U.S Government.....	3,451,999,931	Reserve for Claims and Claims Expense.....	27,953,643,316
*Other Bonds	18,862,255,155	Funds Held Under Reinsurance Treaties.....	368,610,620
*Stocks	19,372,953,698	Reserve for Dividends to Policyholders	1,379,296
Real Estate.....	190,092,373	Additional Statutory Reserve.....	197,278,000
Agents' Balances or Uncollected Premiums.....	7,929,876,358	Reserve for Commissions, Taxes and Other Liabilities.....	9,206,000,954
Accrued Interest and Rents	166,740,412	Total	\$47,860,270,390
Other Admitted Assets.....	15,968,062,977	Special Surplus Funds	\$195,696,103
Total Admitted Assets	<u>\$69,850,735,943</u>	Capital Stock	10,000,075
		Paid in Surplus	13,324,803,036
		Unassigned Surplus	8,459,966,339
		Surplus to Policyholders	21,990,465,553
		Total Liabilities and Surplus	<u>\$69,850,735,943</u>



* Bonds are stated at amortized or investment value; Stocks at Association Market Values.
 The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2022, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 8th day of March 2023.

T. Mikolajewski

Assistant Secretary

NOTICE FOR BIDS

Notice is hereby given that bids will be received at the office of the Logan County Commissioner's, 117 E. Columbus Avenue, Suite 100, Bellefontaine, Ohio 43311 until 10:00 A.M., Ohio Standard Time on Thursday January 18, 2024 for the **furnishing of various grades of LIQUID BITUMINOUS MATERIAL AND CONCRETE ASPHALT products** for the general construction and maintenance of Logan County Highways during the year of 2024 according to specifications on file in the Logan County Engineer's Office.

Bids are to be submitted on forms available at the Engineer's Office, 1991 C.R. 13, Bellefontaine, Ohio, 43311, 1-937-592-2791.

Bid prices are to be firm fixed price for one year.

Bids will be awarded to lowest and best bidder.

Bidders must comply with the provisions of The Americans with Disabilities Act of 1990.

Bidders must be able to provide a road-worthy Nurse Tank if needed.

The Logan County Commissioners' reserve the right to reject any or all bids and to waive any defects in the bids.

The Notice to Bidders is posted on the Internet and may be viewed on Logan County Engineer's web page at: www.lceo.us

By order of the Board of Commissioners of Logan County, Ohio.

DeDe Doss
Clerk/Admin.

Posted: January 4, 2024
Advertised: January 4, 2024 and January 11, 2024

2024

LOGAN COUNTY, OHIO

LIQUID BITUMINOUS SPECIFICATIONS

HFRS-2P MATERIAL

The Logan County Engineer's Office plans to purchase approximately 270,000 gallons of high float rapid setting polymer modified anionic asphalt emulsion (HFRS-2P) for use in its 2024 chip seal program.

The bidder shall indicate on the bid form the type of polymer modifier (such as SBS, SBR) that is being bid. Failure to specify the modifier may result in the bid being rejected.

Enclosed is the required specification for the HFRS-2P.

The bidder shall provide a JMF of the emulsion considered for use when submitting the unit price bid form. HFRS-2P test results shall be submitted on individual batches being supplied to the county during delivery. The HFRS-2P test procedures shall follow the specified test listed on the following page. The HFRS-2P test results shall indicate that the emulsion supplied by your company achieves the project specifications.

At any time during production and delivery the County reserves the right to extract a random sample of emulsion being considered for use. Such sample will be submitted by the County to an independent laboratory for testing to confirm that the material sampled is in accordance with the project specifications.

FOG SEAL MATERIAL

The Logan County Engineer's Office plans to purchase approximately 35,000 gallons of quick breaking fog seal asphalt emulsion for use in its 2024 roadway maintenance operations.

The fog seal product (if approved) shall be supplied conforming to specification in this document. If requested product verification test results shall be provided prior to application.

HFMS-2 MATERIAL

The Logan County Engineer's Office plans to purchase approximately 10,000 gallons of anionic medium to high setting asphalt emulsion for use in its 2024 roadway maintenance operations.

