

# CONTRACT FORM

THIS CONTRACT, made this 8 day of November, 2023, by and between Fillmore Construction LLC. herein after called the "Contractor" and the Village of Ashville, Ohio herein after called "Ashville"

WITNESSETH, that the Contractor and Ashville for the consideration stated herein agree as follows:

## **ARTICLE I – SCOPE OF WORK**

The Contractor shall perform everything required to be performed and shall provide and furnish all the labor, materials, necessary tools, expendable equipment, and all utility and transportation services required to perform and complete in a workmanlike manner all the work required for the construction of the Improvements of Ashville included in this Contract, all in strict accordance with the Contract Drawings and Specifications, including any and all Addenda, and in strict compliance with the Contractor's Proposal and the Other Sections of the Contract Documents herein mentioned which are a part of this Contract, and the Contractor shall do everything required by this Contract and the other documents constituting a part hereof.

## **ARTICLE II – THE CONTRACT PRICE**

Ashville shall pay to the Contractor for the performance of this Contract subject to any additions or deductions provided therein, in current funds, the contract price computed as shown in the Proposal.

## **ARTICLE III – COMPONENT PARTS OF THE CONTRACT**

This Contract consists of the following component parts, all of which are as fully a part of this Contract as if herein set out verbatim, or if not attached, as if hereto attached:

- (1) Addendum Nos. (no specific numbers indicated), 1, and \_\_\_\_\_.
- (2) General Conditions
- (3) Technical Specifications
- (4) State of Ohio Department of Transportation Specifications
- (5) Instruction to Bidders
- (6) Advertisement for Bids
- (7) Proposal
- (8) This Instrument

In the event that any provision in any of the above component parts of this Contract conflicts with any provisions in any other of the component parts, the provision in the component part first enumerated above shall govern over any other provision in the component part which follows it numerically except as may be otherwise specifically stated.

This Contract is intended to conform in all respects to applicable statutes of the State of Ohio, and if any part or provision of this Contract conflicts therewith, the said statute shall govern. The Contractor shall name Ashville as an additional insured on all insurance policies for this project.

Starting and Completion

The Contractor agrees to commence work under this contract on a date to be specified in a written order from Ashville, and to fully complete all work included in this Contract to the point of final acceptance by Ashville in accordance with the completion dates established in Section "V" of the General Conditions. Ashville agrees not to issue aforesaid written order prior to the time proposed for starting work as stated by the Contractor in the proposal except by mutual agreement between the Contractor and Ashville. Ashville further agrees to issue such written order not later than thirty (30) days after the Contractor's proposed starting date, provided that the Contractor has furnished to Ashville satisfactory evidence of bond and insurance coverage, and that all other conditions of the contract prerequisite to starting work have been complied with by the Contractor.



IN WITNESS WHEREOF:

For Ashville:

  
\_\_\_\_\_  
Franklin Christman, Village Administrator

November 8, 2023  
(Date)

Witness:

  
\_\_\_\_\_  
  
\_\_\_\_\_

For : Fillmore Construction LLC  
(Company Name)

  
\_\_\_\_\_  
~~Amy Cox~~ Fred Cox

November 8, 2023  
(Date)

Witness:

  
\_\_\_\_\_  
  
\_\_\_\_\_

**ADDENDUM NO. 1**  
**VILLAGE OF ASHVILLE, OHIO**  
**2023 STREET RESURFACING PROJECT**

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DATE OF ADDENDUM

October 13, 2023

BID DATE

October 16, 2023

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This Addendum forms a part of and modifies the original Contract Documents issued for the above referenced bid date.

The Bidder shall affix this Addendum to the inside cover of the Contract Documents as **acknowledgment of receipt of this Addendum of the Contract Documents; failure to do so may subject the Bidder to disqualification.**

This Addendum covers changes to the Contract Documents for which bids will be received on October 16, 2023. Each bidder shall include the items changed by this Addendum to the extent they affect the bid.

Question #1:

The Item numbers on the "Bid Tab" do not correspond correctly with sheet 11 of the bid documents:

Response:

The "Bid Tab" and sheet 11 have been revised.

**Summary** – Items affected by this Addendum are on the following pages of the Bid Booklet which has been included with this Addendum: 11 & the Bid Tab under Appendix B.

**End of Addendum No. 1**