HFMS-2 shall be supplied conforming to The Ohio DOT required specification.

MATERIAL

Use the enclosed separate Unit Price Contract form to establish unit prices for the year for the HFRS2-P and HFMS-2 emulsion available from your company.

For any bid where total sum of the unit price multiplied by estimated quantity exceeds \$50,000.00 a bid guarantee will be required. The bid guarantee must be a bid bond or certified check in the amount of 5% of the total bid price (sum of estimated quantity multiplied by the unit price). Failure to submit a proper bid bond, if required, will automatically invalidate the bid.

Vendor shall supply a copy of the Safety Data Sheet (SDS) for the product, where applicable, when submitting the unit price bid form.

DELIVERY:

Delivery of all materials shall be of the type and kind and in quantities and at times as the County Engineer or his authorized assistant may so order. Delivery will be in transport quantities. Ordering will occur up to 12 hours before delivery is requested. Failure to timely deliver ordered quantities of liquid shall be cause for termination of the contract.

The bidder shall supply on his bid sheet a telephone number to be used for ordering and the name of the contact person.

**Logan County Engineer's Office
SPECIFICATION
for
HFRS-2P CHIP SEAL EMULSION**

The asphalt emulsion shall be a polymer modified HFRS-2P meeting the following specifications:

<u>Emulsion (ASTM D 244)</u>	<u>Min</u>	<u>Max</u>
Saybolt Furol Viscosity, 50°C	100	550
Storage stability, 24 hrs, % difference	--	1
Demulsibility, 35 ml of 0.02N, CaCl ₂ , %	50	--
Sieve test, (distilled water), %	--	0.1
Distillation to 190°C or, residue % solids	65	--
Oil distillate, %	--	2

Distillation Residue

Penetration, 100g, 5 sec @25°C - ASTM D 5	75	125
Float Test, sec - ASTM D 139	1200	--
Solubility in TCE, % - ASTM D 2042 or D 5546	97.5	--
Elastic Recovery, 10°C, % - ASTM D 113	58	--

**Logan County Engineer's Office
SPECIFICATION
for
FOG SEAL EMULSION
(QF40 specification provided by Asphalt Materials)**

<u>Test Parameter on Emulsion</u>	<u>Test Method</u>	<u>Specification</u>
Oil Distillate, Volume % max.	AASHTO T 59	0.5
Residue by Distillation, % min.	AASHTO T 59	35-45
Sieve, % max.	AASHTO T 59	0.3
Viscosity, Saybolt Furol, 25°C, sec	AASHTO T 72	10-100

Test on Emulsion Residue

Penetration, 25°C, 100g, 5 sec, dmm min	AASHTO T 49	55
Solubility in TCE, % min	AASHTO T 44	97.5

**2024 BID FORM
FOR
LIQUID BITUMINOUS
WARM MIX ASPHALT
HPM COLD MIX**

MATERIAL	BID PRICE	APPLICATION RATE	IDENTIFY POLYMER MODIFIER (HFRS-2P ONLY)
HFMS-2	NO BID /Gal	NO BID Gal/SY	NO BID
HFRS-2P	/Gal	Gal/SY	
Fog Seal (QF-40 or Equal)	/Gal	Gal/SY	
301 Base	/Ton		
448 Type 2	/Ton		
448 Type 1	/Ton		
HPM Cold Mix	141 ^{xy} / _{xy} /Ton *	N/A	N/A


* PRICE INCLUDES DELIVERY WITH A 24 TON MINIMUM ORDER.

Company HEI-WAY LLC

Address 290 N. PIKE RD
SARVER PA 16055

Telephone No. 724-353-2700 (For Orders)

Contact Person ELIAS HEILMAN (For Orders)

Signature 

OHIO REVISED CODE

NON -COLLUSION AFFIDAVIT

In accordance with Title 23 United States Code, Section 112 and Ohio Revised Code, Chapter 1331 et. seq: and Sections 2921.11 and 2921.13, the bidder hereby states, under penalty of perjury and under other such penalties as the law provides, that he or his agents or employees have not entered either directly or indirectly into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this proposal. Execution of this proposal on the signature portion thereof shall constitute also signature of this Non-Collusion Affidavit

CAMPAIGN CONTRIBUTIONS AFFIDAVIT

Ohio Revised Code Section 3517.13(I) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership, association, including, without limitation, a professional association organized under Chapter 1785 of the ORC, estate, or trust if the individual has made or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee or the spouse of any of them has made, as an individual, within the two previous calendar years, one or more contributions totaling in excess of one thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Furthermore, Ohio Revised Code Section 3517.13(J) requires that no agency or department of this state or any political subdivision shall award any contract, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust, except a professional association organized under Chapter 1785 of the ORC, if an owner of more than twenty per cent of the corporation or business trust or the spouse of that person has made, as an individual, within the two previous calendar years, taking into consideration only owners for all of that period, one or more contributions totaling in excess of one thousand dollars to the holder of a public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee. Execution of this proposal on the signature portion thereof shall constitute also signature of this Campaign Contributions Affidavit.

**COMPETITIVE BIDDER'S
PERSONAL PROPERTY TAX AFFIDAVIT
LOGAN COUNTY, OHIO (R.C. 5719.042)**

STATE OF OHIO:

: ss:

LOGAN COUNTY :

The undersigned, being duly sworn, says that he is or represents a competitive bidder doing business in, or with Logan County, Ohio, and that: (Check appropriate lines)

He is a sole proprietorship doing business under his own name.

He is a sole proprietorship doing business under the name of _____

He is a general partner of the partnership known as _____

He is a duly authorized officer of the corporation named
HEI-WAY LLC

The business address of the bidder is 290 NORTH PIKE RD. SARVER

PA 16055 ; Telephone 724-353-2700

The undersigned further says that the bidder at the time of submitting his or its bid:

Was not charged with any delinquent personal taxes in Logan County, Ohio.

Was charged with delinquent personal property taxes as follows:

YEAR	AMOUNT	PENALTY	INTEREST
20 _____	\$ _____	\$ _____	\$ _____
20 _____	\$ _____	\$ _____	\$ _____
20 _____	\$ _____	\$ _____	\$ _____

Signed: 

Title: PRESIDENT

STATE OF OHIO:
: ss:
LOGAN COUNTY :

Before me, a notary, in and for said county, personally appeared

EUIAS HEILMAN (sole proprietor doing business under his own name)

(sole proprietor doing business under the name of _____)

(general partner of the Partnership known as _____)

(duly authorized officer of the Corporation name HEI-WAY LLC),

who acknowledged that he is authorized in the premises and that his signing of this instrument is the free act and deed of himself or the organization which he represents.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal at

PENNSYLVANIA
Ohio, this 8TH day of JANUARY, 2024.

Michael Bender

Notary Public

Commonwealth of Pennsylvania - Notary Seal
Michael Brian Bender, Notary Public
Butler County
My commission expires March 27, 2025
Commission number 1309705

COMMISSIONERS:

_____ No delinquent taxes – file

_____ Delinquent taxes - sent to County Engineer

Clerk

**2024
PLAN-HOLDERS LIST**

LIQUID BITUMINOUS & CONCRETE ASPHALT

The Shelly Company
Attn: Brent Good
1700 Fostoria Avenue
Suite 200
PO Box 3100
Findlay, OH 45840
BGood@shellyco.com

K-Tech Specialty
P.O. Box 428
Ashley, IN 46705
imcvicker@ktechcoatings.com

Asphalt Material, Inc.
940 N. Wynn Road
Oregon, OH 43616
rick.reynolds@asphalt-materials.com

Builders Exchange-Dayton
2077 Embury Park Road
Dayton, OH 45414
1-866-907-6300
1-937-278-3843 (Fax)
info@bxohio.com

Marathon Petroleum Company LP
Attn: Tommy Pike
thpike@marathonpetroleum.com

Terry Asphalt Materials
8600 Blistein Blvd
Hamilton, OH 45015
andrew.nortz@terryasphalt.com